FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE BEGINNING OF MUR # 3325/3249

DATE FILMED 5/18/95 CAMERA NO. 2

CAMERAMAN EES

9504364051 7

06-C 0598

BEFORE THE
FEDERAL ELECTION COMMISSION

91 APR -2 AM 11:47

CENTER FOR RESPONSIVE POLITICS
1320 19th Street N.W.
Washington, D.C. 20036
(202) 857-0044,

v. Complainant,

Mark B. Dayton, Richard J. Dennis
Frederick W. Field, Jerome Kohlberg,
Diana T. MacArthur, Morton L. Mandel,
Robert E. Rubin, Lewis Rudin

Respondents,

COMPLAINT

COMPLAINT OF CENTER FOR RESPONSIVE POLITICS

1. This complaint charges that the respondents have violated the Federal Election Campaign Act, 2 U.S.C. § 431 et seq., as amended ("FECA"), by making aggregate contributions in excess of the limits provided by the FECA.

PARTIES

2. Complainant Center for Responsive Politics is a nonprofit, nonpartisan research group incorporated in the State of Iowa and headquartered in Washington, D.C. that studies Congress and related issues. Founded in 1983, it was designed to study Congress and examine potential reforms that could improve both its internal operation and its responsiveness to the American public. Money in politics has been one of its chief areas of study.

3. The respondents are individual contributors to various political committees.

APPLICABLE STATUTES AND REGULATIONS

4. The FECA limits contributions, by any one individual, to an aggregate total of $25,000 per calendar year. Contributions to a candidate made in a year other than the calendar year of the election with respect to which the contribution is made are considered to be made during the calendar year in which such election is held. 2 U.S.C. § 441a(a)(3); 11 C.F.R. § 110.5.

5. The FECA limits to $20,000 aggregate contributions per calendar year by any one individual to each political committee that is established and maintained by a national political party, and which is not the authorized

5043364051?

political committee of any candidate. Contributions to national party committees include contributions to national House campaign committees and national Senate campaign committees. 2 U.S.C § 441a(a)(1)(B); 11 C.F.R. § 110.1(c).

6. The FECA limits to a total of $1,000 per election all contributions by any one individual to any political candidate or his authorized political committees with respect to any election for Federal office. 2 U.S.C § 441a(a)(1)(A); 11 C.F.R. §110.1(b). For purposes of this limit each of the following is considered a separate election: primary election, general election, runoff election, special election, and party caucus or convention which has authority to select the nominee. 2. U.S.C. § 431(1); 11 C.F.R. §100.2.

GROUNDS FOR COMPLAINT

7. FEC records show that on the following dates, the following amounts were contributed by Mark Dayton in 1989 to political committees. Attached as Exhibit 1 are copies of the FEC records of Dayton's contributions in 1989. All exhibits reflect the records on file at the FEC as of March 27, 1991.

Democratic Senatorial Campaign Com.	3/7/89	$15,000.00
Fund for A Democratic Majority	4/28/89	5,000.00
Democrats for the 90's	6/13/89	5,000.00
Committee of the Senate Ass't Maj. Leader	10/4/89	200.00

Committee of the Senate Ass't Maj. Leader	11/7/89	1,000.00
Democrats 2000	11/16/89	500.00
DNC Services Corp/DNC	11/29/89	400.00

8. On information and belief, respondent Mark Dayton made contributions attributed to the 1989 calendar year in the amount of $27,100 (See Exhibit 1). These contributions exceeded by $2,100 the $25,000 limit imposed by the FECA on all contributions by any individual in a calendar year.

9. FEC records show that on the following dates, the following amounts were contributed by Richard J. Dennis in 1989 to political committees. Attached as Exhibit 2 are copies of the FEC records of Dennis's contributions in 1989. All exhibits reflect the records on file at the FEC as of March 27, 1991.

Illinois Democratic Party	4/4/89	$1,000.00
Wyoming State Democratic Central Com.	4/25/89	5,000.00
Teamwork American	7/10/89	5,000.00
Fifth Horseman PAC	7/11/89	5,000.00
Democratic Senatorial Campaign Com.	8/4/89	5,000.00
House Leadership Fund, The	8/22/89	1,000.00
Religion and Tolerance PAC	9/15/89	5,000.00

10. On information and belief, respondent Richard J. Dennis made contributions attributed to the 1989 calendar year in the amount of $27,000

2504364052 1

(See Exhibit 2). These contributions exceeded by $2,000 the $25,000 limit imposed by the FECA on all contributions by any individual in a calendar year.

11. FEC records show that on the following dates, the following amounts were contributed by Frederick Field in 1990 to political committees and in 1989 and 1990 to candidates whose elections were held in 1990. Attached as Exhibit 3 are copies of the FEC records of Field's contributions in 1989 and 1990. All exhibits reflect the records on file at the FEC as of March 27, 1991.

Friends of Sam Beard for the US Senate	2/15/89	$1,000.00
Kerry Committee	5/3/89	1,000.00
Kerry Committee	5/3/89	1,000.00
Wyden for Congress	6/5/89	250.00
Citizens for Harkin	6/30/89	1,000.00
Citizens for Harkin	6/30/89	1,000.00
Friends of Howell Heflin Committee	6/30/89	500.00
Senator Hugh Palmer Committee	10/2/89	1,000.00
Friends of Senator Carl Levin	10/17/89	1,000.00
Friends of Senator Carl Levin	10/17/89	1,000.00
Simon for Senate	12/18/89	1,000.00
Simon for Senate	12/18/89	1,000.00
Mel Levine for Congress	12/27/89	1,000.00
Mel Levine for Congress	12/27/89	1,000.00

Ted Muenster Works for So. Dakota Com.	12/28/89	1,000.00
Religion and Tolerance PAC	2/2/90	2,500.00
Friends of Max Baucus (1990 Campaign)	3/19/90	1,000.00
Friends of Max Baucus (1990 Campaign)	3/19/90	1,000.00
Iowa Democratic Party (Federal Division)	5/11/90	5,000.00
Friends of Senator Rockefeller	5/29/90	1,000.00
Democratic State Central Committee	6/1/90	5,000.00
Daniel K. Akaka For U.S. Senate	8/29/90	500.00
Friends of Albert Gore Jr. Inc.	8/30/90	1,000.00
Josie Heath for US Senate Inc.	9/10/90	1,000.00
Lonsdale for Senate	10/17/90	1,000.00

12. On information and belief, respondent Frederick Field made contributions attributed to the 1990 calendar year in the amount of $32,750 (See Exhibit 3). These contributions exceeded by $7,750 the $25,000 limit imposed by the FECA on all contributions by any individual in a calendar year.

13. FEC records show that on the following dates, the following amounts were contributed by Jerome Kohlberg, Jr. in 1990 to political committees and in 1989 and 1990 to candidates for federal office whose elections were held in 1990. Attached as Exhibit 4 are copies of the FEC records of Kohlberg's contributions in 1989 and 1990. All exhibits reflect the records on file at the FEC as of March 27, 1991.

Friends of Senator Carl Levin	5/2/89	$1,000.00
Simon for Senate	8/15/89	1,000.00
Re-Elect Congressman Chuck Schumer	1/12/90	1,000.00
Re-Elect Congressman Chuck Schumer	1/12/90	1,000.00
Friends of Senator Rockefeller	5/23/90	500.00
Friends of Senator Carl Levin	8/7/90	1,000.00
Friends of Larry Pressler	8/10/90	1,000.00
Harvey Gantt for Senate Campaign Com.	8/15/90	1,000.00
Nita Lowey for Congress	9/12/90	500.00
DNC Services Corp./DNC	10/17/90	15,000.00
Re-Elect Senator Mark Hatfield	10/24/90	1,000.00
Kerry Committee	11/6/90	1,000.00
Harvey Gantt for Senate Campaign Com.	11/12/90	1,000.00

14. On information and belief, respondent Jerome Kohlberg, Jr. made contributions attributed to the 1990 calendar year in the amount of $26,000 (See Exhibit 4). These contributions exceeded by $1,000 the $25,000 limit imposed by the FECA on all contributions by any individual in a calendar year.

15. FEC records show that on the following dates, the following amounts were contributed by Diana T. MacArthur in 1990 to political committees and in 1989 and 1990 to candidates for federal office whose elections were held in 1990. Attached as Exhibit 5 are copies of the FEC records

2504364052 4

of MacArthur's contributions in 1989 and 1990. All exhibits reflect the records on file at the FEC as of March 27, 1991.

Friends of Connie Morella for Congress	10/10/89	$250.00
DNC Services Corp/DNC	1/3/90	18,000.00
DNC Services Corp/DNC	4/9/90	250.00
DNC Services Corp/DNC	5/21/90	250.00
Democratic Decade	6/1/90	1,000.00
Democratic Senatorial Campaign Com.	6/1/90	1,000.00
DNC Services Corp/DNC	7/26/90	325.00
Harvey Gantt for Senate Campaign Com.	8/2/90	1,000.00
Sloane For Senate Committee	8/2/90	1,000.00
People for Pete Domenici (1990)	8/7/90	200.00
Democratic Party of New Mexico	8/21/90	500.00
Friends of Senator Rockefeller	8/21/90	500.00
Friends of Senator Rockefeller	8/21/90	500.00
Democratic Party of New Mexico	9/15/90	900.00
People for Pete Domenici (1990)	9/24/90	800.00

16. On information and belief, respondent Diana T. MacArthur made contributions attributed to the 1990 calendar year in the amount of $26,475 (See Exhibit 5). These contributions exceeded by $1,475 the $25,000 limit imposed by the FECA on all contributions by any individual in a calendar year.

17. FEC records show that on the following dates, the following amounts were contributed by Morton L. Mandel in 1989 to political committees. Attached as Exhibit 6 are copies of the FEC records of Mandel's contributions in 1989. All exhibits reflect the records on file at the FEC as of March 27, 1991.

DNC Services Corp/DNC	9/29/89	$20,000.00
Heartland PAC FKA: Youngstown PAC	11/15/89	2,500.00
Democratic Senatorial Campaign Com.	12/8/89	10,000.00

18. On information and belief, respondent Morton L. Mandel made contributions attributed to the 1989 calendar year in the amount of $32,500 (See Exhibit 6). These contributions exceeded by $7,500 the $25,000 limit imposed by the FECA on all contributions by any individual in a calendar year.

19. On information and belief, respondent Morton L. Mandel made contributions attributed to 1989 which exceeded by $10,000 the $20,000 limit imposed by FECA on contributions by an individual to any national party committee in a calendar year.

20. FEC records show that on the following dates, the following amounts were contributed by Robert Rubin in 1989 to a single candidate whose election for federal office was held in 1990. Attached as Exhibit 7 are

copies of the FEC records of these Rubin contributions in 1989. All exhibits reflect the records on file at the FEC as of March 27, 1991.

Citizens for Harkin	6/9/89	$1,000.00
Citizens for Harkin	6/9/89	1,000.00
Citizens for Harkin	12/18/89	1,000.00
Citizens for Harkin	12/18/89	1,000.00

21. On information and belief, respondent Robert Rubin made contributions attributed to the 1990 calendar year to candidate Harkin in the amount of $4,000 (See Exhibit 7). These contributions exceeded by $2,000 the $2,000 limit imposed by the FECA on all contributions by any individual to candidate Harkin in 1989.

22. FEC records show that on the following dates, the following amounts were contributed by Lewis Rudin in 1989 to political committees. Attached as Exhibit 8 are copies of the FEC records of Rudin contributions in 1989. All exhibits reflect the records on file at the FEC as of March 27, 1991.

New York Republican County Com.	2/3/89	$1,000.00
New York Republican County Com.	2/13/89	4,000.00
Democratic Senatorial Campaign Com.	2/14/89	5,000.00
Campaign America	2/17/89	5,000.00
New York State Democratic Com.	4/28/89	1,000.00
Women's Campaign Fund Inc.	5/8/89	1,000.00

> 5043640527

Pres. Dinner/AKA 1989 Repub. Sen/House	5/11/89	5,000.00
Democratic Cong. Campaign Com. Inc.	10/5/89	1,000.00
DNC Services Corporation/DNC	10/25/89	5,000.00

23. On information and belief, respondent Lewis Rudin made contributions attributed to the 1989 calendar year in the amount of $28,000 (See Exhibit 8). These contributions exceeded by $3,000 the $25,000 limit imposed by the FECA on all contributions by any individual in a calendar year.

24. FEC records show that on the following dates, the following amounts were contributed by Lewis Rudin in 1989 and 1990 to candidates whose elections for federal office were held in 1990, and in 1990 to political committees. Attached as Exhibit 9 are copies of the FEC records of Rudin contributions in 1990. All exhibits reflect the records on file at the FEC as of March 27, 1991.

Committee for Congressman Bill Green	2/7/89	$1,000.00
Russo for Congress Committee	2/11/89	1,000.00
Kerry Committee	3/15/89	1,000.00
Bill Bradley for U.S. Senate	3/31/89	1,000.00
Friends of Les Aspin	4/7/89	500.00
Friends of Senator Carl Levin	4/10/89	1,000.00
People for Pete Domenici (1990)	4/13/89	500.00
Committee to Re-Elect Cong. Robert Garcia	5/5/89	1,000.00

5043640523

Stevens for Senate Committee	5/22/89	1,000.00
People for Boschwitz 1990	5/31/89	1,000.00
Simon for Senate	5/31/89	500.00
Friends of Larry Pressler	6/5/89	1,000.00
Simpson Senate Committee 1990	6/6/89	500.00
Simpson Senate Committee 1990	6/6/89	1,000.00
Simpson Senate Committee 1990	6/6/89	500.00
Rangel for Congress Committee	6/15/89	1,000.00
Nita Lowey for Congress	6/19/89	640.00
Citizens for Harkin	6/30/89	1,000.00
Simpson for Senate Committee	6/30/89	—500.00*
Cohen for Senator	9/12/89	1,000.00
Friends of Max Baucus (1990 Campaign)	10/2/89	1,000.00
Friends of Senator Rockefeller	10/11/89	1,000.00
McConnell Senate Committee '90	10/13/89	1,000.00
Friends of Claudine	10/30/89	1,000.00
Louise Slaughter Re-Election Committee	11/8/89	1,000.00
Friends of Phil Gramm A/K/A The Texas Presidential Gala	11/21/89	1,000.00
Re-Elect Cong. Chuck Schumer	11/28/89	1,000.00
Friends of Howell Heflin Committee	12/21/89	1,000.00
New York Republican County Committee	1/12/90	1,000.00
Serrano for Congress	2/22/90	500.00
Citizens for Downey	3/22/90	500.00
Sam Nunn Campaign Committee	4/4/90	1,000.00
Voters for Choice/Friends of Fam. Planning	10/17/90	500.00

Independent-Republicans of Minnesota	11/2/90	1,000.00

* This reflects a refund.

25. On information and belief, respondent Lewis Rudin made contributions attributed to the 1990 calendar year in the amount of $28,140 (See Exhibit 9.) These contributions exceeded by $3,140 the $25,000 limit imposed by the FECA on all contributions by any individual in a calendar year.

RELIEF

26. The Center for Responsive Politics respectfully urges the Commission to conduct a prompt and thorough investigation into the allegations in this Complaint, and to declare that the Respondents have violated the FECA and Commission regulations.

Respectfully submitted,

Ellen S. Miller

Ellen S. Miller
Executive Director
CENTER FOR RESPONSIVE POLITICS
1320 19th Street, N.W.
Washington, D.C. 20036
(202) 857-0044

Date: April 2, 1991

VERIFICATION

The undersigned complainant, on behalf of the Center for Responsive Politics, swears that the statements in this Complaint are based on the sources indicated, and, as such, are true and correct to the best of her information and belief.

Ellen S. Miller

Ellen S. Miller

District of Columbia)
) ss

Subscribed and sworn to before
me this 2nd day of April, 1991

Notary Public

My Commission Expires: My Commission Expires March 31, 1994

15043640531

Dayton, Mark B

Summary of FEC Data

Exhibit 1

Recipient	Amount	Date	Year
DEMOCRATIC SENATORIAL CAMPAIGN COMMITTEE	$15,000	03/07/89	89
FUND FOR A DEMOCRATIC MAJORITY	$5,000	04/28/89	89
DEMOCRATS FOR THE 90'S	$5,000	06/13/89	89
COMMITTEE OF THE SENATE ASSISTANT MAJORITY LEADER	$200	10/04/89	89
COMMITTEE OF THE SENATE ASSISTANT MAJORITY LEADER	$1,000	11/07/89	89
DEMOCRATS 2000	$500	11/16/89	89
DNC SERVICES CORPORATION/DEMOCRATIC NATIONAL COMMITTEE	$400	11/29/89	89

Total Contributions for 1989: **$27,100**

150436405392

SCHEDULE A ITEMIZED RECEIPTS

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

DEMOCRATIC SENATORIAL CAMPAIGN COMMITTEE

Name, Mailing Address and ZIP Code	Employer/ Occupation	Date	Amount
Helen R. Allegrone 1008 Forest Hill Drive Greensboro, NC 27410	Self Teacher of Braille	03/06/89	$400.00
_ Primary _ General Other:	Y-T-D: $400.00		
Jack Arnett P.O. Box 154 Winfield, WV 25213	Kanawha Valley Advertising President	03/31/89	$250.00
_ Primary _ General Other:	Y-T-D: $250.00		
Hal W. Brown 1731 Workman Street Los Angeles, CA 90031	Gannett Outdoor Group Advertising Exec.	03/24/89	$500.00
_ Primary _ General Other:	Y-T-D: $500.00		
Jamison Clark 8926 Sunland Blvd. Sun Valley, CA 91352	First American Title Co. of LA Asst. Vice Pres.	03/15/89	$150.00
_ Primary _ General Other:	Y-T-D: $300.00		
Thomas I. Crowell 1877 Field Road Charlottesville, VA 22903	Self Retired	03/24/89	$250.00
_ Primary _ General Other:	Y-T-D: $250.00		
Mark B. Dayton 5100 I.D.S. Center Minneapolis, MN 55402	Self Investor	03/07/89	$15,000.00
_ Primary _ General Other:	Y-T-D: $15,000.00		
Jennifer Dubois Greenfield Road Peterborough, NH 03458	Self Housewife	03/24/89	$300.00
_ Primary _ General Other:	Y-T-D: $300.00		
SUBTOTAL of Receipts This Page			$16,850.00
TOTAL This Period			

ITEMIZED RECEIPTS
FUND FOR A DEMOCRATIC MAJORITY

NAME AND ADDRESS	DATE	AMOUNT
RICHARD J. DAVIS, ESQ. C/O WEIL, GOTSHAL, AND MANGES 767 FIFTH AVENUE NEW YORK, NY 10153 0000 OCCUPATION ATTORNEY EMPLOYER WEIL, GOTSHAL, MANGES	89/04/23	$1,000.
	YEAR TO DATE:	$1,000.
[illegible] BANK FIRST BANK PLACE [illegible], MN 55480 0000 OCCUPATION PRESIDENT EMPLOYER VERMILION INVESTMENTS	89/04/28	$5,000.
	YEAR TO DATE:	$5,000.
[illegible] [illegible] SQUIRE [illegible] 46514 0000	89/06/1[illegible]	$5,000.
[illegible]	[illegible] TO DATE:	$[illegible],000
[illegible] GOULD PARTNER LAZARD, FRERES	89/03/3[illegible]	$[illegible],000

C 00365204 9 2504336405334

[redacted]/[redacted]/89

[redacted]
FEC [redacted]
January [redacted]

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to contact its own [redacted]

NAME		
Carpinelli, Nat 8 Harmon Street White Plains, New York EMPLOYER: Self-employed OCCUPATION: Real Estate	06/[redacted]/89 AGGREGATE YTD:	$ [redacted] $ [redacted]
Clifford, Clark M. 815 Connecticut Avenue, N.W. Washington, D.C. 20006 EMPLOYER: Clifford & Warnke OCCUPATION: Attorney	06/6/89 AGGREGATE YTD:	$ [redacted] $ [redacted]
Curry, Charles E. 1717 Massachusetts Avenue, NW Washington, DC 20036 EMPLOYER: Curry Foundation OCCUPATION: Trustee	06/24/89 AGGREGATE YTD:	$ [redacted] $ 500.00
Dayton, Mark B. 3730 IDS Center Minneapolis, Minnesota 55402 EMPLOYER: Vermilion Investment Corp. OCCUPATION: President	06/13/89 AGGREGATE YTD:	$ 5,000.00 $ 5,000.00
	PAGE TOTAL	$ 7,500.00

8903603438

15043640

SCHEDULE A

ITEMIZED RECEIPTS

PAGE 3

FEC 11(a)(i)

NAME OF COMMITTEE (In Full)

Committee of the Senate Assistant Majority Leader

Full Name, Mailing Address and ZIP Code	Name of Employer	Date Received	Amount Received
Mark B. Dayton 7777 Mount Curve Avenue Minneapolis, MN 55403	self-employed	10/04/89	200.00
	Occupation investor	Aggregate Year to Date	$ 200.00
Full Name, Mailing Address and ZIP Code	Name of Employer	Date Received	Amount Received
Mark B. Dayton 7777 Mount Curve Avenue Minneapolis, MN 55403	self-employed	11/07/89	1,000.00
	Occupation investor	Aggregate Year to Date	$ 1,200.00
Full Name, Mailing Address and ZIP Code	Name of Employer	Date Received	Amount Received
Paul A. Ramoshesk [illegible] Smethwick Blvd. [illegible] St. Paul, MN 55075	self-employed	08/24/89	60.00
	Occupation attorney	Aggregate Year to Date	$ 160.00
Full Name, Mailing Address and ZIP Code	Name of Employer	Date Received	Amount Received
Paul A. Ramoshesk [illegible] Smethwick Blvd. [illegible] St. Paul, MN 55075	self-employed	10/11/89	100.00
	Occupation attorney	Aggregate Year to Date	$ 260.00
Full Name, Mailing Address and ZIP Code	Name of Employer	Date Received	Amount Received
[illegible]	self-employed	10/13/89	100.00
	Occupation attorney	Aggregate Year to Date	$ 300.00
Full Name, Mailing Address and ZIP Code	Name of Employer	Date Received	Amount Received
	Occupation	Aggregate Year to Date	$
Full Name, Mailing Address and ZIP Code	Name of Employer	Date Received	Amount Received

SCHEDULE A — ITEMIZED RECEIPTS

Use separate schedule(s) for each category of the Detailed Summary Page

PAGE 3 OF 14

FOR LINE NUMBER: 11(a)(i)

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee

NAME OF COMMITTEE (in Full)

DEMOCRATS 2000 C00230342

A. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation / Aggregate Year-to-Date	Date (month, day, year)	Amount of Each Receipt this Period
ALAN C BROWN 27 TOMKINS PLACE BROOKLYN, NY 11231	SHEARSON LEHMAN BRO FINANCE $ 550	11-16-89	500.00
B. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation / Aggregate Year-to-Date	Date (month, day, year)	Amount of Each Receipt this Period
[illegible] [illegible]	[illegible] ATTORNEY/[illegible] $ 500	11-16-89	500.00
C. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation / Aggregate Year-to-Date	Date (month, day, year)	Amount of Each Receipt this Period
MARK P. WATSON 3730 IDS CENTER MINNEAPOLIS MN 55402	SELF $ 500	11-16-89	500.00
D. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation / Aggregate Year-to-Date	Date (month, day, year)	Amount of Each Receipt this Period
JERE W GLOVER 1005 YORK LN ANNAPOLIS MD 21403	SELF ATTORNEY $ 75	11-15-89	75.00
E. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation / Aggregate Year-to-Date	Date (month, day, year)	Amount of Each Receipt this Period
[illegible] [illegible] ST. N.W. #318 WASHINGTON D.C. 20006	THE HOUSING GROUP GOVT AFFAIRS $ 500	10-3-89	500.00
F. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation / Aggregate Year-to-Date	Date (month, day, year)	Amount of Each Receipt this Period
[illegible] [illegible] [illegible] 20006	KIRKPATRICK & LOCKHART ATTORNEY $ 5[illegible]	11-11-89	50.00
G. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation / Aggregate Year-to-Date	Date (month, day, year)	Amount of Each Receipt this Period
[illegible]	[illegible] ATTORNEY $ 5[illegible]	11-11-89	[illegible]

C00436405 7

ITEMIZED RECEIPTS
ONE SERVICES CORPORATION/DEMOCRATIC NATIONAL COMMITTEE
PERIOD: 11/01/89 THRU 11/30/89

NAME ADDRESS CITY STATE ZIPCODE	OCCUPATION EMPLOYER	DATE	AMOUNT THIS PERIOD	YTD AGGREGATE
Ms. Henrietta Davis 10 A Greenbelter Dr Berwyn Hts MD 20740	RETIRED	11/09/89	100.00	250.00
Mr. Mark D. Dayton 1710 IDS Center Minneapolis MN 55402	President Dorsilton Investment Co.	11/29/89	400.00	400.00
Ms. Merry A Demarest 9621 Mt. Sylvan Drive Escondido CA 92026	Retired	11/17/89	100.00	550.00
Ms. Anne P Dennis Airport Rd Keene Valley NY 12943	REQUESTED	11/30/89	100.00	210.00
Mrs. Suzanne F Deutsch 41 Reservoir Street Cambridge MA 02138	REQUESTED	11/28/89	150.00	250.00

Dennis, Richard J
Summary of FEC Data

Exhibit 2

Recipient	Amount	Date	Year
ILLINOIS DEMOCRATIC PARTY	$1,000	04/04/89	89
WYOMING STATE DEMOCRATIC CENTRAL COMMITTEE	$5,000	04/25/89	89
TEAMWORK AMERICA	$5,000	07/10/89	89
FIFTH HORSEMAN POLITICAL ACTION COMMITTEE	$5,000	07/11/89	89
DEMOCRATIC SENATORIAL CAMPAIGN COMMITTEE	$5,000	08/04/89	89
HOUSE LEADERSHIP FUND; THE	$1,000	08/22/89	89
RELIGION AND TOLERANCE POLITICAL ACTION COMMITTEE (RATPAC)	$5,000	09/15/89	89

Total Contributions for 1989: **$27,000**

150436405

SCHEDULE A — ITEMIZED RECEIPTS

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (In Full)
Illinois Democratic Party

A. Full Name, Mailing Address and ZIP Code Tim Angires 10901 South Artesian Chicago, IL 60655 Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Name of Employer Occupation Aggregate Year-to-Date > $ 250.00	Date (month, day, year) 4-4-89	Amount of Each Receipt this Period $ 250.00
B. Full Name, Mailing Address and ZIP Code Alice Rummis 2504 West Gunnison Chicago, IL 60625 Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Name of Employer IL Democratic Party Occupation Aggregate Year-to-Date > $ 250.00	Date (month, day, year) 4-4-89	Amount of Each Receipt this Period 250.00
C. Full Name, Mailing Address and ZIP Code Peter Coppola 7647 North Oriole Chicago, IL 60648 Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Name of Employer City of Chicago Occupation Aviation Manager Aggregate Year-to-Date > $ 500.00	Date (month, day, year) 4-4-89	Amount of Each Receipt this Period 500.00
D. Full Name, Mailing Address and ZIP Code Richard Damais 141 W. Jackson Blvd., Suite 1670 Chicago, IL 60604 Receipt For ☐ Primary ☐ General ☐ Other (specify)	Name of Employer self Occupation Aggregate Year-to-Date > $ 1,000.00	Date (month, day, year) 4-4-89	Amount of Each Receipt this Period 1,000.00
E. Full Name, Mailing Address and ZIP Code Bruce Fox 1048 W. Dickens, No. 14 Chicago, IL 60614 Receipt For ☐ Primary ☐ General ☐ Other (specify)	Name of Employer Rudnick & Wolfe Occupation Attorney Aggregate Year-to-Date > $ 250.00	Date (month, day, year) 4-4-89	Amount of Each Receipt this Period 250.00
F. Full Name, Mailing Address and ZIP Code Jim Geocaris 1118 Judson Evanston, IL 60202 Receipt For ☐ Primary ☐ General ☐ Other (specify)	Name of Employer Sachnoff, Weaver & Rubenstein Occupation Attorney Aggregate Year-to-Date > $ 250.00	Date (month, day, year) 4-4-89	Amount of Each Receipt this Period 250.00
G. Full Name, Mailing Address and ZIP Code Lawrence Gorski [illegible] N. Nottingham Chicago, IL 60656 ☐ Primary ☐ General ☐ Other (specify)	Name of Employer self Occupation writer Aggregate Year-to-Date > $ 1,250.00	Date (month, day, year) 4-4-89	Amount of Each Receipt this Period 1,250.00
SUBTOTAL of Receipts This Page (optional)			
TOTAL This Period (last page this line number only)			

9 0 4 3 6 4 0 5 4 0

SCHEDULE A — ITEMIZED RECEIPTS

NAME OF RECIPIENT: WYOMING STATE DEMOCRATIC CENTRAL COMMITTEE

A. Ronald Amein 132 Littleton Rd. Harvard MA 01451 Receipt For: ☐ Primary ☐ General ☒ Other (specify): Special Election	Name of Employer Occupation Aggregate Year-to-Date > $ 3,000.00	Date (month, day, year) 4-11-89	Amount of Each Receipt this Period 3,000.00
B. Gerald Cassidy 655 15th St., NW #1100 Washington, DC 20005 Receipt For: ☐ Primary ☐ General ☒ Other (specify): Special Election	Name of Employer Occupation Aggregate Year-to-Date > $ 1,000.00	Date (month, day, year) 4-25-89	Amount of Each Receipt this Period 1,000.00
C. Loretta Cassidy 655 15th St., NW #1100 Washington, DC 20005 Receipt For: ☐ Primary ☐ General ☒ Other (specify): Special Election	Name of Employer Occupation Aggregate Year-to-Date > $ 1,000.00	Date (month, day, year) 4-25-89	Amount of Each Receipt this Period 1,000.00
D. Richard Dennis 141 W. Jackson Blvd. #1670 Chicago, IL 60604 Receipt For: ☐ Primary ☐ General ☒ Other (specify): Special Election	Name of Employer Occupation Aggregate Year-to-Date > $ 5,000.00	Date (month, day, year) 4-25-89	Amount of Each Receipt this Period 5,000.00
E. Frederick Field 10900 Wilshire Blvd. #1400 Los Angeles, CA Receipt For: ☐ Primary ☐ General ☒ Other (specify): Special Election	Name of Employer Occupation Aggregate Year-to-Date > $ 5,000.00	Date (month, day, year) 4-19-89	Amount of Each Receipt this Period 5,000.00
F. Clark French Washington, DC Receipt For: ☐ Primary ☐ General ☒ Other (specify): Special Election	Name of Employer Occupation Aggregate Year-to-Date > $ 1,000.00	Date (month, day, year) 4-25-89	Amount of Each Receipt this Period 1,000.00
G. Monte Friedkin P. O. Box 3051 Boca Raton, FL 33431-3051 Receipt For: ☐ Primary ☐ General ☒ Other (specify): Special Election	Name of Employer Occupation Aggregate Year-to-Date > $ 5,000.00	Date (month, day, year) 4-11-89	Amount of Each Receipt this Period 5,000.00

SUBTOTAL of Receipts This Page (optional) 23,000.00

TOTAL This Period (last page this line number only) .....

3 5 5 3 2 5 3 5 0 4 3 6 4 0 5 4 1

SCHEDULE A **ITEMIZED RECEIPTS**

Use separate schedule(s) for each category of the Detailed Summary Page

PAGE 1 OF 1

FOR LINE NUMBER 11(a)(i)

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (In Full)
Teamwork America

	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
A. Full Name, Mailing Address and ZIP Code William R. Eckhardt 141 W. Jackson Blvd., Suite 1670 Chicago, IL 60604 Receipt For: ☐ Primary ☐ General ☐ Other (specify)	self-employed Occupation Investor Aggregate Year-to-Date > $5,000.00	07/10/89	$5,000.00
B. Full Name, Mailing Address and ZIP Code Thomas A. Dennis 141 W. Jackson Blvd. Chicago, IL 60604 Receipt For: ☐ Primary ☐ General ☐ Other (specify)	self-employed Occupation Investor Aggregate Year-to-Date > $ 5,000.00	07/10/89	$5,000.00
C. Full Name, Mailing Address and ZIP Code Richard J. Dennis 141 W. Jackson Blvd. Chicago, IL 60604 Receipt For: ☐ Primary ☐ General ☐ Other (specify)	self-employed Occupation Investor Aggregate Year-to-Date > $	07/10/89	$5,000.00
D. Full Name, Mailing Address and ZIP Code Leslie Rosenthal 216 West Jackson Blvd. Chicago, IL 60606 Receipt For: ☐ Primary ☐ General ☐ Other (specify)	self-employed Occupation Investor Aggregate Year-to-Date > $	07/14/89	$5,000.00
E. Full Name, Mailing Address and ZIP Code Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Name of Employer Occupation Aggregate Year-to-Date > $	Date (month, day, year)	Amount of Each Receipt this Period
F. Full Name, Mailing Address and ZIP Code Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Name of Employer Occupation Aggregate Year-to-Date > $	Date (month, day, year)	Amount of Each Receipt this Period
G. Full Name, Mailing Address and ZIP Code Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Name of Employer Occupation Aggregate Year-to-Date > $	Date (month, day, year)	Amount of Each Receipt this Period
SUBTOTAL of Receipts This Page (optional)			
TOTAL This Period (last page this line number only)			$20,000.00

7504340542

SCHEDULE A — ITEMIZED RECEIPTS

Use separate schedule(s) for each category of the Detailed Summary Page

PAGE 1 OF 5

FULL NAME NUMBER 11(a)(i)

Information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes other than using the name and address of any political committee to solicit contributions from such committee

NAME OF COMMITTEE (in Full)

FIFTH HORSEMAN POLITICAL ACTION COMMITTEE FEC# C00212902

A Full Name, Mailing Address and ZIP Code	Name of Employer	Date (mo., day, year)	Amount of Each Receipt this Period
William E. Fekhardt 1921 N. Hudson Chicago, IL 60614	Self-Employed	7/11/89	$ 5,000
Receipt For: Primary / General / Other (specify)	Occupation: Investor Aggregate Year to Date: $5,000		
B Full Name, Mailing Address and ZIP Code	Name of Employer	Date (mo., day, year)	Amount of Each Receipt this Period
Thomas A. Dennis 950 N. Michigan Av Chicago, IL 60611	Self-Employed	7/11/89	$ 5,000
Receipt For: Primary / General / Other (specify)	Occupation: Investor Aggregate Year to Date: $5,000		
C Full Name, Mailing Address and ZIP Code	Name of Employer	Date (mo., day, year)	Amount of Each Receipt this Period
Richard J. Dennis 950 N. Michigan Av Chicago, IL 60611	Self-Employed	7/11/89	$ 5,000
Receipt For: Primary / General / Other (specify)	Occupation: Investor Aggregate Year to Date: $5,000		
D Full Name, Mailing Address and ZIP Code	Name of Employer	Date (mo., day, year)	Amount of Each Receipt this Period
Alan Freeman 216 W Jackson Blvd Chicago, IL 60606	Rosenthal & Company	7/15/89	$ 4,000
Receipt For: Primary / General / Other (specify)	Occupation: Broker Aggregate Year to Date: $4,000		
E Full Name, Mailing Address and ZIP Code	Name of Employer	Date (mo., day, year)	Amount of Each Receipt this Period
Leslie Rosenthal 216 W Jackson Blvd Chicago, IL 60606	Rosenthal & Company	7/15/89	$ 1,000
Receipt For: Primary / General / Other (specify)	Occupation: Broker Aggregate Year to Date: $1,000		
F Full Name, Mailing Address and ZIP Code	Name of Employer	Date (mo., day, year)	Amount of Each Receipt this Period
Susie Field 10900 Wilshire Blvd #1400 Los Angeles, CA 90024	N A	10/9/89	$ 5,000
Receipt For: Primary / General / Other (specify)	Occupation: Homemaker Aggregate Year to Date: $5,000		
G Full Name, Mailing Address and ZIP Code	Name of Employer	Date (mo., day, year)	Amount of Each Receipt this Period
		12 18	$
	$2,000		

$30,000

C00212902 7 1 0 4 3 6 4 0 5 5 4 3

SCHEDULE A ITEMIZED RECEIPTS

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

DEMOCRATIC SENATORIAL CAMPAIGN COMMITTEE

Name, Mailing Address and ZIP Code	Employer/ Occupation	Date	Amount
Simon Denenberg 1200 Walnut Street Philadelphia, PA 19107	Abramson & Denenberg Attorney	08/10/89	$250.00
_ Primary _ General Other:	Y-T-D: $250.00		
Richard J. Dennis 141 West Jackson Boulevard Suite 1670 Chicago, IL 60604	Self Broker	08/04/89	$5,000.00
_ Primary _ General Other:	Y-T-D: $5,000.00		
Thomas A. Dennis 141 West Jackson Boulevard Suite 1670 Chicago, IL 60604	Self Broker	08/04/89	$5,000.00
_ Primary _ General Other:	Y-T-D: $5,000.00		
DeSisti & Keefe 325 North Keystone Ave. Sayre, PA 18840	(PARTNERSHIP BREAKDOWN ATTACHED)	08/31/89	$250.00
_ Primary _ General Other:	Y-T-D: $250.00		
Leonard Desser 920 Providence Road Suite 307 Towson, MD 21204	Self Attorney	08/10/89	$250.00
_ Primary _ General Other:	Y-T-D: $250.00		
Foy R. Devine 2931 Piedmont Road, NE Atlanta, GA 30305	Self Attorney	08/31/89	$250.00
_ Primary _ General Other:	Y-T-D: $250.00		

SUBTOTAL of Receipts This Page $11,000.00
TOTAL This Period .....

THE HOUSE LEADERSHIP FUND

My Committee report lists each person (as defined in 2 U.S.C. 431(11)) who has made one or more contributions (either individually or by family members or affiliated entities which share the same address) to my principal committee aggregating more than $200 per calendar year (or per election cycle, if applicable) during the reporting period, together with the amount and date of each such contribution. If you have given aggregate contributions from such person for the purpose of influencing candidates for Federal office totaling more than $200 per calendar year (or per election cycle, if applicable) during the reporting period, you must also report the full name, mailing address, occupation and employer of such person, as well as the date and amount of each such contribution.

Full Name, Address & Zip Code	Occupation & Employer	Date	Amount
Mr. Demetrios Delisgeorges 411 N. La Salle Chicago, IL 60610	President First National Bank of Chicago Development Co., Inc.	6/22/00	1000.00
Election: primary			
Full Name, Address & Zip Code	Occupation & Employer	Date	Amount
Mr. Richard J. Dennis 141 W. Jackson Boulevard, Suite 1078 Chicago, IL 60604	Investor Self-employed	6/22/00	1000.00
Election: primary	Aggregate: 1000.00		
Full Name, Address & Zip Code	Occupation & Employer	Date	Amount
Mr. Thomas A. Dennis 141 W. Jackson Boulevard Chicago, IL 60604	Attorney/Trader Self-employed	6/22/00	1000.00
Election: primary	Aggregate: 1000.00		
Full Name, Address & Zip Code	Occupation & Employer	Date	Amount
Mr. George Dovelina 6040 Kennedy Hammond, IN 46323	Owner Royal Brush	6/22/00	500.00
Election: primary	Aggregate: 500.00		
Full Name, Address & Zip Code	Occupation & Employer	Date	Amount
Mr. Paul H. Dykstra 321 N. Clark Street, Suite 3000 Chicago, IL 60610	Attorney Self-employed	6/22/00	500.00
Election: primary	Aggregate: 500.00		
Full Name, Address & Zip Code	Occupation & Employer	Date	Amount
Mr. William B. Eckhardt 141 W. Jackson, Suite 1078 Chicago, IL 60604	Attorney Self-employed	6/22/00	1000.00
Election: primary	Aggregate: 1000.00		
SUBTOTAL			5,000.00

> 50433640545 a2013804474744

SCHEDULE A — ITEMIZED RECEIPTS

Use separate schedule(s) for each category of the Detailed Summary Page

PAGE 1 OF 1

FOR LINE NUMBER: 11a(1)

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee

NAME OF COMMITTEE (In Full)

Religion and Tolerance Political Action Committee ("RATPAC")

A. Full Name, Mailing Address and ZIP Code Norman Lear 1800 Century Park East Suite 200 Los Angeles, CA 90067 Receipt For: ☐ Primary ☐ General ☒ Other (specify)	Name of Employer Self-Employed Occupation Investor Aggregate Year-to-Date > $ 5,000.00	Date (month, day, year) 7/12/89	Amount of Each Receipt this Period 5,000.00
B. Full Name, Mailing Address and ZIP Code Richard J. Dennis 141 W. Jackson Boulevard Suite 1670 Chicago, IL 60604 Receipt For: ☐ Primary ☐ General ☒ Other (specify)	Name of Employer Self-Employed Occupation Commodities Broker Aggregate Year-to-Date > $ 5,000.00	Date (month, day, year) 9/15/89	Amount of Each Receipt this Period 5,000.00
C. Full Name, Mailing Address and ZIP Code Thomas A. Dennis 141 W. Jackson Boulevard Suite 1670 Chicago, IL 60604 Receipt For: ☐ Primary ☐ General ☒ Other (specify)	Name of Employer Self-Employed Occupation Commodities Broker Aggregate Year-to-Date > $ 5,000.00	Date (month, day, year) 9/15/89	Amount of Each Receipt this Period 5,000.00
D. Full Name, Mailing Address and ZIP Code William R. Eckhardt 141 W. Jackson Boulevard Suite 1670 Chicago, IL 60604 Receipt For: ☐ Primary ☐ General ☒ Other (specify)	Name of Employer Self-Employed Occupation Commodities Broker Aggregate Year-to-Date > $ 5,000.00	Date (month, day, year) 9/15/89	Amount of Each Receipt this Period 5,000.00
E. Full Name, Mailing Address and ZIP Code Sally Burkett 2828 Dumfries Road Los Angeles, CA 90064 Receipt For: ☐ Primary ☐ General ☒ Other (specify)	Name of Employer n/a Occupation Homemaker Aggregate Year-to-Date > $ 1,000.00	Date (month, day, year) 10/5/89	Amount of Each Receipt this Period 1,000.00
F. Full Name, Mailing Address and ZIP Code Anita Hirsh 3300 Oakdell Road Studio City, CA 91604 Receipt For: ☐ Primary ☐ General ☒ Other (specify)	Name of Employer n/a Occupation Homemaker Aggregate Year-to-Date > $ 5,000.00	Date (month, day, year) 12/29/89	Amount of Each Receipt this Period 5,000.00
G. Full Name, Mailing Address and ZIP Code	Name of Employer Occupation Aggregate Year-to-Date > $	Date (month, day, year)	Amount of Each Receipt this Period
			26,000.00
			26,000.00

15043640546

Field, Frederick W [redacted] [redacted]

Summary of FEC Data

Exhibit 3

Recipient	Amount	Date	Year
FRIENDS OF SAM BEARD FOR THE U S SENATE	$1,000	02/15/89	90
KERRY COMMITTEE	$1,000	05/03/89	90
KERRY COMMITTEE	$1,000	05/03/89	90
WYDEN FOR CONGRESS	$250	06/05/89	90
CITIZENS FOR HARKIN	$1,000	06/30/89	90
CITIZENS FOR HARKIN	$1,000	06/30/89	90
FRIENDS OF HOWELL HEFLIN COMMITTEE	$500	06/30/89	90
SENATOR HUGH PARMER COMMITTEE	$1,000	10/02/89	90
FRIENDS OF SENATOR CARL LEVIN	$1,000	10/17/89	90
FRIENDS OF SENATOR CARL LEVIN	$1,000	10/17/89	90
SIMON FOR SENATE	$1,000	12/18/89	90
SIMON FOR SENATE	$1,000	12/18/89	90
MEL LEVINE FOR CONGRESS	$1,000	12/27/89	90
MEL LEVINE FOR CONGRESS	$1,000	12/27/89	90
TED MUENSTER WORKS FOR SOUTH DAKOTA COMMITTEE	$1,000	12/28/89	90
RELIGION AND TOLERANCE POLITICAL ACTION COMMITTEE (RATPAC)	$2,500	02/02/90	90
FRIENDS OF MAX BAUCUS (1990 CAMPAIGN)	$1,000	03/19/90	90
FRIENDS OF MAX BAUCUS (1990 CAMPAIGN)	$1,000	03/19/90	90
IOWA DEMOCRATIC PARTY (FEDERAL DIVISION)	$5,000	05/11/90	90
FRIENDS OF SENATOR ROCKEFELLER	$1,000	05/29/90	90
DEMOCRATIC STATE CENTRAL COMMITTEE	$5,000	06/01/90	90
DANIEL K AKAKA FOR U S SENATE	$500	08/29/90	90
FRIENDS OF ALBERT GORE JR INC	$1,000	08/30/90	90
JOSIE HEATH FOR U S SENATE INC	$1,000	09/10/90	90
LONSDALE FOR SENATE	$1,000	10/17/90	90

Total Contributions for 1990: **$32,750**

504364054 7

SCHEDULE A — ITEMIZED RECEIPTS

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (In Full)

Friends of Sam Beard for U.S. Senate

A. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date Received (Day, Year)	Amount of Each Receipt this Period
John Dougherty 107 Washington Avenue Wilmington, DE 19805		4/11/89	10.00
Receipt For: [X] Primary [ ] General [ ] Other (specify):	Occupation		
	Aggregate Year-to-Date > $ 10.00		
B. Full Name, Mailing Address and ZIP Code	Name of Employer	Date Received (Day, Year)	Amount of Each Receipt this Period
Diane Dunkelberger 100 S. Ogle Avenue Wilmington, DE 19805		4/15/89	10.00
Receipt For: [X] Primary [ ] General [ ] Other (specify):	Occupation		
	Aggregate Year-to-Date > $ 10.00		
C. Full Name, Mailing Address and ZIP Code	Name of Employer	Date Received (Day, Year)	Amount of Each Receipt this Period
Craig Eliseson 917 Shenk Road Dover, DE 19901		5/6/89	15.00
Receipt For: [X] Primary [ ] General [ ] Other (specify):	Occupation		
	Aggregate Year-to-Date > $15.00		
D. Full Name, Mailing Address and ZIP Code	Name of Employer	Date Received (Day, Year)	Amount of Each Receipt this Period
Ralph Emerson 610 Fifth Avenue New York, NY 10020	Self Employed	3/15/89	500.00
Receipt For: [X] Primary [ ] General [ ] Other (specify):	Occupation Jeweler		
	Aggregate Year-to-Date > $ 500.00		
E. Full Name, Mailing Address and ZIP Code	Name of Employer	Date Received (Day, Year)	Amount of Each Receipt this Period
Frederick Field 10900 Wilshire Boulevard Suite 1400 Los Angeles, CA 90024	Interscope	3/15/89	1000.00
Receipt For: [X] Primary [ ] General [ ] Other (specify):	Occupation Movie Production		
	Aggregate Year-to-Date > $ 1000.00		
F. Full Name, Mailing Address and ZIP Code	Name of Employer	Date Received (Day, Year)	Amount of Each Receipt this Period
John B. Ford 45 Hurst Road Wilmington, DE 19803		3/8/89	250.00
Receipt For: [X] Primary [ ] General [ ] Other (specify):	Occupation		
	Aggregate Year-to-Date > $ 250.00		
G. Full Name, Mailing Address and ZIP Code	Name of Employer	Date Received (Day, Year)	Amount of Each Receipt this Period
William C. Fowlie, Jr. 382, Pleasant River Road Bedford, NY 10506	Bankers Trust	3/30/89	250.00
Receipt For: [ ] Primary [ ] General [ ] Other (specify):	Occupation Banking		
	Aggregate Year-to-Date > $ 250.00		
SUBTOTAL of Receipts This Page (optional)			1885.00
TOTAL This Period (last page this line number only)			

890-0042350

>5043640548

Contributor Name & Mailing Address	Employer/Occupation/Aggr$	Date	$ Amount
Lawrence N. Field 433 North Camden Drive Suite 820 Beverly Hills, CA 90210 X Prim _ Genl _ Othr	NEB Associates Owner Aggr YTD $ 500.00	05/01/89	$ 500.00 A
Susie Field 10900 Wilshire Boulevard Suite 1400 Los Angeles, CA 90024 X Prim X Genl _ Othr	Self-employed Interior Design Aggr YTD $ 2,000.00	02/22/89 05/01/89 05/01/89	$ 250.00 A $ 750.00 A $ 1,000.00 B
Frederick W. Field 10900 Wilshire Boulevard Suite 1400 Los Angeles, CA 90024 X Prim X Genl _ Othr	Self-employed Investments Aggr YTD $ 2,000.00	05/01/89 05/01/89	$ 1,000.00 A $ 1,000.00 B
Ronald I. Fields 437 Lake Street Shrewsbury, MA 01545 X Prim _ Genl _ Othr	Consolidated Beverages, A Owner Aggr YTD $ 1,000.00	06/20/89	$ 1,000.00 A
Joseph E Filmer 70 East 10th Street New York, NY 10003 _ Prim X Genl _ Othr	Considar, Inc. CEO/Import-Export Aggr YTD $ 1,000.00	01/21/89	$ 1,000.00 B
Wesley E. Finch 18 Clubhouse Lane Wayland, MA 01778 X Prim X Genl _ Othr	The Finch Group President Aggr YTD $ 2,000.00	06/30/89 06/30/89	$ 1,000.00 A $ 1,000.00 B
Madeline F. Finch 18 Clubhouse Lane Wayland, MA 01778 X Prim X Genl _ Othr	At Home Homemaker Aggr YTD $ 2,000.00	06/29/89 06/29/89	$ 1,000.00 A $ 1,000.00 B

C00436402

PO Box 13075, Portland, OR 97212

PERIOD 01/01/89 TO 06/30/89

NAME AND ADDRESS	EMPLOYER AND OCCUPATION	DATE	AMOUNT	ELECTION
Frank Enderlin 14550 SW McFarland Blvd Tigard OR 97224 YEAR TO DATE $500.00	Wasco Scientific president	05/06/89	$500.00	Primary - 90
Randi Fasnacht 4009 NW 72nd Avenue Coral Springs FL 33065 YEAR TO DATE $2000.00	Self employed Private Investor	06/26/89 06/26/89	$1000.00 $1000.00	Primary - 90 General - 90
Frank Fenton 9665 Wilshire Blvd #700 Beverly Hills CA 90212 YEAR TO DATE $250.00	Fenton Letter Director	6-19-89	$250.00	Primary - 90
Robert Fenzl 10911 Paddock Lane Santa Ana CA 92705 YEAR TO DATE $500.00	Self employed physician	06/26/89	$500.00	Primary - 90
Frederick Field 10900 Wilshire Blvd #1400 Los Angeles CA 90024 YEAR TO DATE $250.00	The Interscope Group executive	06/05/89	$250.00	Primary - 90
Susie Field 10900 Wilshire Blvd #1400 Los Angeles CA 90024 YEAR TO DATE $250.00	homemaker	06/05/89	$250.00	Primary - 90
Howard Fine 123 W 29th Ave. Eugene OR 97405 YEAR TO DATE $250.00	Self employed physician	03/21/89	$250.00	Primary - 90
Julie Fishbein 7102 Plantation Lane Rockville MD 20852 YEAR TO DATE $1000.00	homemaker	05/19/89	$1000.00	Primary - 90
Fleischman & Rigdon Fleischman & Rigdon 1900 Ave of the Stars #1450 Los Angeles CA 90067 YEAR TO DATE $250.00	Fleischman & Rigdon partnership	05/22/89	$250.00	Primary - 90

Schedule A Page

A 2113822137

25043640550

SCHEDULE A — ITEMIZED RECEIPTS

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (In Full)
Citizens for Harkin

A. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date (month, day, year)	Amount of Each Receipt this Period
Randolph Fenninger 4208 S 16th St Arlington, VA 22204 Receipt For: ☑ Primary ☐ General ☐ Other (specify):	info requested Aggregate Year-to-Date > $ 1,000.00	6/30/89	$1,000.00
B. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date (month, day, year)	Amount of Each Receipt this Period
Frederick Field 10900 Wilshire Blvd #1400 Los Angeles, CA 90024 Receipt For: ☐ Primary ☑ General ☐ Other (specify):	info requestd Aggregate Year-to-Date > $ 2,000.00	6/30/89 6/30/89	$1,000.00 $1,000.00
C. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date (month, day, year)	Amount of Each Receipt this Period
Susie Field 1900 Wilshire Blvd #1400 Los Angeles, CA 90024 Receipt For: ☐ Primary ☑ General ☐ Other (specify):	info requestg Aggregate Year-to-Date > $ 2,000.00	6/30/89 6/30/89	$1,000.00 $1,000.00
D. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date (month, day, year)	Amount of Each Receipt this Period
Bernard Fishman the Fairmont Bala Cynwyd, PA 19004 Receipt For: ☑ Primary ☐ General ☐ Other (specify):	info requested Aggregate Year-to-Date > $ 1,000.00	6/30/89	$1,000.00
E. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date (month, day, year)	Amount of Each Receipt this Period
Leo Fishman 1990 M ST NW #800 Washington, DC 20036 Receipt For: ☑ Primary ☐ General ☐ Other (specify):	info requested Aggregate Year-to-Date > $ 250.00	6/30/89	$250.00
F. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date (month, day, year)	Amount of Each Receipt this Period
Donald Fox 3217 No Ellis St Chandler, AZ 85224 Receipt For: ☑ Primary ☐ General ☐ Other (specify):	info requested Aggregate Year-to-Date > $ 250.00	6/30/89	$250.00
G. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date (month, day, year)	Amount of Each Receipt this Period
Esther Fox 8330 Old York Rd #401 B2 Elkins Park , PA 19117 Receipt For: ☑ Primary ☐ General ☐ Other (specify):	RAF Industries executive Aggregate Year-to-Date > $ 1,000.00	6/26/89	$1,000.00
SUBTOTAL of Receipts This Page (optional)			750
TOTAL This Period (last page this line number only)			

8 9 C 7 0 4 6 9

7 5 0 4 3 6 4 0 5 5 1

SCHEDULE A — ITEMIZED RECEIPTS

Page 38 of 75

FEC LINE NUMBER: 11a

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee

NAME OF COMMITTEE (In Full)

Friends of Howell Heflin Committee, Inc.

A. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation / Aggregate Year-to-Date	Date (month, day, year)	Amount of Each Receipt this Period
Susan Steinhauser 425 N. Bundy Dr. Los Angeles, CA 90049 Receipt For: [X] Primary [ ] General [ ] Other (specify):	Sou. California Edison Attorney $ 1000.00	6/30/89	1000.00
B. Full Name, Mailing Address and ZIP Code Thomas Wertheimer 14191 Alisal Lane Santa Monica, CA 90402 Receipt For: [X] Primary [ ] General [ ] Other (specify):	MCA/Universal Executive Director $ 500.00	6/30/89	500.00
C. Full Name, Mailing Address and ZIP Code Frederick W. Field 10900 Wolshire Blvd., Ste. 1400 Los Angeles, CA 90024 Receipt For: [X] Primary [ ] General [ ] Other (specify)	MCA/Universal Producer $ 500.00	6/30/89	500.00
D. Full Name, Mailing Address and ZIP Code Nicole Hirsch 1700 K St., NW #404 Washington, D. C. 20006 Receipt For: [X] Primary [ ] General [ ] Other (specify):	FP Research Assoc Lobbyist $ 1000.00	6/30/89	1000.00
E. Full Name, Mailing Address and ZIP Code Morton Funger 9000 Durham Dr. Potomac, MD 20854 Receipt For: [X] Primary [ ] General [ ] Other (specify):	Self Employed Investments $ 500.00	6/30/89	500.00
F. Full Name, Mailing Address and ZIP Code Melvin S. Cohen 22 Farmington Ct. Chevy Chase, MD 20815 Receipt For: [X] Primary [ ] General [ ] Other (specify)	Cohen & Baldiger Attorney $ 500.00	6/30/89	500.00
G. Full Name, Mailing Address and ZIP Code Louis L. Glickfield 10301 Iron Gate Rd. Potomac, MD 20854 Receipt For: [X] Primary [ ] General [ ] Other (specify)	Marlo Furniture Chrm./CEO $ 500.00	6/30/89	500.00
SUBTOTAL of Receipts This Page (optional)			4500.00
TOTAL This Period (last page this line number only)			

15043640502

NAME AND ADDRESS	EMPLOYER AND OCCUPATION	DATE	AMOUNT	ELEC
William Perebee 4 Crescent Falls The Woodlands TX 77381 YEAR TO DATE $150.00		12/15/89	$150.00	Prim
Wallace T. Ferguson P.O. Box 1106 Boerne TX 78006 YEAR TO DATE $62.50	Ferguson & Hix atty	10/25/89	$62.50	Memo
Ferguson & Hix P.O. Box 1106 Boerne TX 78006 YEAR TO DATE $125.00	Partnership Contribution	10/25/89	$125.00	Prim
Jesse Ferrer 2501 Oaklawn Suite 760 Dallas TX 75219 YEAR TO DATE $50.00	Self employed Attorney	08/14/89	$50.00	Prim
J.M. Fewell 1175 Plum La Marque TX 77568 YEAR TO DATE $25.00		12/06/89	$25.00	Prim
Frederick Field 10900 Wilshire Blvd. Suite 1400 Los Angeles CA 90024 YEAR TO DATE $1000.00	Movie Exec. Prod. The Interscope Group	10/02/89	$1000.00	Prim
Susie Field 10900 Wilshire Blvd. Suite 1400 Los Angeles CA 90024 YEAR TO DATE $1000.00	Self Retail (Torelle)	10/02/89	$1000.00	Prim
Lyon Fields 7808 Pebbleford Rd. Ft. Worth TX 76134 YEAR TO DATE $15.00	Retired	08/17/89	$15.00	Prim
Russell Fields RFD 2, Box 208 Gonzales TX 78629 YEAR TO DATE $10.00		12/13/89	$10.00	Prim

150436405 5

SCHEDULE A — ITEMIZED RECEIPTS — PAGE 81 OF 275

NAME OF COMMITTEE: FRIENDS OF ANDREW CARL LEVIN — FOR A LINE NUMBER: 11(a)(i)

NAME / ADDRESS	EMPLOYER / OCCUPATION	DATE	AMOUNT
Mr. Vale M. Perlgar 4343 W. Bancroft Toledo, Ohio 43615	EMPLOYER...: ORSCO OCCUPATION: EXEC.	12/22/89	$500.00
RECEIPT FOR GENERAL	AGGREGATE YEAR-TO-DATE:	$1,500.00	
Mr. Ronald S. Perelstein 903 5Th Avenue New York, New York 10020	EMPLOYER...: SALOMON BROS. OCCUPATION: EXECUTIVE	12/22/89	$500.00
RECEIPT FOR PRIMARY	AGGREGATE YEAR-TO-DATE:	$500.00	
Mr. Arthur S. Pew Pittsburgh Building 341 Fourth Avenue Pittsburgh, Pennsylvania 15222	EMPLOYER...: ROGER HAMILTON CO. OCCUPATION: EXECUTIVE	10/23/89	$250.00
RECEIPT FOR PRIMARY	AGGREGATE YEAR-TO-DATE:	$250.00	
Mr. Louis P. Pfeiler 436 Briarhill Road Deerfield, Illinois 60015	EMPLOYER...: SELF OCCUPATION: CONTRACTOR	09/20/89	$500.00
RECEIPT FOR PRIMARY	AGGREGATE YEAR-TO-DATE:	$500.00	
Mr. Ell Pfeld 1120 Hollister Glencoe, Illinois 60022	EMPLOYER...: FIELD CONTAINER CORP OCCUPATION: CHAIRMAN OF BOARD	11/07/89	$250.00
RECEIPT FOR PRIMARY	AGGREGATE YEAR-TO-DATE:	$250.00	
Mr. Frederick M. Pfeld 10000 Wilshire Blvd., #1400 Los Angeles, California 90024	EMPLOYER...: INTERSCOPE OCCUPATION: C.E.O.	10/17/89	$1,000.00
RECEIPT FOR PRIMARY	AGGREGATE YEAR-TO-DATE:	$1,000.00	
Mr. Frederick M. Pfeld 10000 Wilshire Blvd., #1400 Los Angeles, California 90024	EMPLOYER...: INTERSCOPE OCCUPATION: C.E.O.	10/17/89	$1,000.00
RECEIPT FOR GENERAL	AGGREGATE YEAR-TO-DATE:	$2,000.00	

SUBTOTAL OF RECEIPTS FOR THIS PAGE $6,000.00

FEC LINE 11A - INDIVIDUAL RECEIPTS $200.01+
JULY 1 THRU DECEMBER 31, 1989

Any information copied from this report may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes.

NAME	PREF	DATE	ELECTION	$ THIS PERIOD
Field, Frederick W. 10900 Wilshire Boulevard Suite 1400 Los Angeles, CA 90024	Mr.	12-18-89 12-18-89	P 90 G 90	1,000.00 1,000.00
EMPLOYER: Self-employed OCCUPATION: Investor			AGGREGATE YTD: $	2,000.00
Field, Irwin S. Post Office Box 4207 Los Angeles, CA 90703	Mr.	08-18-89	P 90	1,000.00
EMPLOYER: Information Requested OCCUPATION: Information Requested			AGGREGATE YTD: $	1,000.00
Field, Susie 10900 Wilshire Boulevard Suite 1400 Los Angeles, CA 90024	Ms.	12-18-89 12-18-89	P 90 G 90	1,000.00 1,000.00
EMPLOYER: Self-employed OCCUPATION: Interior Designer			AGGREGATE YTD: $	2,000.00
Fields, Bertram 1900 Avenue of the Stars Suite 2000 Los Angeles, CA 90067		08-18-89	P 90	500.00
EMPLOYER: Information Requested OCCUPATION: Information Requested			AGGREGATE YTD: $	500.00
Fields, Theodore 1141 Rohlfelder Road Glencoe, IL 60022	Mr.	10-02-89 12-07-89	P 90 P 90	100.00 200.00
EMPLOYER: Health Physcics Association OCCUPATION: President			AGGREGATE YTD: $	300.00
			Page Totals -	5,800.00

C00340555 11146

SCHEDULE A — ITEMIZED RECEIPTS — Page ___ of ___

(Contributions from Individuals/Persons Other Than Political Committees)

NAME OF COMMITTEE (In Full)
Rod Lovins for Congress

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

For the period 07-01-89 thru 12-31-89 — Cover 6000 YTD

Full Name, Mailing Address and ZIP Code	Type of Employer / Occupation / Principal Place of Business	Date (mo., day, yr.)	Amount	Primary / General
Field, Frederick W 10000 Wilshire Bl #1400 Los Angeles CA 90024-	Frederick W Field Investor Aggregate Year to date: $2,000.00	12-27-89 12-27-89	1,000.00 1,000.00	Primary General
Field, Irvin B P O Box 4207 Carrito CA 90703-4207	Liberty Mutual Ins Co CEO Aggregate Year to date: $1,000.00	08-10-89	1,000.00	Primary
Field, Susie 10000 Wilshire Bl #1400 Los Angeles CA 90024-	Homemaker Aggregate Year to date: $2,000.00	12-27-89	1,000.00	General
Fine, Mark L 2501 Green Valley Pkwy Henderson NV 89015-	Mark L Fine Developer Aggregate Year to date: $500.00	12-27-89	500.00	Primary
Fine, Susan 10 Quail Hollow Henderson NV 89015-	Homemaker Aggregate Year to date: $300.00	12-27-89	300.00	Primary
Gibbons/Bonaza Partners Mark Gibbons 501 S Rancho Dr #B-44 Las Vegas NV 89106-	Partnership Contribution Attorney Aggregate Year to date: $250.00	12-27-89	250.00	Primary
Gilbert, Arthur 9570 Wilshire Bl #300 Beverly Hills CA 90212-	Arthur Gilbert Real Estate Aggregate Year to date: $2,000.00	12-27-89 12-27-89	1,000.00 1,000.00	Primary General

SUBTOTAL of Receipts this Page (Optional)..... $7,050.00

TOTAL This Period (last page this line number only).....

c 7 0 1 3 9 6 5

Ted Muenster Works for SD Committee — ITEMIZED RECEIPTS — PAGE 5 OF 22
PO Box 1121, Sioux Falls, SD 57101-1121 — FOR LINE # 11a
PERIOD 07/01/89 TO 12/31/89

NAME AND ADDRESS	EMPLOYER AND OCCUPATION	DATE	AMOUNT	ELECTION
Sidney Epstein 600 W Fulton Street Chicago IL 60606 YEAR TO DATE $500.00	A. Epstein & Sons Engineer-Chair of Bo	12/28/89	$500.00	Primary-89
Robert Epstein 400 Atlantic Ave. Kansas City MO 64106 YEAR TO DATE $500.00	General-Standard, In Business	12/01/89	$500.00	Primary-89
Edith Everett 150 East 69th Street New York NY 10021 YEAR TO DATE $1000.00	Information Requested	12/14/89	$1000.00	Primary-89
Henry Everett 150 East 69th Street New York NY 10021 YEAR TO DATE $1000.00	Information Requested	12/14/89	$1000.00	Primary-89
Pat Feaney Box 837 Pierre SD 57501 YEAR TO DATE $500.00	Self employed Business	11/09/89	$500.00	Primary-89
Frederick Field 10900 Wilshire Blvd. Suite 1400 Los Angeles CA 90024 YEAR TO DATE $1000.00	Self-employed Business	12/28/89	$1000.00	Primary-89
Larry Field 300 Barstow Road Highland Park IL 60035 YEAR TO DATE $250.00	Information Requested	12/14/89	$250.00	Primary-89
Susie Field Suite 1400 10900 Wilshire Blvd. Los Angeles CA 90024 YEAR TO DATE $1000.00	Information Requested	12/31/89	$1000.00	Primary-89
Joe Floyd, Sr. 520 Plum Creek Road Sioux Falls SD 57105 YEAR TO DATE $500.00	Self-employed Business	12/28/89	$500.00	Primary-89

90002005105 9
15043364055 7

SCHEDULE A — ITEMIZED RECEIPTS

Use separate schedule(s) for each category of the Detailed Summary Page

PAGE 1 OF 1

FEC Use Only: 11c(1)

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (In Full)

Religion and Tolerance Political Action Committee ("RATPAC")

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Susie Field 10900 Wilshire Blvd, Suite 1400 Los Angeles, CA 90024	Self-Employed Occupation: Interior Designer	2/2/90	2,500.00
Receipt For: ☐ Primary ☐ General ☒ Other (specify)	Aggregate Year-to-Date > $ 2,500.00		
B. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Frederick W. Field 10900 Wilshire Blvd, Suite 1400 Los Angeles, CA 90024	Self-Employed Occupation: Investor	2/2/90	2,500.00
Receipt For: ☐ Primary ☐ General ☒ Other (specify)	Aggregate Year-to-Date > $ 2,500.00		
C. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
	Occupation		
Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Aggregate Year-to-Date > $		
D. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
	Occupation		
Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Aggregate Year-to-Date > $		
E. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
	Occupation		
Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Aggregate Year-to-Date > $		
F. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
	Occupation		
Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Aggregate Year-to-Date > $		
G. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
	Occupation		
Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Aggregate Year-to-Date > $		

SUBTOTAL of Receipts This Page (optional)	5,000.00
TOTAL This Period (last page this line number only)	5,000.00

C 1 3 5 0 4 3 6 4 0 5 5 5 8

SCHEDULE A - ITEMIZED RECEIPTS PAGE: 991 OF 539

Individual Contributions LINE NUMBER 11A

Name of Committee: FRIENDS OF MAX BAUCUS

Name and Address		Date	Amount
Mrs. Alice G. Gosselin 1741 Oregon Avenue Butte MT 59701	Employer: N/A Occupation: Retired	03/19/90	8.00
Receipt for PRIMARY.1990	YTD amount:8.00		
Mrs. Mary Palmer 1616 Jerome Place Helena MT 59601	Employer: N/A Occupation: Homemaker	03/19/90	12.50
Receipt for PRIMARY.1990	YTD amount:22.50		
Mr. William R. Palmer 1616 Jerome Place Helena MT 59601	Employer: N/A Occupation: Consultant	03/19/90	12.50
Receipt for PRIMARY.1990	YTD amount:12.50		
Mrs. Sally H. Burkett 2828 Dumfries Road Los Angeles CA 90064	Employer: N/A Occupation: Homemaker	03/19/90	1000.00
Receipt for GENERAL.1990	YTD amount:2000.00		
Mrs. Sally H. Burkett 2828 Dumfries Road Los Angeles CA 90064	Employer: N/A Occupation: Homemaker	03/19/90	1000.00
Receipt for PRIMARY.1990	YTD amount:2000.00		
Mr. Frederick W. Field 10900 Wilshire Boulevard Number 1400 Los Angeles CA 90024	Employer: Interscope Occupation: Executive	03/19/90	1000.00
Receipt for GENERAL.1990	YTD amount:2000.00		
Mr. Frederick W. Field 10900 Wilshire Boulevard Number 1400 Los Angeles CA 90024	Employer: Interscope Occupation: Executive	03/19/90	1000.00
Receipt for PRIMARY.1990	YTD amount:2000.00		
Sub-total receipts this pg:			4033.00

15043640557 90026467

SCHEDULE A

Any information copied from [illegible] statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purpose, other than using the name and address of a political committee to solicit from such committee.

Full Name of Committee (from Statement) [illegible] Division)

A. Full Name, Address, Zip	Employer/Occupation	Date	Receipts
Machinists PAC 1300 Connecticut NW Washington, DC 20036		05-09-90	5,000.00
Receipt for:	Year-to-Date Total:	5,000.00	

B. Full Name, Address, Zip	Employer/Occupation	Date	Receipts
Frederick Field 10900 Wilshire #1400 Los Angeles, CA 90024	Entrepreneur	05-11-90	5,000.00
Receipt for:	Year-to-Date Total:	5,000.00	

C. Full Name, Address, Zip	Employer/Occupation	Date	Receipts
Alice Woods 105 3rd St NE Mitchelville, IA 50169	Homemaker	05-23-90	250.00
Receipt for:	Year-to-Date Total:	250.00	

D. Full Name, Address, Zip	Employer/Occupation	Date	Receipts
Susan Davis Allen 4 Highview Knoll Iowa City, IA 52240	College Professor at University of Iowa Iowa City, IA 52240	05-23-90	250.00
Receipt for:	Year-to-Date Total:	250.00	

E. Full Name, Address, Zip	Employer/Occupation	Date	Receipts
Democratic Senatorial Campaign Committee [illegible] E Capitol St SE Washington, DC 20003		05-31-90	50,000.00
Receipt for:	Year-to-Date Total:		

Total of Receipts This Page.....

Total This Period.....

90036165870

SCHEDULE A — ITEMISED RECEIPTS — LINE 11(a)

FRIENDS OF SENATOR ROCKEFELLER

NAME AND ADDRESS	OCCUPATION / EMPLOYER	ELECTION / DATE / AMOUNT
Mr. David L. Dishroon P.O. Box 1 Ripley, WV 25271	Dishroon Corporation Executive YEAR-TO-DATE AGGREGATE: $ 1,000.00	General 04/05/00 $ 250.00
Mr. G. Martin Dickman 210 South Road Marshfield, IL 62883	Blue Cross & Blue Shield of Illinois President & CEO YEAR-TO-DATE AGGREGATE: $ 750.00	General 04/05/00 $ 750.00
Mr. John C. Diggel 2341 Filbert Street San Francisco, CA 94123	United Television, Inc. President YEAR-TO-DATE AGGREGATE: $ 1,000.00	General 04/07/00 $ 1,000.00
Mr. Frederick M. Field 10000 Wilshire Blvd. Ste. 1600 Los Angeles, CA 90024	Self-Employed Investor YEAR-TO-DATE AGGREGATE: $ 1,000.00	General 04/05/00 $ 1,000.00
Mr. S. Parker Gilbert 1251 Sixth Avenue New York, NY 10020	Morgan Stanley Group, Inc. Executive YEAR-TO-DATE AGGREGATE: $ 1,000.00	General 04/13/00 $ 1,000.00
Mr. Harvey A. Gilor [illegible] Charleston, WV 25314	Self-Employed Attorney YEAR-TO-DATE AGGREGATE: $ 250.00	General 04/04/00 $ 250.00
Mr. Dick D. Gilkes P.O. Box [illegible] Harpers Ferry, WV 25425	[illegible] Retired YEAR-TO-DATE AGGREGATE: $ 500.00	General 04/05/00 $ 500.00
SUBTOTAL FOR PAGE 38		$ 5,750.00

90231004056 1 50436405

SCHEDULE A — ITEMIZED RECEIPTS — Page 5 of 6 — For Line Number 11(a)(i)

Contributions from Individuals/Persons

Any information from such reports and statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (in full)
Democratic State Central Committee C00180448

Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this period
Dennis Tachman P.O. Box 998 Rancho Santa Fe, CA 92067	Occupation Information Requests	3/31/98	$250.00
Receipt For: [X] Primary [X] General [ ] Other (specify):	Aggregate Year-to-Date $250.00		
Full Name, Mailing Address and ZIP Code	Name of Employer Bartelstein, Kshatre and	Date (month, day, year)	Amount of Each Receipt this period
Michael Thurmond 2550 Fifth Avenue 11/Fl San Diego, CA 92103	Occupation Attorney	3/31/98	$250.00
Receipt For: [X] Primary [X] General [ ] Other (specify):	Aggregate Year-to-Date $250.00		
Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this period
Rochelle Wisdom P.O. Box 2015 Rancho Santa Fe, CA 92067	Occupation Information Requests	3/31/98	$250.00
Receipt For: [X] Primary [X] General [ ] Other (specify):	Aggregate Year-to-Date $250.00		
Full Name, Mailing Address and ZIP Code	Name of Employer Interscope Communication	Date (month, day, year)	Amount of Each Receipt this period
Frederick Field 10880 Wilshire Blvd. 1400 Los Angeles, CA 90024	Occupation Executive	4/1/98	$5,000.00
Receipt For: [X] Primary [X] General [ ] Other (specify):	Aggregate Year-to-Date $5,000.00		
Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this period
Stanley Foster 730 13th Street San Diego, CA 92112	Occupation Information Requests	4/10/98	$250.00
Receipt For: [X] Primary [X] General [ ] Other (specify):	Aggregate Year-to-Date $250.00		
Full Name, Mailing Address and ZIP Code	Name of Employer Self	Date (month, day, year)	Amount of Each Receipt this period
Judie Evans 643 E. Channel Road Santa Monica, CA 90402	Occupation Businessperson	4/10/98	$5,000.00
Receipt For: [X] Primary [X] General [ ] Other (specify):	Aggregate Year-to-Date $5,000.00		
Full Name, Mailing Address and ZIP Code	Name of Employer Self	Date (month, day, year)	Amount of Each Receipt this period
Bachman Brechter 10000 Ashton Avenue Los Angeles, CA 90024	Occupation Physician	4/20/98	$2,500.00
Receipt For: [X] Primary [X] General [ ] Other (specify):	Aggregate Year-to-Date $2,500.00		

SUBTOTAL of Receipts This Page (optional) $13,750.00

TOTAL This Period (last page this line number only) .....

15043640562

SCHEDULE A ITEMISED RECEIPTS Page 10 of 46
INDIVIDUALS/PERSONS Line No. 11a

Any information copied from such Reports or Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

Name of Committee: Daniel K. Akaka for U.S. Senate

Sandra L. Powell
94-256 Keaolani Street
Mililani, HI 96789
RECEIPT FOR: PRIMARY 1,000.00

EMPLOYER: Powell Geotechnical Engineering
OCCUPATION: Executive

Date	Amount
08/24/90	1,000.00
AGGREGATE YTD:	1,000.00

Frederick W. Field
10900 Wilshire Blvd., Ste. 1400
Los Angeles, CA 90024
RECEIPT FOR: PRIMARY 500.00

EMPLOYER:
OCCUPATION: Self Employed

Date	Amount
08/29/90	500.00
AGGREGATE YTD:	500.00

Susie Field
1740 Green Acres Place
Beverly Hills, CA 90210
RECEIPT FOR: PRIMARY 500.00

EMPLOYER:
OCCUPATION: Homemaker

Date	Amount
08/29/90	500.00
AGGREGATE YTD:	500.00

John T. Fitzgerald
3000 Paradise Road
Las Vegas, NV 89109
RECEIPT FOR: PRIMARY 500.00

EMPLOYER: Las Vegas Hilton
OCCUPATION: President

Date	Amount
08/24/90	500.00
AGGREGATE YTD:	500.00

Ervin E. Pondriest
667 Broadsworth Court
Powell, OH 43065
RECEIPT FOR: PRIMARY 250.00

EMPLOYER: LiTel Telecommunications
OCCUPATION: Vice President

Date	Amount
07/30/90	250.00
AGGREGATE YTD:	250.00

Michael Forman
120-B Robertson Blvd., 3rd Floor
Los Angeles, CA 90048
RECEIPT FOR: PRIMARY 1,000.00

EMPLOYER: using best efforts to deter
OCCUPATION:

Date	Amount
08/13/90	1,000.00
AGGREGATE YTD:	1,000.00

SUBTOTAL OF RECEIPTS THIS PAGE 3,750.00

C 90013761 P50043640563

CAMPAIGN COMMITTEE - FEC Line 11A
INDIVIDUAL CONTRIBUTIONS $200.01+
7/15/90 THRU 9/30/90

Any information copied from this report may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes.

NAME/ADDRESS	PREF	DATE	ELECTION	$ THIS PERIOD
Fertitta, Frank J. 2411 West Sahara Avenue Las Vegas, NV 89102	Mr.	08-20-90	G 90	500.00
EMPLOYER: Palace Station Hotel and Casino OCCUPATION: President			AGGREGATE YTD: $	500.00
Field, Fredrick W. President Interscope Corporation 10900 Wilshire Boulevard, 1400 Los Angeles, CA 90024	Mr.	08-30-90	G 90	1,000.00
EMPLOYER: Information Requested OCCUPATION: Information Requested			AGGREGATE YTD: $	1,000.00
Field, Susie 1740 Green Acres Place Beverly Hills, CA 90210	Ms.	08-30-90	G 90	1,000.00
EMPLOYER: Information Requested OCCUPATION: Information Requested			AGGREGATE YTD: $	1,000.00
Fields, Richard B. 707 Adams Avenue Memphis, TN 38105	Mr.	07-18-90	P 90	1,000.00
EMPLOYER: Self-Employed OCCUPATION: Attorney			AGGREGATE YTD: $	1,000.00
Fields, Stephen D. 580 Cahuenga Boulevard Los Angeles, CA 90004	Mr.	08-30-90	G 90	1,000.00
EMPLOYER: The Disney Channel OCCUPATION: Vice-President/Original Programming			AGGREGATE YTD: $	1,000.00
				4,500.00

C00436405564

SCHEDULE A — ITEMIZED RECEIPTS — PAGE [illegible] OF [illegible]

Contributions from Individuals/Persons — FEC FORM 3 11a1

Any information copied from such reports and statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

Name of Committee (in Full): Josie Heath for U.S. Senate, Inc.

Full Name, Mailing Address and Zip Code	Name of Employer / Occupation	Date	Amount	Aggregate Year-To-Date
Frederick W. Field 10900 Wilshire Blvd. Ste 1400 Los Angeles, CA 90024	Information Requested Information Requested	[illegible]	[illegible]	[illegible]
Bart Fitzgerald 1520 Silverking Drive Aspen, CO 81611	Information Requested Information Requested	[illegible]	[illegible]	[illegible]
Michael Fink 3439 Bens Bream Dr Huntingdon V, PA 19006	General Electric Attorney	[illegible]	[illegible]	[illegible]
Carrie Fisher 1201 Alta Loma Road Los Angles, CA 90069	Information Requested Information Requested	[illegible]	[illegible]	[illegible]
Carrie Fisher 88 Remsen Street Brooklyn, NY 11201	Information Requested Information Requested	[illegible]	[illegible]	[illegible]
Emily Fisher 88 Remsen St. Brooklyn, NY 11201	Information Requested Painter	[illegible]	[illegible]	[illegible]

SUBTOTAL of Receipts This Page (optional) $250

TOTAL This Period (last page this line number only) .....

90032001921650436405555

SCHEDULE A — ITEMIZED RECEIPTS

Use separate schedule for each category of the Detailed Summary Page — 28 123 — FOR LRC BRANCH

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (In Full)

LONSDALE FOR SENATE COMMITTEE

A. Full Name, Mailing Address and ZIP Code James Bernfield 248 SW Nevada Portland, OR 97219 Receipt For: ☐ Primary ☑ General ☐ Other (specify)	Name of Employer: Lonsdale For Senate Occupation: Researcher Aggregate Year-to-Date: $ 250	Date (month, day, year): 10/17/90	Amount of Each Receipt this Period: 250
B. Full Name, Mailing Address and ZIP Code Ray B. Atel 17410 SW Parrett Mt. Rd. Sherwood, OR 97140 Receipt For: ☐ Primary ☑ General ☐ Other (specify)	Name of Employer: Self Occupation: Writer Aggregate Year-to-Date: $ 1000	Date (month, day, year): 10/17/90	Amount of Each Receipt this Period: 1000
C. Full Name, Mailing Address and ZIP Code Angelika Storm 9520 Gloaming Dr. Beverly Hills, CA 90210 Receipt For: ☐ Primary ☑ General ☐ Other (specify)	Name of Employer: Don Henley Occupation: Assistant Aggregate Year-to-Date: $ 1000	Date (month, day, year): 10/17/90	Amount of Each Receipt this Period: 1000
D. Full Name, Mailing Address and ZIP Code Frederick W. Field 10900 Wilshire Blvd. #1400 Los Angeles, CA 90024 Receipt For: ☐ Primary ☑ General ☐ Other (specify)	Name of Employer: INTO. REGISTER Occupation: Aggregate Year-to-Date: $ 1000	Date (month, day, year): 10/17/90	Amount of Each Receipt this Period: 1000
E. Full Name, Mailing Address and ZIP Code Diane Drummond 4753 Clybourn Ave. #5 Toluca Lake, CA 91602 Receipt For: ☐ Primary ☑ General ☐ Other (specify)	Name of Employer: Don Henley Occupation: Assistant Aggregate Year-to-Date: $ 1000	Date (month, day, year): 10/17/90	Amount of Each Receipt this Period: 1000
F. Full Name, Mailing Address and ZIP Code Pamela Wright Lloyd 30 Beverly Terrace Mill Valley, CA 94941 Receipt For: ☐ Primary ☑ General ☐ Other (specify)	Name of Employer: None Occupation: Volunteer Person Aggregate Year-to-Date: $ 500	Date (month, day, year): 10/17/90	Amount of Each Receipt this Period: 500
G. Full Name, Mailing Address and ZIP Code Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Name of Employer: Occupation: Aggregate Year-to-Date: $ 0	Date (month, day, year):	Amount of Each Receipt this Period:

SUBTOTAL of Receipts This Page (optional): 4750.00

TOTAL This Period (last page this line number only): 4750.00

90-1 C 50436405565

Kohlberg, Jerome Jr

Summary of FEC Data

Exhibit 4

Recipient	Amount	Date	Year
FRIENDS OF SENATOR CARL LEVIN	$1,000	05/02/89	90
SIMON FOR SENATE	$1,000	08/15/89	90
RE-ELECT CONGRESSMAN CHUCK SCHUMER	$1,000	01/12/90	90
RE-ELECT CONGRESSMAN CHUCK SCHUMER	$1,000	01/12/90	90
FRIENDS OF SENATOR ROCKEFELLER	$500	05/23/90	90
FRIENDS OF SENATOR CARL LEVIN	$1,000	08/07/90	90
FRIENDS OF LARRY PRESSLER	$1,000	08/10/90	90
HARVEY GANTT FOR SENATE CAMPAIGN COMMITTEE	$1,000	08/15/90	90
NITA LOWEY FOR CONGRESS	$500	09/12/90	90
DNC SERVICES CORPORATION/DEMOCRATIC NATIONAL COMMITTEE	$15,000	10/17/90	90
RE-ELECT SENATOR MARK HATFIELD COMMITTEE	$1,000	10/24/90	90
KERRY COMMITTEE	$1,000	11/06/90	90
HARVEY GANTT FOR SENATE CAMPAIGN COMMITTEE	$1,000	11/12/90	90

Total Contributions for 1990: **$26,000**

0043540567

89020051968

SCHEDULE A — ITEMIZED RECEIPTS — PAGE 33 OF 133

NAME OF COMMITTEE: FRIENDS OF SENATOR CARL LEVIN — FOR LINE NUMBER 11(a)(i)

NAME.....: Ms. Doris G. Griffith ADDRESS..: 231 Shore Haven Dr., S.E. Grand Rapids, Michigan 49506	EMPLOYER..: CATHOLIC SOCIAL SERVICES OCCUPATION: SOCIAL WORKER	DATE 05/02/89	AMOUNT $250.00
RECEIPT FOR PRIMARY	AGGREGATE YEAR-TO-DATE: $250.00		
NAME.....: Mr. Paul Leven ADDRESS..: 3174 Bennett, S.E. Grand Rapids, Michigan 49506	EMPLOYER..: WITHAM, INC. OCCUPATION: CHAIRMAN	DATE 05/02/89	AMOUNT $500.00
RECEIPT FOR PRIMARY	AGGREGATE YEAR-TO-DATE: $500.00		
NAME.....: Mr. Robert C. Pew ADDRESS..: 11307 Old Harbour Road N. Palm Beach, Florida 33408	EMPLOYER..: STEELCASE OCCUPATION: EXECUTIVE	DATE 05/02/89	AMOUNT $1,000.00
RECEIPT FOR PRIMARY	AGGREGATE YEAR-TO-DATE: $1,000.00		
NAME.....: Leonard Rosenzweig, M.D. ADDRESS..: 515 Lakeside Drive, S.E. Grand Rapids, Michigan 49506	EMPLOYER..: SELF OCCUPATION: DOCTOR	DATE 05/02/89	AMOUNT $200.00
RECEIPT FOR PRIMARY	AGGREGATE YEAR-TO-DATE: $200.00		
NAME.....: Jerome Kohlberg, Jr. ADDRESS..: Kohlberg and Co. 8th Floor 20 West 55th Street New York, New York 10019	EMPLOYER..: SELF OCCUPATION: INVESTMENT	DATE 05/02/89	AMOUNT $1,000.00
RECEIPT FOR PRIMARY	AGGREGATE YEAR-TO-DATE: $1,000.00		
NAME.....: Mr. David L. Meres ADDRESS..: 3216 Bennett, S.E. Grand Rapids, Michigan 49506	EMPLOYER..: OCCUPATION: RETIRED	DATE 05/02/89	AMOUNT $250.00
RECEIPT FOR PRIMARY	AGGREGATE YEAR-TO-DATE: $250.00		
NAME.....: Mr. Joseph M. Schwartz ADDRESS..: 1660 Mont-Rue, Se Grand Rapids, Michigan 49506	EMPLOYER..: OCCUPATION: RETIRED	DATE 05/02/89	AMOUNT $500.00
RECEIPT FOR PRIMARY	AGGREGATE YEAR-TO-DATE: $500.00		

SUBTOTAL OF RECEIPTS FOR THIS PAGE ---------- $8,700.00

[redacted]

Any information copied from this report may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes.

Name		[redacted]	[redacted]	$ this Period
Bastian, Robert B. 100 Quail Hill Road Pittsburgh, PA 15238	Mr.	11-02-99	$ 00	1,000.00
EMPLOYER: Education Management Corporation OCCUPATION: Chairman/CEO			AGGREGATE YTD: $	1,000.00
Bagwash, Ray 9 Knightsbridge Pueblo, CO 81001	Mr.	09-30-99	$ 00	500.00
EMPLOYER: Information Requested OCCUPATION: Information Requested			AGGREGATE YTD: $	500.00
Bahlburg, Jr., Jerome Crow Hill Road Mt. Kisco, NY 10549	Mr.	08-15-99	$ 00	1,000.00
EMPLOYER: Information Requested OCCUPATION: Information Requested			AGGREGATE YTD: $	1,000.00
Baker, Brooke Stengel 857 Michigan Avenue Wilmette, IL 60091	Mrs.	12-30-99	$ 00	500.00
EMPLOYER: OCCUPATION: Homemaker			AGGREGATE YTD: $	500.00
Balsys, Judith 140 Sherman Street Apartment 10-E New York, NY 10014	Ms.	12-31-99	$ 00	25.00
EMPLOYER: Goldman Sachs OCCUPATION: Information Specialist			AGGREGATE YTD: $	250.00

Page Totals - 3,000.00

P50043640569

9000001196

SCHEDULE B

Re-Elect Congressman Chuck Schumer

Nancy S. Ruhlberg Crow Hill Road Mt. Kisco, NY 10549		1/12/90	$2,000.00
Jerome Ruhlberg, Jr. 116 Radio Circle Mt. Kisco, NY 10549		1/12/90	$2,000.00
Matthew R. Rosenzweig 919 3rd Avenue New York, NY 10022		12/	$000.00
Stephen A. Ruppar 155 E. 31st Street New York, NY 10017		1/	$1,000.00
Henry R. Kravis 71 E. 71st Street New York, NY 10021	Ruhlberg Kravis Roberts & Co.	1/4/	$2,000.00
[illegible] [illegible] Washington, DC 2004	Information requested	2/	$ 000.00
Joyce B. Li [illegible] Information requested	Information requested	1/16/90	$250.00
SUBTOTAL of Receipts This Page (Optional)			
TOTAL This Period (last page)			

C02130423170

>50436405/0

SCHEDULE A — ITEMIZED RECEIPTS — LINE 11(a)

FRIENDS OF SENATOR ROCKEFELLER

NAME AND ADDRESS	EMPLOYER / OCCUPATION	ELECTION	DATE	CONTRIBUTION
Mrs. Leslie K. S. Fogg 1888 Huttentown Road Huttentown, NY 11791	OCCUPATION Homemaker YEAR-TO-DATE AGGREGATE: $ 1,000.00	General	05/23/90	$ 1,000.00
Mr. Robert P. Hogan 2345 Crystal Drive Arlington, VA 22202	EMPLOYER Charles E. Smith Management Company OCCUPATION Developer YEAR-TO-DATE AGGREGATE: $ 1,000.00	General	05/23/90	$ 1,000.00
Mr. Jerome Kohlberg Jr. 156 Castle Circle Mt. Kisco, NY 10549	EMPLOYER Kohlberg & Company OCCUPATION Merchant Banker YEAR-TO-DATE AGGREGATE: $ 500.00	General	05/23/90	$ 500.00
Ms. Sadie Cohn 1431 First National Building Detroit, MI 48226	OCCUPATION Retired YEAR-TO-DATE AGGREGATE: $ 250.00	Primary	05/08/90	$ 250.00
Mrs. Lyndon B. Johnson 2313 Red River Austin, TX 78705	EMPLOYER Self-Employed OCCUPATION Communications Executive YEAR-TO-DATE AGGREGATE: $ 1,000.00	General	05/23/90	$ 1,000.00
Mr. Richard Holbrooke Upper Church Hill Road New Milford, CT 06776	EMPLOYER Shearson Lehman Hutton OCCUPATION Managing Director YEAR-TO-DATE AGGREGATE: $ 1,000.00	Primary	05/08/90	$ 1,000.00
Mr. Martin A. Goldman 755 West Big Beaver Ste 2206 Troy, MI 48084	EMPLOYER Self-Employed OCCUPATION Developer YEAR-TO-DATE AGGREGATE: $ 250.00	Primary	05/08/90	$ 250.00

SUBTOTAL FOR PAGE 53 ..... $ 5,000.00

15013364005571

SCHEDULE A — ITEMIZED RECEIPTS — PAGE 136 OF 136

NAME OF COMMITTEE: FRIENDS OF SENATOR CARL LEVIN — FOR LINE NUMBER 11(a)(i)

NAME.....: Mrs. Allegan Kleiman ADDRESS..: 4808 Fairway Ridge Circle West Bloomfield, Michigan 48033	EMPLOYER..: OCCUPATION: HOMEMAKER		DATE 07/27/00	AMOUNT $250.00
RECEIPT FOR PRIMARY	AGGREGATE YEAR-TO-DATE:	$350.00		
NAME.....: Ms. Karen L. Knepper ADDRESS..: 5000 Towncenter, Ste. 1505 Southfield, Michigan 48075	EMPLOYER..: DANNY'S FOOD OCCUPATION: EXECUTIVE		DATE 08/17/00	AMOUNT $1,000.00
RECEIPT FOR GENERAL	AGGREGATE YEAR-TO-DATE:	$1,000.00		
NAME.....: Mr. Jay M. Kogan ADDRESS..: 19801 James Couzens Hwy. Detroit, Michigan 48235	EMPLOYER..: SELF OCCUPATION: DEVELOPER		DATE 07/27/00	AMOUNT $500.00
RECEIPT FOR PRIMARY	AGGREGATE YEAR-TO-DATE:	$500.00		
NAME.....: Mr. Jay M. Kogan ADDRESS..: 19801 James Couzens Hwy. Detroit, Michigan 48235	EMPLOYER..: SELF OCCUPATION: DEVELOPER		DATE 08/28/00	AMOUNT $1,000.00
RECEIPT FOR GENERAL	AGGREGATE YEAR-TO-DATE:	$1,500.00		
NAME.....: Ms. Reva Kogan ADDRESS..: 29260 Franklin Road, #808 Southfield Hills, Michigan 48034	EMPLOYER..: OCCUPATION: HOMEMAKER		DATE 08/28/00	AMOUNT $500.00
RECEIPT FOR GENERAL	AGGREGATE YEAR-TO-DATE:	$500.00		
NAME.....: Jerome Kohlberg, Jr. ADDRESS..: Kohlberg and Co. 8Th Floor 20 West 55Th Street New York, New York 10019	EMPLOYER..: SELF OCCUPATION: INVESTMENT		DATE 08/07/00	AMOUNT $1,000.00
RECEIPT FOR GENERAL	AGGREGATE YEAR-TO-DATE:	$1,000.00		
NAME.....: Mrs. Nancy S. Kohlberg ADDRESS..: Crow Hill Road Mt. Kisco Ny, 10 549	EMPLOYER..: OCCUPATION: HOMEMAKER		DATE 08/07/00	AMOUNT $1,000.00
RECEIPT FOR PRIMARY	AGGREGATE YEAR-TO-DATE:	$1,000.00		

SUBTOTAL OF RECEIPTS FOR THIS PAGE $9,350.00

SCHEDULE A ITEMIZED RECEIPTS
for Line Number 11(a)

Full Name of Committee: Friends of Larry Pressler

A. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Glenn R. Jones 9697 East Mineral Avenue Englewood, CO 80112	Jones Intercable, Inc. Chairman	G	09/25/90	1000.00
	Total YTD: $ 1000.00			

B. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Jerome Kohlberg,Jr. 20 West 55th Street New York, NY 10019	Kohlberg & Company Information Requested	G	08/10/90	1000.00
	Total YTD: $ 1000.00			

C. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Nancy S. Kohlberg YT6 Radio Circle Mt. Kisco, NY 10549	Homemaker	G	08/10/90	1000.00
	Total YTD: $ 1000.00			

D. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Harvey C. Krautschun Box 157 Spearfish, SD 57783	SD State State Representative	G	09/21/90	20.00
	Total YTD: $ 345.00			

E. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Arthur Kroetch Philip, SD 57567	Scotsman Industries Owner	G	07/11/90	500.00
	Total YTD: $ 500.00			

TOTAL THIS PAGE: 3520.00

SCHEDULE A ITEMIZED RECEIPTS

NAME OF COMMITTEE:
HARVEY GANTT FOR SENATE Campaign Committee

A. Name and Address:
Klutznick, Mr. Philip M.
737 N. Michigan Avenue Suite
Chicago, IL 60611

Receipt For:
GENERAL

B. Name and Address:
Kohlberg, Jr., Mr. Jerome
Crow Hill Road
Mt. Kisco, NY 10549

Receipt For:
GENERAL

C. Name and Address:
Williams, Dr. Johnny L.
Post Office Box 3013
New Bern, NC 28560

Receipt For:
GENERAL

D. Name and Address:
Williams, Dr. Johnny L.
Post Office Box 3013
New Bern, NC 28560

Receipt For:
GENERAL

E. Name and Address:
Taylor, Ms. Betsy B.
401 Fleetwood Plaza
Hendersonville, NC 28739

Receipt For:
GENERAL

F. Name and Address:
Hatcher, Mr. Kenneth B.
Apt. 4908-C Poppy Lane
Wilmington, NC 28403

Receipt For:
GENERAL

SUBTOTAL of Receipts

15043640574

SCHEDULE A — ITEMIZED RECEIPTS

Use separate schedule(s) for each category of the Detailed Summary Page

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (In Full)
NITA LOWEY FOR CONGRESS

	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
A. Full Name, Mailing Address and ZIP Code CAROL BERNSTEIN PERRY 385 PORT HILL ROAD, SCARSDALE N.Y. 10583		9/12/90	250.00
Receipt For: ___ Primary X General ___ Other (specify)	Occupation: RETIRED	Aggregate Year-to-Date: $ 750.00	
B. Full Name, Mailing Address and ZIP Code JOY UNGERLEIDER-MAYERSON 4 OAK LANE LARCHMONT N.Y. 10538		9/12/90	1000.00
Receipt For: ___ Primary X General ___ Other (specify)	Occupation: Not Employed	Aggregate Year-to-Date: $1000.00	
C. Full Name, Mailing Address and ZIP Code JEROME KOHLBERG, JR., CROW HILL ROAD, MOUNT KISCO, NEW YORK 10549	Name of Employer: KOHLBERG & CO.,	Date (month, day, year): 9/12/90	Amount of Each Receipt this Period: 500.00
Receipt For: ___ Primary X General ___ Other (specify)	Occupation: Executive	Aggregate Year-to-Date: $ 500.00	
D. Full Name, Mailing Address and ZIP Code KIM G. DAVIS 17 DEEPWOOD DRIVE CHAPPAQUA N.Y. 10514	Name of Employer: KOHLBERG & CO.	Date (month, day, year): 9/12/90	Amount of Each Receipt this Period: 500.00
Receipt For: ___ Primary X General ___ Other (specify)	Occupation: EXECUTIVE	Aggregate Year-to-Date: $ 500.00	
E. Full Name, Mailing Address and ZIP Code ROBERT STOCKEL 75 CENTRAL PARK WEST N.Y.C. 10023	Name of Employer: SELF	Date (month, day, year): 9/10/90	Amount of Each Receipt this Period: 250.00
Receipt For: ___ Primary X General ___ Other (specify)	Occupation: ACCOUNTANT	Aggregate Year-to-Date: $ 250.00	
F. Full Name, Mailing Address and ZIP Code DOMINICK ROBUSTELLI, ESQ., 7 PARK PLACE, CHESTER N.Y. 10908	Name of Employer: DAVID WORBY, P.C.	Date (month, day, year): 9/10/90	Amount of Each Receipt this Period: 250.00
Receipt For: X Primary ___ General ___ Other (specify)	Occupation: ATTORNEY	Aggregate Year-to-Date: $ 250.00	
G. Full Name, Mailing Address and ZIP Code ELLA HAZEL 69 MELROSE DRIVE NEW ROCHELLE NEW YORK 10804		9/12/90	500.00
Receipt For: ___ Primary X General ___ Other (specify)	Occupation: RETIRED	Aggregate Year-to-Date: $500.00	

SUBTOTAL of Receipts This Page (optional) 3250.00

TOTAL This Period (last page this line number only)

9211409003695

P50436405/6

9,036,201,26

ITEMIZED RECEIPTS

DNC SERVICES CORPORATION/DEMOCRATIC NATIONAL COMMITTEE

SCHEDULE A LINE 11A

NAME ADDRESS CITY STATE ZIP CODE	OCCUPATION EMPLOYER	DATE	AMOUNT THIS PERIOD	YTD
Mr. Jerome Kohlberg Jr. Kohlberg & Company West 57th Street New York NY 10019	RETIRED	10/17/96	15,000.00	15,000.00
Ms. Gayle G. Gardner 1401 Locust Drive Annapolis MD 21403	[redacted]	[redacted]	250.00	250.00
Mr. & Mrs. [redacted] [redacted] Old Nursery Rd [redacted] NJ 07931	Retired	[redacted]	500.00	[redacted]
Mr. [redacted] [redacted]	[redacted]	[redacted]	[redacted]	[redacted]
Mr. Vital Lantz [redacted] Wilcox Way N E 2066 Indianapolis IN 46210	[redacted]	[redacted]	[redacted]	375.00

SCHEDULE A — ITEMIZED RECEIPTS — Page 52 of 105 — For Line Number 11(a)(i)

Full Name of Committee: Cmte. to Re-Elect Senator Hatfield

A. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Mr and Mrs. Kara Kouh 720 N. Davis St. McMinnville, OR 97128	City Sanitary Service Owner	G	10/24/90	200.00
	Total YTD: $ 203.78			

B. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Mr. Jerome Kohlberg, Jr. Crow Hill Road Mt. Kisco, NY 10549	Kohlberg & Company Investments	G	10/24/90	1000.00
	Total YTD: $ 1000.00			

C. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Dr. Peter C. Kohler 1841 S.W. Montgomery Dr. Portland, OR 97201	Employer info requested Physician	G	10/31/90	1000.00
	Total YTD: $ 1000.00			

D. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Mr. Harold E. Kohn 1101 Market Street, Ste. 2400 Philadelphia, PA 19107	"INFORMATION REQUESTED"	G	10/24/90	1000.00
	Total YTD: $ 1000.00			

E. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Mr. Sam Konnie 26098 Girl Scout Road Veneta, OR 97487	Evergreen Bros. Lumber President	G	10/29/90	1000.00
	Total YTD: $ 1000.00			

TOTAL THIS PAGE: 4200.00

>50436057/

Contributor Name & Mailing Address	Employer/Occupation/Aggr$	Date	$ Amount
Nai-Nan Ko Huckleberry Hill Lincoln, MA 01773 __Prim X Genl __Othr	Toyota of Wellesley President Aggr YTD $ 500.00	11/04/90	$ 500.00 B
James Koch 204 Lakeview Avenue Cambridge, MA 02138 __Prim X Genl __Othr	Boston Beer Company Brewer Aggr YTD $ 500.00	11/06/90	$ 500.00 B
William M Koch 7 Edgewater Drive Wloughs Neck, MA 02169 __Prim X Genl __Othr	Best Efforts Best Efforts Aggr YTD $ 500.00	10/23/90	$ 500.00 B
Jerome Kohlberg Jr. Crow Hill Road Mount Kisco, NY 10549 __Prim X Genl __Othr	Kohlberg Kravis Roberts Principal Aggr YTD $ 1,000.00	11/06/90	$ 1,000.00 B
Robert Kolikof 19571 No 37th Ave N Miami, MA 33161 __Prim X Genl __Othr	Best Efforts Best Efforts Aggr YTD $ 300.00	10/23/90	$ 300.00 B
Walter J. Konjolka 760 Highland Ave. Needham Heights, MA 02194 __Prim X Genl __Othr	Konjolka and Company, Inc Partner Aggr YTD $ 500.00	11/06/90	$ 500.00 B
Marvin P Kosow 822 Boylston Street Chestnut Hill, MA 02167 Prim X Genl __Othr	Kosow Construction Corp. President Aggr YTD $ 250.00	10/23/90	$ 250.00 B

SCHEDULE A ITEMIZED RECEIPTS

NAME OF COMMITTEE:
HARVEY GANTT FOR SENATE CAMPAIGN COMMITTEE

A. Name and Address:
Klutznick, Ms. Ethel
100 E Pearson
Apt 7204
Chicago, IL 60611
Receipt For:
GENERAL
Name of Employer:
INFORMATION REQUESTED
Occupation:
INFORMATION REQUESTED
Year-to-Date:

B. Name and Address:
Kohlberg, Jr., Mr. Jerome
Crow Hill Road
Mt Kisco, NY 10549
Receipt For:
GENERAL
INFORMATION REQUESTED
Occupation:
INFORMATION REQUESTED
Year-to-Date: 1,000.00

C. Name and Address:
Mandel, Ms. Morton L.
4500 Euclid Avenue
Cleveland, OH 44103
Receipt For:
GENERAL
Name of Employer:
INFORMATION REQUESTED
Occupation:
INFORMATION REQUESTED
Year-to-Date: 1,000.00

D. Name and Address:
McConnell, Ms. Jane C.
150 Pinehurst Drive
Granville, OH 43023
Receipt For:
GENERAL
Name of Employer:
INFORMATION REQUESTED
Occupation:
INFORMATION REQUESTED

E. Name and Address:
Minkoff, Mr. Burton S.
21 East 22nd Street
Apt 2-F
New York, NY 10010
Receipt For:
GENERAL
INFORMATION REQUESTED
Occupation:
INFORMATION REQUESTED

F. Name and Address:
Peterson, Ms. Donna
[illegible]
Rochester, [illegible]
Receipt For:
GENERAL
[illegible]

G. Name and Address:
Rollins, Mr. Timothy
191 9th Avenue
New York, NY
Receipt For:
GENERAL
Name of Employer:
INFORMATION REQUESTED
Occupation:
Teacher

SUBTOTAL of Receipts this Page

9902416564 0543643 / 9

MacArthur, Diana T

Summary of FEC Data

Exhibit 5

Recipient	Amount	Date	Year
FRIENDS OF CONNIE MORELLA FOR CONGRESS	$250	10/10/89	90
DNC SERVICES CORPORATION/DEMOCRATIC NATIONAL COMMITTEE	$18,000	01/03/90	90
DNC SERVICES CORPORATION/DEMOCRATIC NATIONAL COMMITTEE	$250	04/09/90	90
DNC SERVICES CORPORATION/DEMOCRATIC NATIONAL COMMITTEE	$250	05/21/90	90
DEMOCRATIC DECADE	$1,000	06/01/90	90
DEMOCRATIC SENATORIAL CAMPAIGN COMMITTEE	$1,000	06/01/90	90
DNC SERVICES CORPORATION/DEMOCRATIC NATIONAL COMMITTEE	$325	07/26/90	90
HARVEY GANTT FOR SENATE CAMPAIGN COMMITTEE	$1,000	08/02/90	90
SLOANE FOR SENATE COMMITTEE	$1,000	08/02/90	90
PEOPLE FOR PETE DOMENICI (1990)	$200	08/07/90	90
DEMOCRATIC PARTY OF NEW MEXICO	$500	08/21/90	90
FRIENDS OF SENATOR ROCKEFELLER	$500	08/21/90	90
FRIENDS OF SENATOR ROCKEFELLER	$500	08/21/90	90
DEMOCRATIC PARTY OF NEW MEXICO	$900	09/15/90	90
PEOPLE FOR PETE DOMENICI (1990)	$800	09/24/90	90

Total Contributions for 1990: **$26,475**

> 5043640580

Any info. copied from ... Statements may not be sold or used by any person for the ... contrib. or for commercial purpose, other than using ... political comm. to solicit from the comm.

Full Name of Committee: ... of Connie Morella for Congress

A. Full Name, Address, Zip	Employer/Occupation	Date	Receipts	Memo
Marvin C. Allwood 2005 Bladensburg Road NE Washington DC 20018	Information Requested CPA		[illegible].00	
Receipt for: Primary				
B. Full Name, Address, Zip	Employer/Occ...		...ipts	Memo
Kim H. Sohn 6929 Harvest Square Court Potomac MD 20854	International Vice Presi...		...00	
Receipt for: Primary				
C. Full Name, Address, Zip	[illegible]	Date	Receipts	Memo
Marian S. Sofaer Esq. 1800 M Street NW Washington DC 20036	[illegible] requested	09/27/89	500.00	
Receipt for: Primary		Total: $	500.00	
D. Full Name, Address, Zip	Employer/Occupation	Date	Receipts	Memo
Diana T. MacArthur 5103 Cape Cod Court Bethesda MD 20816	[illegible]	10/10/89	[illegible]	
Receipt for: Primary		Total: $	250.00	
E. Full Name, Address, Zip	Employer/Occupation	Date	Receipts	Memo
James W. Barrett 4000 Montgomery Lane Bethesda MD 20814	[illegible]	10/10/89	250.00	
Receipt for: Primary		Total: $	250.00	
F. Full Name, Address, Zip	Employer/Occupation	Date	Receipts	Memo
Rebecca A. Crowley 9203 F University Blvd Kensington MD 20895	[illegible], Inc.	10/11/89	1000.00	
Receipt for: Primary		Total: $	1000.00	
SUBTOTAL of Receipts This Page				2750.00
TOTAL This Period				

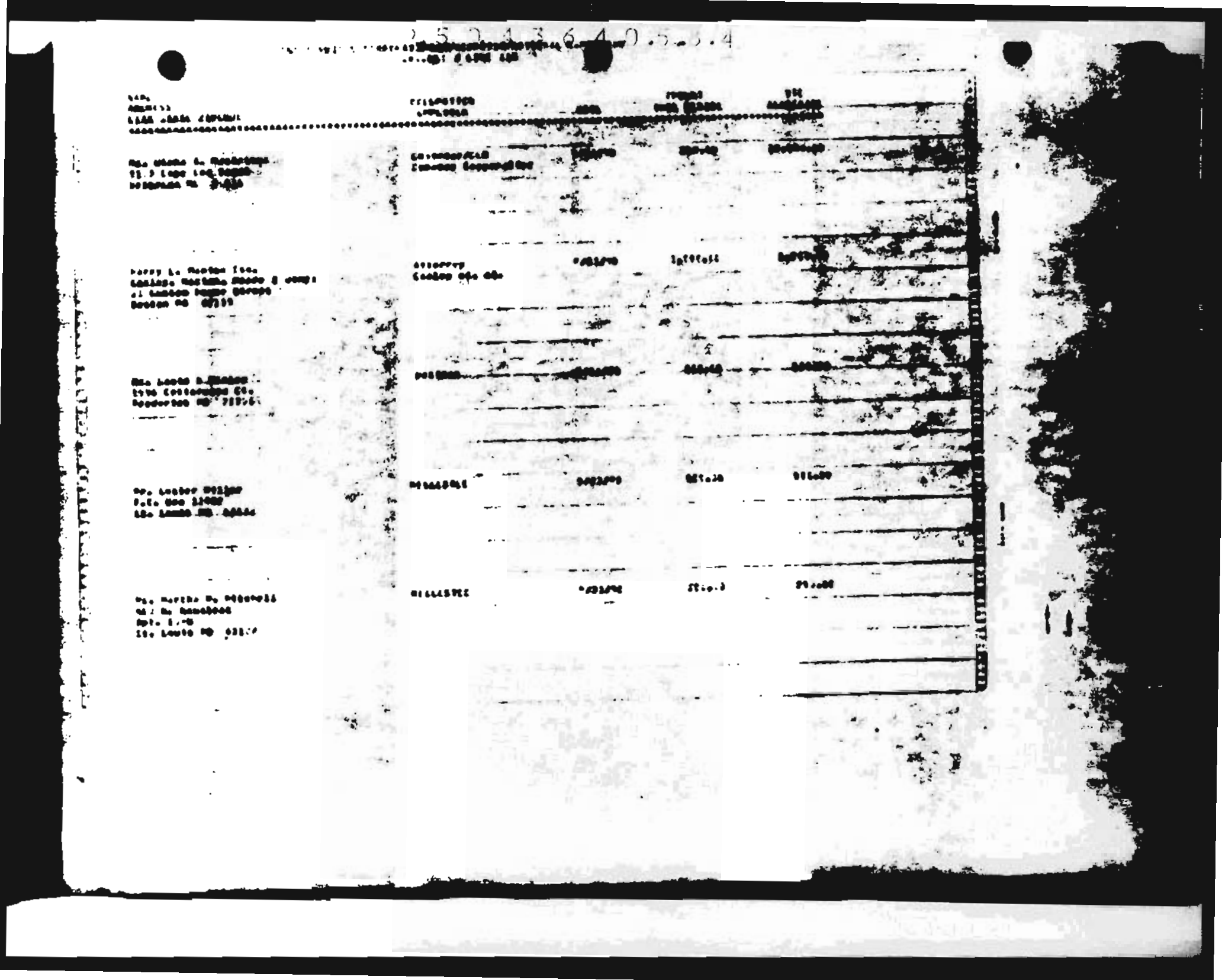
0 0 1 3 8 9 4 4 9

Dr. Carl M Leventhal 3250 Old Annapolis Columbia MD 21044	Physician	1/09/90	300.00	333.00
Dr. William Lesher 1111 N Lake Shore Drive Chicago IL 60610	Jeweler	1/26/90	3,750.00	3,750.00
Mrs. Stephanie A Lighthouse 214 W. Cherry Circle Dundee IL 34117	Student Nurse	1/05/90	300.00	300.00
Ms. Margaret B Long 2121 El Camino Real Berkeley CA 94705	RETIRED	1/10/90	500.00	500.00
Mr. Diana L. MacArthur Chairman Dynatron Corporation Rockville MD 20852	Chairman/CEO Dynatron Corporation	1/09/90 1/15/90	10,000.00 10,000.00	10,000.00

[redacted]

ITEMIZED RECEIPTS
[redacted] CORPORATION/A PECUNIARY ASSOCIATION/COMMITTEE
SCHEDULE A ITEM 11A

NAME ADDRESS CITY STATE ZIP CODE	OCCUPATION EMPLOYER	DATE	AMOUNT THIS PERIOD	YTD CALENDAR
[redacted]	Chairman of [redacted] Louis Model [redacted]	6/30/90	5,000.00	5,000.00
Dr. Frank A. Lloyd M.D. [redacted] Indianapolis IN 46260	REQUESTED	6/30/90	[redacted]	[redacted]
[redacted] 1313 Cape Cod Court Potomac MD 20854	Cypress Corporation	[redacted]	[redacted]	10,000.00
[redacted] [redacted] [redacted]	[redacted]	[redacted]	250.00	250.00
[redacted] [redacted] San Mateo CA 94402	REQUESTED	6/30/90	[redacted]	[redacted]



[redacted]
FEC Line 11(A) - [redacted]
April 1, 1990 through June 30, 1990

Any information copied from such Reports or Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME	DATE	CONTRIBUTION
Diane T. MacArthur 8103 Cape Cod Court Bethesda, Maryland 20816	6/1/90	$ 1,000.00
EMPLOYER: Dynamic Corp. OCCUPATION: CEO	[redacted] YTD:	$ 1,000.00
Jane Engelhard The Engelhard Office 645 Fifth Avenue New York, New York 10022	6/1/90	$ 10,000.00
EMPLOYER: Info. Requested OCCUPATION:	[redacted] YTD:	$ 11,000.00
Patricia M. Kluge Albemarle House Route 6, Box 61 Charlottesville, Virginia 22901	6/4/90	$ 1,000.00
EMPLOYER: None OCCUPATION	[redacted] YTD:	$ 1,000.00
William Corcoran 227 DeLong Avenue Dumont, New Jersey 07628	6/4/90	$ 1,000.00
EMPLOYER: Middleburgs Management OCCUPATION: Treasurer	[redacted] YTD:	$ 1,000.00
Jane Engelhard The Englehard Office 645 Fifth Avenue New York, New York 10022	6/4/90	$ 1,000.00
EMPLOYER: Info. Requested OCCUPATION:	[redacted] YTD:	$ 11,000.00
	Page Total	$ 14,000.00

C 00436055

SCHEDULE A ATTRIBUTABLE DEMOCRATIC DECADE RECEIPTS

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

DEMOCRATIC SENATORIAL CAMPAIGN COMMITTEE

Name, Mailing Address and ZIP Code	Employer/ Occupation	Date	Amount
Thomas F. Kaufman 1 Citicorp Center 153 East 53rd Street New York, NY 10022	Willkie, Farr, & Gallagher Partners Attorney	06/25/90	$4,166.66
_ Primary _ General Other:	Y-T-D:	$4,280.58	
Beth Labasky 2317 Braeburn Circle Tallahassee, FL 32308	Information Requested	06/25/90	$1,000.00
_ Primary _ General Other:	Y-T-D:	$1,000.00	
Jeffrey M. Lang 2144 California Street, NW Washington, DC 20008	Keller & Heckman	06/01/90	$6.00
_ Primary _ General Other:	Y-T-D:	$256.00	
Ferdinand Lemus 18th & F Streets Washington, DC 20405	General Services Administration Operations Analyst	06/04/90	$10.00
_ Primary _ General Other:	Y-T-D:	$382.00	
Diana T. MacArthur 5103 Cape Cod Court Bethesda, MD 20816	Dynamic Corp. CEO	06/01/90	$1,000.00
_ Primary _ General Other:	Y-T-D:	$1,000.00	
I.A. Mascioli 1804 S. Ocean Drive Fort Pierce, FL 34949	Information Requested	06/11/90	$1,000.00
_ Primary _ General Other:	Y-T-D:	$1,000.00	

SUBTOTAL of Receipts This Page	$7,182.66
TOTAL This Period	$23,082.66

25043640

NAME
ADDRESS
CITY STATE ZIP CODE

OCCUPATION / EMPLOYER	DATE	AMOUNT THIS PERSON	YTD AMOUNT
Mr. Richard L Eichman [illegible] W. Cherry Circle Memphis TN 38117	Director Owner Self	7/20/79	[illegible]
Mr. Alfred T. Little 2[illegible] Granada Avenue Mobile AL 36693	RETIRED	[illegible]	[illegible]
Mrs. Alma C Livermore [illegible] First Avenue Chatham IL 62629	RETIRED	7/20/79	150.00	951.00
Mr. Jay M Lorsch [illegible] Shelburne Ave Cambridge MA 02[illegible]	Professor Harvard University	[illegible]	[illegible]
Mrs. Diana T. Macarthur 5103 Cape Cod Court Bethesda MD 20[illegible]	Electronic[illegible] Dynatech Corporation	[illegible]	[illegible]

SCHEDULE A

NAME OF COMMITTEE:
HARVEY GANTT FOR SENATE CAMPAIGN COMMITTEE

A. Name and Address: Gorelli, Ms. Nancy Wiser 3300 NCNB Plaza Charlotte, NC 28280 Receipt For: GENERAL	Name of Employer: Kennedy Covington [illegible] dell et al Occupation: Attorney Year-to-Date:	[illegible]/90	Amount [illegible].00
B. Name and Address: Plemmons, Mr. Bob Buncombe Cty. Dmcc. Committee Post Office Box 7206 Asheville, NC [illegible] Receipt For: GENERAL	Name of Employer: Information Requested [illegible] Occupation: INFORMATION REQUESTED Year-to-Date:	[illegible]/90	Amount [illegible].00
C. Name and Address: Lundy, Mr. Joseph R. 7200 Sears Tower Chicago, IL 60606 Receipt For: GENERAL	Name of Employer: [illegible] Occupation: Attorney Year-to-Date:	[illegible]/90	Amount [illegible].00
D. Name and Address: Marcus, Mr. Donald Marcus Associates 25700 Science Park Drive Cleveland, OH 44122 Receipt For: GENERAL	Name of Employer: INFORMATION REQUESTED Occupation: INFORMATION REQUESTED Year-to-Date:	[illegible]/90	Amount [illegible].00
E. Name and Address: MacArthur, Ms. Diana T. 5103 Cape Cod Court Bethesda, MD 20816 Receipt For: GENERAL	Name of Employer: Dynamac Corporation Occupation: CEO Year-to-Date:	[illegible]/90	Amount [illegible].00
F. Name and Address: Londerchio Caney, [illegible] c/o Kate Bonar Route 8 Box 364 [illegible] Receipt For: GENERAL	Name of Employer: [illegible] [illegible]	[illegible]/90	Amount [illegible].00
G. Name and Address: Dreyer, Mr. L. Richardson 603 Sunset Drive Greensboro, NC 27408 Receipt For: GENERAL	[illegible] [illegible]	[illegible]/90	Amount [illegible].00

SUBTOTAL of Receipts This Page [illegible].00

90020111-0

25043640503

SCHEDULE A ITEMIZED RECEIPTS PAGE 11 OF 41

Harvey Sloane for U.S. Senate
835 West Jefferson Street

NAME AND ADDRESS	EMPLOYER AND OCCUPATION	DATE	FOR LINE # 11a AMOUNT	ELECTION
Thomas M. Loeb, M.D. [illegible] Barrett Avenue, Suite 210 [illegible]ville KY 40204 YEAR TO DATE $1000.00	info requested info requested	08/29/90	$1000.00	General-90
Kevin A. Logan [illegible] East Main Frankfort KY 40601 YEAR TO DATE $250.00	Self Attorney at Law	08/14/90	$250.00	General-90
Daniel E. Logsdon [illegible] Al-Fan Court Winchester KY 40391 YEAR TO DATE $500.00	Self Attorney at Law	08/16/90 09/30/90	$250.00 $250.00	General-90 General-90
Bevis Longstreth 875 Third Avenue New York NY 10022 YEAR TO DATE $250.00	Self Attorney at Law	09/12/90	$250.00	General-90
[illegible] Lowe [illegible] 3rd Street #500 [illegible]ville KY 40202 [illegible] TO DATE $500.00	Pedley, Rosa, et. al Attorney at Law	09/14/90	$500.00	General-90
[illegible] [illegible] Meidinger Tower [illegible] KY 40202 YEAR TO DATE $250.00	Lynch, Cox, et al Attorney at Law	09/11/90	$250.00	General-90
Diana T. MacArthur 5[illegible] Cape Cod Court Bethesda MA 20816 YEAR TO DATE $1000.00	info requested info requested	08/02/90	$1000.00	General-90
Parrette C. MacGregor 4[illegible] Glenview Avenue [illegible]view KY 40025 [illegible] TO DATE $2[illegible].00	none retired	09/19/90 09/19/90	$1000.00 $1000.00	Primary-90 General-90

P 5 0 4 3 6 4 0 5 8 9

SCHEDULE A — ITEMIZED RECEIPTS — LINE NUMBER 11A
PERIOD: FROM 07/01/90 TO 09/30/90 — PAGE 21 OF 85

Any information copied from such Reports or Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee

PEOPLE FOR PETE DOMENICI

FULL NAME, MAILING ADDRESS	EMPLOYER/OCCUPATION	DATE	AMOUNT
Mr. Charles Young Post Office Box 15429 Santa Fe, NM 87501 RECEIPT FOR: General	Young Fitness Centers Owner AGGREGATE YEAR TO DATE:	07/31/90	$300.00 $300.00
Mr. M. Wendell Below Jr. 1015 Military Rd., NW Washington, DC 20015 RECEIPT FOR: General	The Below Law Firm Attorney AGGREGATE YEAR TO DATE:	09/17/90	$500.00 $500.00
Mr. Peter Bensh Jr. 1850 M Street NW Suite 275 Washington, DC 20037 RECEIPT FOR: General	Camp, Camouche, Palmer, Partner AGGREGATE YEAR TO DATE:	08/05/90	$1000.00 $1000.00
Mrs. Charlotte S. Wood 1101 Los Pecos Trail Unit 812 Santa Fe, NM 87505 RECEIPT FOR: General	N/A Retired AGGREGATE YEAR TO DATE:	08/07/90	$300.00 $300.00
Mr. Hugh T. MacArthur [illegible] Cod Court Bethesda, MD 20816 RECEIPT FOR: General	The Dynamac Corporation Chairman AGGREGATE YEAR TO DATE:	08/07/90	$200.00 $1000.00
Mrs. Hugh T. MacArthur [illegible] Cod Court Bethesda, MD 20816 RECEIPT FOR: General	The Dynamac Corporation Chairman AGGREGATE YEAR TO DATE:	09/24/90	$800.00 $1000.00
Mr. George M. Laurence 1235 Jefferson Boulevard Arlington, VA 22202 RECEIPT FOR: General	American Gas Association President AGGREGATE YEAR TO DATE:	08/06/90	$1[illegible] $1[illegible]
	PAGE TOTAL:		$4,1[illegible]

25043640590

SCHEDULE A — ITEMIZED RECEIPTS

PAGE 2 OF 7

FULL LINE NUMBER 11 (A) (1)

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (In Full)
Democratic Party of New Mexico

A. Full Name, Mailing Address and ZIP Code Diana T. Macarthur 5108 Cape Cod Court Bethesda, MD, 20816 Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Name of Employer Occupation Aggregate Year-to-Date > $	Date (month, day, year) 8/28/90 9/15/90	Amount of Each Receipt this Period 500.00 900.00
B. Full Name, Mailing Address and ZIP Code Marcella Malecek P.O. Box 788 Artesia, NM, 88211 Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Name of Employer Occupation Aggregate Year-to-Date > $	Date (month, day, year) 9/5/90	Amount of Each Receipt this Period 200.00
C. Full Name, Mailing Address and ZIP Code James L. Izard 305 Phillips Drive Las Cruces, NM, 88005 Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Name of Employer Occupation Aggregate Year-to-Date > $	Date (month, day, year) 9/4/90	Amount of Each Receipt this Period 200.00
D. Full Name, Mailing Address and ZIP Code R.S. Burch P.O. Box 632 Hills Rolls, NM, 88325 Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Name of Employer Occupation Aggregate Year-to-Date > $	Date (month, day, year) 9/4/90	Amount of Each Receipt this Period 200.00
E. Full Name, Mailing Address and ZIP Code Mary E. Zalar 6125 32nd Pl., NW Washington, DC, 20015 Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Name of Employer Occupation Aggregate Year-to-Date > $	Date (month, day, year) 9/30/90	Amount of Each Receipt this Period 500.00
F. Full Name, Mailing Address and ZIP Code Mrs Clark T. White P.O. Box 11 San Jon, NM, 88434 Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Name of Employer Occupation Aggregate Year-to-Date > $	Date (month, day, year) 9/7/90	Amount of Each Receipt this Period 400.00
G. Full Name, Mailing Address and ZIP Code Nadine Wallin Rt 1, Box 88 San Jon, NM, 88434 Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Name of Employer Occupation Aggregate Year-to-Date > $	Date (month, day, year) 9/5/90	Amount of Each Receipt this Period 200.00
SUBTOTAL of Receipts this page (optional)			3,100.00
TOTAL This Period (last page only)			

7504364005 91 1 35 01 1445

SCHEDULE A — ITEMIZED RECEIPTS — LINE 11(a)

FRIENDS OF SENATOR ROCKEFELLER

NAME AND ADDRESS	EMPLOYER / OCCUPATION / YEAR-TO-DATE AGGREGATE	ELECTION	DATE	CONTRIBUTION
Mr. Kenneth Lipper 112 East 70th Street New York, NY 10021	Lipper & Company, Inc. Chairman YEAR-TO-DATE AGGREGATE: $ 1,000.00	General	07/14/00	$ 1,000.00
Dr. Edward T. Liu 119 McTaggart Drive Beckley, WV 25801	Self-Employed Physician YEAR-TO-DATE AGGREGATE: $ 500.00	General	06/14/00	$ 250.00
Mr. Jeffrey J. Lonsdale 6111 N. River Rd. Rosemont, IL 60018	CDW2000 Inc. Vice President, Taxes YEAR-TO-DATE AGGREGATE: $ 1,000.00	General	06/07/00	$ 1,000.00
Mr. Frank B. Lukacs Jr. P.O. Box 176 Canvas, WV 26662	West Virginia River Adventures, Inc. President YEAR-TO-DATE AGGREGATE: $ 500.00	General	06/14/00	$ 500.00
Mrs. Mona T. MacArthur 5103 Cape Cod Court Bethesda, MD 20816	Dynamac Corporation Chief Executive Officer YEAR-TO-DATE AGGREGATE: $ 1,000.00	General General	05/31/00 06/21/00	$ 500.00 $ 500.00
Mr. Paul Mahon 1010 S.W. 1 Street Bentville, AR 72712	Outdoor Cap, Inc. Executive YEAR-TO-DATE AGGREGATE: $ 640.00	General	06/13/00 (In-Kind)	$ 640.00
Mr. Alvin S. Nelson 5913 Irving Avenue South Minneapolis, MN 55419	Lommen, Nelson, Cole & Stageberg, P.A. Attorney YEAR-TO-DATE AGGREGATE: $ 250.00	General	06/05/00	$ 250.00

SUBTOTAL FOR PAGE 20 ..... $ 4,640.00

90320810022

Mandel, Morton L [redacted] [redacted] **Exhibit 6**

Summary of FEC Data

Recipient	Amount	Date	Year
DNC SERVICES CORPORATION/DEMOCRATIC NATIONAL COMMITTEE	$20,000	09/29/89	89
HEARTLAND PAC FKA: YOUNGSTOWN POLITICAL ACTION COMMITTEE	$2,500	11/15/89	89
DEMOCRATIC SENATORIAL CAMPAIGN COMMITTEE	$10,000	12/08/89	89

Total Contributions for 1989: **$32,500**

2504364053

NAME MAILING ADDRESS CITY STATE ZIP CODE	OCCUPATION EMPLOYER	DATE	AMOUNT THIS PERIOD	YTD CALENDAR
Mr. John Lauber [illegible] [illegible]	REQUESTED	9/19/00	250.00	250.00
Mrs. Retha L Sherwin 1312 Austin St Loveland IN 80538	retiree	9/12/00	25.00	225.00
Mr. Morton E. Mandel Premier Industries 4910 Lucille Avenue Cleveland OH 44103	Chairman of the Board Premier Industrial Corp	9/27/00	2500.00	2500.00
Mr. William L Masterton 1 Bldor Road [illegible]	RETIRED	9/19/00	40.00	320.00
Mrs. Lois L McMahon The Albemarle B 1713 Carboro NC 27510	REQUESTED	9/07/00	100.00	300.00

P

SCHEDULE A — ITEMIZED RECEIPTS

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (In Full)

HEARTLAND PAC

A. Full Name, Mailing Address and ZIP Code Jeffrey I. Friedman 600 Beta Drive Cleveland, Ohio 44113 Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Name of Employer Associated Estates Corp. Occupation President Aggregate Year-to-Date > $ 1,200.00	Date (month, day, year) 09-26-89	Amount of Each Receipt this Period 600.00
B. Full Name, Mailing Address and ZIP Code Raymond V. Feldman 2195 Drydock Avenue Cleveland, Ohio 44113 Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Name of Employer Feldman, Inc. Mechanical Contracters Occupation Chairman of the Board Aggregate Year-to-Date > $1,200.00	Date (month, day, year) 10-17-89	Amount of Each Receipt this Period 1,200.00
C. Full Name, Mailing Address and ZIP Code Marc H. Morgenstern 1300 Bond Court Bldg. Cleveland, OH 44114 Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Name of Employer Kahn, Kleinman Occupation Principal Aggregate Year-to-Date > $ 600.00	Date (month, day, year) 11-06-89	Amount of Each Receipt this Period 600.00
D. Full Name, Mailing Address and ZIP Code LPFH Partnership 25250 Rockside Road Bedford Hts., OH 44146 Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Name of Employer Partnership Occupation Aggregate Year-to-Date > $	Date (month, day, year) 11-07-89	Amount of Each Receipt this Period 2,000.00
E. Full Name, Mailing Address and ZIP Code Fred Rzepka Peter Rzepka Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Name of Employer See above Occupation - President/CEO and Chairman, respectively Aggregate Year-to-Date > $1,200 each	Date (month, day, year)	Amount of Each Receipt this Period
F. Full Name, Mailing Address and ZIP Code Morton L. Mandel 4500 Euclid Ave. Cleveland, Ohio 44103 Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Name of Employer Premier Industrial Corp. Occupation Chairman Aggregate Year-to-Date > $1,200	Date (month, day, year) 11-15-89	Amount of Each Receipt this Period 2,000.00
G. Full Name, Mailing Address and ZIP Code Jules Mayer 23454 Mercantile Road Beachwood, OH 44122 Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Name of Employer National Artcraft Occupation Chairman Aggregate Year-to-Date > $1,200	Date (month, day, year) 11-16-89	Amount of Each Receipt this Period 1,200.00
SUBTOTAL of Receipts This Page (optional)			
TOTAL This Period (last page this line number only)			8,000.00

25043640595 91135224927

SCHEDULE A ITEMISED RECEIPTS

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

DEMOCRATIC SENATORIAL CAMPAIGN COMMITTEE

Name, Mailing Address and ZIP Code	Employer/ Occupation	Date	Amount
Bernice Livingston 4000 Saphire Drive Van Nuys, CA 92525	Information Requested	12/20/89	$56.00
_ Primary _ General Other:	Y-T-D: $204.00		
Francis P. Locke 7368 Westwood Drive Riverside, CA 92504	Retired	12/31/89 12/05/89	$25.00 $100.00
_ Primary _ General Other:	Y-T-D: $225.00		
Jack Loeb 5504 Inverness Drive Sarasota, FL 34243	Information Requested	12/11/89	$150.00
_ Primary _ General Other:	Y-T-D: $300.00		
Julia Lonsdale 1390 Bernar Road # 118 Vista, CA 92084	Homemaker	12/31/89	$15,000.00
_ Primary _ General Other:	Y-T-D: $15,000.00		
C.K. Mallory 2000 Pennsylvania Avenue, NW Washington, DC 20006	Hunton & Williams Attorney	12/31/89	$500.00
_ Primary _ General Other:	Y-T-D: $500.00		
Morton L. Mandel 4500 Euclid Avenue Cleveland, OH 44103	Premier Industrial Corporation Chairman	12/08/89	$10,000.00
_ Primary _ General Other:	Y-T-D: $10,000.00		

SUBTOTAL of Receipts This Page $25,831.00
TOTAL This Period .....

25043640596 9 0 1 4 1 2 5

Rubin, Robert E
Summary of FEC Data

Exhibit 7

Recipient	Amount	Date	Year
CITIZENS FOR HARKIN	$1,000	06/09/89	90
CITIZENS FOR HARKIN	$1,000	06/09/89	90
CITIZENS FOR HARKIN	$1,000	12/18/89	90
CITIZENS FOR HARKIN	$1,000	12/18/89	90

Total Contributions for 1990: **$4,000**

SCHEDULE A — ITEMIZED RECEIPTS

Use separate schedule(s) for each category of the Detailed Summary Page

PAGE 3 OF 17

FOR LINE NUMBER: 11

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee

NAME OF COMMITTEE (In Full)
Citizens for Harkin

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Barbara Rossotti 3314 N St NW Washington, DC 20007	info requested	6/9/89	$200.00
Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Occupation		
	Aggregate Year-to-Date $	200.00	

B. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Ludwig Rozycki 60 Mararoneck Rd New York, NY 10583	Albert Einstein School of Medicine	6/30/89	$350.00
Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Occupation: MD		
	Aggregate Year-to-Date $	350.00	

C. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Robert Rubin 911 Park Ave #14A New York, NY 10021	Goldman & Sachs	6/9/89	$1,000.00
		6/9/89	$1,000.00
Receipt For: ☐ Primary ☑ General ☐ Other (specify)	Occupation: partner		
	Aggregate Year-to-Date $	2,000.00	

D. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Ronald Rubin 1700 Market St Philadelphia, PA 19103	Richard Rubin Co.	6/26/89	$500.00
Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Occupation: real estate developer		
	Aggregate Year-to-Date $	500.00	

E. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Lewis Rubin 345 Park AVe New York, NY 10154	Rudin Management Co.	6/30/89	$1,000.00
Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Occupation: president		
	Aggregate Year-to-Date $	1,000.00	

F. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Herminio San Roman Miami, FL	info requested	6/30/89	$750.00
Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Occupation		
	Aggregate Year-to-Date $	750.00	

G. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Adele Schaeffer 1021 Green Valley Rd Bryn Mawr, PA 19010	info requested	6/30/89	$1,000.00
Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Occupation		
	Aggregate Year-to-Date $	1,000.00	

SUBTOTAL of Receipts This Page (optional) 5807

TOTAL This Period (last page this line number only) .....

C 25043640529 8

SCHEDULE A ITEMIZED RECEIPTS Page: 157 of: 186
For Line Number 11a

Any information copied from such reports and statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

Name of Committee (in Full): Citizens for Harkin

Full Name, Address, Zip	Employer/Occupation	Date	Receipts
Robert Rubin 911 Park Av Apt 14-A New York, NY 10021	Investment Exec. Goldman, Sachs, Co.	12/18/89 12/18/89	1000.00 1000.00
Receipt For: Primary/General	Year-to-Date Total: $ 2000.00		
Gregg Classen Poppleton Circle Omaha, NE 68144	info requested	12/18/89	2000.00
Receipt For: General	Year-to-Date Total: $ 3000.00		
Paul Jacobson 975 Park Avenue, #40 New York, NY 10023	Partner Goldman, Sachs & Co.	12/18/89	250.00
Receipt For: Primary	Year-to-Date Total: $ 250.00		
Gregg Classen Poppleton Circle Omaha, NE 68144	info requested	12/18/89	1000.00
Receipt For: Primary	Year-to-Date Total: $ 3000.00		
Michael Connealy 5706 S 104th Street Omaha, NE 68127	info requested	12/18/89	500.00
Receipt For: Primary	Year-to-Date Total: $ 500.00		

Subtotal of Receipts This Page 4750.00

Total This Period .....

25043640599

Rudin, Lewis
Summary of FEC Data

Exhibit 8

Recipient	Amount	Date	Year
NEW YORK REPUBLICAN COUNTY COMMITTEE	$1,000	02/03/89	89
NEW YORK REPUBLICAN COUNTY COMMITTEE	$4,000	02/13/89	89
DEMOCRATIC SENATORIAL CAMPAIGN COMMITTEE	$5,000	02/14/89	89
CAMPAIGN AMERICA	$5,000	02/17/89	89
NEW YORK STATE DEMOCRATIC COMMITTEE	$1,000	04/28/89	89
WOMEN'S CAMPAIGN FUND INC	$1,000	05/08/89	89
PRESIDENT'S DINNER/AKA 1989 REP. SENATE/HOUSE DINNER COM.	$5,000	05/11/89	89
DEMOCRATIC CONGRESSIONAL CAMPAIGN COMMITTEE INC	$1,000	10/05/89	89
DNC SERVICES CORPORATION/DEMOCRATIC NATIONAL COMMITTEE	$5,000	10/25/89	89

Total Contributions for 1989: **$28,000**

P50436400000

SCHEDULE A

Please

New York County Committee

A. Full Name, Mailing Address and ZIP Code Lewis Rudin 345 Park Ave. New York, N.Y. 10154 Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Name of Employer Rudin Mgt. Co. Inc. Occupation Owner/Builder Aggregate Year-to-Date > $	Date (month, day, year) 2/13/89	Amount of Each Receipt this Period 1,000.00
B. Full Name, Mailing Address and ZIP Code Dan Padavano 876 Park Ave. New York, N.Y. 10021 Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Name of Employer Berberger & Berman Occupation Inv. Advisor Aggregate Year-to-Date > $ 500	Date (month, day, year) 2/9/89	Amount of Each Receipt this Period 500.00
C. Full Name, Mailing Address and ZIP Code Grace C. Patrick 3657 Broadway New York, N.Y. 10031 Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Name of Employer Board of Elections Occupation Adm. Asst. Aggregate Year-to-Date > $ 150	Date (month, day, year) 2/3/89	Amount of Each Receipt this Period 150.00
D. Full Name, Mailing Address and ZIP Code Paul Windels, Jr. 156 W. 56 St. New York, N.Y. 10019 Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Name of Employer Windels Marx Davies Occupation Attorney Aggregate Year-to-Date > $ 500	Date (month, day, year) 2/13/89	Amount of Each Receipt this Period 500.00
E. Full Name, Mailing Address and ZIP Code Stephen M. Peck 1778 Broadway New York, N.Y. 10019 Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Name of Employer PPM Partners Occupation Investments Aggregate Year-to-Date > $ 500	Date (month, day, year) 2/13/89	Amount of Each Receipt this Period 500.00
F. Full Name, Mailing Address and ZIP Code Personally Tollman 730 5th Ave. New York, N.Y. 10019 Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Name of Employer Bradley Hotels Occupation Aggregate Year-to-Date > $ 2500	Date (month, day, year) 2/13/89	Amount of Each Receipt this Period 2,500.00
G. Full Name, Mailing Address and ZIP Code Armand Lindenbaum 791 Park Ave. New York, N.Y. 10021 Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Name of Employer Occupation Self Aggregate Year-to-Date > $ 1000	Date (month, day, year) 2/13/89	Amount of Each Receipt this Period 1,000.00
SUBTOTAL - Receipts This Page (Optional)			6150.00
TOTAL - Receipts This Page (this Period Only)			

3233619047111

95043364206601

SCHEDULE A

FEDERAL ACCOUNT

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (In Full)

New York Metropolitan County Committee

A. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date Received (day, year)	Amount of Each Receipt this Period
Walter A. Sherstedt 1035 5th Ave. New York, N.Y. 10028 Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Lazard Freres Investment Banker Aggregate Year-to-Date > $ 500	2/13/89	500.00
B. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date Received (day, year)	Amount of Each Receipt this Period
David A. Goldstein 230 Park Ave. New York, N.Y. 10169 Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Self Attorney Aggregate Year-to-Date > $ 500	2/13/89	500.00
C. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date Received (day, year)	Amount of Each Receipt this Period
Peter K. Loeb 17 E. 89 St. New York, N.Y. 10028 Receipt For: ☐ Primary ☐ General ☐ Other (specify):	PaineWebber Investment Manager Aggregate Year-to-Date > $ 500	2/13/89	500.00
D. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date Received (day, year)	Amount of Each Receipt this Period
Martha R. Wallace 435 E. 52 St. New York, N.Y. 10022 Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Redfield Assoc. President Aggregate Year-to-Date > $ 1000	2/13/89	1,000.00
E. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date Received (day, year)	Amount of Each Receipt this Period
Aaron Ziegelman 200 W. 57 St. New York, N.Y. 10019 Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Ziegelman Organization Real Estate Aggregate Year-to-Date > $ 1000	2/13/89	1,000.00
F. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date Received (day, year)	Amount of Each Receipt this Period
Herman I. Merinoff West Cliff Dr. Lake Success NY 11020 Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Charmer Industries Inc. Chairman of the Board Aggregate Year-to-Date > $ 500	2/13/89	500.00
G. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date Received (day, year)	Amount of Each Receipt this Period
Lewis Rudin 345 Park Ave. New York, N.Y. 10154 Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Rudin Mgt. Co. Owner Builder Aggregate Year-to-Date > $ 1000	2/13/89	4,000.00

SUBTOTAL of Receipts this page (optional) $ 8000.00

TOTAL This Period (last page this category) $

95043364006002

3 [illegible] 1917

SCHEDULE A ITEMIZED RECEIPTS

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

DEMOCRATIC SENATORIAL CAMPAIGN COMMITTEE

Name, Mailing Address and ZIP Code	Employer/ Occupation	Date	Amount
Lewis Rudin 345 Park Avenue New York, NY 10154	Rudin Management Company Exec. Vice Pres.	02/14/89	$5,000.00
_ Primary _ General Other:	Y-T-D: $5,000.00		
L. Scharf 224 S Bristol Ave Los Angeles, CA 90049	Information Requested	02/22/89	$150.00
_ Primary _ General Other:	Y-T-D: $250.00		
Lynn A. Schenk 1200 3rd Avenue San Diego, CA 92104	Self Attorney	02/08/89	$5,000.00
_ Primary _ General Other:	Y-T-D: $5,000.00		
Laurence A. Short Canal Square 1054 31st Street, N.W. Washington, DC 20007	Short Klein & Kharasch Attorney-Partner	02/28/89	$250.00
_ Primary _ General Other:	Y-T-D: $250.00		
Jay Starkoff GPO Box 7618 New York, NY 10116	Information Requested	02/13/89 02/28/89	$1,000.00 $600.00
_ Primary _ General Other:	Y-T-D: $1,600.00		
Robert C. Stover 150 College Avenue Poughkeepsie, NY 12603	Self Artist	02/10/89	$500.00
_ Primary _ General Other:	Y-T-D: $500.00		

SUBTOTAL of Receipts This Page	$12,500.00
TOTAL This Period	$110,325.00

25043640503 90 02 28 00

SCHEDULE A ITEMIZED RECEIPTS
NAME OF COMMITTEE
PERIOD FROM 01/01/89 THRU 03/31/89

PAGE number 3 OF 11

ANY INFORMATION COPIED FROM SUCH REPORTS OR STATEMENTS MAY NOT BE SOLD OR USED BY ANY PERSON FOR THE PURPOSE OF SOLICITING CONTRIBUTIONS OR FOR COMMERCIAL PURPOSES, OTHER THAN USING THE NAME AND ADDRESS OF ANY POLITICAL COMMITTEE TO SOLICIT CONTRIBUTIONS FROM SUCH COMMITTEE.

NAME, ADDRESS, CITY, STATE, ZIP	EMPLOYER AND OCCUPATION	RECEIPT DATE	AMOUNT
HALE, HAROLD W 3701 KATES RIDGE DR WOODBRIDGE VA 22192 ( )PRI ( )GEN ( )OTHER:	INFORMATION REQUESTED AGGREGATE YTD 250.00	02/17/89	250.00
HALPERT, JOANE INFORMATION REQUESTED ( )PRI ( )GEN ( )OTHER:	INFORMATION REQUESTED AGGREGATE YTD 5,000.00	02/17/89	5,000.00
HALPERT, REGINA INFORMATION REQUESTED ( )PRI ( )GEN ( )OTHER:	INFORMATION REQUESTED AGGREGATE YTD 5,000.00	02/17/89	5,000.00
HARGROVE, MRS R H 525 SOUTHFIELD RD SHREVEPORT LA 71106 ( )PRI ( )GEN ( )OTHER:	HOMEMAKER AGGREGATE YTD 750.00	02/16/89	750.00
LEWIS, MR WM S 1 INDEPENDENCE PL 01707 PHILADELPHIA PA 19106 ( )PRI ( )GEN ( )OTHER:	SELF EMPLOYED LIBRARY TUTOR AGGREGATE YTD 500.00	02/27/89	500.00
RUDIN, MR LEWIS 345 PARK AVE NEW YORK NY 10154 ( )PRI ( )GEN ( )OTHER:	INFORMATION REQUESTED AGGREGATE YTD 5,000.00	02/17/89	5,000.00
STONE, MR W CLEMENT 401 N WABASH 0530 CHICAGO IL 60611 ( )PRI ( )GEN ( )OTHER:	CHAIRMAN W CLEMENT STONE ENTERPRISES AGGREGATE YTD 5,000.00	02/17/89	5,000.00
YEN, MRS HARRY S K 2231 HYDE ST HONOLULU HI 96822 ( )PRI ( )GEN ( )OTHER:	INFORMATION REQUESTED AGGREGATE YTD 250.00	02/17/89	250.00
SUBTOTAL OF RECEIPTS THIS PAGE	RECEIPT AMOUNT		21,750.00

8 13327112 95043364006004

			100.00
Martin Tanger 43 W Hillsborough Road Short Hills, NJ. 07078			1000.00
Irwin Rosenstein 104 Hillsborough Road Glenn Falls N.J. 07452			1500.00
Joseph Lee 45 Princeton Road Garden City New York 11530			100.00
Lawrence W Lee 333 Whitehall Road Garden City NY 11530			100.00
Lewis Rubin 345 Park Avenue New York NY 10154			1,000.00
Ronald H. Reddy UDC Equity Trust New York New York 10022			150.00
SUBTOTAL of Receipts This Page (optional)			5,150.00
TOTAL This Period (last page only)			

95043640505

9336090139

Any information copied from such Reports or Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

REPORT COVERING PERIOD FROM 4/18/89 THRU 6/30/89 OVER $200.00

NAME AND ADDRESS/OCCUPATION	DATE	THIS PERIOD	CALENDAR YR-TO-DATE
MS. MARSHA MASON APARTMENT 0496 LOS ANGELES, CA 90067 ACTRESS	5/30/89	$35.00	$205.00
LEONOR E. MCALPINE 138 PARKHURST WEST DETROIT, MI 48203 RETIRED	4/21/89	$200.00	$400.00
MS. BOLLY MCMILLAN 331 DUNEMERE DRIVE LA JOLLA, CA 92037 HISTORIAN	5/ 3/89	$1000.00	$1250.00
MS. MARCY SYMS MERNS SYMS WAY SECAUCUS, NJ 07094 INFORMATION REQUESTED	4/28/89	$1000.00	$1000.00
MS. DEBORAH L. PERRY P. O. BOX 768 AMAGANSETT, NY 11930 LANDLAWYER	4/26/89	$625.00	$625.00
MS. MARTHA R. PLATT 2002 W. LAKE OF THE ISLES BOUL MINNEAPOLIS, MN 55405 RETIRED	4/28/89	$500.00	$500.00
MS. JILL L. ROSEN 55 EAST 87TH NEW YORK, NY 10128 INFORMATION REQUESTED	4/25/89	$1000.00	$1000.00
MR. LEWIS RUDIN 345 PARK AVENUE NEW YORK, NY 10154 BUILDER/OWNER	5/ 8/89	$1000.00	$1000.00

SUBTOTAL THIS PAGE $5360.00

25043640606

Any information copied from such Reports or Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

Name of Committee:
The President's Dinner/aka 1989 Republican Senate-House Dinner Committee

Henry A Rosenberg Jr. P.O. Box 1168 Baltimore, MD 21203 RECEIPT FOR: N/A	EMPLOYER: Crown Central Petroleum Corp OCCUPATION: Exec AGGREGATE YTD: 3,000.00	Date 05/11/89	Amount 3,000.00
Ruth B Rosenberg One Slade Avenue Baltimore, MD 21208 RECEIPT FOR: N/A	EMPLOYER: Information Requested OCCUPATION: AGGREGATE YTD: 3,000.00	Date 06/08/89	Amount 3,000.00
George M Ross 1116 Barberry Road Bryn Mawr, PA 19010 RECEIPT FOR: N/A	EMPLOYER: Information Requested OCCUPATION: AGGREGATE YTD: 2,500.00	Date 05/26/89	Amount 2,500.00
Benjamin A Rowe 23 Rock Ridge Avenue Greenwich, CT 06830 RECEIPT FOR: N/A	EMPLOYER: Information Requested OCCUPATION: AGGREGATE YTD: 3,000.00	Date 05/22/89	Amount 3,000.00
Tibor Rudas 125 North Griffith Park Drive Burbank, CA 91506 RECEIPT FOR: N/A	EMPLOYER: Information Requested OCCUPATION: AGGREGATE YTD: 1,500.00	Date 05/30/89	Amount 1,500.00
Jack Rudin 345 Park Avenue New York, NY 10154 RECEIPT FOR: N/A	EMPLOYER: requested OCCUPATION: requested AGGREGATE YTD: 5,000.00	Date 06/28/89	Amount 5,000.00
Lewis Rudin 345 Park Avenue New York, NY 10154 RECEIPT FOR: N/A	EMPLOYER: Rudin Management Co. OCCUPATION: Owner AGGREGATE YTD: 5,000.00	Date 05/11/89	Amount 5,000.00
SUBTOTAL of Receipts This Page:			23,000.00

95043643

A 2 7 1 3 9 5 - 0 7 9

DEMOCRATIC CONGRESSIONAL CAMPAIGN COMMITTEE INCORPORATED LINE 11A 10/01/89-10/31/89 PAGE 96

NAME & ADDRESS	NAME OF EMPLOYER OCCUPATION	RECEIPTS THIS PERIOD DATE	AMOUNT	YEAR-TO-[illegible] AMOUNT
MR. WALTER S. ROSENBERRY 4950 S LAFAYETTE LANE ENGLEWOOD CO 80110	SELF-EMPLOYED INVESTOR	10/24/89	2,500.00	3,500.00
MR. [illegible] A. ROSE 3120 [illegible] LN. STUDIO CITY CA 91604	INFORMATION REQUESTED	10/12/89	200.00	200.00
MR. [illegible] 345 PARK AVE. NEW YORK NY 10154	EMPLOYER REQUESTED PRESIDENT	[illegible]	1,000.00	1,000.00
MR. LOUIS D. [illegible] 3187 SUPERIOR ST. ELKHART IN 46516	RETIRED	[illegible]	20.00	220.00

ITEMIZED RECEIPTS
FEC STATE[illegible] CONFIRMATION[illegible] NATIONAL COMMITTEE
SCHEDULE A LINE 11A

NAME ADDRESS CITY STATE ZIPCODE	OCCUPATION EMPLOYER	DATE	AMOUNT THIS PERIOD	YTD CALENDAR/CYC
Mr. & Mrs. Louis Rothschild 3025 Cleveland Ave., NW Washington DC 20008	Journalist	10/25/89	500.00	500.00
Mr. Joseph Rauch Apt 821 B 4201 Cathedral, NW. Washington DC 20016	Retired	10/24/89	250.00	250.00
Ms. Elizabeth Rose 3277 Highland Place NW Washington DC 20008	HOUSEWIFE	10/25/89	250.00	250.00
Mr. Louis Rudin President Rudin Management Co., Inc. New York NY 10154	Builder-Owner Rudin Mgmt Co	10/[illegible]/89	5,000.00	5,000.00
Mr. Alex Rudnicki 51 Lewis Rd. Rockville Centre NY 11570	Retired	10/17/89	250.00	500.00

Rudin, Lewis
Summary of FEC Data

Exhibit 9

Recipient	Amount	Date	Year
COMMITTEE FOR CONGRESSMAN BILL GREEN	$1,000	02/07/89	90
RUSSO FOR CONGRESS COMMITTEE	$1,000	02/11/89	90
KERRY COMMITTEE	$1,000	03/15/89	90
BILL BRADLEY FOR U S SENATE '90	$1,000	03/31/89	90
FRIENDS OF LES ASPIN	$500	04/07/89	90
FRIENDS OF SENATOR CARL LEVIN	$1,000	04/10/89	90
PEOPLE FOR PETE DOMENICI (1990)	$500	04/13/89	90
COMMITTEE TO RE-ELECT CONGRESSMAN ROBERT GARCIA	$1,000	05/05/89	90
STEVENS FOR SENATE COMMITTEE	$1,000	05/22/89	90
PEOPLE FOR BOSCHWITZ 1990	$1,000	05/31/89	90
SIMON FOR SENATE	$500	05/31/89	90
FRIENDS OF LARRY PRESSLER	$1,000	06/05/89	90
SIMPSON SENATE COMMITTEE 1990	$500	06/06/89	90
SIMPSON SENATE COMMITTEE 1990	$1,000	06/06/89	90
SIMPSON SENATE COMMITTEE 1990	$500	06/06/89	90
RANGEL FOR CONGRESS COMMITTEE	$1,000	06/15/89	90
NITA LOWEY FOR CONGRESS	$640	06/19/89	90
CITIZENS FOR HARKIN	$1,000	06/30/89	90
SIMPSON SENATE COMMITTEE 1990	$-500	06/30/89	90
COHEN FOR SENATOR	$1,000	09/12/89	90
FRIENDS OF MAX BAUCUS (1990 CAMPAIGN)	$1,000	10/02/89	90
FRIENDS OF SENATOR ROCKEFELLER	$1,000	10/11/89	90
MCCONNELL SENATE COMMITTEE '90	$1,000	10/13/89	90
FRIENDS OF CLAUDINE	$1,000	10/30/89	90
LOUISE SLAUGHTER RE-ELECTION COMMITTEE	$1,000	11/08/89	90
FRIENDS OF PHIL GRAMM A/K/A THE TEXAS PRESIDENTIAL GALA	$1,000	11/21/89	90
RE-ELECT CONGRESSMAN CHUCK SCHUMER	$1,000	11/28/89	90
FRIENDS OF HOWELL HEFLIN COMMITTEE	$1,000	12/21/89	90
NEW YORK REPUBLICAN COUNTY COMMITTEE	$1,000	01/12/90	90
SERRANO FOR CONGRESS	$500	02/22/90	90
CITIZENS FOR DOWNEY	$500	03/22/90	90
SAM NUNN CAMPAIGN COMMITTEE	$1,000	04/04/90	90
VOTERS FOR CHOICE/FRIENDS OF FAMILY PLANNING	$500	10/17/90	90
INDEPENDENT-REPUBLICANS OF MINNESOTA	$1,000	11/02/90	90

Total Contributions for 1990: **$28,140**

SCHEDULE A **ITEMIZED RECEIPTS**

FEC LINE NUMBER: 11(a)

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (In Full)
COMMITTEE FOR CONGRESSMAN BILL GREEN

A Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation / Aggregate Year-to-Date	Date (month, day, year)	Amount of Each Receipt this Period
JACK RUDIN 241 CENTRAL PARK WEST NEW YORK, NY 10024 Receipt For: [X] Primary [ ] General [ ] Other (specify)	Rudin Management Corp. Real Estate MANAGEMENT $ 1000.00	01/10/89	1000.00
B Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation / Aggregate Year-to-Date	Date (month, day, year)	Amount of Each Receipt this Period
LEWIS RUDIN 136 EAST 55TH STREET NEW YORK, NY 10022 Receipt For: [X] Primary [ ] General [ ] Other (specify)	Rudin Management Co. Real Estate MANAGEMENT $ 1000.00	02/07/89	1000.00
C Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation / Aggregate Year-to-Date	Date (month, day, year)	Amount of Each Receipt this Period
MILD T. SCHULZ 120 EAST AVENUE NEW YORK, NY 10021 Receipt For: [X] Primary [ ] General [ ] Other (specify)	Securities ADVISOR $ 1000.00	01/27/89	1000.00
D Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation / Aggregate Year-to-Date	Date (month, day, year)	Amount of Each Receipt this Period
BERND C. SCHMIDT 435 EAST 52ND STREET NEW YORK, NY 10028 Receipt For: [X] Primary [ ] General [ ] Other (specify)	J. H. Whitney & Co. Securities ADVISOR $ 1000.00	02/14/89	1000.00
E Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation / Aggregate Year-to-Date	Date (month, day, year)	Amount of Each Receipt this Period
MILTON N. SCOFIELD 30 EAST 62ND STREET NEW YORK, NY 10021 Receipt For: [X] Primary [ ] General [ ] Other (specify)	Stroock & Stroock & Lavan Lawyer $ 250.00	06/08/89	250.00
F Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation / Aggregate Year-to-Date	Date (month, day, year)	Amount of Each Receipt this Period
PETER G. SCOTESE 860 UNITED NATIONS PLAZA NEW YORK, NY 10017 Receipt For: [ ] Primary [X] General [ ] Other (specify)	Affirmative Development Co. MANAGEMENT CONSULTANT $ 2000.00	03/03/89	1000.00
G Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation / Aggregate Year-to-Date	Date (month, day, year)	Amount of Each Receipt this Period
PETER G. SCOTESE 860 UNITED NATIONS PLAZA NEW YORK, NY 10017 Receipt For: [X] Primary [ ] General [ ] Other (specify)	Affirmative Development Co. MANAGEMENT CONSULTANT $ 2000.00	03/03/89	1000.00

9504364061

SCHEDULE A

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committees.

NAME OF COMMITTEE (in Full)

RUSSO FOR CONGRESS COMMITTEE

A. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation / Aggregate Year-to-Date	Date (month, day, year)	Amount of Each Receipt this Period
Raymond T. O'Keefe 1166 Avenue of the Americas New York, NY 10036 Receipt For: [X] Primary [ ] General [ ] Other (specify)	Cushman & Wakefield, Inc. Real Estate Broker/Exec. V.P. $ 500.00	2/11/89	$ 500.00
B. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation / Aggregate Year-to-Date	Date (month, day, year)	Amount of Each Receipt this Period
Sanford N. Pensler 535 Madison Avenue New York, NY 10022 Receipt For: [X] Primary [ ] General [ ] Other (specify)	Dillon Read Investment Banker/V.P. $ 500.00	2/11/89	500.00
C. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation / Aggregate Year-to-Date	Date (month, day, year)	Amount of Each Receipt this Period
Lionel I. Pincus 466 Lexington Ave., 10th Floor New York, NY 10017 Receipt For: [X] Primary [ ] General [ ] Other (specify)	E.M. Warburg, Pincus & Co., Inc. Chairman of the Board $ 500.00	2/11/89	500.00
D. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation / Aggregate Year-to-Date	Date (month, day, year)	Amount of Each Receipt this Period
Eric C. Rudin 2 Fifth Avenue New York, NY 10011 Receipt For: [X] Primary [ ] General [ ] Other (specify)	Rudin Management Co. Real Estate Broker $ 500.00	2/11/89	500.00
E. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation / Aggregate Year-to-Date	Date (month, day, year)	Amount of Each Receipt this Period
Jack Rudin 345 Park Avenue New York, NY 10154 Receipt For: [X] Primary [ ] General [ ] Other (specify)	Rudin Management Co. Real Estate Broker $ 1,000.00	2/11/89	1,000.00
F. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation / Aggregate Year-to-Date	Date (month, day, year)	Amount of Each Receipt this Period
Lewis Rudin 345 Park Avenue New York, NY 10154 Receipt For: [X] Primary [ ] General [ ] Other (specify)	Rudin Management Co. President - Real Estate Broker $ 1,000.00	2/11/89	1,000.00
G. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation / Aggregate Year-to-Date	Date (month, day, year)	Amount of Each Receipt this Period
William Rudin 211 E. 70th St., #31-H New York, NY 10021 Receipt For: [X] Primary [ ] General [ ] Other (specify)	Rudin Management Co. Real Estate Broker/ V.P. $ 500.00	2/11/89	500.00

SUB TOTAL of Receipts This Page (optional) 4,500.00

TOTAL This Period (last page this line number only) .....

95043640612

P27133215 1

Contributor Name & Mailing Address	Employer/Occupation/Aggr$	Date	$ Amount
Robert E. Rubin 911 Park Avenue Apartment 14-A New York, NY 10021 ✓Prim __Genl __Othr	Goldman Sachs & Company Vice Chairman Aggr YTD $ 1,000.00	01/21/89	$ 1,000.00 A
Judith O. Rubin 911 Park Avenue Apartment 14-A New York, NY 10021 ✓Prim __Genl __Othr	Best Effort Best Effort Aggr YTD $ 1,000.00	01/21/89	$ 1,000.00 A
Lewis Rudin 345 Park Avenue New York, NY 10154 ✓Prim __Genl __Othr	Rudin Management Company, Real Estate Manager Aggr YTD $ 1,000.00	01/15/89	$ 1,000.00 A
Alford P. Rudnick Esq 143 Clinton Road Brookline, MA 02146 __Prim ✓Genl __Othr	Brown, Rudnick, Freed & G Attorney Aggr YTD $ 1,000.00	05/01/89	$ 1,000.00
John P Rudnick 28 Park Street 0376 Brookline, MA 02146 ✓Prim __Genl __Othr	Self Employed Real Estate Aggr YTD $ 500.00	02/27/89	$ 500.00
Lawrence Ruggiero 28 Range Road Concord, MA 01742 ✓Prim ✓Genl __Othr	Peter Ruggiero, Inc. Owner Aggr YTD $ 2,000.00	04/28/89 04/28/89	$ 1,000.00 $ 1,000.00
Thomas N. Rutledge 47 Huntspoint Road Cape Elizabeth, ME 04107 ✓Prim __Genl __Othr	Public Cable Company President Aggr YTD $ 500.00	05/15/89	$ 500.00

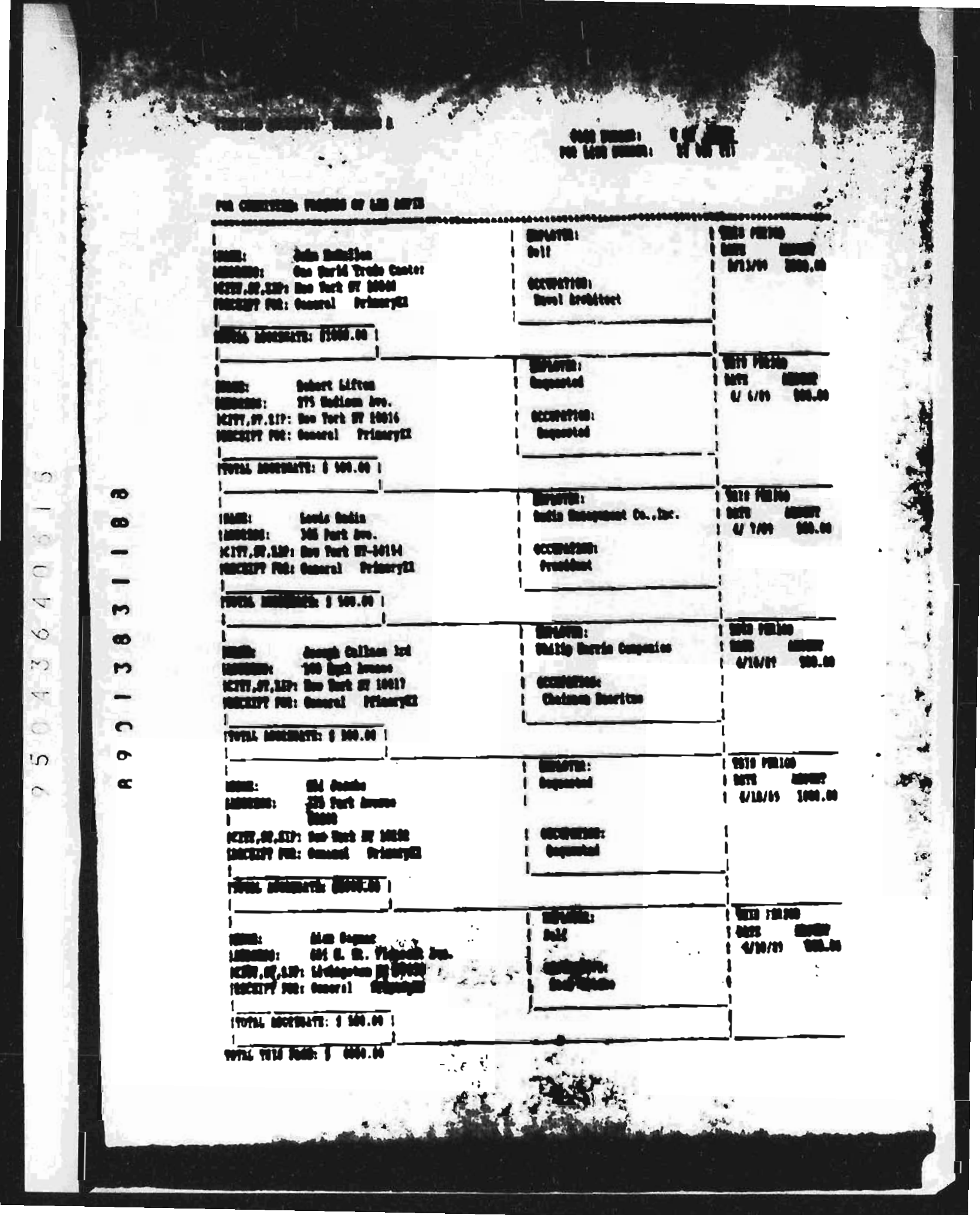
95043640613

Bill Bradley For U.S. Senate
Contributions
From:01/01/89 To:06/30/89

1990 Campaign
Line Number (11A)

NAME	DATE	ELECTION	AMOUNTS
a.Leonard Rubin 11 Berkeley Drive Tenafly, NJ 07670 EMPLOYER :Carolace Embroidery Company OCCUPATION:Textile Manufacturer	05/23/89	90G	500.00
	AGGREGATE YTD:		500.00
b.Leonard Rubin Four Fox Court Oyster Bay Cove, NY 11791 EMPLOYER :Wren Distributors OCCUPATION:Electrical Contractor	06/30/89	90P	250.00
	AGGREGATE YTD:		250.00
c.Robert E. Rubin 911 Park Avenue, Apt.14-A New York, NY 10021 EMPLOYER :Goldman Sachs & Company OCCUPATION:Investment Executive	06/07/89	90P	1,000.00
	AGGREGATE YTD:		1,000.00
d.Larry Rubinstein 858 North Martel Los Angeles, CA 90046 EMPLOYER :Xerox Corporation OCCUPATION:Computer Programmer	04/03/89 05/23/89	90P 90P	125.00 230.00
	AGGREGATE YTD:		355.00
e.Eric C. Rudin Two Fifth Avenue New York, NY 10011	03/31/89 03/31/89	90G 90P	1,000.00 1,000.00
Primary Aggregate: 1,000.00	General Aggregate:		1,000.00
EMPLOYER :Rudin Management Company OCCUPATION:Real Estate Executive			
	AGGREGATE YTD:		2,000.00
f.Jack Rudin 241 Central Park West New York, NY 10024 EMPLOYER :Rudin Management Company OCCUPATION:Real Estate Executive	03/31/89	90P	1,000.00
	AGGREGATE YTD:		1,000.00
g.Lewis Rudin 215 East 68th Street New York, NY 10021 EMPLOYER :Rudin Management Company OCCUPATION:Real Estate Executive	03/31/89	90P	1,000.00
	AGGREGATE YTD:		1,000.00
	PAGE TOTAL:		6,105.00

13640614



NAME.....: Mr. William M. London ADDRESS..: Mssrs. Judd, London 220 Park Avenue New York, New York 10166	EMPLOYER..: SELF OCCUPATION: CPA	DATE 04/10/00	AMOUNT $500.00
RECEIPT FOR PRIMARY	AGGREGATE YEAR-TO-DATE: $500.00		
NAME.....: Mr. James Goldstone ADDRESS..: Dr 40, Box 68 Califon, New Jersey 07830	EMPLOYER..: GAESS OUTDOOR ADVERTISIN OCCUPATION: MANAGER	DATE 04/10/00	AMOUNT $500.00
RECEIPT FOR PRIMARY	AGGREGATE YEAR-TO-DATE: $500.00		
NAME.....: Mr. Louis Gudin ADDRESS..: 345 Park Avenue New York, New York 10154	EMPLOYER..: RUDIN MANAGEMENT OCCUPATION: EXECUTIVE	DATE 04/10/00	AMOUNT $1,000.00
RECEIPT FOR PRIMARY	AGGREGATE YEAR-TO-DATE: $1,000.00		
NAME.....: Mr. Emanuel Saltz ADDRESS..: 767 Fifth Avenue New York, New York 10153	EMPLOYER..: ARIVEST CORP. OCCUPATION: PRESIDENT	DATE 04/10/00	AMOUNT $500.00
RECEIPT FOR PRIMARY	AGGREGATE YEAR-TO-DATE: $500.00		
NAME.....: Ms. Ethelann Staley ADDRESS..: 151 Central Park West New York, New York 10023	EMPLOYER..: SELF OCCUPATION: GALLERY OWNER	DATE 04/10/00	AMOUNT $500.00
RECEIPT FOR PRIMARY	AGGREGATE YEAR-TO-DATE: $500.00		
NAME.....: Professor Madeleine Albright ADDRESS..: 1310 34th Street, N.W. Washington, D. C. 20007	EMPLOYER..: GEORGETOWN UNIVERSITY OCCUPATION: PROFESSOR	DATE 04/10/00	AMOUNT $1,000.00
RECEIPT FOR PRIMARY	AGGREGATE YEAR-TO-DATE: $1,000.00		
NAME.....: Mr. Andrew A. Alexandros ADDRESS..: 200 N. Michigan Avenue #1400 Chicago, Illinois 60601	EMPLOYER..: NETRON STEEL OCCUPATION: PRESIDENT	DATE 04/10/00	AMOUNT $250.00
RECEIPT FOR PRIMARY	AGGREGATE YEAR-TO-DATE: $250.00		
SUBTOTAL OF RECEIPTS FOR THIS PAGE (Itemized)			$4,250.00

SCHEDULE A — ITEMIZED RECEIPTS — LINE NUMBER 11A
PERIOD: FROM 01/01/89 TO 06/30/89 — PAGE 65 OF 91

Any information copied from such Reports or Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

People for Pete Domenici - Contributions

FULL NAME, MAILING ADDRESS	EMPLOYER/OCCUPATION	DATE	AMOUNT
Mr. Paul Bancroft III 1212 Avenue of the Americas New York, NY 10036 RECEIPT FOR: Primary	Self-Employed Venture Capitalist & Cons AGGREGATE YEAR TO DATE:	03/31/89	$500.00 $500.00
Mr. Robert N. Downey 85 Broad Street New York, NY 10004 RECEIPT FOR: Primary	INFORMATION REQUESTED Investment Banker AGGREGATE YEAR TO DATE:	04/13/89	$1,000.00 $1000.00
Mr. George S. Coumantaros 994 Fifth Avenue New York, NY 10021 RECEIPT FOR: Primary	Southern Star Shipping CEO AGGREGATE YEAR TO DATE:	04/13/89	$1,000.00 $1000.00
Mr. Douglas R. Cummings 2800 Liberty Tower Oklahoma City, OK 73102 RECEIPT FOR: Primary	Cummings Oil Company Oil and Gas Independent AGGREGATE YEAR TO DATE:	04/13/89	$500.00 $500.00
Mr. Lewis Rudin 345 Park Avenue New York, NY 10154 RECEIPT FOR: Primary	Rudin Management Compan President AGGREGATE YEAR TO DATE:	04/13/89	$500.00 $500.00
Mr. W. Grant Gregory 531 Lake Avenue Greenwich, CT 06830 RECEIPT FOR: Primary	Gregory and Hoeneveyer Merchant Banker AGGREGATE YEAR TO DATE:	04/13/89	$1,000.00 $1000.00
Ms Elizabeth Larson 301 East 82nd Street 03A New York, NY 10022 RECEIPT FOR: Primary	Shearson Lehman Brother Managing Director AGGREGATE YEAR TO DATE:	04/13/89	$1,000.00 $1000.00
	PAGE TOTAL:		$5,500.00

95043640617

SCHEDULE A — ITEMIZED RECEIPTS

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committees.

NAME OF COMMITTEE (In Full)

The Committee to Re-Elect Congressman Robert "Bob" Garcia.

	Name of Employer / Occupation / Aggregate Year-to-Date	Date (month, day, year)	Amount of Each Receipt this Period
A Full Name, Mailing Address and ZIP Code Victor Marrero 65 Central Park West N.Y.,N.Y. Receipt For: [X] Primary [ ] General [ ] Other (specify)	Brown & Wood Occupation: Attorney Aggregate Year-to-Date: $	5-5-89	$400.00
B Full Name, Mailing Address and ZIP Code Joseph Rosko 315 Spring St. N.Y.,N.Y. Receipt For: [X] Primary [ ] General [ ] Other (specify)	Trident Group Occupation: Manager Aggregate Year-to-Date: $	5-5-89	$400.00
C Full Name, Mailing Address and ZIP Code Hugo Morales 1211 Gerard Ave. Bronx,N.Y. Receipt For: [X] Primary [ ] General [ ] Other (specify):	Self Occupation: Doctor Aggregate Year-to-Date: $	5-5-89	$300.00
D Full Name, Mailing Address and ZIP Code Patricio Munoz 155 W.29ht, St. N.Y.,N.Y. Receipt For: [X] Primary [ ] General [ ] Other (specify)	Munoz Enginering Occupation: President Aggregate Year-to-Date: $ 600.00	5-5-89 5-5-89	$500.00 $100.00
E Full Name, Mailing Address and ZIP Code Anthony Iarnobino 95-14, 101sT, Ave. Queens,N.Y. Receipt For: [X] Primary [ ] General [ ] Other (specify)	TRES,Inc. Occupation: President Aggregate Year-to-Date: $	5-5-89	$1,000.00
F Full Name, Mailing Address and ZIP Code Raymond Frier 368 West,46,St. N.Y.,N.Y. Receipt For: [X] Primary [ ] General [ ] Other (specify)	Frier Assoc, Inc. Occupation: President Aggregate Year-to-Date: $	5-5-89	$400.00
G Full Name, Mailing Address and ZIP Code Lewis Rudin 345 Park Ave. N.Y.,N.Y. [illegible] [X] Primary [ ] General [ ] Other (specify)	Rudin Management Occupation: Builder Aggregate Year to Date: $	5-5-89	$1,000.00
SUBTOTAL of Receipts This Page (optional)			$4,100.00
[illegible] Page (last page this line number only)			$6,400.00

95043640618

C [illegible]

SCHEDULE A

ITEMIZED RECEIPTS
(Contributions from Individuals/ Persons Other Than Political Committees)

The aggregate amount for each category of line 11 Detailed Summary Page

$200 Limit 11(a)(i)

NAME OF COMMITTEE (in Full)
FRIENDS FOR SENATE COMMITTEE

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

For the period 01-01-89 thru 06-30-89 Over $200 YTD

Full Name, Mailing Address and ZIP Code	Name of Employer Occupation Aggregate Year-to-Date	Date (month, day, year)	Amount of Each Receipt	Receipt for
[illegible], Lewis 345 Park Ave New York NY 10154-	Rudin Management Co Business Executive Aggregate Year to date: $1,000.00	05-02-89	1,000.00	Primary
[illegible], William Croydon NH 03773-	Infor. Requested Aggregate Year to date: $2,000.00	05-10-89 05-10-89	1,000.00 1,000.00	Primary General
[illegible], Thomas A. 1170 Fifth Ave New York NY 10029-	Cadwalader, Wickersham, Taf Attorney Aggregate Year to date: $1,000.00	05-19-89	1,000.00	Primary
[illegible], John V. 42 Rondale Castle Rock CO 80104-	Medallion Partners [illegible] Aggregate Year to date: $200.00	05-14-89	200.00	Primary
SCHNITZER, Gilbert Yaslan Box 10367 Portland OR 97210-	Self Business Executive Aggregate Year to date: $1,000.00	05-15-89	1,000.00	Primary
SCHNITZER, Leonard Dr. Lois Box 10367 Portland OR 97210-	Self Physician Aggregate Year to date: $1,000.00	05-15-89	1,000.00	Primary

SUBTOTAL of Receipts This Page (Optional)..... $5,200.00

TOTAL This Period (last page this line number only).....

U90200311128

95043640619

SCHEDULE A — ITEMIZED RECEIPTS

FEC 1-2-3-4 — FEC Form 3L

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (In Full)

PEOPLE FOR BOSCHWITZ - 1990

A. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date Received (Mo., Day, Yr.)	Amount of Each Receipt this Period
Irwin Sonnenstein 17083 Dolphin Dr N Redington Beach, FL 33708 Receipt For: ☒ Primary ☐ General ☐ Other (specify):	Winecellar President Aggregate Year-to-Date > $ 1000.00	5-31-89	$1000.00
B. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date Received (Mo., Day, Yr.)	Amount of Each Receipt this Period
Howard Steinberg 701 N Broadway Gloucester City, NJ 08030 Receipt For: ☒ Primary ☐ General ☐ Other (specify):	Ply Gem Industries President Aggregate Year-to-Date > $ 1000.00	5-31-89	$1000.00
C. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date Received (Mo., Day, Yr.)	Amount of Each Receipt this Period
Lewis Kuvin 30 - Park Ave New York, NY 10022 Receipt For: ☒ Primary ☐ General ☐ Other (specify):	Kuvin Mgmt. President Aggregate Year-to-Date > $ 1,000.00	5-31-89	$1000.00
D. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date Received (Mo., Day, Yr.)	Amount of Each Receipt this Period
Howard Rubenstein 1345 Ave of the Americas New York, NY 10105 Receipt For: ☐ Primary ☐ General ☐ Other (specify):	HJ Rubenstein Assoc. President Aggregate Year-to-Date > $ 250.00	5-31-89	$250.00
E. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date Received (Mo., Day, Yr.)	Amount of Each Receipt this Period
Mitchl Pess 1270 Ave of the Americas New York, NY 10020 Receipt For: ☒ Primary ☐ General ☐ Other (specify):	Hirschfeld, Stern, Gloyler & Pess President Aggregate Year-to-Date > $ 1000.00	5-31-89	$1000.00
F. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date Received (Mo., Day, Yr.)	Amount of Each Receipt this Period
Lewis Rubinowitz 120 Wall St New York, NY Receipt For: ☒ Primary ☐ General ☐ Other (specify):	R. Lewis Securities President Aggregate Year-to-Date > $ 1000.00	5-31-89	$1000.00
G. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date Received (Mo., Day, Yr.)	Amount of Each Receipt this Period
Edward Gaylor Box 25125 Oklahoma City, OK 73125 Receipt For: ☒ Primary ☐ General ☐ Other (specify):	OK Publishing Co President Aggregate Year-to-Date > $ 500.00	5-31-89	$500.00

SUBTOTAL of Receipts This Page (optional) $3750.00

TOTAL This Period (last page this line number only) .....

89020018241

95043640620

FEC LINE 11A - INDIVIDUAL RECEIPTS ($200.01+)
JANUARY 1 THRU JUNE 30, 1989

Any information copied from this report may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes.

NAME	PURP	DATE	REDESIGN	$ THIS PERIOD
Rubin, Ronald I. The Tynewood House 300 East Lancaster Avenue Suite 301-B Tynewood, PA 19096 EMPLOYER: Richard I. Rubin and Co. Inc. OCCUPATION: Real Estate Developer	Mr.	05-16-89	P 90 AGGREGATE YTD: $	500.00 500.00
Rudiak, George 2244 Edgewood Avenue Las Vegas, NV 89102 EMPLOYER: Information Requested OCCUPATION: Attorney	Mr.	06-30-89	P 90 AGGREGATE YTD: $	500.00 500.00
Rudin, Lewis Rudin Management Company, Inc. 345 Park Avenue New York, NY 10154 EMPLOYER: William Rudin, Inc. OCCUPATION: President	Mr.	05-31-89	P 90 AGGREGATE YTD: $	500.00 500.00
Russell, Madeleine H. 3770 Washington Street San Francisco, CA 94118 EMPLOYER: R & S Associates OCCUPATION: Investments	Ms.	04-14-89	P 90 AGGREGATE YTD: $	250.00 250.00
Russell, Ruth P. 208 South Buckhout Street Irvington, NY 10533 EMPLOYER: OCCUPATION: Retired	Ms.	03-16-89 05-31-89	P 90 P 90 AGGREGATE YTD: $	200.00 100.00 300.00
			Page Totals -	2,050.00

890C00237021

Hiroko Murase 420 East 54th Street Apt 25F New York, NY 10022	Housewife	P	03/23/89	1000.00
	Total YTD: $ 1000.00			

TOTAL THIS PAGE: 3750.00
Page 65 of
SCHEDULE A — ITEMIZED RECEIPTS — for Line Number ___

Full Name of Committee: Friends of Larry Pressler

A. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Jiro Murase Havemeyer Road Ardsley on Hudson, NY 10503	Marks, Murase & White Attorney	P	03/23/89	1000.00
	Total YTD: $ 1000.00			

B. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
John P. Dubinsky 7370 Westmoreland St. Louis, MO 63130	Banker	P	06/05/89	1000.00
		G	06/05/89	1000.00
	Total YTD: $ 2000.00			

C. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Karen Holman Hubbard 3615 University Avenue St. Paul, MN 55114	Hubbard Broadcasting Director	P	04/20/89	1000.00
		G	04/20/89	1000.00
	Total YTD: $ 2000.00			

D. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Laurence S. Cutler 30 Warren Street Brookline, MA 03148	Information Requested Information Requested	P	04/20/89	250.00
	Total YTD: $ 250.00			

E. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Lewis Rudin 345 Park Avenue New York, NY 10154	Rudin Management Co, Inc	P	06/05/89	1000.00
	Total YTD: $ 1000.00			

TOTAL THIS PAGE: 6250.00
Page 66 of
SCHEDULE A — ITEMIZED RECEIPTS — for Line Number ___

Full Name of Committee: Friends of Larry Pressler

95043640622

SCHEDULE A — ITEMIZED RECEIPTS

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (In Full)

The Simpson Senate Committee 1990

	Name of Employer / Occupation / Aggregate Year-to-Date	Date (month, day, year)	Amount of Each Receipt this Period
A. Full Name, Mailing Address and ZIP Code Paul V. Cali 4200 N. 9th Street Arlington, VA 22203 Receipt For: [ ] Primary [X] General [ ] Other (specify):	Ratcliffe, Cali & Company President > $ 500.00	6/06/89	500.00
B. Full Name, Mailing Address and ZIP Code Mrs. Paul V. Cali (Judith) 6202 Vernon Palmer Court McLean, VA 22101 Receipt For: [ ] Primary [X] General [ ] Other (specify):	Housewife > $ 1,000.00	6/06/89	1,000.00
C. Full Name, Mailing Address and ZIP Code Paul V. Cali 4200 N. 9th Street Arlington, VA 22203 Receipt For: [ ] Primary [X] General [ ] Other (specify):	Ratcliffe, Cali & Company President > $ 1,000.00	6/06/89	500.00
D. Full Name, Mailing Address and ZIP Code Harold Hellbaum 3871 East 14th Casper, WY 82609 Receipt For: [X] Primary [ ] General [ ] Other (specify):	Self Rancher > $ 500.00	6/06/89	500.00
E. Full Name, Mailing Address and ZIP Code Paul Etchepare P.O. Box 1769 Cheyenne, WY 82003 Receipt For: [ ] Primary [X] General [ ] Other (specify):	Warren Livestock Company President > $ 1,000.00	6/06/89	1,000.00
F. Full Name, Mailing Address and ZIP Code Helen Etchepare P.O. Box 1769 Cheyenne, WY 82003 Receipt For: [ ] Primary [X] General [ ] Other (specify):	Housewife > $ 1,000.00	6/06/89	1,000.00
G. Full Name, Mailing Address and ZIP Code Lewis Rudin 345 Park Avenue New York, NY 10154 Receipt For: [X] Primary [ ] General [ ] Other (specify):	Rudin Manufacturing Company Executive > $ 500.00	6/06/89	500.00
SUBTOTAL of Receipts This Page (optional)			5,000.00
TOTAL This Period (last page this line number only)			

25043640623

SCHEDULE A — ITEMIZED RECEIPTS

Use separate schedule(s) for each category of the Detailed Summary Page | FEC 11 | 15 | FULL LINE NUMBER 11a

Information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committees.

NAME OF COMMITTEE (In Full)

The Simpson Senate Committee 1990

A. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation / Aggregate Year-to-Date	Date (month, day, year)	Amount of Each Receipt this Period
Lewis Rudin 345 Park Avenue New York, NY 10154 Receipt For: [ ] Primary [X] General [ ] Other (specify):	Rudin Manufacturing Company Self $ 1,500.00	6/06/89	1,000.00
B. Full Name, Mailing Address and ZIP Code Lewis Rudin 345 Park Avenue New York, NY 10154 Receipt For: [ ] Primary [X] General [ ] Other (specify):	Rudin Manufacturing Company Self $ 2,000.00	6/06/89	500.00
C. Full Name, Mailing Address and ZIP Code Mrs. H.E. Holding P.O. Box 1529 Cheyenne, WY 82003 Receipt For: [X] Primary [ ] General [ ] Other (specify):	Housewife $ 1,000.00	6/21/89	1,000.00
D. Full Name, Mailing Address and ZIP Code Shoshonna Drizin 441 Crown Brooklyn, NY Receipt For: [X] Primary [ ] General [ ] Other (specify):	Self Realtor $ 1,000.00	3/17/89	1,000.00
E. Full Name, Mailing Address and ZIP Code Shoshonna Drizin 441 Crown Brooklyn, NY Receipt For: [ ] Primary [X] General [ ] Other (specify):	Self Realtor $2,000.00	3/17/89	1,000.00
F. Full Name, Mailing Address and ZIP Code B. Kenneth West 111 West Monroe St. Chicago, IL 60690 Receipt For: [X] Primary [ ] General [ ] Other (specify):	Harris Bank Executive $ 1,000.00	6/21/89	1,000.00
G. Full Name, Mailing Address and ZIP Code William Perry 301 Klondike Buffalo, WY 82834 Receipt For: [X] Primary [ ] General [ ] Other (specify):	Buffalo Savings and Loan Banker $ 300.00	6/21/89	300.00
SUBTOTAL of Receipts This Page (optional)			5,800.00
TOTAL This Period (last page this line number only)			

95043640624

SCHEDULE A — ITEMIZED RECEIPTS

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (in Full)

Reagan for Congress Committee

A. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date Received (day, year)	Amount of Each Receipt this Period
Steven J. Ross 75 Rockefeller Plaza New York, NY 10019 Receipt For: [X] Primary [ ] General [ ] Other (specify)	Warner Communications Inc. Business Executive Aggregate Year-to-Date > $ 500.00	6/9/89	500.00
B. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date Received (day, year)	Amount of Each Receipt this Period
Cleofe Rubi, Jr. P.O. Box 249 Bato Rey, PR 00919 Receipt For: [X] Primary [ ] General [ ] Other (specify)	Nora Development Corp. President Aggregate Year-to-Date > $ 500.00	4/18/89	500.00
C. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date Received (day, year)	Amount of Each Receipt this Period
Howard J. Rubenstein 141 East 72nd Street New York, NY 10021 Receipt For: [X] Primary [ ] General [ ] Other (specify)	Howard J. Rubenstein Associates [illegible] Aggregate Year-to-Date > $ [illegible]	6/15/89	[illegible]
D. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date Received (day, year)	Amount of Each Receipt this Period
Lewis Rudin 345 Park Avenue New York, NY 10154 Receipt For: [X] Primary [ ] General [ ] Other (specify)	[illegible] Builder/Owner Aggregate Year-to-Date > $ [illegible]	6/15/89	1,000.00
E. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date Received (day, year)	Amount of Each Receipt this Period
Juan F. Serra GPO Box 4588 San Juan, PR 00936 Receipt For: [X] Primary [ ] General [ ] Other (specify)	P.R. Cement Public Relations Aggregate Year-to-Date > $ 500.00	4/18/89	500.00
F. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date Received (day, year)	Amount of Each Receipt this Period
Leonard L. Silverstein 1776 K Street, NW Washington, DC 20006 Receipt For: [X] Primary [ ] General [ ] Other (specify)	Self Attorney Aggregate Year-to-Date > $ 500.00	4/18/89	500.00
G. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date Received (day, year)	Amount of Each Receipt this Period
Meredith F. Simmons 449 East 58th Street New York, NY 10022 [illegible] [ ] General [illegible]	Medical Services for Women, P.C. Physician Aggregate Year-to-Date > $ 500.00	6/15/89	500.00

[illegible] Page (optional)

[illegible] 4,100.00

25043640625

SCHEDULE A

Name of Committee (in Full)
Rita Lowey for Congress

A. Full Name, Mailing Address and ZIP Code Lewis Rudin 345 Park Avenue New York, N.Y. 10154	Name of Employer Breakfast for Congress Women	Date (month, day, year) 6/13/00	Amount of Each Receipt this Period 1000.00 (In-kind)
B. Full Name, Mailing Address and ZIP Code Lewis Rudin 345 Park Avenue New York, N.Y. 10154	[redacted]	[redacted]	1000.00 (In-kind)
C. Full Name, Mailing Address and ZIP Code Lewis Rudin 345 Park Avenue New York, N.Y. 10154	[redacted]	[redacted]	[redacted]
D. Full Name, Mailing Address and ZIP Code Judy Barsky 4 Briar Circle Larchmont, N.Y. 10583	[redacted]	[redacted]/00	1000.00
E. Full Name, Mailing Address and ZIP Code Seven Plain Realty 500 Whit Plains Road Tarrytown, NY 10591	Partnership	6/13/00	500.00
F. Full Name, Mailing Address and ZIP Code Grover Park Equities 500 White Plains Road Tarrytown, NY 10591	Partnership	6/13/00	500.00
G. Full Name, Mailing Address and ZIP Code Tarrytown Corporate Center LLC 500 White Plains Road Tarrytown, NY 10591	Partnership	6/13/00	500.00
SUBTOTAL of Receipts This Page (optional)			3160.00
TOTAL This Period (last page only)			110,000.00

25043640626

a3138301175

SCHEDULE A — ITEMIZED RECEIPTS

FEC 3 '89

11A

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (In Full)
Citizens for Markin

A. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date Received (Mo., Day, Year)	Amount of Each Receipt this Period
Barbara Rossotti 3314 N St NW Washington,DC 20007 Receipt For: ☑ Primary ☐ General ☐ Other (specify):	info requested Aggregate Year-to-Date > $ 200.00	5/9/89	$200.00
B. Full Name, Mailing Address and ZIP Code Ludwig Rozycki 60 Mararoneck Rd New York, NY 10583 Receipt For: ☑ Primary ☐ General ☐ Other (specify):	Albert Einstein School of Medicine MD Aggregate Year-to-Date > $ 350.00	5/30/89	$350.00
C. Full Name, Mailing Address and ZIP Code Robert rubin 911 Park Ave #14A New York, NY 10021 Receipt For: ☑ Primary ☑ General ☐ Other (specify):	Goldman & Sachs partner Aggregate Year-to-Date > $ 2,000.00	5/9/89 5/9/89	$1,000.00 $1,000.00
D. Full Name, Mailing Address and ZIP Code Ronald Rubin 1700 Market St Philadelphia, PA 19103 Receipt For: ☑ Primary ☐ General ☐ Other (specify):	Richard Rubin Co. real estate developer Aggregate Year-to-Date > $ 500.00	5/26/89	$500.00
E. Full Name, Mailing Address and ZIP Code Lewis Rubin 345 Park AVe New York, NY 10154 Receipt For: ☑ Primary ☐ General ☐ Other (specify):	Rudin Management Co. president Aggregate Year-to-Date > $ 1,000.00	5/30/89	$1,000.00
F. Full Name, Mailing Address and ZIP Code Herminio San Roman Miami, FL Receipt For: ☑ Primary ☐ General ☐ Other (specify):	info requested Aggregate Year-to-Date > $ 750.00	5/30/89	$750.00
G. Full Name, Mailing Address and ZIP Code Adele Schaeffer 1021 Green Valley Rd Bryn Mawr, PA 19010 Receipt For: ☑ Primary ☐ General ☐ Other (specify):	info requested Aggregate Year-to-Date > $ 1,000.00	5/30/89	$1,000.00

SUBTOTAL of Receipts This Page (optional) > $5,800

TOTAL This Period (last page this line number only) >

FEC 2504364027 P.04

SCHEDULE B — ITEMIZED DISBURSEMENTS

Use separate schedule(s) for each category of the Detailed Summary Page

Page 1 of 1

FOR LINE NUMBER: 20a

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (In Full)

The Simpson Senate Committee 1990

A. Full Name, Mailing Address and ZIP Code Quintin Blair P.O. Box 30 Cody, WY 82414	Purpose of Disbursement Refund of contribution Disbursement for: ☐ Primary ☐ General ☐ Other (specify)	Date (month, day, year) 6/30/89	Amount of Each Disbursement This Period 500.00
B. Full Name, Mailing Address and ZIP Code Lewis Rudin 345 Park Avenue New York, NY 10154	Purpose of Disbursement Refund of contribution Disbursement for: ☐ Primary ☐ General ☐ Other (specify)	Date (month, day, year) 6/30/89	Amount of Each Disbursement This Period 500.00
C. Full Name, Mailing Address and ZIP Code Paul Cali 4200 N. 9th Street Arlington, VA 22203	Purpose of Disbursement Refund of contribution Disbursement for: ☒ Primary ☐ General ☐ Other (specify)	Date (month, day, year) 6/30/89	Amount of Each Disbursement This Period 500.00
D. Full Name, Mailing Address and ZIP Code Silas Cathcart 4292 Southfork Road Cody, WY 82414	Purpose of Disbursement Refund of contribution Disbursement for: ☒ Primary ☐ General ☐ Other (specify)	Date (month, day, year) 6/30/89	Amount of Each Disbursement This Period 250.00
E. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: ☐ Primary ☐ General ☐ Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
F. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: ☐ Primary ☐ General ☐ Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
G. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: ☐ Primary ☐ General ☐ Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
H. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: ☐ Primary ☐ General ☐ Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
I. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: ☐ Primary ☐ General ☐ Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
SUBTOTAL of Disbursements This Page (optional)			1,750.00
TOTAL This Period (last page this line number only)			1,750.00

SCHEDULE A ITEMIZED RECEIPTS Page 35 of for Line Number 11a

Any info. copied from such Reports or Statements may not be sold or used by any person for the purpose of soliciting contrib. or for commercial purpose, other than using name & addr. of a political comm. to solicit from the comm.

Full Name of Committee: Cohen for Senator

A. Full Name, Address, Zip	Employer/Occupation	Date	Receipts	Memo
Mr. Austin List 30 Rockefeller Plaza New York NY 10020	Johnston Industries, I Div. President	09/14/89	1000.00	
Receipt for: Primary	Year-to-Date Total: $ 1000.00			

B. Full Name, Address, Zip	Employer/Occupation	Date	Receipts	Memo
Mr. Gordon B. Pattee 812 Park Avenue New York NY 10021	MAP Capital Corporatio President	09/12/89	1000.00	
Receipt for: Primary	Year-to-Date Total: $ 1000.00			

C. Full Name, Address, Zip	Employer/Occupation	Date	Receipts	Memo
Mr. Frank E. Richardson III 820 Fifth Avenue New York NY 10021	Wesray Capital Company President	09/06/89	1000.00	
Receipt for: Primary	Year-to-Date Total: $ 1000.00			

D. Full Name, Address, Zip	Employer/Occupation	Date	Receipts	Memo
Mr. Jon M. Rotenstreich 9 West 57th Street New York NY 10019	Torchmark Corporation President	09/10/89	1000.00	
Receipt for: Primary	Year-to-Date Total: $ 1000.00			

E. Full Name, Address, Zip	Employer/Occupation	Date	Receipts	Memo
Mr. Lewis Rudin 345 Park Avenue New York NY 10154	Rudin Management Compa President	09/12/89	1000.00	
Receipt for: Primary	Year-to-Date Total: $ 1000.00			

F. Full Name, Address, Zip	Employer/Occupation	Date	Receipts	Memo
Mr. Benno C. Schmidt 630 Fifth Avenue #3200 New York NY 10111	J. H. Whitney & Compan Partner	09/12/89	1000.00	
Receipt for: Primary	Year-to-Date Total: $ 1000.00			

SUBTOTAL of Receipts This Page 6000.00

TOTAL This Period .....

25043640622

SCHEDULE A - ITEMIZED RECEIPTS PAGE: 169 OF 214

Individual Contributions LINE NUMBER 11A

Name of Committee: FRIENDS OF MAX BAUCUS

Name and Address		Date	Amount
Mr. Urban L. Roth 3520 Whiteway Butte MT 59701 Receipt for PRIMARY.1990	Employer: Poore, Roth and Robinson Occupation: Attorney YTD amount:100.00	08/22/89	100.00
Ms. Ines Rothwell 200 Smelter Avenue N.W. Great Falls MT 59404 Receipt for PRIMARY.1990	Employer: N/A Occupation: Retired YTD amount:10.00	12/13/89	10.00
Mr. Bob Roughton 180 Tower Road Belgrade MT 59714 Receipt for PRIMARY.1990	Employer: Self-employed Occupation: Cabinet maker YTD amount:10.00	12/04/89	10.00
Mr. Emanuel L. Rouvelas 1735 New York Avenue N.W. Suite 500 Washington DC 20006 Receipt for PRIMARY.1990	Employer: Preston Gates Ellis and Rouvelas Meeds Occupation: Attorney YTD amount:1000.00	08/21/89	1000.00
Mr. R. Joseph Rude 4619 Rimrock Road Billings MT 59106 Receipt for PRIMARY.1990	Employer: Laurel Nursing Home Occupation: Administrator YTD amount:200.00	10/02/89	200.00
Mr. Lewis Rudin 345 Park Avenue New York NY 10154 Receipt for PRIMARY.1990	Employer: Rudin Management Company Occupation: Owner YTD amount:1000.00	10/02/89	1000.00
Sub-total receipts this pg:			2320.00

15004364006370

SCHEDULE A — ITEMIZED RECEIPTS — LINE 11(a)

FRIENDS OF SENATOR ROCKEFELLER

NAME AND ADDRESS	EMPLOYER / OCCUPATION / YEAR-TO-DATE AGGREGATE	ELECTION	DATE	CONTRIBUTION
Mr. Stanley Rothenfeld 19100 South Park Blvd Shaker Heights OH 44122	Rothenfeld Financial Corporation Executive YEAR-TO-DATE AGGREGATE: $ 250.00	Primary	12/12/89	$ 250.00
Mr. Robert H. Rawsonville III 7501 Covered Bridge Road Prospect, KY 40059	Dixie Warehouse President YEAR-TO-DATE AGGREGATE: $ 500.00	Primary	11/08/89	$ 500.00
Mr. Richard E. Rowe Route 2 Box 209-A Cottageville, WV 25239	Goodwin & Goodwin Attorney YEAR-TO-DATE AGGREGATE: $ 250.00	Primary	12/14/89	$ 250.00
Mrs. Judy Rubin 1202 Williamsburg Way Charleston, WV 25314	[illegible] Homemaker YEAR-TO-DATE AGGREGATE: $ 500.00	Primary	11/29/89	$ 500.00
Mr. Mason C. Rudd 4344 Poplar Level Road Louisville, KY 40213	Rudd Equipment Company Chairman of the Board YEAR-TO-DATE AGGREGATE: $ 500.00	Primary	10/25/89	$ 500.00
Mr. Louis Rudin 345 Park Avenue New York, NY 10154	Rudin Management Company, Inc. Realtor YEAR-TO-DATE AGGREGATE: $ 1,000.00	Primary	10/11/89	$ 1,000.00
Mr. R. B. Rushman 5507 Edlen Drive Dallas TX 75220	Self-Employed Oil & Gas Producer YEAR-TO-DATE AGGREGATE: $ 2,000.00	Primary General	12/15/89 12/15/89	$ 1,000.00 $ 1,000.00

SUBTOTAL FOR PAGE 60 ..... $ 4,800.00

95043640631

SCHEDULE A — ITEMIZED RECEIPTS — for Line Number 11a

Any info. copied from such Reports or Statements may not be sold or used by any person for the purpose of soliciting contrib. or for commercial purposes, other than using name & addr. of a political comm. to solicit from the comm.

Full Name of Committee: McConnell Senate Committee '90

A. Full Name, Address, Zip	Employer/Occupation	Date	Receipts	Memo
Mr. Robert H. Snyder 7200 Wisconsin Avenue Bethesda MD 20814	Snyder Hixon Executive	10/13/89	500.00	
Receipt for: Primary	Year-to-Date Total: $	500.00		

B. Full Name, Address, Zip	Employer/Occupation	Date	Receipts	Memo
Mr. C. H. Steiner 6704 Arroyo Court Rockville MD 20094	Information Requested Information Requested	10/13/89	500.00	
Receipt for: Primary	Year-to-Date Total: $	500.00		

C. Full Name, Address, Zip	Employer/Occupation	Date	Receipts	Memo
Mr. Saul E. Uberman 4352 NW Westover Place Washington DC 20016	Information Requested Information Requested	10/13/89	500.00	
Receipt for: Primary	Year-to-Date Total: $	500.00		

D. Full Name, Address, Zip	Employer/Occupation	Date	Receipts	Memo
Mr. Lewis Rudin 345 Park Avenue New York NY 10154	Rudin Management Co. I President	10/13/89	1000.00	
Receipt for: Primary	Year-to-Date Total: $	1000.00		

E. Full Name, Address, Zip	Employer/Occupation	Date	Receipts	Memo
Mr. Dorsie Bailey 343 Blue Spring Road Cadiz KY 42211	Information Requested Information Requested	10/20/89	1000.00	
Receipt for: Primary	Year-to-Date Total: $	1000.00		

F. Full Name, Address, Zip	Employer/Occupation	Date	Receipts	Memo
Mr. William D. Boarman P. O. Box 167 Beaver Dam KY 42320	Young Mfg. Co., Inc. Businessman	10/20/89	500.00	
Receipt for: Primary	Year-to-Date Total: $	500.00		

SUBTOTAL of Receipts This Page 4100.00

TOTAL This Period .....

95043640062
90 20514431

SCHEDULE A

Full Name of Committee: Cmte. to Re-elect Claudine Schneider

A. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipt
Ms. Sandy Roy 217 Marina Drive Highlands, NJ 07732	Information Requested	P	11/30/89	1000.0
	Total YTD: $ 1000.00			
B. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipt
Mr. Robert S. Royer 1747 Pennsylvania Avenue, NW Washington, DC 20006	Royer , Mahle & Babyak Attorney	P	12/28/89	500.0
	Total YTD: $ 500.00			
C. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipt
Mr. Lewis Rudin 345 Park Avenue New York, NY 10154	Rudin Management Co. Real Estate	P	10/30/89	1000.0
	Total YTD: $ 1000.00			
D. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipt
Mr. Matthew Runci 32 Drowne Parkway East Providence, RI 02916	NJBA Business Executive	P	11/21/89	250.0
	Total YTD: $ 250.00			
E. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipt
Mr. Leo P. Russell 820 Elm Spring Road Pittsburg, PA 15243	Information Requested	P	12/13/89	500.0
	Total YTD: $ 500.00			

TOTAL THIS PAGE: 3250.0

9504364065 3

	Harter Secrest & Emery	12/12/00	$50.00
	Attorney		
	Mark V Construction	10/17/00	$50.00
	Prof Guard		
	Self-employed		$50.00
			$50.00
	Self-employed		$50.00
			$50.00
		11/16/00	$50.00
	VP		
SUBTOTAL of Receipts This Page (optional)			
TOTAL This Period (last page for this calendar year)			

9221387135I

9504364D634

SCHEDULE A — ITEMIZED RECEIPTS

FEC Line Number: 11A

NAME OF COMMITTEE (In Full)
Friends of Phil Gramm

A. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation / Aggregate Year-to-Date	Date Received (day, year)	Amount of Each Receipt this Period
Mr. David Reznick 12103 Greenleaf Ave. Rockville, MD 20854	Reznick Fedder CPA	12/22/89	900.00
Receipt For: [ ] Primary [X] General [ ] Other (specify) 1990	$ 1,500.00		
B. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation / Aggregate Year-to-Date	Date Received (day, year)	Amount of Each Receipt this Period
Mrs. Edward A. Blackburn, Jr. 2640 Fountain View, #204 1500 Twelve Oaks Tower Houston, TX 77057	Housewife	09/25/89	200.00
Receipt For: [X] Primary [ ] General [ ] Other (specify) 1990	$		
C. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation / Aggregate Year-to-Date	Date Received (day, year)	Amount of Each Receipt this Period
Mrs. Edward A. Blackburn, Jr. 2640 Fountain View, #204 1500 Twelve Oaks Tower Houston, TX 77057	Housewife	09/25/89	150.00
Receipt For: [ ] Primary [X] General [ ] Other (specify) 1990	$ 700.00		
D. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation / Aggregate Year-to-Date	Date Received (day, year)	Amount of Each Receipt this Period
Mr. Edwin A. Durham, II P. O. Box 1339 Corpus Christi, TX 78403	Everest Minerals Corp. President	09/25/89	800.00
Receipt For: [ ] Primary [X] General [ ] Other (specify) 1990	$ 800.00		
E. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation / Aggregate Year-to-Date	Date Received (day, year)	Amount of Each Receipt this Period
Mr. Anwar Kajani 9535 Katy Frwy. Houston, TX 77024	Road Runner Motor Inns Owner	11/01/89	500.00
Receipt For: [X] Primary [ ] General [ ] Other (specify) 1990	$ 500.00		
F. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation / Aggregate Year-to-Date	Date Received (day, year)	Amount of Each Receipt this Period
Mr. Lewis Rudin 345 Park Avenue New York, NY 10154	Rudin Management Co., Inc. Owner	11/21/89	1,000.00
Receipt For: [X] Primary [ ] General [ ] Other (specify) 1990	$ 1,000.00		
G. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation / Aggregate Year-to-Date	Date Received (day, year)	Amount of Each Receipt this Period
Mr. Lawrence E. Reiner P. O. Box 4308 Vancouver, WA 98662		12/21/89	250.00
Receipt For: [X] Primary [ ] General [ ] Other (specify) 1990	$ 250.00		
SUBTOTAL of Receipts This Page (optional)			3,400.00
TOTAL This Period (last page this line number only)			

95043640623

Any information [illegible] may be sold or used by [illegible] for the purpose of [illegible] contributors of the contributed [illegible] other than using the name and address of any political committee to which contributions from such contributor [illegible]

NAME OF COMMITTEE (In Full)

Re-Elect Congressman Chuck Schumer

A. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation / Aggregate Year-to-Date	Date (month, day, year)	Amount of Each Receipt this Period
Lewis Rudin 345 Park Avenue New York, NY 10154 Receipt For: [X] Primary [ ] General [ ] Other (specify):	Rudin Management Co., Inc Executive $ 1,000.00	11/28/89	$1,000.00
B. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation / Aggregate Year-to-Date	Date (month, day, year)	Amount of Each Receipt this Period
Marcy Rosso 1170 5th Avenue New York, NY 10029 Receipt For: [X] Primary [ ] General [ ] Other (specify):	Homemaker $ 1,000.00	8/10/89	$1,000.00
C. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation / Aggregate Year-to-Date	Date (month, day, year)	Amount of Each Receipt this Period
Thomas A. Rosso 1170 5th Avenue New York, NY 10029 Receipt For: [X] Primary [ ] General [ ] Other (specify):	Cadwalader, Wickersham & Taft Partner $ 1,000.00	8/10/89	$1,000.00
D. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation / Aggregate Year-to-Date	Date (month, day, year)	Amount of Each Receipt this Period
Andrew Sabin 140 Cedar Street New York, NY 10006 Receipt For: [X] Primary [ ] General [ ] Other (specify):	Sabin Metal Corp. President $ 500.00	12/19/89	$500.00
E. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation / Aggregate Year-to-Date	Date (month, day, year)	Amount of Each Receipt this Period
Paul Salkin, M.D. 200 East End Avenue New York, NY 10185 Receipt For: [X] Primary [ ] General [ ] Other (specify):	Self-employed Physician $ 500.00	10/24/89	$500.00
F. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation / Aggregate Year-to-Date	Date (month, day, year)	Amount of Each Receipt this Period
Martin F. Schacker Information requested Receipt For: [X] Primary [ ] General [ ] Other (specify):	Information requested $ 500.00	12/20/89	$500.00
G. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation / Aggregate Year-to-Date	Date (month, day, year)	Amount of Each Receipt this Period
Dov C. Schlein 210 West Street White Plains, NY 10605 Receipt For: [X] Primary [X] General [ ] Other (specify)	Information requested $ 2,000.00	12/11/89	$2,000.00
SUBTOTAL of Receipts This Page (optional)			
TOTAL This Period (last page this line number only)			

95043640638

[illegible]

SCHEDULE A — ITEMIZED RECEIPTS

Page 119 of 142

FOR LINE NUMBER: 11(a)(i)

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (In Full)

Friends of Howell Heflin Committee, Inc.

A. Full Name, Mailing Address and ZIP Code Frederick P. Rose 380 Madison Avenue, 4th Floor New York, NY 10017 Receipt For: ☒ Primary ☐ General ☐ Other (specify):	Name of Employer Rose Associates, Inc. Occupation Chairman of the Board Aggregate Year-to-Date $ 250.00	Date (month, day, year) 12-21-89	Amount of Each Receipt this Period 250.00
B. Full Name, Mailing Address and ZIP Code E. John Rosenwald, Jr. 245 Park Avenue New York, NY 10167 Receipt For: ☒ Primary ☐ General ☐ Other (specify):	Name of Employer Bear Stearns Company, Inc. Occupation Vice Chairman Aggregate Year-to-Date $ 1,000.00	Date (month, day, year) 12-21-89	Amount of Each Receipt this Period 1,000.00
C. Full Name, Mailing Address and ZIP Code Steven J. Ross 75 Rockefeller Plaza New York, NY 10019 Receipt For: ☒ Primary ☒ General ☐ Other (specify):	Name of Employer Warner Communciations Occupation Chairman of the Board Aggregate Year-to-Date $ 2,000.00	Date (month, day, year) 12-21-89	Amount of Each Receipt this Period 2,000.00
D. Full Name, Mailing Address and ZIP Code Robert E. Rubin 85 Broad Street New York, NY 10004 Receipt For: ☒ Primary ☐ General ☐ Other (specify):	Name of Employer Goldman Sachs & Company Occupation Partner Aggregate Year-to-Date $ 1,000.00	Date (month, day, year) 12-21-89	Amount of Each Receipt this Period 1,000.00
E. Full Name, Mailing Address and ZIP Code Lewis Rudin 345 Park Avenue New York, NY 10154 Receipt For: ☒ Primary ☐ General ☐ Other (specify):	Name of Employer Self Occupation Builder Aggregate Year-to-Date $ 1,000.00	Date (month, day, year) 12-21-89	Amount of Each Receipt this Period 1,000.00
F. Full Name, Mailing Address and ZIP Code Richard V. Sandler 9538 Wilshire Boulevard, STE 800 Beverly Hills, CA 90212 Receipt For: ☒ Primary ☐ General ☐ Other (specify):	Name of Employer Self Occupation Attorney Aggregate Year-to-Date $ 1,000.00	Date (month, day, year) 12-21-89	Amount of Each Receipt this Period 1,000.00
G. Full Name, Mailing Address and ZIP Code Michael Schmertzler 1251 Avenue of the Americas New York, NY 10020 Receipt For: ☒ Primary ☐ General ☐ Other (specify):	Name of Employer Morgan Stanley & Company Occupation Investment Banker Aggregate Year-to-Date $ 1,000.00	Date (month, day, year) 12-21-89	Amount of Each Receipt this Period 1,000.00
SUBTOTAL of Receipts This Page (optional)			7,250.00
TOTAL This Period (last page only)			

90033640637

95033095

FEDERAL ACCOUNT

SCHEDULE A **ITEMIZED RECEIPTS**

Page 2 of 79

Any information copied from such Reports or Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

Name of Committee (in Full) NEW YORK REPUBLICAN COUNTY COMMITTEE

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Jack R. Stokvis 415 E. 52 St. NYC 10022	U.S. Dept. of Housing	1/12/90	$ 500
Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Occupation: Asst. Secretary	Aggregate Year-to-Date: $ 500	
B. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Lewis Rudin 345 Park Ave. NYC 10154	Rudin Management	1/12/90	1,000
Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Occupation: Owner-Builder	Aggregate Year-to-Date: 1000	
C. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Howard J. Rubenstein 1345 6th Ave. NYC 10105	Howard Rubenstein Associates	1/12/90	1,000
Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Occupation: Public Relations	Aggregate Year-to-Date: 2000	
D. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Lawrence Kudlow 245 Park Ave. NYC 10167	Bear Stearns	1/12/90	500
Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Occupation: Chief Economist	Aggregate Year-to-Date: 500	
E. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
David T. Schiff 485 Madison Ave. NYC 10022	KLS Enterprises	1/12/90	250
Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Occupation: Investment Banker	Aggregate Year-to-Date: 250	
F. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
David S. Lande 360 Lexington Ave. NYC 10017	David S. Lande Professional Corp.	1/12/90	1,000
Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Occupation: Lawyer	Aggregate Year-to-Date: 1000	
G. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Wilbur A. Levin [illegible] St. NYC 10021	Independence Savings Bank	1/12/90	1,000
Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Occupation:	Aggregate Year-to-Date: 1000	
SUBTOTAL of Receipts This Page (optional)			5,250
TOTAL This Period (last page this line number only)			

95043640638

SCHEDULE A

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (In Full)

Serrano For Congress

A. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation / Aggregate Year-to-Date	Date (month, day, year)	Amount of Each Receipt this Period
Dr. Rosa Maria Gil 250 W. 57th St. Rm 927 New York, NY 10014 Receipt For: ☐ Primary ☐ General ☒ Other (specify) NY Special	Phase, Inc. Executive Director > $ 50.00	2/22/90	$ 50.00
B. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation / Aggregate Year-to-Date	Date (month, day, year)	Amount of Each Receipt this Period
Carol Bellamy 40 Hicks Street Brooklyn, NY 11201 Receipt For: ☐ Primary ☐ General ☒ Other (specify) NY Special	Morgan Stanley & Co. Principal > $ 100.00	2/22/90	100.00
C. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation / Aggregate Year-to-Date	Date (month, day, year)	Amount of Each Receipt this Period
Sally Kohn 670 West End Ave. #12A NY, NY 10025 Receipt For: ☐ Primary ☐ General ☒ Other (specify) NY Special	Health Research, Inc. Health Administrator > $ 100.00	2/22/90	100.00
D. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation / Aggregate Year-to-Date	Date (month, day, year)	Amount of Each Receipt this Period
Diana M. Gurieva 280 Park Avenue South #12H NY, NY 10010 Receipt For: ☐ Primary ☐ General ☒ Other (specify) NY Special	Planned Parenthood Executive > $150.00	2/22/90	150.00
E. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation / Aggregate Year-to-Date	Date (month, day, year)	Amount of Each Receipt this Period
Lewis Rudin 345 Park Avenue NY, NY 10154 Receipt For: ☐ Primary ☐ General ☒ Other (specify) NY Special	Rudin Management Co. President > $500.00	2/22/90	500.00
F. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation / Aggregate Year-to-Date	Date (month, day, year)	Amount of Each Receipt this Period
Marion Levy 333 East 68th Street NY, NY 10021 Receipt For: ☐ Primary ☐ General ☒ Other (specify) NY Special	None N/A > $150.00	2/22/90	150.00
G. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation / Aggregate Year-to-Date	Date (month, day, year)	Amount of Each Receipt this Period
David A. Barrett 771 West End Avenue NY, NY 10025 Receipt For: ☐ Primary ☐ General ☒ Other (specify) NY Special	Attorney > $ 100.00	2/22/90	100.00
SUBTOTAL of Receipts This Page (optional)			1150.00
TOTAL This Period (last page this line number only)			

95043640639 C 27139277 17

SCHEDULE A — ITEMIZED RECEIPTS

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

Name of Committee (In Full)

CITIZENS FOR SOCIETY

A. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date	Amount
Mr. & Mrs. Donald Middleton 50 Pennsylvania Avenue Babylon NY 11702 Receipt for: X Primary General Other (specify)	Middleton-Kantchatsis Associates President	3/08/90	0250.00
B. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date	Amount
Mr. & Mrs. Walter Miller 41 North Drive Great Neck NY 11021 Receipt for: X Primary General Other (specify)	Forest Electric Corporation Secretary-Treasurer	3/08/90	01,000.00
C. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date	Amount
Mr. Andrew Marveaux Marveaux, Crespi, Nardt & Co. 767 Third Avenue New York NY 10017 Receipt for: X Primary General Other (specify)	Marveaux, Crespi, Nardt & Co., Inc. President	3/08/90	01,000.00
D. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date	Amount
Mr. & Mrs. Lionel Pincus 733 Park Avenue New York NY 10021 Receipt for: X Primary General Other (specify)	E.M.Warburg, Pincus & Co.Inc. Venture Capitalist	3/18/90	01,000.00
E. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date	Amount
Mr. & Mrs. Frank Pirozzi 15 Falcon Avenue Selden NY 11784 Receipt for: X Primary General Other (specify)	Forest Electric Vice President	3/08/90	01,000.00
F. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date	Amount
Mr. Lewis Rudin 345 Park Avenue New York NY 10154 Receipt for: X Primary General Other (specify)	Rudin Management Company President	3/22/90	0250.00
G. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date	Amount
Honorable Arnold Saltzman Shepherds Lane Sands Point NY 11050 Receipt for: X Primary General Other (specify)	Vista Resources, Inc. Chairman	3/20/90	0250.00

SUBTOTAL of Receipts This Page (optional) 05,250.00

TOTAL This period (last page this line number only) .....

2504364049

FEC LINE 11A - INDIVIDUAL RECEIPTS (2000.01)
APRIL 1 THRU JUNE 27, 1990

Any information copied from this report may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes.

NAME/ADDRESS	PREF	DATE	ELECTION	$ THIS PERIOD
Rubenstein, Howard J. Howard J. Rubenstein Associates, Inc. 1345 Avenue of the Americas New York, NY 10105	Mr.	04-04-90 04-04-90	P 90 G 90	1,000.00 1,000.00
EMPLOYER: Howard J. Rubenstein Associates, Inc. OCCUPATION: Public Relations Executive			AGGREGATE YTD: $	2,000.00
Rudin, Lewis Rudin Management Company, Inc. 345 Park Avenue New York, NY 10154	Mr.	04-04-90	P 90	1,000.00
EMPLOYER: Rudin Management Company, Inc. OCCUPATION: Owner			AGGREGATE YTD: $	1,000.00
Sandler, Richard V. 844 Moraga Drive Los Angeles, CA 90049	Mr.	04-20-90 04-20-90	P 90 G 90	1,000.00 1,000.00
EMPLOYER: Victor & Sandler OCCUPATION: Attorney			AGGREGATE YTD: $	2,000.00
Schaefer, Philip A. Bear, Stearns & Company Citicorp Center One Sansome Street San Francisco, CA 94104	Mr.	05-17-90	P 90	1,000.00
EMPLOYER: Bear, Stearns & Company OCCUPATION: Managing Director			AGGREGATE YTD: $	1,000.00
Scheffer, Stephen J. 11 Meadow Road Scarsdale, NY 10583	Mr.	04-04-90	P 90	500.00
EMPLOYER: Home Box Office OCCUPATION: Executive			AGGREGATE YTD: $	500.00
			Page Totals -	6,500.00

95036406419

Voters For Choice
Schedule A - Itemized Individual
10/01/89 - 10/ /90

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the names and address of any political committee to solicit contributions from such committee.

Rudin, Lewis 745 Park Avenue New York, NY 10154	Employer: Requested Occupation: Requested Aggregate Year to Date: 500.00	Date 10/17/89	Amount: 500.00
Sarko, Anita [illegible] Jones Street, #1F New York, NY 10014	Employer: REQUESTED Occupation: Requested Aggregate Year to Date: 250.00	Date 10/17/89	Amount: 250.00
Sonderowitz, Judith 3810 Wanawha Street, N.W. Washington, DC 20015	Employer: CPO Occupation: Executive Dir. Aggregate Year to Date: 250.00	Date 10/17/89	Amount: 250.00
Stanko, Judith 5706 36th Street, NW Washington, DC 20015	Employer: Requested Occupation: Aggregate Year to Date: 200.00	Date 10/17/89	Amount: 200.00
Stoddard, Cybill [illegible] Royal Oak Drive [illegible], CA 91436	Employer: Self-employed Occupation: Actress Aggregate Year to Date: 5,000.00	Date 10/[illegible]/89	Amount: 5,000.00
Siegel, Elizabeth 4706 Warren Street, NW Washington, DC 20016	Employer: Occupation: Requested Aggregate Year to Date: 250.00	Date 10/17/89	Amount: 250.00

Subtotal this Page 1,4[illegible]

95043640642

SCHEDULE A **ITEMIZED RECEIPTS**

Use separate schedule(s) for each category of the Detailed Summary Page

PAGE 4 OF

FOR LINE NUMBER: 11

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (in Full)
INDEPENDENT REPUBLICANS OF MINNESOTA C0001313

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
McFARLAND, D E 7036 GULLWOOD RD BRAINARD MN 56401	AMUSEMENT CENTER	10/1/90	$50.00
Receipt for: ☐ Primary ☑ General ☐ Other (specify)	Occupation: MGR		
	Aggregate Year-to-Date > $	$250.00	

B. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
MAEGELE WILLIAM 4300 BAKER RD MINNETONKA MN 55343	SELF EMP	10/26/90	$1,000.00
Receipt for: ☐ Primary ☑ General ☐ Other (specify)	Occupation:		
	Aggregate Year-to-Date > $		

C. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
NELSON KENNETH PO BOX 269 PEPHAM MN 56573	SELF EMP	10/9/90	$100.00
Receipt for: ☐ Primary ☑ General ☐ Other (specify)	Occupation:		
	Aggregate Year-to-Date > $	$300.00	

D. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
PAVLAK R L [illegible] CHARLTON ST WEST ST PAUL MN 55118	RETIRED	10/1/90	$50.00
Receipt for: ☐ Primary ☑ General ☐ Other (specify)	Occupation:		
	Aggregate Year-to-Date > $	$390.00	

E. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
[illegible]ERMACHER LEE [illegible] N L WOOD DR MINNETONKA MN 55345	PUMP & METER INC	10/1/90	$100.00
Receipt for: ☐ Primary ☑ General ☐ Other (specify)	Occupation: PRESIDENT		
	Aggregate Year-to-Date > $	$450.00	

F. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
[illegible] LEWIS [illegible] PARK AVE [illegible]	SELF EMP	11/2/90	$1,[illegible]
[illegible] ☐ Primary ☑ General ☐ Other (specify)	Occupation:		
	Aggregate Year-to-Date > $		

G. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
[illegible] CURTIS [illegible] AVE [illegible]	[illegible]	[illegible]	$[illegible]
[illegible] ☐ Primary ☑ General ☐ Other (specify)	Occupation:		
	Aggregate Year-to-Date > $		

$ [illegible]

$

9504364043

GC0660

MUR 3249

April 5, 1991

RECEIVED
FEDERAL ELECTION COMMISSION
SECRETARIAT
91 APR -5 PM 2:00
3:15

Lawrence Noble, Esq.
General Counsel
Sixth Floor
Federal Election Commission
999 E Street, NW
Washington, DC 20463

Re: April 2, 1991 Complaint of Center for Responsive Politics MUR—

Dear Mr. Noble:

On April 2, 1991 the Center for Responsive Politics (the Center) filed a complaint against Mark Dayton et. al.

By this letter, the Center hereby amends the above complaint by deleting Paragraphs 6, 20, and 21 of the complaint, and Exhibit 7 attached to the complaint. The remaining paragraphs should be renumbered accordingly, and the name Robert E. Rubin deleted from the list of Respondents in the caption to the complaint.

The amendments remove Mr. Robert Rubin, 911 Park Ave., New York, NY 10021, from the complaint charges with violations of the Federal Election Campaign Act (FECA). The Center's initial April 2 complaint charged that Mr. Rubin's contributions to the Citizens for Harkin committee were $2,000 in excess of the $2,000 limit imposed by the FECA on all contributions by any individual to Mr. Harkin for the 1990 election cycle. The allegations were based on the records on file at the FEC as of March 27, 1991.

On information and belief, the Citizens for Harkin committee on April 3 and April 4, 1991 filed with the Secretary of the Senate amendments to its reports to the FEC for the periods: 1) July 1, 1987 through December 31, 1987; 2) January 1, 1989 through June 30, 1989; and 3) July 1, 1989 through December 31, 1989. The amendments alter the records of the itemized contributions of Mr. Rubin to Citizens for Harkin to indicate that during the 1990 election cycle Mr. Rubin contributed a total of $2,000 to Mr. Harkin's campaign. According to the statements of the Citizens for Harkin committee accompanying the amended reports, the reference to Mr. Rubin in the initial reports, indicating total contributions of $4,000 by Mr. Rubin, were incorrect.

Accordingly, the records on file with the FEC, as amended by the Citizens for Harkin committee April 3 and April 4, no longer indicate that Mr. Rubin's contributions were in excess of permissible federal limits.

The amendments to the Center's complaint made by this letter reflect these subsequent filings by deleting Mr. Rubin as a respondent.

Thank you for your assistance in this matter.

Sincerely,

Ellen S. Miller

Ellen S. Miller
Executive Director

encl.

1320 Nineteenth Street, N.W., Washington, D.C. 20036, 202/857-0044

9504364065 44

VERIFICATION

The undersigned complainant, on behalf of the Center for Responsive Politics, swears that the statements in this amendment to the Center's complaint of April 2, 1991, are based on the sources indicated, and, as such, are true and correct to the best of her information and belief.

Ellen S. Miller

District of Columbia)
) ss

Subscribed and sworn to before
me this 5th day of April, 1991

Notary Public

My Commission Expires My Commission Expires March 31, 1994

9504336405

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 8, 1991

Ellen S. Miller, Executive Director
Center for Responsive Politics
1320 19th Street, N.W.
Washington, DC 20036

RE: MUR 3249

Dear Ms. Miller:

This letter acknowledges receipt on April 2, 1991, of your complaint alleging possible violations of the Federal Election Campaign Act of 1971, as amended ("the Act"), by Mark B. Dayton, Richard J. Dennis, Frederick W. Field, Jerome Kohlberg, Jr., Diana T. MacArthur, Morton L. Mandel, Robert E. Rubin, and Lewis Rudin. The respondents will be notified of this complaint within five days. This letter also acknowledges receipt on April 5, 1991 of your amendment to the complaint.

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 3249. Please refer to this number in all future correspondence. For your information, we have attached a brief description of the Commission's procedures for handling complaints.

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

Sincerely,

Lawrence M. Noble
General Counsel

BY: Lois G. Lerner
Associate General Counsel

Enclosure
Procedures

9504336406446

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20461

April 8, 1991

Mark B. Dayton
3730 IDS Center
Minneapolis, MN 55402

RE: MUR 3249

Dear Mr. Dayton:

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. Also, enclosed is a copy of a subsequent amendment to that complaint. We have numbered this matter MUR 3249. 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 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public. If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form stating the name, address and telephone number of such counsel, and authorizing such counsel to receive any notifications and other communications from the Commission.

9504364064 7

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

Sincerely,

Lawrence M. Noble
General Counsel

BY: Lois G. Lerner
Associate General Counsel

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

29043640643

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 8, 1991

Richard J. Dennis
141 W. Jackson Boulevard, Suite 1670
Chicago, IL 60604

RE: MUR 3249

Dear Mr. Dennis:

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. Also, enclosed is a copy of a subsequent amendment to that complaint. We have numbered this matter MUR 3249. 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 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public. If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form stating the name, address and telephone number of such counsel, and authorizing such counsel to receive any notifications and other communications from the Commission.

2950436049

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

Sincerely,

Lawrence M. Noble
General Counsel

BY: Lois G. Lerner
Associate General Counsel

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

9504364065

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 8, 1991

Frederick W. Field
10900 Wilshire Blvd., #1400
Los Angeles, CA 90024

RE: MUR 3249

Dear Mr. Field:

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. Also, enclosed is a copy of a subsequent amendment to that complaint. We have numbered this matter MUR 3249. 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 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public. If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form stating the name, address and telephone number of such counsel, and authorizing such counsel to receive any notifications and other communications from the Commission.

2504364065 1

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

Sincerely,

Lawrence M. Noble
General Counsel

BY: Lois G. Lerner
Associate General Counsel

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

9504364005552

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 8, 1991

Jerome Kohlberg, Jr.
Crow Hill Road
Mount Kisco, NY 10549

RE: MUR 3249

Dear Mr. Kohlberg:

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. Also, enclosed is a copy of a subsequent amendment to that complaint. We have numbered this matter MUR 3249. 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 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public. If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form stating the name, address and telephone number of such counsel, and authorizing such counsel to receive any notifications and other communications from the Commission.

9504364063 3

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

Sincerely,

Lawrence M. Noble
General Counsel

BY: Lois G. Lerner
Associate General Counsel

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

95043640654

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 8, 1991

Diana T. MacArthur
5103 Cape Cod Court
Bethesda, MD 20816

RE: MUR 3249

Dear Ms. MacArthur:

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. Also, enclosed is a copy of a subsequent amendment to that complaint. We have numbered this matter MUR 3249. 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 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public. If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form stating the name, address and telephone number of such counsel, and authorizing such counsel to receive any notifications and other communications from the Commission.

2504364065

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

Sincerely,

Lawrence M. Noble
General Counsel

BY: Lois G. Lerner
Associate General Counsel

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

9504364005 5

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 8, 1991

Morton L. Mandel
4500 Euclid Avenue
Cleveland, OH 44103

RE: MUR 3249

Dear Mr. Mandel:

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. Also, enclosed is a copy of a subsequent amendment to that complaint. We have numbered this matter MUR 3249. 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 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public. If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form stating the name, address and telephone number of such counsel, and authorizing such counsel to receive any notifications and other communications from the Commission.

2950436065 7

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

Sincerely,

Lawrence M. Noble
General Counsel

BY: Lois G. Lerner
Associate General Counsel

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

95043640658

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 8, 1991

Lewis Rudin
345 Park Avenue
New York, NY 10154

RE: MUR 3249

Dear Mr. Rudin:

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. Also, enclosed is a copy of a subsequent amendment to that complaint. We have numbered this matter MUR 3249. 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 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public. If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form stating the name, address and telephone number of such counsel, and authorizing such counsel to receive any notifications and other communications from the Commission.

9504364065 9

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

Sincerely,

Lawrence M. Noble
General Counsel

BY: Lois G. Lerner
Associate General Counsel

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

95043640660

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 8, 1991

Robert E. Rubin
911 Park Avenue, Apt. 14-A
New York, NY 10021

RE: MUR 3249

Dear Mr. Rubin:

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. Also, enclosed is a copy of a subsequent amendment to that complaint. We have numbered this matter MUR 3249. 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 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public. If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form stating the name, address and telephone number of such counsel, and authorizing such counsel to receive any notifications and other communications from the Commission.

9504364006 1

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

Sincerely,

Lawrence M. Noble
General Counsel

BY: Lois G. Lerner
Associate General Counsel

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

9504364006602

FREDERICK W. FIELD
10900 WILSHIRE BOULEVARD, SUITE 1400
LOS ANGELES, CALIFORNIA 90024
(213) 208-8636

April 11, 1991

Federal Election Commission
999 E Street NW
Washington DC 20463

To whom it may concern:

I hereby designate Leslie Kerman of Elliott, Zweben & Steelman, 1227 25th Street N.W., Suite 800, Washington, D.C. 20037, to represent me in the FEC M.U.R. #3249.

Very truly yours,

Frederick W. Field

FWF/kd

Elliott, Zweben & Steelman, Chartered is a Professional Corporation within Epstein, Becker & Green, P.C.

This letterhead is printed on recycled paper

9504364006603

DOC 0792

RECEIVED
FEDERAL ELECTION COMMISSION
MAIL ROOM

91 APR 16 PM 4:28

EPSTEIN BECKER & GREEN, P.C.
ATTORNEYS AT LAW
1227 25TH STREET, N.W.
WASHINGTON, D.C. 20037-1156†

(202) 861-0900
TELECOPIER (202) 296-2882
DIRECT LINE

250 PARK AVENUE
NEW YORK, NEW YORK 10177-0077†
(212) 351-4500

1875 CENTURY PARK EAST
LOS ANGELES, CALIFORNIA 90067-2501
(213) 556-8861

SIX LANDMARK SQUARE
STAMFORD, CONNECTICUT 06901-2704†
(203) 348-3737

ONE RIVERFRONT PLAZA
NEWARK, NEW JERSEY 07102-5401
(201) 642-1900

27 SCHOOL STREET
BOSTON, MASSACHUSETTS 02108-4303
(617) 720-3555

FOUR EMBARCADERO
SAN FRANCISCO, CALIFORNIA 94111-5994
(415) 398-3500

12201 MERIT DRIVE
DALLAS, TEXAS 75251-2213†
(214) 490-3143

116 SOUTH MONROE STREET
TALLAHASSEE, FLORIDA 32301-1530
(904) 681-0596

2400 SOUTH DIXIE HIGHWAY, SUITE 100
MIAMI, FLORIDA 33133
(305) 856-1100

510 KING STREET, SUITE 301
ALEXANDRIA, VIRGINIA 22314-3132†
(703) 684-1204

†P.C. NEW YORK, WASHINGTON, D.C.
CONNECTICUT, VIRGINIA AND
TEXAS ONLY

LEGAL & CONFIDENTIAL

April 16, 1991

91 APR 17 PM 2:47

RECEIVED
FEDERAL ELECTION COMMISSION
NOTICE

HAND-DELIVERED

Mr. Noriega James
Office of the General Counsel
Federal Election Commission
999 E Street, N.W.
Room 657
Washington, DC 20463

RE: M.U.R. 3249; Respondent Frederick W. Field

Dear Mr. James:

Enclosed please find a designation-of-counsel statement from Respondent Frederick W. Field in connection with M.U.R. 3249.

Please address all future correspondence concerning this matter to:

Leslie J. Kerman, Esquire
Epstein Becker & Green, P.C.
1227 25th Street, N.W.
Suite 700
Washington, DC 20037
Tel. 202/861-1877
Fax. 202/296-2882

9504336406 64

Please do not hesitate to contact me if you have any questions.

Very truly yours,

Leslie J. Kerman

Enclosure

9504364006665

VOTERS FOR CHOICE
FRIENDS OF FAMILY PLANNING

2000 P STREET, N.W.
SUITE 515
WASHINGTON, D.C. 20036
202 822-6640
202 822-6644 FAX

Board of Directors

Kristina Kiehl
President

John D. Deardourff
Chair

David Barrows
Marta Bolotsky
Donna Brazile
Mary Jean Collins
Anita DeFrantz
Judy Frey
Diana Gurieva
Christie Hefner
Mildred Jeffrey
Karen Mulhauser
Marlene Santzky
Judith Senderowitz
Cybill Shepherd
Andy Spahn
Gloria Steinem
Linda Tarr-Whelan
Hon. Maxine Waters
William H. Wynn

Julie Burton
Executive Director

Paid for by Voters for Choice
and not authorized by any candidate

Printed on recycled paper

06C0790

RECEIVED
FEDERAL ELECTION COMMISSION

91 APR 17 AM 11:12

April 15, 1991

91 APR 17 PM 2:47

Mr. Noriega James
c/o General Counsel's Office
Federal Election Commission
999 E Street, N.W.
Washington, DC 20463

Dear Mr. James:

I am writing on behalf of Voters For Choice contributor Mr. Lewis Rudin of 345 Park Avenue, New York, NY 10154, FEC case number MUR3249. Mr. Rudin's $500.00 contribution to our non-federal State Fund in October 1990 was erroneously deposited into our federal account on October 19, 1990. Mr. Rudin's contribution was then reported as an itemized contribution on our November 15th, 1990 report.

In order to correct this mistake, we have made a transfer of $500.00 from our federal account to our non-federal state account. This correction will appear on our April 1991 FEC report.

I have enclosed a copy of this transfer check and a copy of Mr. Rudin's original check to Voters For Choice - State Fund. Should you have any questions, please call me or Laura Hahn at 202/822-6640.

Sincerely,

Julie Burton

Julie Burton
Executive Director

[redacted] 5883

10/6 19 90

Voters for Choice $ 100.00

one hundred and

CITICORP/CITIBANK

[redacted]

[redacted] 8893

10/11 19 90

PAY TO THE ORDER OF "Voters for Choice" - State Fund $ 500.00

Five hundred dollars and xx/100 DOLLARS

National Westminster Bank USA

[redacted]

[redacted] 2188

CMA: Cash Management Account

OCT 3 19 90

PAY TO THE ORDER OF Voters for Choice $ 125.00

one hundred twenty-five and 00/100 DOLLARS

Merrill Lynch

[redacted]

PATRICIA [redacted] 1780

[redacted]

10/1 19 90

PAY TO THE ORDER OF Voters for Choice $ 50

Exactly fifty DOLLARS

United Jersey Bank

[redacted]

BARBARA REACH

[redacted]

Oct 1 19 90 1665

PAY TO THE ORDER OF Voters for Choice $ 125.00

one hundred twenty five 00/100 DOLLARS

Amalgamated Bank of New York

[redacted]

MARION MOSES, M.D.

[redacted]

10/1 19 90 1404

PAY TO THE ORDER OF Voters for Choice $ 125.00

Twenty-five & no/xx DOLLARS

WELLS FARGO BANK

[redacted]

THERESA E. MILLER

GEORGE E. MILLER

[redacted]

Oct 1 19 90 1085

PAY TO THE ORDER OF Voters For Choice $ 125.00

One Hundred Twenty five 00/100 DOLLARS

CHEMICAL BANK

Voters for Choice

[redacted]

[redacted] 159

[redacted]

Oct 1 19 90

PAY TO THE ORDER OF Voters for Choice $ 125.00

One Hundred Twenty five DOLLARS

Citibank, N.A. CITICORP/CITIBANK

First Avenue at 15th Street

New York, N.Y.

10009

INSURED MARKET RATE ACCOUNT

[redacted]

[redacted] 3985

1-12/210

10 Oct 19 90

PAY TO THE ORDER OF Voters for Choice $ [redacted]

one hundred twenty-five 00/100 DOLLARS

CHEMICAL BANK

[redacted]

NANCY M. YANOFSKY

4 NEW YORK AVE

WHITE PLAINS, NY 10606

6003

1 OCT 19 90

51-15/210

PAY TO THE ORDER OF Voters for Choice $ 175.00

One-hundred-seventy-five & 00/100 DOLLARS

THE NATIONAL BANK OF WASHINGTON

[redacted]

9 5 0 4 3 6 4 0 6 6 8

VOTERS FOR CHOICE
FRIENDS OF FAMILY PLANNING
2000 P ST., N.W. PH. 202-822-8640
WASHINGTON, D.C. 20036

5464

April 15 19 91 15-55/540

PAY TO THE ORDER OF Voters For Choice - State Fund $ 500.00

Five hundred dollars and no/100 DOLLARS

AMERICAN SECURITY BANK, N.A.
Dupont Circle
1 Dupont Circle N.W.
Washington D.C. 20036

FOR Transfer for Lewis Rudin for erroneous deposit to federal account - Oct. 1990

Julie Burton

⑈005464⑈ ⑆054000551⑆ 29⑈865 23 297⑈

DOC 0892

New York State Democratic Committee

60 East 42nd Street
New York, New York 10165
212-986-2955

111 Washington Avenue
Albany, New York 12210
518-462-7407

John A. Marino
Chair

Judith Hope
First Vice Chair
Herman D. Farrell, Jr.
Vice Chair
Marge Harrison
Vice Chair
Maurice Hinchey
Vice Chair
Elena Head
Vice Chair
Peter Stein
Secretary
Tun-Hsu McCoy
Assistant Secretary
Rosemary Conway
Treasurer
William Greenawalt
Assistant Treasurer
Theodore C. Sorensen
Advisory Committee Chair
Gerard E. Harper
Counsel and Law Chair
Marianne Camille Spraggins
Finance Chair

April 22, 1991

91 APR 23 PM 12:58

General Counsel
Federal Elections Commission
999 East Street, NW
Washington, DC 20463

RE: MUR 3249

To whom it may concern:

Please be advised that a $1,000 contribution from Mr. Lewis Rudin, in April of 1989, was inadvertently deposited in the New York State Democratic Committee's Federal account. The check should have been deposited in our State account. Accordingly, we have issued Mr. Rudin a refund of his contribution. (Copy attached).

Sincerely,

Caroline G. Garcia
Executive Director

91 APR 23 AM 11:35

cc: Mr. Lewis Rudin

827

NEW YORK STATE
DEMOCRATIC COMMITTEE
111 WASHINGTON AVE.
ALBANY, NY 12210

NORSTAR BANK OF UPSTATE NY
STATE STREET OFFICE
ALBANY, NY 12201-0510
29-1/213

4/20/91

PAY TO THE ORDER OF Lewis Rudin $ 1,000.00

One Thousand and no/100 DOLLARS

MEMO

:021300019: 601 1478585* 0827

95043640061

OGC 0903

EPSTEIN BECKER & GREEN, P.C.
ATTORNEYS AT LAW
1227 25TH STREET, N.W.
WASHINGTON, D.C. 20037-1156†

(202) 861-0900
TELECOPIER (202) 296-2882

DIRECT LINE

250 PARK AVENUE
NEW YORK, NEW YORK 10177-0077†
(212) 351-4500

1875 CENTURY PARK EAST
LOS ANGELES, CALIFORNIA 90067-2501
(213) 556-8661

SIX LANDMARK SQUARE
STAMFORD, CONNECTICUT 06901-2704†
(203) 348-3737

ONE RIVERFRONT PLAZA
NEWARK, NEW JERSEY 07102-5401
(201) 642-1900

27 SCHOOL STREET
BOSTON, MASSACHUSETTS 02108-4303
(617) 720-3555

FOUR EMBARCADERO
SAN FRANCISCO, CALIFORNIA 94111-5994
(415) 398-3500

12201 MERIT DRIVE
DALLAS, TEXAS 75251-2213†
(214) 490-3143

116 SOUTH MONROE STREET
TALLAHASSEE, FLORIDA 32301-1530
(904) 681-0586

2400 SOUTH DIXIE HIGHWAY, SUITE 100
MIAMI, FLORIDA 33133
(305) 856-1100

510 KING STREET, SUITE 301
ALEXANDRIA, VIRGINIA 22314-3132†
(703) 684-1204

†P.C. NEW YORK, WASHINGTON, D.C.
CONNECTICUT, VIRGINIA AND
TEXAS ONLY

April 24, 1991

RECEIVED
FEDERAL ELECTION COMMISSION
91 APR 24 AM 10:53

HAND-DELIVERED

Mr. Noriega James
Office of the General Counsel
Federal Election Commission
999 E Street, N.W.
Room 657
Washington, DC 20463

RE: M.U.R. 3249: Respondent Frederick W. Field

Dear Mr. James:

As discussed, we hereby request an extension-of-time of fifteen days, from April 30, 1991[1] until May 15, 1991, to respond to the meritless allegations filed with your office against Frederick W. Field by the Center for Responsive Politics (M.U.R. 3249).

This additional time is essential for us to obtain the necessary information to fully respond to the allegations in the complaint.

[1]General Counsel Noble's letter of April 8, 1991 was received by our client in the mail on April 12, 1991. Thus, the due date for the response is April 30, 1991. See 11 C.F.R. §111.2(c).

9504364067 1

Please do not hesitate to contact me at 202/861-1877 if you have any questions regarding our extension-of-time request and any information which you require to resolve this matter.

Sincerely,

Leslie J. Kerman
Counsel for Respondent,
Frederick W. Field

9504336406712

00C0894

RECEIVED
FEDERAL ELECTION COMMISSION
MAIL ROOM

91 APR 23 AM 11:13

STATEMENT OF DESIGNATION OF COUNSEL

MUR 3249

NAME OF COUNSEL: Daniel J. Swillinger, Esq.

ADDRESS: Maloney & Burch
1100 Connecticut Avenue, NW
Third Floor - Suite 330
Washington, DC 20036

TELEPHONE: (202) 293-1414

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.

4/19/91
Date

Robert E. Rubin/CPR
Signature

RESPONDENT'S NAME: Robert E. Rubin

ADDRESS: Goldman, Sachs & Co.
85 Broad Street
New York, NY 10004

HOME PHONE:

BUSINESS PHONE: (212) 902-8038

91 APR 23 PM 12:59

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL

95043364006/3

0122R

06C 0912

JONES, DAY, REAVIS & POGUE

ATLANTA
AUSTIN
BRUSSELS
CHICAGO
CLEVELAND
COLUMBUS
DALLAS
FRANKFURT
GENEVA
HONG KONG
IRVINE
LONDON
LOS ANGELES
NEW YORK
PARIS
PITTSBURGH
RIYADH
TAIPEI
TOKYO

METROPOLITAN SQUARE
1450 G STREET, N.W.
WASHINGTON, D.C. 20005-2088

TELEPHONE 202-879-3939
TELEX: DOMESTIC 892410
TELEX: INTERNATIONAL 64363
CABLE: ATTORNEYS WASHINGTON
FACSIMILE 202-737-2832
WRITER'S DIRECT NUMBER

April 24, 1991

91 APR 24 PM 3:37

RECEIVED
FEDERAL ELECTION COMMISSION

HAND DELIVER

Mr. Noriega James
Federal Election Commission
Office of General Counsel
Sixth Floor
999 E Street, N.W.
Washington, D.C. 20463

Re: MUR 3249
Designation of Jonathan C. Rose as Counsel for Morton L. Mandel

Dear Mr. James:

In connection with referenced matter, enclosed is original Statement of Designation of Counsel executed by Jack N. Mandel as Attorney-In-Fact for Morton L. Mandel, together with copy of self-explanatory Power of Attorney.

Yours very truly,

Jonathan C. Rose

2504364067 4

STATEMENT OF DESIGNATION OF COUNSEL

MUR 3249

NAME OF COUNSEL: Jonathan C. Rose, Esq.

ADDRESS: Jones, Day, Reavis & Pogue
Metropolitan Square
1450 G. Street N.W.
Washington, DC 20005-2088

TELEPHONE: 202/879-3888

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.

Morton L. Mandel
Morton L. Mandel

April 23, 1991
Date

By: Jack N. Mandel
Signature Jack N. Mandel, Attorney-In-Fact

RESPONDENT'S NAME: Morton L. Mandel

ADDRESS: 4500 Euclid Avenue
Cleveland, Ohio 44103

HOME PHONE:

BUSINESS PHONE: 216/391-8300

9504336406175

POWER OF ATTORNEY

ATTORNEY'S AUTHORITY NOT AFFECTED BY DISABILITY OF PRINCIPAL OR LAPSE OF TIME

KNOW ALL MEN BY THESE PRESENTS that I, MORTON L. MANDEL, of Shaker Heights, Ohio, do hereby make, constitute and appoint my brothers, JACK N. MANDEL AND JOSEPH C. MANDEL, jointly and either of them severally, as my true and lawful attorneys or attorney in fact, for me and in my name, place and stead:

To sign, execute, deliver, pay and perform all checks, drafts, agreements, contracts and all other instruments in writing of whatever nature as my said attorneys or attorney shall deem fit;

To pay, at any time and from time to time, any and all debts, claims, and demands, incurred by me or by my said attorneys or attorney for me, or for which I may be liable, and irrespective of whether the same be evidenced by a note, draft or other written instrument;

To sign, indorse, execute and deliver, and renew, any and all checks, promissory notes, bonds, bills of exchange, trade acceptances, or other evidences of indebtedness, and to waive notice of demand and protest thereon, and upon any and all promissory notes, bonds, checks, drafts, or other instruments of writing which I have heretofore executed or indorsed;

To withdraw, in whole or in part, and from time to time, all moneys now or hereafter on deposit in my name in any bank, savings association or similar financial institution, whether in savings or commercial account, and to sign my name to any instrument or instruments for the purpose of withdrawing any such deposit, and to deposit amounts in such account; to cash certificates of deposit in my name; to have access to and power of depositing in and removing from any safe deposit box in my name and, in general, to transact any and all business for me with any bank, savings association or similar financial institution;

To compound, compromise, settle and adjust all claims and demands whatsoever, due or hereafter to become due and

9504364066

owing or belonging to me, or which I may now or hereafter owe or be liable for, and to execute and deliver, or to receive, all proper receipts and releases or discharges therefor;

To grant extensions of time for the payment of any debts, claims, or demands, due or hereafter to become due or owing to me, for and on such terms as my said attorneys or attorney shall deem best, with or without security;

To contract for the performance of services for me, or the delivery of goods to me, or for any person in fact dependent upon me for support, and to pay for such goods and services;

To collect, receive, and deposit, indorsing checks on my behalf as necessary, any dividends, interest, or other accretion or income, due or to become due upon any property whatsoever then owned by me, and to execute proper receipt, release and discharge therefor;

To exercise any and all options, elections, rights and privileges given to me under the terms of any policy of insurance upon my life or on the life of any other person together with the right to exercise any and all rights, legal or equitable, which have accrued or may accrue to me by virtue of the ownership of any such policy, or by virtue of the fact that I am the beneficiary of any such policy, to borrow any sum in accordance with the provisions of any such policy, to receive (or apply against premiums) all payments, dividends, proceeds, surrender values, benefits and privileges of any kind which may accrue on account of any such policy of insurance, to receive, or indorse and to collect checks and other forms of payment in respect thereof, and to pay as my said attorneys or attorney shall deem best, the premium on any such policy or policies of insurance, provided, however, that no person serving as attorney hereunder shall exercise any right of ownership which I have with respect to life insurance on the life of such person;

To make, execute and file any federal, state, county, municipal or other income, gift or property tax returns or declarations of estimated tax, to exercise such options and elections as are required or permitted with respect to such returns or declarations, and to consent to have the gifts made by both me and my wife to third parties during any calendar year considered, for purposes of the federal gift tax, as having been made one-half by each of us;

9504364057

To represent me before any office of the Internal Revenue Service with respect to any and all federal income tax and federal gift tax matters for the years 1978 to 1999, inclusive, with full power to perform any and all acts that I can perform, including the power to receive, to indorse and to collect checks in payment of any refund of Internal Revenue taxes, penalties, or interest; to delegate authority or to substitute another attorney or agent; to execute waivers of restrictions on assessment or collection of deficiencies in tax; to execute consents extending the statutory period for assessment or collection of taxes; to execute a closing agreement (under section 7121 of the Internal Revenue Code) in respect of a tax liability or a specific matter; and to execute a protest to a determination of taxes;

To represent me before any state, or local taxing authority, or in any proceeding, with respect to state or local taxes payable by me or due to be refunded to me, and to do and perform any and all acts in respect thereof as I might do;

To employ and discharge such attorneys, accountants and other agents, and for such remuneration as my said attorneys or attorney may deem best;

To sell, lease, transfer or exchange all or any part of my property and all property that may from time to time be substituted therefor or added thereto, at such prices and upon such terms and conditions and in such manner as my said attorneys or attorney shall deem best, including the right to lease for any term or terms; and to execute and deliver any deeds, leases, assignments or other conveyances, proxies (either general or special), powers of attorney or agreements that they or he may deem necessary or advisable;

To invest and reinvest money of mine coming into my said attorneys' or attorney's possession in such loans, bonds, notes, common, preferred or other stocks, securities, mortgages, annuities, real estate, partnership interests, or other property; whether real or personal, as my said attorneys or attorney may deem proper and suitable;

To exercise, buy or sell any exchange privileges, conversion privileges, and/or subscription rights available in connection with any stocks or other securities or other property; to vote stock or other securities; to consent to, or dissent from, the reorganization, recapitalization, readjustment of the finances, consolidation, merger, liquidation or amendment to the charter of any corporation,

9504364067/3

company or organization, any of the stocks or securities of which may at any time be held by me; to consent to, or dissent from, the sale, mortgage, pledge, lease or distribution of the property of any such corporation, company or organization; to deposit any stocks or other securities or other property with any protective, reorganization or similar committee, delegate discretionary power thereto and pay and agree to pay part of its expenses and compensation and any assessments levied with respect to any such stocks or other securities or other property so deposited; and in general to do any act with reference to the matters in this paragraph, including the granting of proxies for the voting of any such stocks or other securities, and also including the exercise of options, making of agreements or subscriptions and the payment of expenses, assessments or subscriptions, which my said attorneys or attorney may deem necessary or advisable in connection therewith;

To make demand and to institute, maintain and prosecute actions, legal proceedings or suits for the recovery, collection and receipt of any goods, chattels, debts, claims, demands, rents, duties or choses in action, due or to become due and belonging to me, and to prosecute and follow any such action, legal proceeding or suit, or to discontinue or dismiss the same, and to defend any action, suit or legal proceeding whatsoever that may be brought or instituted against me, and to make any compromise, composition agreement, or end of any controversy or litigation over and concerning such goods, chattels, debts, claims, demands, rents, duties, choses in action, matters or things, or any part thereof;

To effect insurance upon any property owned by me in such amounts and upon such terms as to my said attorneys or attorney shall seem fit and proper; to sign any application for such insurance, any representation of the condition and value of said property, any agreements, promissory or premium notes or other instruments or documents that may be necessary for said purpose; and also to surrender, rescind and procure to be cancelled and annulled any policy or policies of insurance which my said attorneys or attorney may so obtain, or by me heretofore obtained, and on such cancellation, or expiration, of any said policies of insurance, to collect and receive any dividends, return premium, or deposit that may be due or payable, and on receipt of the same to execute and deliver full release and discharge therefor; also to assign and transfer any policy or policies of insurance upon any property now owned by me, or hereafter acquired by me or on my behalf;

To borrow, upon the security of any real or personal property then owned by me, any sum or sums whatsoever, and to

9504364067/9

sign, execute and deliver any bond, note or other evidence of debt, or other instrument in writing necessary or proper for said purpose, and to execute, acknowledge and deliver, as security therefor, any mortgage, or mortgages, or other instruments in writing upon any of said property, with interest, insurance, and receivership clauses and other customary provisions, covenants and conditions; and also to indorse, assign, pledge and hypothecate any and all personal property, stocks, bonds, and other securities, policies of life insurance, and other instruments in writing, as security for any such loan or loans, with power to sell, assign, transfer, convey and indorse for transfer, any stocks, bonds, or other evidence of title to any property whatsoever then owned by me, and to make such sale, transfer, assignment, or conveyance for such prices and upon such terms and conditions as my said attorneys or attorney shall deem wise;

I hereby give and grant unto my said attorneys or attorney full power and authority to do and perform all and every act and thing whatsoever requisite, necessary and proper to be done in and about the premises, as fully, to all intents and purposes, as I might or could do, if personally present, with full power of substitution and revocation, hereby ratifying and confirming all that my said attorneys or attorney, or substitute attorney or attorneys shall lawfully do, or cause to be done, by virtue hereof. The substitution of another person as attorney in fact shall be by instrument in writing signed by my said attorneys or attorney designating the portion of the authority delegated to such substitute and the period of time for which such delegation is to be effective.

THIS POWER OF ATTORNEY SHALL NOT BE AFFECTED BY DISABILITY OF THE PRINCIPAL OR LAPSE OF TIME, it being my intention that my said attorneys or attorney shall have all of the foregoing powers irrespective of my capacity from time to time to act for myself. It is further my intention that any action taken hereunder by my said attorneys or attorney in good faith after my death, but without actual knowledge of my death, and which is otherwise valid and enforceable, shall inure to the benefit of myself and my heirs, devisees, and personal representatives.

I specifically authorize my said attorneys or attorney at any time or times to transfer and convey any part or all of my property to the Trustees then serving under a certain revocable trust agreement originally entered into by me on September 14, 1976 and under which my brothers, JACK N. MANDEL and JOSEPH C. MANDEL, are now acting as Trustees, as such trust agreement has heretofore or may hereafter be amended.

95043640680

If, in spite of this power of attorney, it becomes necessary or advisable to appoint a guardian of my person or estate, I nominate and request the Court to appoint my wife, BARBARA A. MANDEL, as guardian of my person, and my brother, JACK N. MANDEL, or if he is unwilling or unable to serve, my brother, JOSEPH C. MANDEL, as guardian of my estate. Any such guardian shall serve without bond to the extent permissible under the law.

IN WITNESS WHEREOF, I have hereunto set my hand at _____, _____, this ___ day of _____, 1984.

Signed and acknowledged
in the presence of:

_____

_____ MORTON L. MANDEL

STATE OF _____)
) SS:
COUNTY OF _____)

BEFORE ME, a Notary Public, personally appeared the above-named MORTON L. MANDEL who acknowledged that he did sign the foregoing Power of Attorney and that the same is his free act and deed.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed my official seal at Cleveland, Ohio, this 11th day of April, 1984.

_____
Notary Public

RICHARD N. GINSBURG
Notary Public, State of Ohio, Cuyahoga County
My Commission Expires Feb. 5, 1986

This instrument was prepared by Kenneth G. Hochman, of Jones, Day, Reavis & Pogue, an attorney at law.

8504360681

06C0919

RECEIVED
FEDERAL ELECTION COMMISSION
MAIL ROOM

91 APR 25 AM 9:48

GOLDFARB & FLEECE
345 PARK AVENUE
NEW YORK, N.Y. 10154

MORTON WITZLING
EMANUEL LUBIN
LAWRENCE RIVKIN
SIDNEY A. MIGDON
PHILIP A. GLANTZ
STEVEN B. SHORE*
RICHARD C. SNIDER
MARILYN A. FISCHER
BRUCE S. LEFFLER**
NEAL A. WEINSTEIN†

LISA F. SIEGEL
MARC J. BECKER††

212-421-2828
CABLE "STAGFLEET"
TELECOPIER 212-751-3736

STANLEY S. GOLDFARB (1906-1975)
CHARLES L. FLEECE (1898-1966)

April 24, 1991

WRITERS DIRECT DIAL

891-9114

*N.Y. & FLA. BAR
**N.Y. & D.C. BAR
†N.Y. & GA. BAR
††N.Y. & MASS. BAR

91 APR 25 AM 10:41

RECEIVED
FEDERAL ELECTION COMMISSION
MAIL ROOM

VIA FEDERAL EXPRESS

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

Re: MUR 3249

Dear Mr. James:

This letter and the enclosed affidavit is being submitted in response to the FEC inquiry of April 8, 1991 directed to Mr. Lewis Rudin, which Mr. Rudin received by regular mail on April 12, 1991.

As indicated on the enclosed authorization of counsel form, we are representing Mr. Rudin in this matter.

As set forth in the enclosed affidavit of Mr. Rudin, Mr. Rudin has taken every effort to be sure that he does not exceed the $25,000 per year federal contribution limit. The limits on their face appear to be exceeded in 1989 and 1990 principally because contributions to committees which Mr. Rudin understood to be state or local political committees were -- unbeknownst to Mr. Rudin -- credited to federal accounts of those committees. Each of these committees has been notified and has confirmed that it has either transferred the contributions in question to their state accounts, where Mr. Rudin had intended his contributions be deposited, or, for convenience of the committees, refunded the contributions to Mr. Rudin.

95043640682

In addition, Mr. Rudin made one contribution in 1990 to a senate campaign committee which Mr. Rudin thought was for a 1992 campaign; Mr. Rudin has requested and will be receiving a refund of that contribution.

Sincerely,

Sidney A. Migdon

SAM/gt
Enc.

95043364006603

STATEMENT OF DESIGNATION OF COUNSEL

MUR 3249

NAME OF COUNSEL: Goldfarb & Fleece

ADDRESS: 345 Park Avenue
New York, NY 10154
Attn: Sidney A. Migdon, Esq.

TELEPHONE: (212) 421-2828

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.

4/23/91
Date

Signature

RESPONDENT'S NAME: Lewis Rudin

ADDRESS: 345 Park Avenue
New York, NY 10154

HOME PHONE: (212) 935-2252

BUSINESS PHONE: (212) 644-8526

2504336406834

AFFIDAVIT OF LEWIS RUDIN

STATE OF NEW YORK)
: ss.:
COUNTY OF NEW YORK)

I, Lewis Rudin, being duly sworn, state as follows:

(1) This affidavit is being submitted in response to the FEC inquiry letter of April 8, 1991 in MUR 3249.

(2) According to the submission of the Center for Responsive Politics, my contributions to political committees in 1989 exceeded the $25,000 federal election limit by $3,000. The following contributions were made by me in 1989 to local or state political committees, and I had intended that the monies be used for local or state election purposes, not federal election purposes:

(a) New York Republican County Committee, 2/3/89, $1,000.

(b) New York Republican County Committee, 2/13/89, $4,000.

(c) New York State Democratic Committee, 4/28/89, $1,000.

I did not realize that, against my wishes, these contributions were deposited into the federal accounts of these committees. Upon receipt of the FEC's letter dated April 8, 1991, I requested my contributions be transferred to the state

9504336405

accounts of those committees, as I had originally intended.

Annexed hereto please find:

(a) Exhibit A, a letter from the New York Republican County Committee confirming their transfer of my contributions to them in 1989 (as well as 1990) from their federal account to their state account.

(b) Exhibit B, a letter from the New York State Democratic Committee confirming that my contribution in 1989 was inadvertently deposited in the Committee's federal account and that, for the convenience of the Committee, a refund will be made.

(3) According to the submission of the Center for Responsive Politics, my contributions in 1989 and 1990 to candidates for federal election in 1990 and to political committees in 1990 exceeded the $25,000 federal election limit by $3,140. Three of these contributions were made to state or local political committees, and I had intended that the monies be used for local or state election purposes, as follows:

(a) New York Republican County Committee, 1/12/90, $1,000.

(b) Voters for Choice/Friends of Family Planning, 10/17/90, $500.

(c) Independent Republicans of Minnesota, 11/2/90, $1,000.

Again, I did not realize that, against my wishes, these contributions were deposited into the federal accounts of these

95043640686

committees. Upon receipt of the FEC's letter of April 8, 1991, I requested my contributions be transferred to the state accounts of these committees, as I had originally intended. Exhibit A confirms the transfer of the New York Republican County Committee contribution to their state account. Exhibits C and D confirm that my contributions to Voters for Choice and Independent Republicans of Minnesota were erroneously deposited into their federal accounts and the transfer to their state accounts.

(4) In addition, in 1990 I made a contribution of $1,000 on 4/4/90 to the Sam Nunn Campaign Committee, believing that my contribution was for a potential Presidential campaign to be held in 1992. After receiving the FEC's letter of April 8, 1991, I requested and will be receiving a refund of this $1,000 contribution.

(5) I am well aware of the $25,000 federal limit and have established a procedure in my office to monitor compliance with such limit. My associate, Saundra Roberts, keeps a detailed list of every contribution made by me, with a running total which is reviewed on an on-going basis to make sure such limit is not exceeded. This procedure was followed carefully in 1989 and in 1990 and, as you can see from the foregoing, was not exceeded. I should not be held accountable for the errors made by these various local committees, and, accordingly, as I have

9504364067

demonstrated, no action should be taken against me in response to the complaint.

Lewis Rudin

Sworn to before me this
24th day of April, 1991

Notary Public

SAUNDRA J. ROBERTS
Notary Public, State of New York
No. 31-4904485
Qualified in New York County
Commission Expires November 30, 1991

9504364006888

Paul D. Tvetenstrand
New York Republican County Committee
Hotel Roosevelt
45 East 45th Street
New York, New York 10017

April 19, 1991

Mr. Lewis Rudin
345 Park Avenue
New York, New York 10154

Dear Mr. Rudin:

This will confirm that your contributions of $5,000 for 1989 and $1,000 for 1990 to the New York Republican County Committee that were made in connection with our annual Lincoln Day Dinner have been transferred from our federal account to our state account.

You have advised us that you understood that since the New York Republican County Committee was a local party committee, your contributions to us would not count against your federal election limit and that you had intended that your contributions would be deposited into our state account. The transfer of these contributions to our state account has corrected the situation.

Please do not hesitate to call me at (212) 912-7452 if I may be of further assistance.

Sincerely,

Paul D. Tvetenstrand

EXHIBIT A

95043640689

New York State Democratic Committee

60 East 42nd Street
New York, New York 10165
212-986-2965

111 Washington Avenue
Albany, New York 12210
518-462-7407

John A. Marino
Chair

Judith Hope
First Vice Chair
Herman D. Farrell, Jr.
Vice Chair
Margo Harrison
Vice Chair
Maurice Hinchey
Vice Chair
Elaine Mead
Vice Chair
Peter Stein
Secretary
Yuh-Hsia McCoy
Assistant Secretary
Rosemary Conway
Treasurer
William Gaszkowski
Assistant Treasurer
Theodore C. Stevenson
Advisory Committee Chair
Gerard E. Harper
Counsel and Law Chair
Marianne Camille Spraggins
Finance Chair

April 22, 1991

General Counsel
Federal Elections Commission
999 East Street, NW
Washington, DC 20463

RE: MUR 3249

To whom it may concern:

Please be advised that a $1,000 contribution from Mr. Lewis Rudin, in April of 1989, was inadvertently deposited in the New York State Democratic Committee's Federal account. The check should have been deposited in our State account. Accordingly, we have issued Mr. Rudin a refund of his contribution. (Copy attached).

Sincerely,

Carolina G. Garcia
Executive Director

cc: Mr. Lewis Rudin

EXHIBIT B

VOTERS FOR CHOICE

FRIENDS OF FAMILY PLANNING

2000 P STREET N.W.
SUITE 515
WASHINGTON D.C. 20036
202 822 6640
202 822 6644 FAX

Board of Directors

Kristina Kiehl
President

John D. Deardourff
Chair

David Barrows
Marie Bobolsky
Donna Brazile
Mary Jean Collins
Anita DeFrantz
Judy Frey
Donna Gaineva
Christie Hefner
Mildred Jeffrey
Karen Mulhauser
Marlene Sanitzky
Judith Senderowitz
Cybill Shepherd
Andy Spahn
Gloria Steinem
Linda Tarr Whelan
Hon. Maxine Waters
William H. Wynn

Julie Burton
Executive Director

April 15, 1991

Mr. Noriega James
c/o General Counsel's Office
Federal Election Commission
999 E Street, N.W.
Washington, DC 20463

Dear Mr. James:

I am writing on behalf of Voters For Choice contributor Mr. Lewis Rudin of 345 Park Avenue, New York, NY 10154, FEC case number MUR3249. Mr. Rudin's $500.00 contribution to our non-federal State Fund in October 1990 was erroneously deposited into our federal account on October 19, 1990. Mr. Rudin's contribution was then reported as an itemized contribution on our November 15th, 1990 report.

In order to correct this mistake, we have made a transfer of $500.00 from our federal account to our non-federal state account. This correction will appear on our April 1991 FEC report.

I have enclosed a copy of this transfer check and a copy of Mr. Rudin's original check to Voters For Choice - State Fund. Should you have any questions, please call me or Laura Hahn at 202/822-6640.

Sincerely,

Julie Burton
Executive Director

EXHIBIT C

9 5 0 4 3 6 4 0 6 9 2

EXHIBIT C

VOTERS FOR CHOICE
FRIENDS OF FAMILY PLANNING
2000 P ST., N.W. PH. 202-822-8940
WASHINGTON, D.C. 20036

5464

April 15 19 91 15-55/540

PAY TO THE ORDER OF Voters For Choice - State Fund $ 500.00

Five hundred dollars and no/100 DOLLARS

AMERICAN SECURITY BANK, N.A.
Dupont Circle
1 Dupont Circle N.W.
Washington D.C. 20036

FOR Transfer for Lewis Rudin for erroneous deposit to federal account - Oct. 1990

⑈005464⑈ ⑆054000551⑆29-865 23 297⑈

Mr. Lewis Rudin
345 Park Avenue
New York, NY 10154

April 24,1991

Dear Sir.

It has come to our attention that we, the Independent Republicans of Minnesota, deposited a check from you into our Federal Account in error. This check dated October 31, 1990 in the amount of $1,000 was deposited on November 2, 1990. The check clearly should have been deposited into our State Account per your instructions. This mistake will be corrected by having a check disbursed from our Federal account to our State account. We will then contact the FEC and ask for their instructions on disclosing the transaction.
Please be advised that we deposited over 15,000 checks into our Federal accounts and an error may occur.

If you have any questions concerning this matter please feel free to call us. Our number is 612-854-1446.

sincerely,

Michael D. Fritz

Michael D. Fritz, Business Manager

25043640693

EXHIBIT D

OGC 0922

LAW OFFICES
MALONEY & BURCH
1100 CONNECTICUT AVENUE N.W.
WASHINGTON, D.C. 20036-4101

(202) 293-1414
FAX (202) 293-1702

91 APR 25 PM 12:34

April 25, 1991

Lawrence M. Noble, Esq.
General Counsel
Federal Election Commission
999 E St., N.W.
Washington, DC 20463

RE: MUR 3249

Dear Mr. Noble:

This letter, filed on behalf of Mr. Robert E. Rubin, is in response to your letter to Mr. Rubin dated April 8, 1991, and received by Mr. Rubin on April 17, 1991. Enclosed with your letter was a complaint filed on April 2, 1991 by the Center for Responsive Politics, alleging that Mr. Rubin violated the Federal Election Campaign Act of 1971, as amended. Also enclosed was an "amendment" to the complaint filed by the Center on April 5, withdrawing its complaint against Mr. Rubin.

In its press release and complaint, the Center stated that Mr. Rubin violated Federal law by contributing $4000 to the 1990 Harkin for Senate campaign, which, if true, would have been $2000 over the limit.

As the Center has conceded, Mr. Rubin contributed $2000 to the Harkin committee ($1000 for the primary and $1000 for the general), as did his wife, Judith Rubin, which facts the Center could have learned had it taken the care to contact Mr. Rubin prior to going public. Attached to this letter are an affidavit executed by Mr. Rubin listing his contributions and photocopies of the four $1000 checks from the Rubins to the Harkin committee. The committee's reports now accurately reflect these four contributions as well.

I should note that Mr. Rubin, who has been a major participant in the political process for many years, is punctilious in his compliance with Federal and State campaign financing and disclosure laws. As their counsel for several years, I can affirm that neither Mr. Rubin nor Mrs. Rubin makes any contributions to candidates or party committees without first determining that the contribution meets legal requirements.

Finally, Mr. Rubin waives his right to confidentiality under the Act, and requests that the Commission make public the Center's amendment to its complaint, the Commission's letter, and this response to the letter, so that the public can fully appreciate the Center's recklessness in filing an erroneous complaint with the Commission.

Sincerely,

Daniel J. Swillinger
Counsel to Mr. Rubin

Encl. -- Affidavit/checks

25043640625

AFFIDAVIT OF ROBERT E. RUBIN

I, Robert E. Rubin, being first duly sworn, do attest and say:

(1) I am co-Senior Partner of Goldman, Sachs & Co., an investment bank with offices at 85 Broad Street, New York, New York 10004.

(2) On October 16, 1987, I contributed $1,000 to the Harkin for Senate Campaign. A copy of that check is attached hereto as Exhibit A.

(3) On May 22nd, 1989, I contributed $1,000 to the Harkin for Senate Campaign. A copy of that check is attached hereto as Exhibit B.

(4) On May 22nd, 1989, my wife, Judith Rubin, gave $1,000 to the Harkin for Senate Campaign. A copy of that check is attached hereto as Exhibit C.

(5) On December 1, 1989, my wife, Judith Rubin, gave $1,000 to the Harkin for Senate Campaign. A copy of that check is attached hereto as Exhibit D.

(6) Neither I nor Judith Rubin have made any contributions to the Harkin for Senate Campaign for the 1990 election cycle, other than those enumerated in paragraphs (2) through (5) above.

Robert E. Rubin

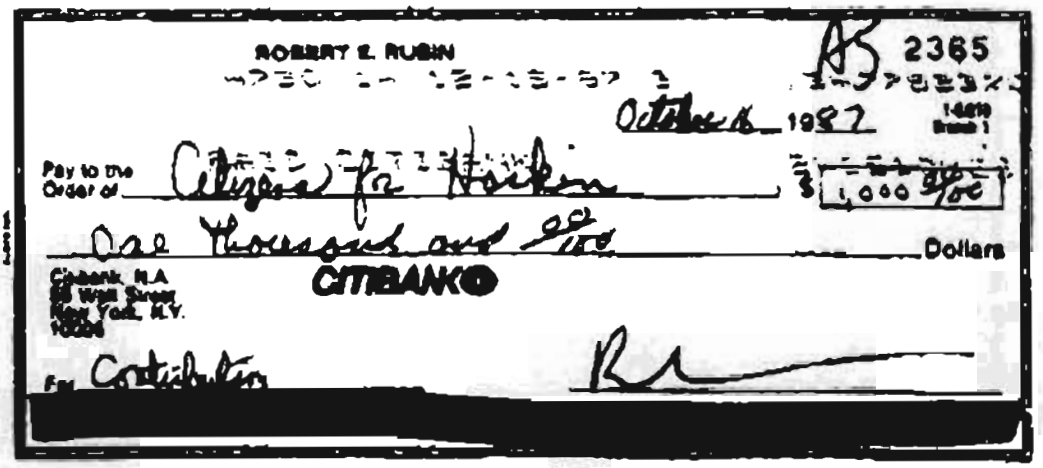
Signed and sworn before me this 3rd day of April, 1991.

Norma J. Lanier
Notary Public

[illegible]
Commission
5/31/92

2504364006996

EXHIBIT A TO AFFIDAVIT OF ROBERT E. RUBIN



ROBERT E. RUBIN

2365

October 6 1987

Pay to the Order of Citizens for Nunn

$ 1,000 00/00

One Thousand and 00/100 Dollars

CITIBANK

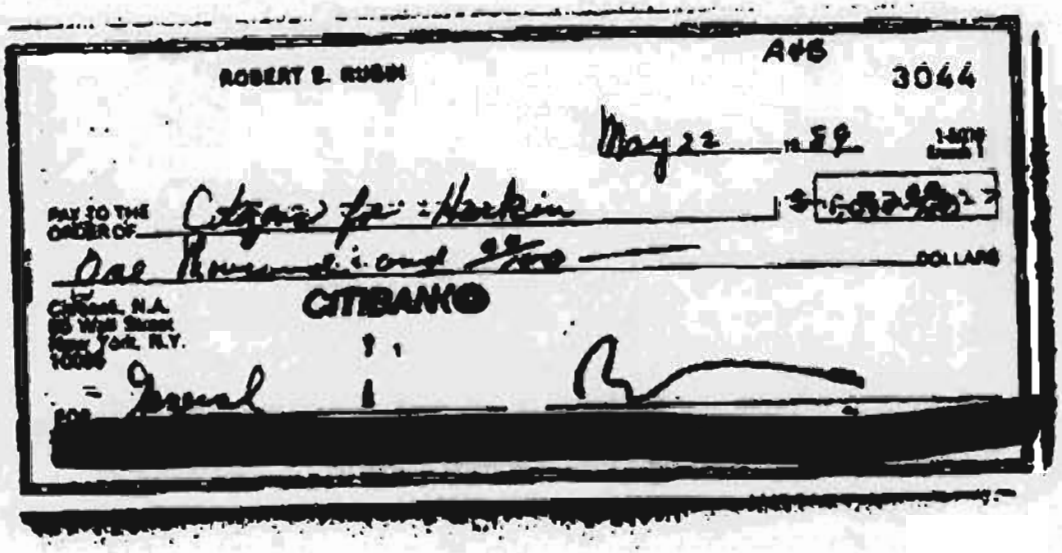
Citibank, N.A.
[redacted]
New York, N.Y.
10043

For Contribution

[redacted]

2504336400697

EXHIBIT 5 TO AFFIDAVIT OF ROBERT E. RUBIN



2504336406928

EXHIBIT C TO AFFIDAVIT OF ROBERT E. RUBIN

Goldman, Sachs & Co. | 85 Broad Street | New York, New York 10004
Tel: 212-902-0038

Robert E. Rubin
Partner

RUBIN, JUDITH

22 May 1989

Senator Tom Harkin
Citizens for Harkin
P. O. Box 75221
Washington, D. C. 20013

Dear Tom:

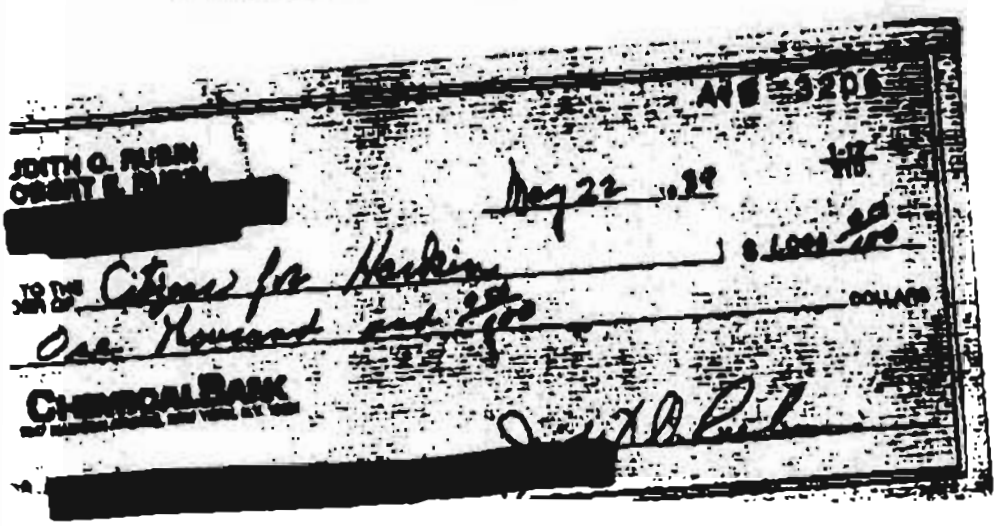
Enclosed are two checks for your campaign.

My check in the amount of $1,000 covers the general election, and the other check for $1,000 is from my wife, Judy.

Sincerely,

Robert E. Rubin

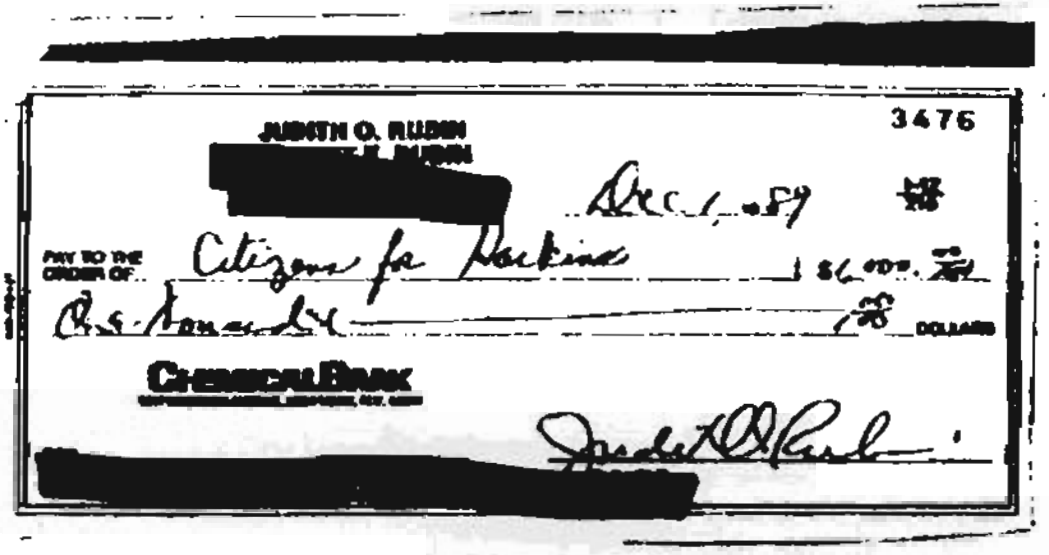
rmjr
Enclosures - 2 checks



2504336400699

2 5 0 4 3 6 4 0 7 0 0

RUBIN, Judith O.



APR 08 '91 15:29 GOLDMAN SACHS WASHINGTON D C P.9/9

EXHIBIT 9 TO AFFIDAVIT OF ROGER E. RUBIN

06C0927

Diana T. MacArthur
5103 Cape Cod Court
Bethesda, Maryland 20816

April 25, 1991

91 APR 26 PM 12:05

Mr. Noreiga James
Office of the General Counsel
Federal Election Commission
Room 657
999 E Street, N.W.
Washington, D.C. 20463

RE: MUR 3249

Dear Mr. James:

This is in response to your complaint received April 12, 1991, which alleges that I, Diana T. MacArthur, may have violated the Federal Election Campaign Act (paragraph 16 of the complaint) in that I made political contributions totaling $26,475 during the 1990 calendar year. This allegation is incorrect since $18,000 of the above amount was a contribution made to the Democratic National Committee on December 20, 1989.

This contribution was hand-delivered to the Democratic National Committee, at their request, on December 20, 1989. The DNC specifically indicated that this $18,000 was to be a 1989 contribution. Apparently due to a clerical error on the part of the DNC they did not cash this contribution until January 3, 1990. I had no knowledge of this clerical error and thus made contributions in 1990 which were well within the legal limits.

It is my understanding that the DNC, through its legal counsel William Cross, has filed amendments correcting this mistake with the Federal Election Commission. Copies of Mr. Cross' correspondence and supporting documents are enclosed.

I respectfully request that this complaint be withdrawn, or found to be without merit, since I made these contributions in good faith and in the belief that I had observed all appropriate election laws, rules and regulations.

Sincerely,

Diana T. MacArthur

Enclosures

25043607001

Democratic National Committee

April 19, 1991

Robyn Jimeson
Reports Analysis Division
Federal Election Commission
999 E St. N.W.
Washington D.C. 20463

Dear Ms. Jimeson:

Attached please find amendments to FEC reports filed by the DNC Services Corporation (DNC) for December 1989 and January through December 1990. All of these amendments concern a single transaction described herein.

On December 20, 1989 Ms. Diana Mac Arthur wrote a check for $18,000 payable to the federal account of the DNC. A copy of this check is attached. This check was delivered by Ms. Mac Arthur to the DNC on December 20, 1989. This contribution was made by Ms. Mac Arthur and received by the DNC in December of 1989. Accordingly, this contribution should have been reported by the DNC on its December 1989 FEC report.

Ms. Mac Arthur's contribution was reported by the DNC in its January 1990 FEC report and mistakenly reported as received on January 3, 1990. We are uncertain as to how this error occurred and are examining our reporting procedures to ensure that it will not occur in the future.

The enclosed amendments correctly show receipt of Ms. Mac Arthur's check on December 20, 1989 and correct Ms. Mac Arthur's and the DNC's year to date totals for 1989 and 1990.

Should you have any questions on this matter please feel free to contact me at (202) 479-5112.

Sincerely,

William Cross

William Cross
Legal Counsel

430 South Capitol Street, S.E. Washington, D.C. 20003 (202) 863-8000
Paid for by the Democratic National Committee. Contributions to the Democratic National Committee are not tax deductible.
Printed on Recycled Paper

25043640702

[redacted]

117

Dec. 20 89

Democratic National Committee 18,000 ~~00~~

Eighteen thousand [redacted]

[redacted] FEC/FOI/96K3

federal account Diana J MacArthur

[redacted]

25043640703

DEMOCRATIC NATIONAL COMMITTEE
FOR DEPOSIT ONLY NBNA
DNC SERVICES CORP/GENERAL FUND
1 088 450
▼260000492▲
MATL BANK OF WASH
WASH DC
▼054000072▲

DS 11-92

[redacted] 05 [redacted] 10-0002-8
[redacted] TR
[redacted] 01014697 .11507567

REPORT OF RECEIPTS AND DISBURSEMENTS

For Other Than An Authorized Comm[redacted]

(Summary Page)

USE FEC MAILING LABEL OR TYPE OR PRINT

1. NAME OF COMMITTEE (in full)
DNC Services Corporation/
Democratic National Committee

ADDRESS (number and street) — Check if different than previously reported
430 South Capitol Street, S.E.

CITY, STATE and ZIP CODE
Washington, D.C. 20003

2. FEC IDENTIFICATION NUMBER
C00010603

3 — This committee qualified as a multicandidate committee DURING THIS Reporting Period on _____ (date)

4. TYPE OF REPORT

(a)
- ☐ April 15 Quarterly Report
- ☐ July 15 Quarterly Report
- ☐ October 15 Quarterly Report
- ☐ January 31 Year End Report
- ☐ July 31 Mid Year Report (Non-election Year Only)
- ☐ Termination Report

Monthly Report Due On:
- ☐ February 20
- ☐ March 20
- ☐ April 20
- ☐ May 20
- ☐ June 20
- ☐ July 20
- ☐ August 20
- ☐ September 20
- ☐ October 20
- ☐ November 20
- ☐ December 20
- ☒ January 31

☐ Twelfth day report preceding _____ (Type of Election) election on _____ in the State of _____

☐ Thirtieth day report following the General Election on _____ in the State of _____

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

SUMMARY

5. Covering Period 12/01/89 through 12/31/89

		COLUMN A This Period	COLUMN B Calendar Year-to-Date
6.	(a) Cash on Hand January 1, 19 89		$ 5,414,658.16
	(b) Cash on Hand at Beginning of Reporting Period	$ 3,664,179.47	
	(c) Total Receipts (from Line 18)	$ 627,502.68	$ 6,827,476.87
	(d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)	$ 4,291,682.15	$12,242,135.03
7.	Total Disbursements (from Line 28)	$ 455,005.90	$ 8,405,458.78
8.	Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))	$ 3,836,676.25	$ 3,836,676.25
9.	Debts and Obligations Owed TO the Committee (Itemize all on Schedule C and/or Schedule D)	$	
10.	Debts and Obligations Owed BY the Committee (Itemize all on Schedule C and/or Schedule D)	$ 111,837.31	

For further information contact:
Federal Election Commission
999 E Street, NW
Washington, DC 20463
Toll Free 800-424-9530
Local 202-376-3120

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

Type or Print Name of Treasurer
Robert A. Farmer

Signature of Treasurer

Date

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

FEC FORM 3X
revised 4/87)

25043640704

DETAILED SUMMARY PAGE

of Receipts and Disbursements
(Page 2, FEC FORM 3X)

AMENDMENT

Name of Committee (in full)	Report Covering the Period
DNC Services Corp./ Democratic Nat'l Committee	From 12/01/89 To 12/31/89

I. RECEIPTS	COLUMN A Total This Period	COLUMN B Calendar Year-To-Date	
11 CONTRIBUTIONS (other than loans) FROM			
(a) Individuals/Persons Other Than Political Committees			
(i) Itemized (use Schedule A)	128,210.50	1,158,254.13	11
(ii) Unitemized	281,548.85	4,050,709.50	11
(iii) Total of contributions from individuals	409,759.35	5,208,963.63	11
(b) Political Party Committees	-0-	-0-	11
(c) Other Political Committees (such as PACs)	16,500.00	623,514.00	11
(d) TOTAL CONTRIBUTIONS (add 11(a)(iii), (b), and (c))	426,286.35	5,832,477.63	11
12. TRANSFERS FROM AFFILIATED/OTHER PARTY COMMITTEES	197,286.56	679,232.09	12
13. ALL LOANS RECEIVED	-0-	-0-	13
14. LOAN REPAYMENTS RECEIVED	-0-	-0-	14
15. OFFSETS TO OPERATING EXPENDITURES (Refunds, Rebates, etc.)	3,508.00	306,846.80	15
16. REFUNDS OF CONTRIBUTIONS MADE TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES	-0-	-0-	16
17. OTHER RECEIPTS (Dividends, Interest, etc.)	448.77	8,919.35	17
18. TOTAL RECEIPTS (add 11(d), 12, 13, 14, 15, 16 and 17)	627,502.68	6,827,476.87	18
II. DISBURSEMENTS			
19. OPERATING EXPENDITURES	446,960.90	7,333,507.17	19
20. TRANSFERS TO AFFILIATED/OTHER PARTY COMMITTEES	5,045.00	1,010,489.50	20
21. CONTRIBUTIONS TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES	-0-	42,500.00	21
22. INDEPENDENT EXPENDITURES (use Schedule E)	-0-	-0-	22
23. COORDINATED EXPENDITURES MADE BY PARTY COMMITTEES (2 U.S.C. 441a(d)) (use Schedule F)	-0-	14,632.11	23
24. LOAN REPAYMENTS MADE	-0-	-0-	24
25. LOANS MADE	-0-	-0-	25
26. REFUNDS OF CONTRIBUTIONS TO:			
(a) Individuals/Persons Other Than Political Committees	3,000.00	4,330.00	26
(b) Political Party Committees		-0-	26
(c) Other Political Committees (such as PACs)		-0-	26
(d) TOTAL CONTRIBUTION REFUNDS (add 26(a), (b), and (c))	3,000.00	4,330.00	26
27 OTHER DISBURSEMENTS	-0-	-0-	27
28. TOTAL DISBURSEMENTS (add 19, 20, 21, 22, 23, 24, 25, 26(d) and 27)	455,005.90	8,405,458.78	28
III. NET CONTRIBUTIONS/OPERATING EXPENDITURES			
29. TOTAL CONTRIBUTIONS (other than loans)(from Line 11(d))	426,286.35	5,832,477.63	29
30. TOTAL CONTRIBUTION REFUNDS (from Line 26(d))	3,000.00	4,330.00	30
31 NET CONTRIBUTIONS (other than loans)(subtract Line 30 from 29)	423,259.35	5,828,147.63	31
32. TOTAL OPERATING EXPENDITURES (from Line 19)	446,960.90	7,333,507.17	32
33. OFFSETS TO OPERATING EXPENDITURES (from Line 15)	3,508.00	306,846.80	33
34 NET OPERATING EXPENDITURES (subtract Line 33 from 32)	443,452.90	7,026,660.37	34

25043640705

AMENDMENT

SCHEDULE A — **ITEMIZED RECEIPTS**

For Reporting Period, Monthly, 12/1/89 - 12/31/89

[redacted] separate schedule(s) for each category of the Detailed Summary Page

PAGE 83a OF 83

FOR LINE NUMBER 11a

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee

NAME OF COMMITTEE (In Full)

DNC Services Corporation / Democratic National Committee

A. Full Name, Mailing Address and ZIP Code Ms. Diana T. MacArthur 5103 Cape Cod Court Bethesda, MD 20816	Name of Employer Dynamac Corporation Occupation Chairman / CEO	Date (month, day, year) 12/20/89	Amount of Each Receipt this Period 18,000.00
Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Aggregate Year-to-Date > $ 19,000.00		
B. Full Name, Mailing Address and ZIP Code TOTAL UNITEMIZED	Name of Employer Occupation	Date (month, day, year)	Amount of Each Receipt this Period 281,548.85
Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Aggregate Year-to-Date > $		
C. Full Name, Mailing Address and ZIP Code TOTAL ITEMIZED	Name of Employer Occupation	Date (month, day, year)	Amount of Each Receipt this Period 128,210.50
Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Aggregate Year-to-Date > $		
D. Full Name, Mailing Address and ZIP Code	Name of Employer Occupation	Date (month, day, year)	Amount of Each Receipt this Period
Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Aggregate Year-to-Date > $		
E. Full Name, Mailing Address and ZIP Code	Name of Employer Occupation	Date (month, day, year)	Amount of Each Receipt this Period
Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Aggregate Year-to-Date > $		
F. Full Name, Mailing Address and ZIP Code	Name of Employer Occupation	Date (month, day, year)	Amount of Each Receipt this Period
Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Aggregate Year-to-Date > $		
G. Full Name, Mailing Address and ZIP Code	Name of Employer Occupation	Date (month, day, year)	Amount of Each Receipt this Period
Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Aggregate Year-to-Date > $		

SUBTOTAL of Receipts This Page (optional)	18,000.00
TOTAL This Period (last page this line number only)	409,759.35

25043640706

REPORT OF RECEIPTS AND DISBURSEMENTS

Other Than An Authorized Committee

(Summary Page)

USE FEC MAILING LABEL OR TYPE OR PRINT

1 NAME OF COMMITTEE (in full)
DNC Services Corporation/
Democratic National Committee

ADDRESS (number and street) — Check if different than previously reported
430 South Capitol Street, S.E.

CITY STATE and ZIP CODE
Washington, D.C. 20003

2 FEC IDENTIFICATION NUMBER
C00010603

3 — This committee qualified as a multicandidate committee DURING THIS reporting Period on _____ date

4. TYPE OF REPORT

(a)
— April 15 Quarterly Report
— July 15 Quarterly Report
— October 15 Quarterly Report
— January 31 Year End Report
— July 31 Mid Year Report (Non-election Year Only)
— Termination Report

Monthly Report Due On
X February 20 — June 20 — October 20
— March 20 — July 20 — November 20
— April 20 — August 20 — December 20
— May 20 — September 20 — January 31

— Twelfth day report preceding _____ Type of Election election on _____ in the State of _____

— Thirtieth day report following the General Election on _____ in the State of _____

(b) Is this Report an Amendment? X YES — NO

SUMMARY

		COLUMN A This Period	COLUMN B Calendar Year-to-Date
5	Covering Period 1/1/90 through 1/31/90		
6	(a) Cash on Hand January 1, 19 90		$ 3,836,676.25
	(b) Cash on Hand at Beginning of Reporting Period	$ 3,836,676.25	
	(c) Total Receipts (from Line 18)	$ 577,040.07	$ 577,040.07
	(d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)	$ 4,413,716.32	$ 4,413,716.32
7	Total Disbursements (from Line 28)	$ 853,616.28	$ 853,616.28
8	Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))	$ 3,560,100.04	$ 3,560,100.04
9	Debts and Obligations Owed TO the Committee (Itemize all on Schedule C and/or Schedule D)	$	
10	Debts and Obligations Owed BY the Committee (Itemize all on Schedule C and/or Schedule D)	$ 111,122.31	

For further information contact:
Federal Election Commission
999 E Street NW
Washington DC 20463
Toll Free 800-424-9530
Local 202 376 3120

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

Type or Print Name of Treasurer
Robert A. Farmer

Signature of Treasurer — Date

NOTE Submission of false, erroneous, or incomplete information may subject the person signing this Report to the penalties [illegible] $437g

FEC FORM 3X

Rev. 4-87

25043640707

DETAILED SUMMARY PAGE

of Receipts and Disbursements [redacted]MENDMENT
(Page 2, FEC FORM 3X)

Name of Committee (in full)	Report Covering the Period
DNC Services Corp./ Democratic Nat'l Committee	From: 1/1/90 To: 1/31/90

I. RECEIPTS	COLUMN A Total This Period	COLUMN B Calendar Year-To-Date	
11 CONTRIBUTIONS (other than loans) FROM:			
(a) Individuals/Persons Other Than Political Committees			
(i) Itemized (use Schedule A)	55,855.00	55,855.00	11a
(ii) Unitemized	384,759.51	384,759.51	11a
(iii) Total of contributions from individuals	440,614.51	440,614.51	11a
(b) Political Party Committees	-0-	-0-	11b
(c) Other Political Committees (such as PACs)	20,010.00	20,010.00	11c
(d) TOTAL CONTRIBUTIONS (add 11(a)(iii), (b), and (c))	460,624.51	460,614.51	11d
12. TRANSFERS FROM AFFILIATED/OTHER PARTY COMMITTEES	-0-	-0-	12
13. ALL LOANS RECEIVED	-0-	-0-	13
14. LOAN REPAYMENTS RECEIVED	-0-	-0-	14
15. OFFSETS TO OPERATING EXPENDITURES (Refunds, Rebates, etc.)	36,532.01	36,532.01	15
16. REFUNDS OF CONTRIBUTIONS MADE TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES	-0-	-0-	16
17. OTHER RECEIPTS (Dividends, Interest, etc.)	79,883.55	79,883.55	17
18. TOTAL RECEIPTS (add 11(d), 12, 13, 14, 15, 16 and 17)	577,040.07	577,040.07	18
II. DISBURSEMENTS			
19. OPERATING EXPENDITURES	708,858.14	708,858.14	19
20. TRANSFERS TO AFFILIATED/OTHER PARTY COMMITTEES	44,758.14	44,758.14	20
21. CONTRIBUTIONS TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES	-0-	-0-	21
22. INDEPENDENT EXPENDITURES (use Schedule E)	-0-	-0-	22
23. COORDINATED EXPENDITURES MADE BY PARTY COMMITTEES (2 U.S.C. 441a(d)) (use Schedule F)	100,000.00	100,000.00	23
24. LOAN REPAYMENTS MADE	-0-	-0-	24
25. LOANS MADE	-0-	-0-	25
26. REFUNDS OF CONTRIBUTIONS TO:			
(a) Individuals/Persons Other Than Political Committees	-0-	-0-	26a
(b) Political Party Committees	-0-	-0-	26b
(c) Other Political Committees (such as PACs)	-0-	-0-	26c
(d) TOTAL CONTRIBUTION REFUNDS (add 26(a), (b), and (c))	-0-	-0-	26d
27 OTHER DISBURSEMENTS	-0-	-0-	27
28. TOTAL DISBURSEMENTS (add 19, 20, 21, 22, 23, 24, 25, 26(d) and 27)	853,616.28	853,616.28	28
III. NET CONTRIBUTIONS/OPERATING EXPENDITURES			
29. TOTAL CONTRIBUTIONS (other than loans)(from Line 11(d))	460,624.51	460,624.51	29
30. TOTAL CONTRIBUTION REFUNDS (from Line 26(d))	-0-	-0-	30
31 NET CONTRIBUTIONS (other than loans)(subtract Line 30 from 29)	460,624.51	460,624.51	31
32 TOTAL OPERATING EXPENDITURES (from Line 19)	708,858.14	708,858.14	32
33. OFFSETS TO OPERATING EXPENDITURES (from Line 15)	36,532.01	36,532.01	33
34. NET OPERATING EXPENDITURES (subtract Line 33 from 32)	672,326.13	672,326.13	34

25043640709

AMENDMENT

NAME ADDRESS CITY STATE ZIP CODE	OCCUPATION EMPLOYER	DATE	AMOUNT	YTD
Dr. Carl M Leventhal 9456 Old Annapolis Columbia MD 21045	Physician	3/05/90	300.00	3[illegible].00
Dr. William Levine 1373 N. Lake Shore Drive Chicago IL 60610	Jeweler Wm. Levine, Inc.	3/26/90	3,750.00	3,751.00
Mr. Richard L Lightman 2.6 W. Cherry Circle Memphis TN 3[illegible]17	Theater Owner Self	3/06/90	500.00	500.00
Ms. Margaret B Long 215 El Camino Real Berkeley CA 94705	RETIRED	3/10/90	500.00	500.00

AMENDMENT

SCHEDULE A — **ITEMIZED RECEIPTS**

For Reporting Period, Monthly, 1/1/90 - 1/31/90

[redacted] separate schedule(s) for each category of the Detailed Summary Page

PAGE 18a OF 18

FOR LINE NUMBER 11a

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee

NAME OF COMMITTEE (in Full)

DNC Services Corporation / Democratic National Committee

A. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date (month, day, year)	Amount of Each Receipt this Period
TOTAL ITEMIZED	.....		55,855.00
Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Aggregate Year-to-Date > $		
B. Full Name, Mailing Address and ZIP Code	**Name of Employer / Occupation**	**Date (month, day, year)**	**Amount of Each Receipt this Period**
TOTAL UNITEMIZED	.....		384,759.51
Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Aggregate Year-to-Date > $		
C. Full Name, Mailing Address and ZIP Code	**Name of Employer / Occupation**	**Date (month, day, year)**	**Amount of Each Receipt this Period**
Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Aggregate Year-to-Date > $		
D. Full Name, Mailing Address and ZIP Code	**Name of Employer / Occupation**	**Date (month, day, year)**	**Amount of Each Receipt this Period**
Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Aggregate Year-to-Date > $		
E. Full Name, Mailing Address and ZIP Code	**Name of Employer / Occupation**	**Date (month, day, year)**	**Amount of Each Receipt this Period**
Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Aggregate Year-to-Date > $		
F. Full Name, Mailing Address and ZIP Code	**Name of Employer / Occupation**	**Date (month, day, year)**	**Amount of Each Receipt this Period**
Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Aggregate Year-to-Date > $		
G. Full Name, Mailing Address and ZIP Code	**Name of Employer / Occupation**	**Date (month, day, year)**	**Amount of Each Receipt this Period**
Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Aggregate Year-to-Date > $		

SUBTOTAL of Receipts This Page (optional)	
TOTAL This Period (last page this line number only)	440,614.51

25043540710

REPORT OF RECEIPTS AND DISBURSEMENTS

[redacted] For Other Than An Authorized Co[redacted]

(Summary Page)

USE FEC MAILING LABEL OR TYPE OR PRINT

1. NAME OF COMMITTEE (in full)
DNC Services Corporation/
Democratic National Committee

ADDRESS (number and street) — Check if different than previously reported
430 South Capitol Street, S.E.

CITY STATE and ZIP CODE
Washington, D.C. 20003

2 FEC IDENTIFICATION NUMBER
C00010603

3 — This committee qualified as a multicandidate committee DURING THIS Reporting Period on _____ (date)

4. TYPE OF REPORT

(a)
— April 15 Quarterly Report
— July 15 Quarterly Report
— October 15 Quarterly Report
— January 31 Year End Report
— July 31 Mid Year Report (Non-election Year Only)
— Termination Report

Monthly Report Due On:
— February 20 — June 20 — October 20
X March 20 — July 20 — November 20
— April 20 — August 20 — December 20
— May 20 — September 20 — January 31

☐ Twelfth day report preceding _____ (Type of Election) election on _____ in the State of _____

☐ Thirtieth day report following the General Election on _____ in the State of _____

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

SUMMARY

5. Covering Period 2/1/90 through 2/28/90

		COLUMN A This Period	COLUMN B Calendar Year-to-Date
6.	(a) Cash on Hand January 1, 19 90	[redacted]	$ 3,836,676.25
	(b) Cash on Hand at Beginning of Reporting Period	$ 3,560,100.04	[redacted]
	(c) Total Receipts (from Line 18)	$ 730,543.70	$ 1,307,583.77
	(d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)	$ 4,290,643.74	$ 5,144,260.02
7.	Total Disbursements (from Line 28)	$ 558,415.06	$ 1,412,031.34
8.	Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))	$ 3,732,228.68	$ 3,732,228.68
9.	Debts and Obligations Owed TO the Committee (Itemize all on Schedule C and/or Schedule D)	$	
10.	Debts and Obligations Owed BY the Committee (Itemize all on Schedule C and/or Schedule D)	$ 110,407.31	

For further information contact:
Federal Election Commission
999 E Street, NW
Washington DC 20463
Toll Free 800-424-9530
Local 202-376-3120

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

Type or Print Name of Treasurer
Robert A. Farmer

Signature of Treasurer

Date

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

FEC FORM 3X
Revised 4-87

25043640711

DETAILED SUMMARY PAGE

of Receipts and Disbursements
(Page 2, FEC FORM 3X)

AMENDMENT

Name of Committee (in full)	Report Covering the Period
DNC Serv. Corp./Democratic Nat'l Committee	From 2/1/90 To 2/28/90

I. RECEIPTS	COLUMN A Total This Period	COLUMN B Calendar Year-To-Date	
11 CONTRIBUTIONS (other than loans) FROM:			
(a) Individuals/Persons Other Than Political Committees			
(i) Itemized (use Schedule A)	74,770.00	130,625.00	11(a)(i)
(ii) Unitemized	459,380.38	844,139.89	11(a)(ii)
(iii) Total of contributions from individuals	534,150.38	974,764.89	11(a)(iii)
(b) Political Party Committees			11(b)
(c) Other Political Committees (such as PACs)	110,850.00	130,860.00	11(c)
(d) TOTAL CONTRIBUTIONS (add 11(a)(iii), (b), and (c))	645,000.38	1,105,624.89	11(d)
12 TRANSFERS FROM AFFILIATED/OTHER PARTY COMMITTEES	-0-	-0-	12
13 ALL LOANS RECEIVED	-0-	-0-	13
14 LOAN REPAYMENTS RECEIVED	-0-	-0-	14
15. OFFSETS TO OPERATING EXPENDITURES (Refunds, Rebates, etc.)	31,848.52	68,380.53	15
16. REFUNDS OF CONTRIBUTIONS MADE TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES	-0-	-0-	16
17. OTHER RECEIPTS (Dividends, Interest, etc.)	53,694.80	133,578.35	17
18. TOTAL RECEIPTS (add 11(d), 12, 13, 14, 15, 16 and 17)	730,543.70	1,307,583.77	18
II. DISBURSEMENTS			
19. OPERATING EXPENDITURES	518,010.99	1,226,869.13	19
20. TRANSFERS TO AFFILIATED/OTHER PARTY COMMITTEES	40,404.07	85,162.21	20
21. CONTRIBUTIONS TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES	-0-	-0-	21
22. INDEPENDENT EXPENDITURES (use Schedule E)	-0-	-0-	22
23. COORDINATED EXPENDITURES MADE BY PARTY COMMITTEES (2 U.S.C. 441a(d)) (use Schedule F)	-0-	100,000.00	23
24. LOAN REPAYMENTS MADE	-0-	-0-	24
25. LOANS MADE	-0-	-0-	25
26. REFUNDS OF CONTRIBUTIONS TO:			
(a) Individuals/Persons Other Than Political Committees	-0-	-0-	26(a)
(b) Political Party Committees	-0-	-0-	26(b)
(c) Other Political Committees (such as PACs)	-0-	-0-	26(c)
(d) TOTAL CONTRIBUTION REFUNDS (add 26(a), (b), and (c))	-0-	-0-	26(d)
27 OTHER DISBURSEMENTS	-0-	-0-	27
28. TOTAL DISBURSEMENTS (add 19, 20, 21, 22, 23, 24, 25, 26(d) and 27)	558,415.06	1,412,031.34	28
III. NET CONTRIBUTIONS/OPERATING EXPENDITURES			
29. TOTAL CONTRIBUTIONS (other than loans)(from Line 11(d))	645,000.38	1,105,624.89	29
30. TOTAL CONTRIBUTION REFUNDS (from Line 26(d))	-0-	-0-	30
31 NET CONTRIBUTIONS (other than loans)(subtract Line 30 from 29)	645,000.38	1,105,624.89	31
32. TOTAL OPERATING EXPENDITURES (from Line 19)	518,010.99	1,226,869.13	32
33. OFFSETS TO OPERATING EXPENDITURES (from Line 15)	31,848.52	68,380.53	33
34. NET OPERATING EXPENDITURES (subtract Line 33 from 32)	486,162.47	1,158,488.60	34

25043640712

REPORT OF RECEIPTS AND DISBURSEMENTS

For Other Than An Authorized Committee

(Summary Page)

USE FEC MAILING LABEL OR TYPE OR PRINT

1. NAME OF COMMITTEE (in full)
DNC Services Corporation/
Democratic National Committee

ADDRESS (number and street) — Check if different than previously reported
430 South Capitol Street, S.E.

CITY, STATE and ZIP CODE
Washington, D.C. 20003

2 FEC IDENTIFICATION NUMBER
C00010603

3 — This committee qualified as a multicandidate committee DURING THIS Reporting Period on _____ (date)

4. TYPE OF REPORT

(a)
— April 15 Quarterly Report
— July 15 Quarterly Report
— October 15 Quarterly Report
— January 31 Year End Report
— July 31 Mid Year Report (Non-election Year Only)
— Termination Report

Monthly Report Due On
— February 20 — June 20 — October 20
— March 20 — July 20 — November 20
X April 20 — August 20 — December 20
— May 20 — September 20 — January 31

— Twelfth day report preceding _____ (Type of Election) election on _____ in the State of _____

— Thirtieth day report following the General Election on _____ in the State of _____

(b) Is this Report an Amendment? X YES — NO

SUMMARY

		COLUMN A This Period	COLUMN B Calendar Year-to-Date
5.	Covering Period 3/1/90 through 3/31/90		
6. (a)	Cash on Hand January 1, 19 90		$ 3,836,676.25
(b)	Cash on Hand at Beginning of Reporting Period	$ 3,732,228.68	
(c)	Total Receipts (from Line 16)	$ 645,452.84	$ 1,953,036.61
(d)	Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)	$ 4,377,681.52	$ 5,789,712.86
7.	Total Disbursements (from Line 28)	$ 1,050,541.94	$ 2,462,573.28
8.	Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))	$ 3,327,139.58	$ 3,327,139.58
9.	Debts and Obligations Owed TO the Committee (Itemize all on Schedule C and/or Schedule D)	$	
10.	Debts and Obligations Owed BY the Committee (Itemize all on Schedule C and/or Schedule D)	$ 109,692.31	

For further information contact:
Federal Election Commission
999 E Street NW
Washington DC 20463
Toll Free 800-424-9530
Local 202-376-3120

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

Type or Print Name of Treasurer
Robert A. Farmer

Signature of Treasurer

Date

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

FEC FORM 3X

Revised 4-87

25043640713

DETAILED SUMMARY PAGE
of Receipts and Disbursements
(Page 2, FEC FORM 3X)

AMENDMENT

Name of Committee (in full)	Report Covering the Period From	To
DNC Serv. Corp./Democratic Nat'l Cmmttee.	3/1/90	3/31/90

I. RECEIPTS	COLUMN A Total This Period	COLUMN B Calendar Year-To-Date	
11. CONTRIBUTIONS (other than loans) FROM:			
(a) Individuals/Persons Other Than Political Committees			
(i) Itemized (use Schedule A)	80,147.00	210,772.00	11(a)(i)
(ii) Unitemized	273,561.04	1,117,700.93	11(a)(ii)
(iii) Total of contributions from individuals	353,708.04	1,328,472.93	11(a)(iii)
(b) Political Party Committees	-0-	-0-	11(b)
(c) Other Political Committees (such as PACs)	171,750.00	302,610.00	11(c)
(d) TOTAL CONTRIBUTIONS (add 11(a)(iii), (b), and (c))	525,458.04	1,631,082.93	11(d)
12. TRANSFERS FROM AFFILIATED/OTHER PARTY COMMITTEES	86,806.45	86,806.45	12
13. ALL LOANS RECEIVED	-0-	-0-	13
14. LOAN REPAYMENTS RECEIVED	-0-	-0-	14
15. OFFSETS TO OPERATING EXPENDITURES (Refunds, Rebates, etc.)	26,163.18	94,543.71	15
16. REFUNDS OF CONTRIBUTIONS MADE TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES	-0-	-0-	16
17. OTHER RECEIPTS (Dividends, Interest, etc.)	7,025.17	140,603.52	17
18. TOTAL RECEIPTS (add 11(d), 12, 13, 14, 15, 16 and 17)	645,452.84	1,953,036.61	18
II. DISBURSEMENTS			
19. OPERATING EXPENDITURES	980,760.95	2,207,630.08	19
20. TRANSFERS TO AFFILIATED/OTHER PARTY COMMITTEES	69,780.99	154,943.20	20
21. CONTRIBUTIONS TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES	-0-	-0-	21
22. INDEPENDENT EXPENDITURES (use Schedule E)	-0-	-0-	22
23. COORDINATED EXPENDITURES MADE BY PARTY COMMITTEES (2 U.S.C. 441a(d)) (use Schedule F)	-0-	100,000.00	23
24. LOAN REPAYMENTS MADE	-0-	-0-	24
25. LOANS MADE	-0-	-0-	25
26. REFUNDS OF CONTRIBUTIONS TO:			
(a) Individuals/Persons Other Than Political Committees	-0-	-0-	26(a)
(b) Political Party Committees	-0-	-0-	26(b)
(c) Other Political Committees (such as PACs)	-0-	-0-	26(c)
(d) TOTAL CONTRIBUTION REFUNDS (add 26(a), (b), and (c))	-0-	-0-	26(d)
27. OTHER DISBURSEMENTS	-0-	-0-	27
28. TOTAL DISBURSEMENTS (add 19, 20, 21, 22, 23, 24, 25, 26(d) and 27)	1,050,541.94	2,462,573.28	28
III. NET CONTRIBUTIONS/OPERATING EXPENDITURES			
29. TOTAL CONTRIBUTIONS (other than loans)(from Line 11(d))	525,458.04	1,631,082.93	29
30. TOTAL CONTRIBUTION REFUNDS (from Line 26(d))	-0-	-0-	30
31. NET CONTRIBUTIONS (other than loans)(subtract Line 30 from 29)	525,458.04	1,631,082.93	31
32. TOTAL OPERATING EXPENDITURES (from Line 19)	980,760.95	2,207,630.08	32
33. OFFSETS TO OPERATING EXPENDITURES (from Line 15)	26,163.18	94,543.71	33
34. NET OPERATING EXPENDITURES (subtract Line 33 from 32)	954,597.77	2,113,086.37	34

250436401 4

REPORT OF RECEIPTS AND DISBURSEMENTS

[redacted] For Other Than An Authorized Co[redacted]e

(Summary Page)

USE FEC MAILING LABEL OR TYPE OR PRINT

1. NAME OF COMMITTEE (in full)
DNC Services Corporation/
Democratic National Committee

ADDRESS (number and street) — Check if different than previously reported
430 South Capitol Street, S.E.

CITY, STATE and ZIP CODE
Washington, D.C. 20003

2 FEC IDENTIFICATION NUMBER
C00010603

3 — This committee qualified as a multicandidate committee DURING THIS Reporting Period on _____ (date)

4. TYPE OF REPORT

(a)
— April 15 Quarterly Report
— July 15 Quarterly Report
— October 15 Quarterly Report
— January 31 Year End Report
— July 31 Mid Year Report (Non-election Year Only)
— Termination Report

Monthly Report Due On
— February 20
— March 20
— April 20
X May 20
— June 20
— July 20
— August 20
— September 20
— October 20
— November 20
— December 20
— January 31

— Twelfth day report preceding _____ (Type of Election) election on _____ in the State of _____

— Thirtieth day report following the General Election on _____ in the State of _____

(b) Is this Report an Amendment? X YES — NO

SUMMARY

		COLUMN A This Period	COLUMN B Calendar Year-to-Date
5.	Covering Period 4/1/90 through 4/30/90		
6.	(a) Cash on Hand January 1, 19 90	[redacted]	$ 3,836,676.25
	(b) Cash on Hand at Beginning of Reporting Period	$ 3,327,139.58	[redacted]
	(c) Total Receipts (from Line 16)	$ 546,385.75	$ 2,499,422.36
	(d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)	$ 3,873,525.33	$ 6,336,098.61
7.	Total Disbursements (from Line 28)	$ 734,595.05	$ 3,197,168.33
8.	Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))	$ 3,138,930.28	$ 3,138,930.28
9.	Debts and Obligations Owed TO the Committee (Itemize all on Schedule C and/or Schedule D)	$	
10.	Debts and Obligations Owed BY the Committee (Itemize all on Schedule C and/or Schedule D)	$ 108,977.31	

For further information contact:
Federal Election Commission
999 E Street, NW
Washington, DC 20463
Toll Free 800-424-9530
Local 202-376-3120

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

Type or Print Name of Treasurer
Robert A. Farmer

Signature of Treasurer

Date

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

FEC FORM 3X

Revised 4/87

> 5 0 4 3 6 4 0 / 1 5

DETAILED SUMMARY PAGE

of Receipts and Disbursements

(Page 2 FEC FORM 3X)

Name of Committee (In Full)	Report Covering the Period	
DNC Serv. Corp./Democratic Nat'l Cmmttee.	From 4/1/90	To 4/30/90

I. RECEIPTS	COLUMN A Total This Period	COLUMN B Calendar Year-To-Date	
11 CONTRIBUTIONS (other than loans) FROM			
a) Individuals Persons Other Than Political Committees			
(i) Itemized (use Schedule A)	127,576.00	338,348.00	11 a
(ii) Unitemized	314,324.61	1,432,025.54	11 a
(iii) Total of contributions from individuals	441,900.61	1,770,373.54	11 a
b) Political Party Committees	-0-	-0-	11 b
c) Other Political Committees (such as PACs)	91,500.00	394,110.00	11 c
d) TOTAL CONTRIBUTIONS (add 11(a)(iii), (b), and (c))	533,400.61	2,164,483.54	11 d
12 TRANSFERS FROM AFFILIATED/OTHER PARTY COMMITTEES	-0-	86,806.45	12
13 ALL LOANS RECEIVED	-0-	-0-	13
14 LOAN REPAYMENTS RECEIVED	-0-	-0-	14
15 OFFSETS TO OPERATING EXPENDITURES (Refunds, Rebates, etc.)	9,477.21	104,020.92	15
16 REFUNDS OF CONTRIBUTIONS MADE TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES	-0-	-0-	16
17 OTHER RECEIPTS (Dividends, Interest, etc.)	3,507.93	144,111.45	17
18 TOTAL RECEIPTS (add 11(d), 12, 13, 14, 15, 16 and 17)	546,385.75	2,499,422.36	18
II. DISBURSEMENTS			
19 OPERATING EXPENDITURES	712,878.70	2,920,508.78	19
20 TRANSFERS TO AFFILIATED/OTHER PARTY COMMITTEES	21,466.35	176,409.55	20
21 CONTRIBUTIONS TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES	-0-	-0-	21
22 INDEPENDENT EXPENDITURES (use Schedule E)	-0-	-0-	22
23 COORDINATED EXPENDITURES MADE BY PARTY COMMITTEES (2 U.S.C. 441a(d)) (use Schedule F)	-0-	100,000.00	23
24 LOAN REPAYMENTS MADE	-0-	-0-	24
25 LOANS MADE	-0-	-0-	25
26 REFUNDS OF CONTRIBUTIONS TO:			
(a) Individuals/Persons Other Than Political Committees	250.00	250.00	26 a
(b) Political Party Committees	-0-	-0-	26 b
(c) Other Political Committees (such as PACs)	-0-	-0-	26 c
(d) TOTAL CONTRIBUTION REFUNDS (add 26(a), (b), and (c))	250.00	250.00	26 d
27 OTHER DISBURSEMENTS	-0-	-0-	27
28 TOTAL DISBURSEMENTS (add 19, 20, 21, 22, 23, 24, 25, 26(d) and 27)	734,595.05	3,197,168.33	28
III. NET CONTRIBUTIONS/OPERATING EXPENDITURES			
29 TOTAL CONTRIBUTIONS (other than loans)(from Line 11(d))	533,400.61	2,164,483.54	29
30 TOTAL CONTRIBUTION REFUNDS (from Line 26(d))	250.00	250.00	30
31 NET CONTRIBUTIONS (other than loans)(subtract Line 30 from 29)	533,150.61	2,164,233.54	31
32 TOTAL OPERATING EXPENDITURES (from Line 19)	712,878.70	2,920,508.78	32
33 OFFSETS TO OPERATING EXPENDITURES (from Line 15)	9,477.21	104,020.92	33
34 NET OPERATING EXPENDITURES (subtract Line 33 from 32)	703,401.49	2,816,487.86	34

> 15043640716

AMENDMENT

SCHEDULE A — [redacted]ZED RECEIPTS

For Reporting Period, Monthly, 4/1/90 - 4/30/90

[redacted]e separate schedules [redacted]r each category of the Detailed Summary Page

PAGE 19a OF 19

FOR LINE NUMBER 11a

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee

NAME OF COMMITTEE (in Full)

DNC Services Corporation / Democratic National Committee

A. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date (month, day, year)	Amount of Each Receipt this Period
Ms. Diana T. MacArthur 5103 Cape Cod Court Bethesda, MD 20816	Dynamac Corporation CEO / Chairman	4/9/90	250.00
Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Aggregate Year-to-Date > $ 250.00		
B. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date (month, day, year)	Amount of Each Receipt this Period
Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Aggregate Year-to-Date > $		
C. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date (month, day, year)	Amount of Each Receipt this Period
Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Aggregate Year-to-Date > $		
D. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date (month, day, year)	Amount of Each Receipt this Period
Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Aggregate Year-to-Date > $		
E. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date (month, day, year)	Amount of Each Receipt this Period
Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Aggregate Year-to-Date > $		
F. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date (month, day, year)	Amount of Each Receipt this Period
Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Aggregate Year-to-Date > $		
G. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date (month, day, year)	Amount of Each Receipt this Period
Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Aggregate Year-to-Date > $		

SUBTOTAL of Receipts This Page (optional)	250.00
TOTAL This Period (last page this line number only)	

25043640717

REPORT OF RECEIPTS AND DISBURSEMENTS

For Other Than An Authorized Co

(Summary Page)

USE FEC MAILING LABEL OR TYPE OR PRINT

1. NAME OF COMMITTEE (in full)
DNC Services Corporation/
Democratic National Committee

ADDRESS (number and street) — Check if different than previously reported
430 South Capitol Street, S.E.

CITY, STATE and ZIP CODE
Washington, D.C. 20003

2. FEC IDENTIFICATION NUMBER
C00010603

3. — This committee qualified as a multicandidate committee DURING THIS Reporting Period on _____ date

4. TYPE OF REPORT

(a)
— April 15 Quarterly Report
— July 15 Quarterly Report
— October 15 Quarterly Report
— January 31 Year End Report
— July 31 Mid Year Report (Non-election Year Only)
— Termination Report

Monthly Report Due On
— February 20 — March 20 — April 20 — May 20
X June 20 — July 20 — August 20 — September 20
— October 20 — November 20 — December 20 — January 31

— Twelfth day report preceding _____ (Type of Election) election on _____ in the State of _____

— Thirtieth day report following the General Election on _____ in the State of _____

(b) Is this Report an Amendment? X YES — NO

SUMMARY

		COLUMN A This Period	COLUMN B Calendar Year-to-Date
5.	Covering Period 5/1/90 through 5/31/90		
6. (a)	Cash on Hand January 1, 19 90		$ 3,836,676.25
(b)	Cash on Hand at Beginning of Reporting Period	$ 3,138,930.28	[illegible]
(c)	Total Receipts (from Line 18)	$ 546,651.00	$ 3,046,073.36
(d)	Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)	$ 3,685,581.28	$ 6,882,749.61
7.	Total Disbursements (from Line 28)	$ 890,828.62	$ 4,087,996.95
8.	Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))	$ 2,794,752.66	$ 2,794,752.66
9.	Debts and Obligations Owed TO the Committee (Itemize all on Schedule C and/or Schedule D)	$	
10.	Debts and Obligations Owed BY the Committee (Itemize all on Schedule C and/or Schedule D)	$ 108,262.31	

For further information contact:
Federal Election Commission
999 E Street NW
Washington DC 20463
Toll Free 800-424-9530
Local 202-376-3120

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

Type or Print Name of Treasurer
Robert A. Farmer

Signature of Treasurer

Date

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

FEC FORM 3X
Revised 4.87

> 15043640718

DETAILED SUMMARY PAGE

of Receipts and Disbursements
(Page 2 FEC FORM 3X)

AMENDMENT

Name of Committee (in full)	Report Covering the Period	
DNC Serv. Corp./Democratic Nat'l Cmmttee.	From 5/1/90	To 5/31/90

I. RECEIPTS	COLUMN A Total This Period	COLUMN B Calendar Year-To-Date	
11 CONTRIBUTIONS (other than loans) FROM			
a) Individuals Persons Other Than Political Committees			
(i) Itemized (use Schedule A)	84,490.00	422,835.00	11a
(ii) Unitemized	281,180.81	1,713,206.35	11a
(iii) Total of contributions from individuals	365,670.81	2,136,044.35	11a
b) Political Party Committees			11b
c) Other Political Committees (such as PACs)	69,345.00	463,455.00	11c
d) TOTAL CONTRIBUTIONS (add 11(a)(iii), (b), and (c))	435,015.81	2,599,499.35	11d
12 TRANSFERS FROM AFFILIATED/OTHER PARTY COMMITTEES	-0-	86,806.45	12
13 ALL LOANS RECEIVED	-0-	-0-	13
14 LOAN REPAYMENTS RECEIVED	-0-	-0-	14
15 OFFSETS TO OPERATING EXPENDITURES (Refunds, Rebates, etc.)	54,632.47	158,653.39	15
16 REFUNDS OF CONTRIBUTIONS MADE TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES	-0-	-0-	16
17 OTHER RECEIPTS (Dividends, Interest, etc.)	57,002.72	201,114.17	17
18 TOTAL RECEIPTS (add 11(d), 12, 13, 14, 15, 16 and 17)	546,651.00	3,046,073.36	18
II. DISBURSEMENTS			
19 OPERATING EXPENDITURES	762,007.98	3,682,516.76	19
20 TRANSFERS TO AFFILIATED/OTHER PARTY COMMITTEES	128,820.64	305,230.19	20
21 CONTRIBUTIONS TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES	-0-	-0-	21
22 INDEPENDENT EXPENDITURES (use Schedule E)	-0-	-0-	22
23 COORDINATED EXPENDITURES MADE BY PARTY COMMITTEES (2 U.S.C. 441a(d)) (use Schedule F)	-0-	100,000.00	23
24 LOAN REPAYMENTS MADE	-0-	-0-	24
25 LOANS MADE	-0-	-0-	25
26 REFUNDS OF CONTRIBUTIONS TO:			
(a) Individuals/Persons Other Than Political Committees	-0-	250.00	26a
(b) Political Party Committees	-0-	-0-	26b
(c) Other Political Committees (such as PACs)	-0-	-0-	26c
(d) TOTAL CONTRIBUTION REFUNDS (add 26(a), (b), and (c))	-0-	250.00	26d
27 OTHER DISBURSEMENTS	-0-	-0-	27
28 TOTAL DISBURSEMENTS (add 19, 20, 21, 22, 23, 24, 25, 26(d) and 27)	890,828.62	4,087,996.95	28
III. NET CONTRIBUTIONS/OPERATING EXPENDITURES			
29. TOTAL CONTRIBUTIONS (other than loans)(from Line 11(d))	435,015.81	2,599,499.35	29
30. TOTAL CONTRIBUTION REFUNDS (from Line 26(d))	-0-	250.00	30
31 NET CONTRIBUTIONS (other than loans)(subtract Line 30 from 29)	435,015.81	2,599,249.35	31
32. TOTAL OPERATING EXPENDITURES (from Line 19)	762,007.98	3,682,516.76	32
33 OFFSETS TO OPERATING EXPENDITURES (from Line 15)	54,632.47	158,653.39	33
34 NET OPERATING EXPENDITURES (subtract Line 33 from 32)	707,375.51	3,523,863.37	34

2504364017

AMENDMENT

SCHEDULE A — [redacted]ZED RECEIPTS

For the Reporting Period, Monthly, 5/1/90 - 5/31/90

Use separate schedule(s) for each category of the Detailed Summary Page

PAGE 19a OF 19

FOR LINE NUMBER 11a

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee

NAME OF COMMITTEE (in Full)

DNC Services Corporation / Democratic National Committee

A. Full Name, Mailing Address and ZIP Code Ms. Diana T. MacArthur 5103 Cape Cod Court Bethesda, MD 20816	Name of Employer Dynamac Corporation Occupation Chairman/ CEO	Date (month, day, year) 5/21/90	Amount of Each Receipt this Period 250.00
Receipt For ☐ Primary ☐ General ☐ Other (specify)	Aggregate Year-to-Date > $ 500.00		
B. Full Name, Mailing Address and ZIP Code	Name of Employer Occupation	Date (month, day, year)	Amount of Each Receipt this Period
Receipt For ☐ Primary ☐ General ☐ Other (specify)	Aggregate Year-to-Date > $		
C. Full Name, Mailing Address and ZIP Code	Name of Employer Occupation	Date (month, day, year)	Amount of Each Receipt this Period
Receipt For ☐ Primary ☐ General ☐ Other (specify)	Aggregate Year-to-Date > $		
D. Full Name, Mailing Address and ZIP Code	Name of Employer Occupation	Date (month, day, year)	Amount of Each Receipt this Period
Receipt For ☐ Primary ☐ General ☐ Other (specify)	Aggregate Year-to-Date > $		
E. Full Name, Mailing Address and ZIP Code	Name of Employer Occupation	Date (month, day, year)	Amount of Each Receipt this Period
Receipt For ☐ Primary ☐ General ☐ Other (specify)	Aggregate Year-to-Date > $		
F. Full Name, Mailing Address and ZIP Code	Name of Employer Occupation	Date (month, day, year)	Amount of Each Receipt this Period
Receipt For ☐ Primary ☐ General ☐ Other (specify)	Aggregate Year-to-Date > $		
G. Full Name, Mailing Address and ZIP Code	Name of Employer Occupation	Date (month, day, year)	Amount of Each Receipt this Period
Receipt For ☐ Primary ☐ General ☐ Other (specify)	Aggregate Year-to-Date > $		

SUBTOTAL of Receipts This Page (optional)	250.00
TOTAL This Period (last page this line number only)	

2504364020

REPORT OF RECEIPTS AND DISBURSEMENTS

For Other Than An Authorized Co

(Summary Page)

USE FEC MAILING LABEL OR TYPE OR PRINT

1. NAME OF COMMITTEE (in full)
DNC Services Corporation/
Democratic National Committee

ADDRESS (number and street) — Check if different than previously reported
430 South Capitol Street, S.E.

CITY, STATE and ZIP CODE
Washington, D.C. 20003

2 FEC IDENTIFICATION NUMBER
C00010603

3 — This committee qualified as a multicandidate committee **DURING THIS** Reporting Period on _____ (date)

4. TYPE OF REPORT

(a)
— April 15 Quarterly Report
— July 15 Quarterly Report
— October 15 Quarterly Report
— January 31 Year End Report
— July 31 Mid Year Report (Non-election Year Only)
— Termination Report

Monthly Report Due On
— February 20 — June 20 — October 20
— March 20 — X July 20 — November 20
— April 20 — August 20 — December 20
— May 20 — September 20 — January 31

— Twelfth day report preceding _____ (Type of Election) election on _____ in the State of _____

— Thirtieth day report following the General Election on _____ in the State of _____

(b) Is this Report an Amendment? — X YES — NO

SUMMARY

		COLUMN A This Period	COLUMN B Calendar Year-to-Date
5.	Covering Period 6/1/90 through 6/30/90		
6.	(a) Cash on Hand January 1, 1990		$ 3,836,676.25
	(b) Cash on Hand at Beginning of Reporting Period	$ 2,794,752.66	
	(c) Total Receipts (from Line 18)	$ 353,390.81	$ 3,399,464.17
	(d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)	$ 3,148,143.47	$ 7,236,140.42
7.	Total Disbursements (from Line 28)	$ 668,646.23	$ 4,756,643.18
8.	Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))	$ 2,479,497.24	$ 2,479,497.24
9.	Debts and Obligations Owed TO the Committee (Itemize all on Schedule C and/or Schedule D)	$	
10.	Debts and Obligations Owed BY the Committee (Itemize all on Schedule C and/or Schedule D)	$ 107,547.31	

For further information contact:
Federal Election Commission
999 E Street, NW
Washington, DC 20463
Toll Free 800-424-9530
Local 202-376-3120

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

Type or Print Name of Treasurer
Robert A. Farmer

Signature of Treasurer

Date

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

FEC FORM 3X

rev sed 4 87

15043640721

DETAILED SUMMARY PAGE

of Receipts and Disbursements
Page 2 FEC FORM 3X

AMENDMENT

Name of Committee (In Full)
DNC Serv. Corp./Democratic Nat'l Cmmttee.

Report Covering the Period From 6/1/90 To 6/30/90

I. RECEIPTS	COLUMN A Total This Period	COLUMN B Calendar Year-To-Date	
11 CONTRIBUTIONS (other than loans) FROM			
a) Individuals Persons Other Than Political Committees			
(i) Itemized (use Schedule A)	88,546.00	511,384.00	11a(i)
(ii) Unitemized	156,628.86	1,869,835.21	11a(ii)
(iii) Total of contributions from Individuals	245,174.86	2,381,219.21	11a(iii)
b) Political Party Committees	-0-	-0-	11b
c) Other Political Committees (such as PACs)	40,500.00	503,955.00	11c
d) TOTAL CONTRIBUTIONS (add 11a(iii), (b), and (c))	285,674.86	2,885,174.21	11d
12 TRANSFERS FROM AFFILIATED OTHER PARTY COMMITTEES	64,302.47	151,108.94	12
13 ALL LOANS RECEIVED	-0-	-0-	13
14 LOAN REPAYMENTS RECEIVED	-0-	-0-	14
15 OFFSETS TO OPERATING EXPENDITURES (Refunds, Rebates, etc.)	2,347.34	161,000.73	15
16 REFUNDS OF CONTRIBUTIONS MADE TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES	-0-	-0-	16
17 OTHER RECEIPTS (Dividends, Interest, etc.)	1,066.12	202,180.29	17
18 TOTAL RECEIPTS (add 11(d), 12, 13, 14, 15, 16 and 17)	353,390.81	3,399,464.17	18
II. DISBURSEMENTS			
19 OPERATING EXPENDITURES	598,764.12	4,281,280.88	19
20 TRANSFERS TO AFFILIATED/OTHER PARTY COMMITTEES	67,583.25	372,813.44	20
21 CONTRIBUTIONS TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES	-0-	-0-	21
22 INDEPENDENT EXPENDITURES (use Schedule E)	-0-	-0-	22
23 COORDINATED EXPENDITURES MADE BY PARTY COMMITTEES (2 U.S.C. 441a(d)) (use Schedule F)	2,298.86	102,298.86	23
24 LOAN REPAYMENTS MADE	-0-	-0-	24
25 LOANS MADE	-0-	-0-	25
26 REFUNDS OF CONTRIBUTIONS TO:			
(a) Individuals/Persons Other Than Political Committees	-0-	250.00	26(a)
(b) Political Party Committees	-0-	-0-	26(b)
(c) Other Political Committees (such as PACs)	-0-	-0-	26(c)
(d) TOTAL CONTRIBUTION REFUNDS (add 26(a), (b), and (c))	-0-	250.00	26(d)
27 OTHER DISBURSEMENTS	-0-	-0-	27
28 TOTAL DISBURSEMENTS (add 19, 20, 21, 22, 23, 24, 25, 26(d) and 27)	668,646.23	4,756,643.18	28
III. NET CONTRIBUTIONS/OPERATING EXPENDITURES			
29 TOTAL CONTRIBUTIONS (other than loans)(from Line 11(d))	285,674.86	2,885,174.21	29
30 TOTAL CONTRIBUTION REFUNDS (from Line 26(d))	-0-	250.00	30
31 NET CONTRIBUTIONS (other than loans)(subtract Line 30 from 29)	285,674.86	2,884,924.21	31
32 TOTAL OPERATING EXPENDITURES (from Line 19)	598,764.12	4,281,280.88	32
33 OFFSETS TO OPERATING EXPENDITURES (from Line 15)	2,347.34	161,000.73	33
34 NET OPERATING EXPENDITURES (subtract Line 33 from 32)	596,416.78	4,120,280.15	34

15043640722

REPORT OF RECEIPTS AND DISBURSEMENTS

For Other Than An Authorized Com[redacted]

(Summary Page)

USE FEC MAILING LABEL OR TYPE OR PRINT

1. NAME OF COMMITTEE (in full)
DNC Services Corporation/
Democratic National Committee

ADDRESS (number and street) — Check if different than previously reported
430 South Capitol Street, S.E.

CITY, STATE and ZIP CODE
Washington, D.C. 20003

2 FEC IDENTIFICATION NUMBER
C00010603

3 — This committee qualified as a multicandidate committee DURING THIS Reporting Period on _____ (date)

4. TYPE OF REPORT

(a)
- — April 15 Quarterly Report
- — July 15 Quarterly Report
- — October 15 Quarterly Report
- — January 31 Year End Report
- — July 31 Mid Year Report (Non-election Year Only)
- — Termination Report

Monthly Report Due On
- — February 20
- — March 20
- — April 20
- — May 20
- — June 20
- — July 20
- X August 20
- — September 20
- — October 20
- — November 20
- — December 20
- — January 31

— Twelfth day report preceding _____ (Type of Election) election on _____ in the State of _____

— Thirtieth day report following the General Election on _____ in the State of _____

(b) Is this Report an Amendment? [X] YES [ ] NO

SUMMARY

		COLUMN A This Period	COLUMN B Calendar Year-to-Date
5.	Covering Period 7/1/90 through 7/31/90		
6. (a)	Cash on Hand January 1, 19 90	[redacted]	$ 3,836,676.25
(b)	Cash on Hand at Beginning of Reporting Period	$ 2,479,497.24	[redacted]
(c)	Total Receipts (from Line 18)	$ 662,583.96	$ 4,062,048.13
(d)	Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)	$ 3,142,081.20	$ 7,898,724.38
7.	Total Disbursements (from Line 28)	$ 775,795.39	$ 5,532,438.57
8.	Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))	$ 2,366,285.81	$ 2,366,285.81
9.	Debts and Obligations Owed TO the Committee (Itemize all on Schedule C and/or Schedule D)	$	
10.	Debts and Obligations Owed BY the Committee (Itemize all on Schedule C and/or Schedule D)	$ 356,832.31	

For further information contact:
Federal Election Commission
999 E Street, NW
Washington, DC 20463
Toll Free 800-424-9530
Local 202-376-3120

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

Type or Print Name of Treasurer
Robert A. Farmer

Signature of Treasurer

Date

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

FEC FORM 3X

Revised 4.87

2504364071223

DETAILED SUMMARY PAGE

of Receipts and Disbursements
(Page 2, FEC FORM 3X)

AMENDMENT

Name of Committee (in full)	Report Covering the Period		
DNC Serv. Corp./Democratic Nat'l Cmmttee.	From 7/1/90	To 7/31/90	
I. RECEIPTS	**COLUMN A Total This Period**	**COLUMN B Calendar Year-To-Date**	
11 CONTRIBUTIONS (other than loans) FROM:			
(a) Individuals/Persons Other Than Political Committees			
(i) Itemized (use Schedule A)	81,203.00	592,587.00	11(a)(i)
(ii) Unitemized	260,733.53	2,130,568.74	11(a)(ii)
(iii) Total of contributions from individuals	341,936.53	2,723,155.74	11(a)(iii)
(b) Political Party Committees	-0-	-0-	11(b)
(c) Other Political Committees (such as PACs)	3,325.00	507,280.00	11(c)
(d) TOTAL CONTRIBUTIONS (add 11(a)(iii), (b), and (c))	345,261.53	3,230,435.74	11(d)
12 TRANSFERS FROM AFFILIATED/OTHER PARTY COMMITTEES	-0-	151,108.94	12
13 ALL LOANS RECEIVED	250,000.00	250,000.00	13
14 LOAN REPAYMENTS RECEIVED	-0-	-0-	14
15 OFFSETS TO OPERATING EXPENDITURES (Refunds, Rebates, etc.)	56,217.71	217,218.44	15
16 REFUNDS OF CONTRIBUTIONS MADE TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES	-0-	-0-	16
17 OTHER RECEIPTS (Dividends, Interest, etc.)	11,104.72	213,285.01	17
18. TOTAL RECEIPTS (add 11(d), 12, 13, 14, 15, 16 and 17)	662,583.96	4,062,048.13	18
II. DISBURSEMENTS			
19 OPERATING EXPENDITURES	730,134.62	5,011,415.50	19
20. TRANSFERS TO AFFILIATED/OTHER PARTY COMMITTEES	44,243.27	417,056.71	20
21. CONTRIBUTIONS TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES	-0-	-0-	21
22. INDEPENDENT EXPENDITURES (use Schedule E)	-0-	-0-	22
23. COORDINATED EXPENDITURES MADE BY PARTY COMMITTEES (2 U.S.C. 441a(d)) (use Schedule F)	-0-	102,298.86	23
24. LOAN REPAYMENTS MADE	-0-	-0-	24
25. LOANS MADE	-0-	-0-	25
26. REFUNDS OF CONTRIBUTIONS TO:			
(a) Individuals/Persons Other Than Political Committees	-0-	250.00	26(a)
(b) Political Party Committees	-0-	-0-	26(b)
(c) Other Political Committees (such as PACs)	-0-	-0-	26(c)
(d) TOTAL CONTRIBUTION REFUNDS (add 26(a), (b), and (c))	-0-	250.00	26(d)
27 OTHER DISBURSEMENTS	1,417.50	1,417.50	27
28. TOTAL DISBURSEMENTS (add 19, 20, 21, 22, 23, 24, 25, 26(d) and 27)	775,795.39	5,532,438.57	28
III. NET CONTRIBUTIONS/OPERATING EXPENDITURES			
29. TOTAL CONTRIBUTIONS (other than loans)(from Line 11(d))	345,261.53	3,230,435.74	29
30. TOTAL CONTRIBUTION REFUNDS (from Line 26(d))	-0-	250.00	30
31 NET CONTRIBUTIONS (other than loans)(subtract Line 30 from 29)	345,261.53	3,230,285.74	31
32. TOTAL OPERATING EXPENDITURES (from Line 19)	598,764.12	4,281,280.38	32
33. OFFSETS TO OPERATING EXPENDITURES (from Line 15)	56,217.71	217,218.44	33
34 NET OPERATING EXPENDITURES (subtract Line 33 from 32)	542,546.41	4,064,062.[illegible]	34

>50436402/24

AMENDMENT

SCHEDULE A — **ITEMIZED RECEIPTS**

For the Reporting Period, Monthly, 7/1/90 - 7/31/90

[redacted] separate schedule(s) for each category of the Detailed Summary Page

PAGE 38a OF 38

FOR LINE NUMBER 11a

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (in Full)

DNC Services Corporation / Democratic National Committee

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Ms. Diana T. MacArthur 5103 Cape Cod Court Bethesda, MD 20816	Dynamac Corporation	7/26/90	325.00
Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Occupation: Chairman / CEO	Aggregate Year-to-Date: $ 825.00	
B. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
	Occupation		
Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Aggregate Year-to-Date: $		
C. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
	Occupation		
Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Aggregate Year-to-Date: $		
D. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
	Occupation		
Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Aggregate Year-to-Date: $		
E. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
	Occupation		
Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Aggregate Year-to-Date: $		
F. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
	Occupation		
Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Aggregate Year-to-Date: $		
G. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
	Occupation		
Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Aggregate Year-to-Date: $		

SUBTOTAL of Receipts This Page (optional)	325.00
TOTAL This Period (last page this line number only)	

C50436407/25

REPORT OF RECEIPTS AND DISBURSEMENTS

For Other Than An Authorized Committee

(Summary Page)

USE FEC MAILING LABEL OR TYPE OR PRINT

1. NAME OF COMMITTEE (in full)
DNC Services Corporation/
Democratic National Committee

ADDRESS (number and street) — Check if different than previously reported
430 South Capitol Street, S.E.

CITY, STATE and ZIP CODE
Washington, D.C. 20003

2 FEC IDENTIFICATION NUMBER
C00010603

3 — This committee qualified as a multicandidate committee DURING THIS Reporting Period on _____ (date)

4. TYPE OF REPORT

(a)
— April 15 Quarterly Report
— July 15 Quarterly Report
— October 15 Quarterly Report
— January 31 Year End Report
— July 31 Mid Year Report (Non-election Year Only)
— Termination Report

Monthly Report Due On
— February 20 — June 20 — October 20
— March 20 — July 20 — November 20
— April 20 — August 20 — December 20
— May 20 X September 20 — January 31

— Twelfth day report preceding _____ (Type of Election) election on _____ in the State of _____

— Thirtieth day report following the General Election on _____ in the State of _____

(b) Is this Report an Amendment? X YES — NO

SUMMARY

		COLUMN A This Period	COLUMN B Calendar Year-to-Date
5.	Covering Period 8/1/90 through 8/31/90		
6.	(a) Cash on Hand January 1, 19 90		$ 3,836,676.25
	(b) Cash on Hand at Beginning of Reporting Period	$ 2,366,285.81	
	(c) Total Receipts (from Line 18)	$ 622,846.15	$ 4,684,894.28
	(d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)	$ 2,989,131.96	$ 8,521,570.53
7.	Total Disbursements (from Line 28)	$ 716,711.51	$ 6,249,150.08
8.	Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))	$ 2,272,420.45	$ 2,272,420.45
9.	Debts and Obligations Owed TO the Committee (Itemize all on Schedule C and/or Schedule D)	$	
10.	Debts and Obligations Owed BY the Committee (Itemize all on Schedule C and/or Schedule D)	$ 556,117.31	

For further information contact:
Federal Election Commission
999 E Street, NW
Washington DC 20463
Toll Free 800-424-9530
Local 202 376-3120

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

Type or Print Name of Treasurer
Robert A. Farmer

Signature of Treasurer

Date

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

FEC FORM 3X

Revised 4.87

15043640726

DETAILED SUMMARY PAGE

of Receipts and Disbursements

Page 2 FEC FORM 3X

AMENDMENT

Name of Committee (In Full)	Report Covering the Period From	to
DNC Services Corp./Democratic Nat'l Comm.	8/1/90	8/31/90

I. RECEIPTS	COLUMN A Total This Period	COLUMN B Calendar Year-To-Date	
11 CONTRIBUTIONS (other than loans) FROM			
a Individuals/Persons Other Than Political Committees			
(i) Itemized (use Schedule A)	57,476.00	650,063.00	11a
(ii) Unitemized	212,817.29	2,343,386.03	11a
(iii) Total of contributions from Individuals	270,293.29	2,993,449.03	11a
b Political Party Committees			11b
c Other Political Committees (such as PACs)	18,250.00	525,530.00	11c
d TOTAL CONTRIBUTIONS (add 11(a)(iii), (b), and (c))	288,543.29	3,518,979.03	11d
12 TRANSFERS FROM AFFILIATED/OTHER PARTY COMMITTEES	109,748.86	260,857.80	12
13 ALL LOANS RECEIVED	200,000.00	450,000.00	13
14 LOAN REPAYMENTS RECEIVED	-0-	-0-	14
15 OFFSETS TO OPERATING EXPENDITURES (Refunds, Rebates, etc.)	22,503.98	239,722.42	15
16 REFUNDS OF CONTRIBUTIONS MADE TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES	-0-	-0-	16
17 OTHER RECEIPTS (Dividends, Interest, etc.)	2,050.02	215,335.03	17
18. TOTAL RECEIPTS (add 11(d), 12, 13, 14, 15, 16 and 17)	622,846.15	4,684,894.28	18
II. DISBURSEMENTS			
19 OPERATING EXPENDITURES	649,016.62	5,660,432.13	19
20 TRANSFERS TO AFFILIATED/OTHER PARTY COMMITTEES	66,544.46	483,601.17	20
21 CONTRIBUTIONS TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES	1,150.43	1,150.43	21
22. INDEPENDENT EXPENDITURES (use Schedule E)	-0-	-0-	22
23. COORDINATED EXPENDITURES MADE BY PARTY COMMITTEES (2 U.S.C. 441a(d)) (use Schedule F)	-0-	102,298.86	23
24 LOAN REPAYMENTS MADE	-0-	-0-	24
25 LOANS MADE	-0-	-0-	25
26 REFUNDS OF CONTRIBUTIONS TO:			
(a) Individuals/Persons Other Than Political Committees	-0-	250.00	26a
(b) Political Party Committees	-0-	-0-	26b
(c) Other Political Committees (such as PACs)	-0-	-0-	26c
(d) TOTAL CONTRIBUTION REFUNDS (add 26(a), (b), and (c))	-0-	250.00	26d
27 OTHER DISBURSEMENTS	-0-	1,417.50	27
28. TOTAL DISBURSEMENTS (add 19, 20, 21, 22, 23, 24, 25, 26(d) and 27)	716,711.51	6,249,150.08	28
III. NET CONTRIBUTIONS/OPERATING EXPENDITURES			
29. TOTAL CONTRIBUTIONS (other than loans) (from Line 11(d))	288,543.29	3,518,979.03	29
30. TOTAL CONTRIBUTION REFUNDS (from Line 26(d))	-0-	250.00	30
31 NET CONTRIBUTIONS (other than loans) (subtract Line 30 from 29)	288,543.29	3,518,729.03	31
32. TOTAL OPERATING EXPENDITURES (from Line 19)	649,016.62	4,930,[illegible].50	32
33. OFFSETS TO OPERATING EXPENDITURES (from Line 15)	22,503.98	239,[illegible]	33
34 NET OPERATING EXPENDITURES (subtract Line 33 from 32)	626,512.64	4,690,[illegible]	34

> 30436072 /

REPORT OF RECEIPTS AND DISBURSEMENTS

For Other Than An Authorized Com[redacted]

(Summary Page)

USE FEC MAILING LABEL OR TYPE OR PRINT

1. NAME OF COMMITTEE (in full)
DNC Services Corporation/
Democratic National Committee

ADDRESS (number and street) — Check if different than previously reported
430 South Capitol Street, S.E.

CITY STATE and ZIP CODE
Washington, D.C. 20003

2 FEC IDENTIFICATION NUMBER
C00010603

3 — This committee qualified as a multicandidate committee DURING THIS Reporting Period on _____ (date)

4. TYPE OF REPORT

(a)
— April 15 Quarterly Report
— July 15 Quarterly Report
— October 15 Quarterly Report
— January 31 Year End Report
— July 31 Mid Year Report (Non-election Year Only)
— Termination Report

Monthly Report Due On
— February 20 — June 20 X October 20
— March 20 — July 20 — November 20
— April 20 — August 20 — December 20
— May 20 — September 20 — January 31

— Twelfth day report preceding _____ (Type of Election) election on _____ in the State of _____

— Thirtieth day report following the General Election on _____ in the State of _____

(b) Is this Report an Amendment? X YES — NO

SUMMARY

		COLUMN A This Period	COLUMN B Calendar Year-to-Date
5.	Covering Period 9/1/90 through 9/30/90		
6.	(a) Cash on Hand January 1, 19 90	[redacted]	$ 3,836,676.25
	(b) Cash on Hand at Beginning of Reporting Period	$ 2,272,420.45	[redacted]
	(c) Total Receipts (from Line 16)	$ 946,031.34	$ 5,630,925.62
	(d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)	$ 3,218,451.79	$ 9,467,601.87
7.	Total Disbursements (from Line 28)	$ 833,809.89	$ 7,082,959.97
8.	Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))	$ 2,384,641.90	$ 2,384,641.90
9.	Debts and Obligations Owed TO the Committee (Itemize all on Schedule C and/or Schedule D)	$	
10.	Debts and Obligations Owed BY the Committee (Itemize all on Schedule C and/or Schedule D)	$ 805,402.31	

For further information contact:
Federal Election Commission
999 E Street, NW
Washington, DC 20463
Toll Free 800-424-9530
Local 202-376-3120

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

Type or Print Name of Treasurer
Robert A. Farmer

Signature of Treasurer

Date

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

FEC FORM 3X

Revised 4-87

15043607228

DETAILED SUMMARY PAGE

AMENDMENT

of Receipts and Disbursements
Page 2 FEC FORM 3X

Name of Committee (Full)	Report Covering the Period From	To
DNC Services Corp./Demo. Nat'l Cmmttee	9/1/90	9/30/90

I. RECEIPTS	COLUMN A Total This Period	COLUMN B Calendar Year-To-Date	
11 CONTRIBUTIONS (other than loans) FROM			
a) Individuals Persons Other Than Political Committees			
(i) Itemized (use Schedule A)	100,290.61	750,353.61	11a
(ii) Unitemized	541,117.70	2,884,503.73	11a
(iii) Total of contributions from individuals	641,408.31	3,634,857.34	11a
b) Political Party Committees	-0-	-0-	11b
c) Other Political Committees (such as PACs)	7,000.00	532,530.00	11c
d) TOTAL CONTRIBUTIONS (add 11(a)(iii), (b), and (c))	648,408.31	4,167,387.34	11d
12 TRANSFERS FROM AFFILIATED/OTHER PARTY COMMITTEES	45,577.52	306,435.32	12
13 ALL LOANS RECEIVED	250,000.00	700,000.00	13
14 LOAN REPAYMENTS RECEIVED	-0-	-0-	14
15 OFFSETS TO OPERATING EXPENDITURES (Refunds, Rebates, etc.)	1,984.25	241,706.67	15
16 REFUNDS OF CONTRIBUTIONS MADE TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES	-0-	-0-	16
17 OTHER RECEIPTS (Dividends, Interest, etc.)	61.26	215,396.29	17
18 TOTAL RECEIPTS (add 11(d), 12, 13, 14, 15, 16 and 17)	946,031.34	5,630,925.62	18
II. DISBURSEMENTS			
19 OPERATING EXPENDITURES	619,812.03	6,280,244.15	19
20 TRANSFERS TO AFFILIATED/OTHER PARTY COMMITTEES	183,347.86	666,949.03	20
21 CONTRIBUTIONS TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES	5,000.00	6,150.43	21
22 INDEPENDENT EXPENDITURES (use Schedule E)	-0-	-0-	22
23 COORDINATED EXPENDITURES MADE BY PARTY COMMITTEES (2 U S C 441a(d)) (use Schedule F)	-0-	102,298.86	23
24 LOAN REPAYMENTS MADE	-0-	-0-	24
25 LOANS MADE	-0-	-0-	25
26 REFUNDS OF CONTRIBUTIONS TO:			
(a) Individuals/Persons Other Than Political Committees	650.00	900.00	26a
(b) Political Party Committees	-0-	-0-	26b
(c) Other Political Committees (such as PACs)	-0-	-0-	26c
(d) TOTAL CONTRIBUTION REFUNDS (add 26(a), (b), and (c))	650.00	900.00	26d
27 OTHER DISBURSEMENTS	25,000.00	26,417.50	27
28 TOTAL DISBURSEMENTS (add 19, 20, 21, 22, 23, 24, 25, 26(d) and 27)	833,809.89	7,082,959.97	28
III. NET CONTRIBUTIONS/OPERATING EXPENDITURES			
29 TOTAL CONTRIBUTIONS (other than loans)(from Line 11(d))	648,308.31	4,167,387.34	29
30 TOTAL CONTRIBUTION REFUNDS (from Line 26(d))	650.00	900.00	30
31 NET CONTRIBUTIONS (other than loans)(subtract Line 30 from 29)	647,658.31	4,166,487.34	31
32 TOTAL OPERATING EXPENDITURES (from Line 19)	619,812.03	5,550,109.53	32
33 OFFSETS TO OPERATING EXPENDITURES (from Line 15)	1,984.25	241,706.67	33
34 NET OPERATING EXPENDITURES (subtract Line 33 from 32)	617,827.78	5,308,402.86	34

>50436029

REPORT OF RECEIPTS AND DISBURSEMENTS

For Other Than An Authorized Co[redacted]

(Summary Page)

USE FEC MAILING LABEL OR TYPE OR PRINT

1. NAME OF COMMITTEE (in full)
DNC Services Corporation/
Democratic National Committee

ADDRESS (number and street) — Check if different than previously reported
430 South Capitol Street, S.E.

CITY STATE and ZIP CODE
Washington, D.C. 20003

2 FEC IDENTIFICATION NUMBER
C00010603

3 — This committee qualified as a multicandidate committee DURING THIS Reporting Period on _____ (date)

4. TYPE OF REPORT

(a)
— April 15 Quarterly Report
— July 15 Quarterly Report
— October 15 Quarterly Report
— January 31 Year End Report
— July 31 Mid Year Report (Non-election Year Only)
— Termination Report

Monthly Report Due On
— February 20 — June 20 — October 20
— March 20 — July 20 — November 20
— April 20 — August 20 — December 20
— May 20 — September 20 — January 31

— Twelfth day report preceding _____ (Type of Election) election on _____ in the State of _____

— Thirtieth day report following the General Election on _____ in the State of _____

(b) Is this Report an Amendment? [X] YES — NO

SUMMARY

		COLUMN A This Period	COLUMN B Calendar Year-to-Date
5.	Covering Period 10/1/90 through 10/17/90		
6.	(a) Cash on Hand January 1, 19 90	[redacted]	$ 3,836,676.25
	(b) Cash on Hand at Beginning of Reporting Period	$ 2,384,641.90	[redacted]
	(c) Total Receipts (from Line 18)	$ 681,204.41	$ 6,312,130.03
	(d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)	$ 3,065,846.31	$ 10,148,806.28
7.	Total Disbursements (from Line 28)	$ 1,101,342.35	$ 8,184,302.32
8.	Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))	$ 1,964,503.96	$ 1,964,503.96
9.	Debts and Obligations Owed TO the Committee (Itemize all on Schedule C and/or Schedule D)	$	
10.	Debts and Obligations Owed BY the Committee (Itemize all on Schedule C and/or Schedule D)	$ 804,687.31	

For further information contact:
Federal Election Commission
999 E Street, NW
Washington, DC 20463
Toll Free 800-424-9530
Local 202-376-3120

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

Type or Print Name of Treasurer
Robert A. Farmer

Signature of Treasurer

Date

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

FEC FORM 3X

Revised 4 87

> 15043640730

DETAILED SUMMARY PAGE

AMENDMENT

of Receipts and Disbursements
Page 2 FEC FORM 3X)

Name of Committee (In Full)	Report Covering the Period From	To
DNC Serv. Corp./Democratic Nat'l Cmmtee	10/01/90	10/17/90

I. RECEIPTS	COLUMN A Total This Period	COLUMN B Calendar Year-To-Date	
11 CONTRIBUTIONS (other than loans) FROM:			
a) Individuals Persons Other Than Political Committees			
(i) Itemized (use Schedule A)	114,191.00	864,544.61	11a
(ii) Unitemized	427,864.10	3,312,367.83	11a
(iii) Total of contributions from Individuals	542,055.10	4,176,912.44	11a
b) Political Party Committees	-0-	-0-	11b
c) Other Political Committees (such as PACs)	46,500.00	579,030.00	11c
d) TOTAL CONTRIBUTIONS (add 11(a)(iii), (b), and (c))	588,555.10	4,755,942.44	11d
12 TRANSFERS FROM AFFILIATED/OTHER PARTY COMMITTEES	-0-	306,435.32	12
13 ALL LOANS RECEIVED	-0-	700,000.00	13
14 LOAN REPAYMENTS RECEIVED	-0-	-0-	14
15 OFFSETS TO OPERATING EXPENDITURES (Refunds,Rebates, etc.)	4,548.87	246,255.54	15
16 REFUNDS OF CONTRIBUTIONS MADE TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES	-0-	-0-	16
17 OTHER RECEIPTS (Dividends,Interest, etc.)	88,100.44	303,496.73	17
18 TOTAL RECEIPTS (add 11(d), 12, 13, 14, 15, 16 and 17)	681,204.41	6,312,130.03	18
II. DISBURSEMENTS			
19 OPERATING EXPENDITURES	529,973.79	6,810,217.94	19
20. TRANSFERS TO AFFILIATED/OTHER PARTY COMMITTEES	571,368.56	1,238,317.59	20
21 CONTRIBUTIONS TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES	-0-	6,150.43	21
22 INDEPENDENT EXPENDITURES (use Schedule E)	-0-	-0-	22
23 COORDINATED EXPENDITURES MADE BY PARTY COMMITTEES (2 U.S.C. 441a(d)) (use Schedule F)	-0-	102,298.86	23
24 LOAN REPAYMENTS MADE	-0-	-0-	24
25 LOANS MADE	-0-	-0-	25
26. REFUNDS OF CONTRIBUTIONS TO:			26
(a) Individuals/Persons Other Than Political Committees	-0-	900.00	26.a
(b) Political Party Committees	-0-	-0-	26.b
(c) Other Political Committees (such as PACs)	-0-	-0-	26.c
(d) TOTAL CONTRIBUTION REFUNDS (add 26(a), (b), and (c))	-0-	900.00	26.d
27 OTHER DISBURSEMENTS	-0-	26,417.50	27
28 TOTAL DISBURSEMENTS (add 19, 20, 21, 22, 23, 24, 25, 26(d) and 27)	1,101,342.35	8,184,302.32	28
III. NET CONTRIBUTIONS/OPERATING EXPENDITURES			
29. TOTAL CONTRIBUTIONS (other than loans)(from Line 11(d))	588,555.10	4,755,942.44	29
30 TOTAL CONTRIBUTION REFUNDS (from Line 26(d))	-0-	900.00	30
31 NET CONTRIBUTIONS (other than loans)(subtract Line 30 from 29)	588,555.10	4,755,042.44	31
32 TOTAL OPERATING EXPENDITURES (from Line 19)	529,973.79	6,810,217.94	32
33 OFFSETS TO OPERATING EXPENDITURES (from Line 15)	4,548.87	246,255.54	33
34 NET OPERATING EXPENDITURES (subtract Line 33 from 32)	525,424.92	6,563,962.40	34

15043640731

REPORT OF RECEIPTS AND DISBURSEMENTS

For Other Than An Authorized Committee

(Summary Page)

USE FEC MAILING LABEL OR TYPE OR PRINT

1. NAME OF COMMITTEE (in full)
DNC Services Corporation/
Democratic National Committee

ADDRESS (number and street) — Check if different than previously reported
430 South Capitol Street, S.E.

CITY, STATE and ZIP CODE
Washington, D.C. 20003

2 FEC IDENTIFICATION NUMBER
C00010603

3 — This committee qualified as a multicandidate committee DURING THIS Reporting Period on _____ date

4. TYPE OF REPORT

(a)
— April 15 Quarterly Report
— July 15 Quarterly Report
— October 15 Quarterly Report
— January 31 Year End Report
— July 31 Mid Year Report (Non-election Year Only)
— Termination Report

Monthly Report Due On
— February 20 — June 20 — October 20
— March 20 — July 20 — November 20
— April 20 — August 20 — December 20
— May 20 — September 20 — January 31

— Twelfth day report preceding _____ (Type of Election) election on _____ in the State of _____

— Thirtieth day report following the General Election on _____ in the State of _____

(b) Is this Report an Amendment? [X] YES [ ] NO

SUMMARY

		COLUMN A This Period	COLUMN B Calendar Year-to-Date
5.	Covering Period 10/18/90 through 11/26/90		
6.	(a) Cash on Hand January 1, 19____		$ 3,836,676.25
	(b) Cash on Hand at Beginning of Reporting Period	$ 1,964,503.96	[redacted]
	(c) Total Receipts (from Line 16)	$ 1,030,737.65	$ 7,342,867.68
	(d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)	$ 2,995,241.61	$ 11,179,543.93
7.	Total Disbursements (from Line 28)	$ 1,329,868.47	$ 9,514,170.79
8.	Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))	$ 1,665,373.14	$ 1,665,373.14
9.	Debts and Obligations Owed TO the Committee (Itemize all on Schedule C and/or Schedule D)	$	
10.	Debts and Obligations Owed BY the Committee (Itemize all on Schedule C and/or Schedule D)	$ 803,972.31	

For further information contact:
Federal Election Commission
999 E Street, NW
Washington DC 20463
Toll Free 800-424-9530
Local 202-376-3120

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

Type or Print Name of Treasurer
Robert A. Farmer

Signature of Treasurer

Date

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

FEC FORM 3X

Revised 4.87

15043640732

DETAILED SUMMARY PAGE

AMENDMENT

of Receipts and Disbursements
Page 2 FEC FORM 3X

Name of Committee	Report Covering the Period From 10/18/90 To 11/26/90	
Democratic Nat'l Ctte/DNC Serv. Corp.		
I. RECEIPTS	**COLUMN A Total This Period**	**COLUMN B Calendar Year-To-Date**
11 CONTRIBUTIONS (other than loans) FROM		
a Individuals Persons Other Than Political Committees		
(i) Itemized (use Schedule A)	340,384.59	1,204,929.20
(ii) Unitemized	534,863.51	3,847,231.34
(iii) Total of contributions from Individuals	875,248.10	5,052,160.54
b Political Party Committees	-0-	-0-
c Other Political Committees (such as PACs)	52,200.00	631,230.00
d TOTAL CONTRIBUTIONS (add 11(a)(iii), (b), and (c))	927,448.10	5,683,390.54
12 TRANSFERS FROM AFFILIATED/OTHER PARTY COMMITTEES	66,784.14	373,219.46
13 ALL LOANS RECEIVED	-0-	700,000.00
14 LOAN REPAYMENTS RECEIVED	-0-	-0-
15 OFFSETS TO OPERATING EXPENDITURES (Refunds, Rebates, etc.)	32,428.91	278,684.45
16 REFUNDS OF CONTRIBUTIONS MADE TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES	-0-	-0-
17 OTHER RECEIPTS (Dividends, Interest, etc.)	4,076.50	307,573.23
18 TOTAL RECEIPTS (add 11(d), 12, 13, 14, 15, 16 and 17)	1,030,737.65	7,342,867.68
II. DISBURSEMENTS		
19 OPERATING EXPENDITURES	1,015,500.84	7,825,718.78
20 TRANSFERS TO AFFILIATED/OTHER PARTY COMMITTEES	311,867.63	1,550,185.22
21 CONTRIBUTIONS TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES	2,500.00	8,650.43
22 INDEPENDENT EXPENDITURES (use Schedule E)	-0-	-0-
23 COORDINATED EXPENDITURES MADE BY PARTY COMMITTEES (2 U.S.C. 441a(d)) (use Schedule F)	-0-	102,298.86
24 LOAN REPAYMENTS MADE	-0-	-0-
25 LOANS MADE	-0-	-0-
26 REFUNDS OF CONTRIBUTIONS TO:		
(a) Individuals/Persons Other Than Political Committees	-0-	900.00
(b) Political Party Committees	-0-	-0-
(c) Other Political Committees (such as PACs)	-0-	-0-
(d) TOTAL CONTRIBUTION REFUNDS (add 26(a), (b), and (c))	-0-	900.00
27 OTHER DISBURSEMENTS	-0-	26,[illegible].50
28 TOTAL DISBURSEMENTS (add 19, 20, 21, 22, 23, 24, 25, 26(d) and 27)	1,329,868.47	9,514,[illegible]
III. NET CONTRIBUTIONS/OPERATING EXPENDITURES		
29 TOTAL CONTRIBUTIONS (other than loans)(from Line 11(d))	927,448.10	5,683,390.54
30 TOTAL CONTRIBUTION REFUNDS (from Line 26(d))	-0-	900.00
31 NET CONTRIBUTIONS (other than loans)(subtract Line 30 from 29)	927,448.10	5,682,490.54
32 TOTAL OPERATING EXPENDITURES (from Line 19)	1,015,415.84	7,825,[illegible]
33 OFFSETS TO OPERATING EXPENDITURES (from Line 15)	32,428.91	278,[illegible]
34 NET OPERATING EXPENDITURES (subtract Line 33 from 32)	982,986.93	7,546,[illegible]

15043640733

REPORT OF RECEIPTS AND DISBURSEMENTS

For Other Than An Authorized Committee

(Summary Page)

USE FEC MAILING LABEL OR TYPE OR PRINT

1. NAME OF COMMITTEE (in full)
DNC Services Corporation/
Democratic National Committee

ADDRESS (number and street) — Check if different than previously reported
430 South Capitol Street, S.E.

CITY, STATE and ZIP CODE
Washington, D.C. 20003

2 FEC IDENTIFICATION NUMBER
C00010603

3 — This committee qualified as a multicandidate committee DURING THIS Reporting Period on _____ date

4. TYPE OF REPORT

(a)
— April 15 Quarterly Report
— July 15 Quarterly Report
— October 15 Quarterly Report
X January 31 Year End Report
— July 31 Mid Year Report (Non-election Year Only)
— Termination Report

Monthly Report Due On
— February 20
— March 20
— April 20
— May 20
— June 20
— July 20
— August 20
— September 20
— October 20
— November 20
— December 20
— January 31

— Twelfth day report preceding _____ (Type of Election) election on _____ in the State of _____

— Thirtieth day report following the General Election on _____ in the State of _____

(b) Is this Report an Amendment? [X] YES [ ] NO

SUMMARY

		COLUMN A This Period	COLUMN B Calendar Year-to-Date
5.	Covering Period 11/27/90 through 12/31/90		
6.	(a) Cash on Hand January 1, 19 90		$ 3,836,676.25
	(b) Cash on Hand at Beginning of Reporting Period	$ 1,665,373.14	
	(c) Total Receipts (from Line 16)	$ 312,757.68	$ 7,655,625.36
	(d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)	$ 1,978,130.82	$ 11,492,301.61
7.	Total Disbursements (from Line 28)	$ 624,492.77	$ 10,138,663.56
8.	Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))	$ 1,353,638.05	$ 1,353,638.05
9.	Debts and Obligations Owed TO the Committee (Itemize all on Schedule C and/or Schedule D)	$	
10.	Debts and Obligations Owed BY the Committee (Itemize all on Schedule C and/or Schedule D)	$ 957,982.65	

For further information contact:
Federal Election Commission
999 E Street NW
Washington DC 20463
Toll Free 800-424-9530
Local 202 376-3120

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

Type or Print Name of Treasurer
Robert A. Farmer

Signature of Treasurer

Date

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

FEC FORM 3X

Rev sed 4.87

15043640734

AMENDMENT

DETAILED SUMMARY PAGE

of Receipts and Disbursements
Page 2 FEC FORM 3X

Name of Committee (In Full)	Report Covering the Period From	To
DNC Serv. Corp./Demo. Nat'l Cmittee	11/27/90	12/31/90

I. RECEIPTS	COLUMN A Total This Period	COLUMN B Calendar Year-To-Date	
11 CONTRIBUTIONS (other than loans) FROM			
a Individuals/Persons Other Than Political Committees			
(i) Itemized (use Schedule A)	62,978.00	1,267,907.20	11a
(ii) Unitemized	190,556.32	4,037,787.66	11a
(iii) Total of contributions from Individuals	253,534.32	5,305,694.86	11a
b Political Party Committees	-0-	-0-	11b
c Other Political Committees (such as PACs)	34,050.00	665,280.00	11c
d TOTAL CONTRIBUTIONS (add 11(a)(iii), (b), and (c))	287,584.32	5,970,974.86	11d
12 TRANSFERS FROM AFFILIATED OTHER PARTY COMMITTEES	-0-	373,219.46	12
13 ALL LOANS RECEIVED	-0-	700,000.00	13
14 LOAN REPAYMENTS RECEIVED	-0-	-0-	14
15 OFFSETS TO OPERATING EXPENDITURES (Refunds, Rebates, etc.)	20,392.87	299,077.32	15
16 REFUNDS OF CONTRIBUTIONS MADE TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES	-0-	-0-	16
17 OTHER RECEIPTS (Dividends, Interest, etc.)	4,780.49	312,353.72	17
18 TOTAL RECEIPTS (add 11(d), 12, 13, 14, 15, 16 and 17)	312,757.68	7,655,625.36	18
II. DISBURSEMENTS			
19 OPERATING EXPENDITURES	593,403.50	8,419,122.28	19
20 TRANSFERS TO AFFILIATED/OTHER PARTY COMMITTEES	30,589.27	1,580,774.49	20
21 CONTRIBUTIONS TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES	-0-	8,650.43	21
22 INDEPENDENT EXPENDITURES (use Schedule E)	-0-	-0-	22
23 COORDINATED EXPENDITURES MADE BY PARTY COMMITTEES (2 U S C 441a(d)) (use Schedule F)	500.00	102,798.86	23
24 LOAN REPAYMENTS MADE	-0-	-0-	24
25 LOANS MADE	-0-	-0-	25
26 REFUNDS OF CONTRIBUTIONS TO:			
(a) Individuals/Persons Other Than Political Committees	-0-	900.00	26a
(b) Political Party Committees	-0-	-0-	26b
(c) Other Political Committees (such as PACs)	-0-	-0-	26c
(d) TOTAL CONTRIBUTION REFUNDS (add 26(a), (b) and (c))	-0-	900.00	26d
27 OTHER DISBURSEMENTS	-0-	26,417.50	27
28 TOTAL DISBURSEMENTS (add 19, 20, 21, 22, 23, 24, 25, 26(d) and 27)	624,492.77	10,138,663.56	28
III. NET CONTRIBUTIONS/OPERATING EXPENDITURES			
29 TOTAL CONTRIBUTIONS (other than loans)(from Line 11(d))	287,584.32	5,970,974.86	29
30 TOTAL CONTRIBUTION REFUNDS (from Line 26(d))	-0-	900.00	30
31 NET CONTRIBUTIONS (other than loans)(subtract Line 30 from 29)	287,584.32	5,970,074.86	31
32 TOTAL OPERATING EXPENDITURES (from Line 19)	593,403.50	8,419,122.28	32
33 OFFSETS TO OPERATING EXPENDITURES (from Line 15)	20,392.87	299,077.32	33
34 NET OPERATING EXPENDITURES (subtract Line 33 from 32)	573,010.63	8,119,045.96	34

>50436405

OGC 0956

RECEIVED
FEDERAL ELECTION COMMISSION
MAIL ROOM

91 APR 29 AM 11:15

GOLDFARB & FLEECE
345 PARK AVENUE
NEW YORK, N.Y. 10154

MORTON WITZLING
EMANUEL LUBIN
LAWRENCE RIVKIN
SIDNEY A. MIGDON
PHILIP A. GLANTZ
STEVEN B. SHORE*
RICHARD C. SNIDER
MARILYN A. FISCHER
BRUCE S. LEFFLER**
NEAL A. WEINSTEIN†

LISA F. SIEGEL
MARC J. BECKER††

* N.Y. & FLA. BAR
** N.Y. & D.C. BAR
† N.Y. & GA. BAR
†† N.Y. & MASS. BAR

212-421-2828
CABLE 'STAGFLEET'
TELECOPIER 212-751-3738

STANLEY S. GOLDFARB (1906-1975)
CHARLES L. FLEECE (1898-1966)

April 26, 1991

WRITERS DIRECT DIAL

891-9114

91 APR 29 PM 3:11

FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL

VIA FEDERAL EXPRESS

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

Re: MUR 3249/Lewis Rudin

Dear Mr. James:

Supplementing our submission of April 24, 1991, I am enclosing a photocopy of a check dated April 19, 1991 from the Senator Sam Nunn Campaign Committee reflecting the refund of the $1,000 contribution which Mr. Rudin had intended for a later campaign.

Thank you for your cooperation.

Sincerely,

Sidney A. Migdon

SAM/gt
Enc.

2504364007506

SENATOR SAM NUNN
CAMPAIGN COMMITTEE
POST OFFICE BOX 56285
ATLANTA, GEORGIA 30343

DATE			

64-116
611

5141

PAY One thousand and 00/100 DOLLARS

DATE	TO THE ORDER OF	CHECK NO.	DESCRIPTION	CHECK AMOUNT
4-19-91	Lewis Rudin 345 Park Avenue New York, New York 10054	5141	Refund of Contribution	1000 00

BANK SOUTH HOUSTON COUNTY, N.A.
DRAWER R
PERRY, GEORGIA 31069

SENATOR SAM NUNN CAMPAIGN COMMITTEE

Gordon D. Giffin
GORDON D. GIFFIN, TREASURER

⑈005141⑈ ⑆061101168⑆ 01 42 646⑈

30433640737

0 0 0 0 9 2 3

BEST & FLANAGAN
ATTORNEYS AT LAW
3500 IDS CENTER
MINNEAPOLIS, MINNESOTA 55402-2110
TELEPHONE (612) 339-7121
TELECOPIER (612) 339-5867

RECEIVED
FEDERAL ELECTION COMMISSION
MAIL ROOM
91 MAY -2 AM 9:37

JOHN R. CARROLL
JAMES D. OLSON
ROBERT M. SKARK
ROBERT L. CROSBY
LEONARD M. ADDINGTON
ROBERT R. BARTH
N. WALTER GRAFF
ALLEN D. BARNARD
RICHARD A. PETERSON
ROBERT J. CHRISTIANSON, JR.
FRANK J. WALZ
THOMAS D. CARLSON
FRANK VOOL
MARINUS W. VAN PUTTEN, JR.
DAVID B. MORSE
JOHN A. BURTON, JR.
JAMES C. DIRACLES
ROBERT L. MELLER, JR.
SCOTT D. ELLER
CHARLES C. BERQUIST
GEORGE O. LUDCKE
E. JOSEPH LAFAVE
GREGORY D. SOULE
CATHY E. GORLIN
PATRICK B. HENNESSY
TIMOTHY A. SULLIVAN
TAMMY L. PUST
BRIAN F. RICE
TRACY J. VAN STEENBURGH
DAVID J. ZUBKE
STEVEN R. KRUGER

JAMES P. MICHELS
PAUL E. KAMINSKI
CINDY J. LARSON
JOHN P. BOYLE
ROBB C. FORMELL
CHRISTOPHER C. FOY
CARYN SCHEEB GLOVER
SARAH S. GODFREY
MARY E. SHEAREN
CATHERINE J. COURTNEY
KEITH J. NELSEN
TRACY F. KOCHENDORFER
JEANNICE M. REDING
DAVID D. ETZWILER

OF COUNSEL
CHARLES A. GEER
ARCHIBALD SPENCER
CHARLES S. BELLOWS
WARD B. LEWIS

RETIRED
LEONARD W. SIMONET

JAMES I. BEST
1902-1986
ROBERT J. FLANAGAN
1906-1974
GEORGE MALONEY
1909-1960

April 29, 1991

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

ATTENTION: Noriega James, Esq.

Re: MUR 3249

Dear Ms. Lerner:

Enclosed please find a Statement of Designation of Counsel signed by Mark Dayton, confirming my representation of him in the above matter.

Your letter to Mr. Dayton dated April 8, 1991 was received by him on April 24. It is my understanding that Mr. Dayton's responsive statement is therefore due to be submitted on or before May 9, 1991. If that is incorrect, please advise me promptly.

Yours very truly,

Frank J. Walz

FJW:emw
enclosure
cc: Mr. Mark B. Dayton
98900

91 MAY -2 PM 3:31
RECEIVED
FEDERAL ELECTION COMMISSION
MAIL ROOM

5043640783

STATEMENT OF DESIGNATION OF COUNSEL

MUR 3249

NAME OF COUNSEL: Frank J. Walz

ADDRESS: Best & Flanagan

3500 IDS Center

80 South 8th Street

~~Minneapolis, MN 55402~~

TELEPHONE: 612/339-7121

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.

April 26, 1991
Date

Signature

RESPONDENT'S NAME: Mark B. Dayton

ADDRESS: 1222 Mt. Curve Avenue

Minneapolis, Minnesota 55403

HOME PHONE: 612/377-0136

BUSINESS PHONE: 612/297-3670

2504364032

OGC#0999

JONES, DAY, REAVIS & POGUE

ATLANTA
AUSTIN
BRUSSELS
CHICAGO
CLEVELAND
COLUMBUS
DALLAS
FRANKFURT
GENEVA
HONG KONG
IRVINE
LONDON
LOS ANGELES
NEW YORK
PARIS
PITTSBURGH
RIYADH
TAIPEI
TOKYO

METROPOLITAN SQUARE
1450 G STREET, N.W.
WASHINGTON, D.C. 20005-2088

TELEPHONE: 202-879-3939
TELEX: DOMESTIC 892410
TELEX: INTERNATIONAL 64383
CABLE: ATTORNEYS WASHINGTON
FACSIMILE: 202-737-2832
WRITER'S DIRECT NUMBER

537870-008-001
7028:fdm:0144R

(202) 879-3888

May 3, 1991

HAND DELIVERED

Mr. Noriega James
Staff Attorney
Federal Election Commission
Washington, D. C.

Re: MUR 3249 ~~3429~~

Dear Mr. James:

This is an interim reply to the letter to Mr. Morton Mandel from Laurence M. Noble, General Counsel, Federal Election Commission (the "Commission") dated April 8, 1991. Mr. Mandel did not actually receive Mr. Noble's letter until April 18, 1991. Under the computation of time rules set out at 11 C.F.R. 2(a) and (c) and the substantive time limit of 11 C.F.R. 111.6, I understand that under the Commission's rules, Mr. Mandel would have until the early part of next week to show why no action should be taken on the current complaint.

While Mr. Mandel is an active participant in the political process, at no time has he ever been aware of violating or had any intention of violating the individual contribution limits of the Federal Election Laws.

Since Mr. Mandel received Mr. Noble's letter and at his instruction, I have been in contact with the appropriate officials at the Democratic National and Senatorial Campaign Committees to ascertain with precision the facts underlying the matters alleged in the complaint filed with the Commission.

91 MAY -3 PM 1:00

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL

> 5043640740

I expect by next Tuesday to be able to submit a full report to you. Upon initial examination, it appears that at least two of Mr. Mandel's contributions were improperly allocated as between federal and nonfederal accounts. When I have been able to develop the facts on these matters next week, I will communicate with you again.

Many thanks for your attention to this matter.

Very truly yours,

Jonathan C. Rose (for)

Jonathan C. Rose

cc: Ms. Ann Klein
Mr. Phil Sims

0043640/41

06C 1071

BEST & FLANAGAN
ATTORNEYS AT LAW
3500 IDS CENTER
MINNEAPOLIS, MINNESOTA 55402-2113
TELEPHONE (612) 339-7121
TELECOPIER (612) 339-5897

JOHN R. CARROLL
JAMES D. OLSON
ROBERT M. SKARE
ROBERT L. CROSBY
LEONARD M. ADDINGTON
ROBERT R. BASTH
N. WALTER CRAFT
ALLEN D. BARNARD
RICHARD A. PETERSON
ROBERT J. CHRISTIANSON, JR.
FRANK J. WALZ
THOMAS D. CARLSON
FRANK VOGL
MARINUS W. VAN PUTTEN, JR.
DAVID B. MORSE
JOHN A. BURTON, JR.
JAMES C. DIRACLES
ROBERT L. MELLER, JR.
SCOTT D. ELLER
CHARLES C. BERQUIST
GEORGE O. LUDCKE
E. JOSEPH LAFAVE
GREGORY D. SOULE
CATHY E. GOBLIN
PATRICK B. HENNESSY
TIMOTHY A. SULLIVAN
TAMMY L. PUST
BRIAN F. RICE
TRACY J. VAN STEENBURGH
DAVID J. ZUBKE
STEVEN R. KRUGER

JAMES P. MICHELS
PAUL E. KAMINSKI
CINDY J. LARSON
JOHN P. BOYLE
ROSS C. FORNELL
CHRISTOPHER C. FOY
CARYN SCHERR GLOVER
SARAH S. GODFREY
MARY E. SHRAREN
CATHERINE J. COURTNEY
KEITH J. NELSEN
TRACY F. KOCHENDORFER
JEANNICE M. REDDO
DAVID D. ETZWILER

OF COUNSEL
CHARLES A. GEER
ARCHIBALD SPENCER
CHARLES S. BELLOWS
WARD B. LEWIS

RETIRED
LEONARD W. SIMONET

JAMES I. BEST
1909-1986
ROBERT J. FLANAGAN
1906-1974
GEORGE MALONEY
1909-1969

May 8, 1991

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

ATTENTION: Noriega James, Esq.

Re: MUR 3249

Dear Ms. Lerner:

Enclosed please find the Affidavit of Mark B. Dayton and the Response of Mark B. Dayton in the above matter.

I believe that the enclosures fully address the allegations of excessive federal contributions made by the complaining party against Mr. Dayton. If you need further information, or have any further questions, however, please give me a call.

Yours very truly,

Frank J. Walz

FJW:emw
enclosures
cc: Mr. Mark B. Dayton w/encs.
9963Q

91 MAY -9 PM 3:22
RECEIVED
FEDERAL ELECTION COMMISSION
SECRETARIAT

91 MAY -9 AM 10:36
FEDERAL ELECTION COMMISSION

5043640742

BEFORE THE
FEDERAL ELECTION COMMISSION

IN THE MATTER OF: MUR 3249

MARK B. DAYTON, RICHARD J. DENNIS, FREDERICK W. FIELD, JEROME KOHLBERG, DIANA T. MacARTHUR, MORTON L. MANDEL, ROBERT E. RUBIN, LEWIS RUDIN,

Respondents.

RESPONSE OF MARK B. DAYTON

INTRODUCTION

This memorandum is submitted on behalf of the respondent Mark B. Dayton in response to the allegations in paragraphs 7 and 8 of the Complaint filed by the Center for Responsive Politics in the above matter that Mr. Dayton made contributions to federal political committees totalling $27,100 in 1989, thereby exceeding the annual contribution limit of $25,000. 2 U.S.C. § 441a(a)(3); 11 C.F.R. § 110.5. Mr. Dayton did not make, and did not intend to make, contributions exceeding $25,000 in 1989, and the Committee should dismiss the Complaint against him.

DISCUSSION

Over the past several years, Mr. Dayton has been a major contributor to the Democratic National Committee and to

2043640745

other national Democratic efforts. He has always been mindful of, and extremely careful not to violate or exceed, the contribution limits and other FEC regulations. [See Affidavit of Mark B. Dayton ("Dayton Affidavit"), ¶ 4.]

During the first six months of 1989, Mr. Dayton made contributions totalling $25,000 to three federal political committees, the Democratic Senatorial Campaign Committee ($15,000), the Fund for a Democratic Majority ($5,000), and Democrats for the 90's ($5,000). [Dayton Affidavit, ¶ 5.]

The Complaint alleges that in October and November 1989, Mr. Dayton made four additional contributions, totalling $2,100, thereby exceeding the annual contribution limit by that amount. The contributions alleged, as reported by federal political committees, are as follows:

Date	Committee	Amount
1. October 4, 1989	Committee of the Assistant Majority Leader	$ 200
2. November 7, 1989	Committee of the Assistant Majority Leader	$ 1,000
3. November 16, 1989	Democrats 2000	$ 500
4. November 29, 1989	Democratic National Committee	$ 400

Prior to learning of the Complaint, Mr. Dayton was not aware that any of these committees had reported the payments identified to the FEC as political contributions from him.

2504336407444

[Dayton Affidavit, ¶¶ 8, 10, 12.] None of the payments was so intended by Mr. Dayton, and in each instance appropriate action has been taken to correct the reporting error.

1-2. Committee of the Assistant Majority Leader.

State Senator William P. Luther is the Assistant Majority Leader of the Minnesota State Senate. In October and November 1989, Senator Luther solicited contributions of $200 and $100 from Mr. Dayton to the "Committee of the Assistant Majority Leader." Senator Luther represented that the Committee was a state committee directed by him which supported only candidates for state office. Mr. Dayton was not aware that the Committee was registered with the FEC, in addition to its registration with the Minnesota State Ethical Practices Board. Had he been aware of the Committee's federal registration, he would not have made the contributions, or would have specified that his contributions were intended only for the state committee or state candidates. [Dayton Affidavit, ¶ 7.]

In fact, the Committee reported Mr. Dayton's contributions to both the FEC and the Minnesota Ethical Practices Board. [An excerpt from the Committee's January 29, 1990 report to the Ethical Practices Board disclosing the contributions from Mr. Dayton is attached is this memorandum as Exhibit 1.]

At Mr. Dayton's direction, we have requested that the

2504364045

Committee of the Assistant Majority Leader refund the contributions, from its federal account, and transfer the funds to its state committee, in accordance with Mr. Dayton's original intent. The Committee has advised us that the transfers have been made, and that the refunds will be reported on its next report to the FEC. [Copies of the pertinent correspondence to and from the Committee's attorney are attached to this memorandum as Exhibits 2 and 3.]

3. Democrats 2000.

Democrats 2000, Inc. is an organization of progressive Democrats, including a number of elected officials, interested in networking with one another and in conducting forums on national issues. In mid-November 1989, Mr. Dayton was solicited for membership in the organization by Minnesota Attorney General Hubert H. Humphrey, III, who told Mr. Dayton that his contribution was a membership fee to support the organization's networking activities. Mr. Dayton paid $500 to Democrats 2000 with the understanding that the payment was for a membership fee and for attendance at the organization's first annual dinner. [Dayton Affidavit, ¶ 9.]

Mr. Dayton was not aware that Democrats 2000, Inc. had a political committee registered with the FEC, or that it supported federal candidates. Had he been aware of these facts, he would have specified that his $500 payment was not intended as

5043640746

a political contribution, but only as a donation to Democrats 2000, Inc., the organization itself. [Id.]

At Mr. Dayton's direction, we have requested that Democrats 2000's political committee refund the contribution, as reported, and transfer the funds to Democrats 2000, Inc., to conform to Mr. Dayton's original intent. Democrats 2000 has advised us that the transfer has been made, and that the refund will be reported on the political committee's next report to the FEC. [Copies of the pertinent correspondence are attached to this memorandum as Exhibits 4 and 5.]

4. Democratic National Committee.

Mr. Dayton is a Trustee of the DNC, as a major contributor to it. In late November 1989, he was invited by the DNC to a Trustee's conference in San Francisco on December 1-2, 1989, with a request that he pay a $400 registration fee to help defray the cost of the conference. He initially objected to payment of the fee, but was advised that other Trustees had insisted that the DNC charge the fee to defray its costs. Mr. Dayton did not understand the payment to be a political contribution; he was specifically advised that it was not. Nor did he intend the payment as a political contribution, or for the support of federal candidates. [Dayton Affidavit, ¶ 11.]

Both Mr. Dayton and we have been assured by the DNC

7504364074 7

that Mr. Dayton's check was mistakenly deposited in the DNC's federal account, and erroneously reported as a contribution, and that the check should have been deposited in its non-federal account. At our request, the $400 payment has been refunded, as reported, and transferred to the DNC's non-federal account. The DNC has indicated that the refund and transfer will be reported on its next FEC report. [A copy of the DNC's letter confirming this information is attached to this memorandum as Exhibit 6.]

CONCLUSION

Federal law and FEC regulations define a "contribution" as a gift of money "made . . . for the purpose of influencing any election for Federal office . . . ." 2 U.S.C. § 431(8); 11 C.F.R. § 100.7(a)(1). It is clear that Mr. Dayton did not understand or intend that any of the four payments in question was made for such a purpose. Mr. Dayton was not aware that the payments were reported by federal political committees as contributions until the Complaint was filed. He has acted promptly thereafter to obtain refunds of the contributions, as erroneously reported, and transfers of the funds to the proper non-federal entities or accounts to conform to his original intentions.

We therefore respectfully request that the Commission take no action against Mr. Dayton in response to the Complaint,

5043607448

other than dismissal.

BEST & FLANAGAN

By _____
Frank J. Wolf, # 54327
3500 IDS Center
Minneapolis, MN 55402
612-339-7121

ATTORNEYS FOR RESPONDENT MARK B. DAYTON

DATED: May 8, 1991.

99570

2504364014

REPORT OF RECEIPTS AND EXPENDITURES
POLITICAL COMMITTEES AND FUNDS ONLY

(All the information on this report is public information.)

USE BLACK INK OR TYPEWRITER ONLY!
DO NOT USE BLUE INK

Committee Registration #
4-0411

Name of Committee
Committee of the Senate
Assistant Majority Leader

Address Street
1625 S. Wild Ridge Court

City | State | Zip Code
Newport, | MN | 55055

Area Code/Telephone #
Day | Other

DATE REPORT DUE: January 31, 1990

REPORTING PERIOD: January 1, 1989 through December 31, 1989

CHECK BOX(ES) BELOW if Appropriate: See Instructions

☐ No change since last report
Depository(ies) balance $

☐ Amendment - to report filed for _____ (reporting period)

☐ Termination, effective date _____

1	Beginning Balance January 1, 1989	$21,956.30
	RECEIPTS	
2	Cash Contributions	$28,237.49
3	Miscellaneous Income	1,979.88
4	Repayment of Notes Receivable	-0-
5	New Notes and Loans Payable	-0-
6	TOTAL RECEIPTS	30,217.37
	DISBURSEMENTS	
7	Cash Donations to Candidates and/or Committees	$ 585.00
8	Goods and Services Paid for on Behalf of Candidates and/or Other Committees or Funds	34.55
9	Ballot Question or Independent Expenditure	-0-
10	All Other Disbursements	6,615.43
11	TOTAL DISBURSEMENTS	(7,234.98
12	Ending Cash Balance, December 31, 1989	$44,938.69

(Should be reconcilable to check book balance)

13	In-kind Contributions Received	+ $ -0-
14	In-kind Contributions Made	- (-0-
15	In-kind Disbursements	- (-0-
		= -0-
16	Amounts owed by committee	
	A. Notes or loans	$ -0-
	B. Unpaid bills	-0-
17	Amounts owed to committee	$ -0-

CERTIFICATION:

I, Michael R. Sieben, CERTIFY THAT
Print or Type Name
THIS REPORT IS COMPLETE, TRUE, AND CORRECT.

Signature of Treasurer

Date 1-29-90

Any person who signs and certifies to be true a report or statement knowing it contains false information or who knowingly omits required information is guilty of a gross misdemeanor.

FILE WITH ETHICAL PRACTICES BOARD
625 NORTH ROBERT STREET
ST. PAUL, MN 55101
(612) 296-1721

EXHIBIT 1

Registration # 4-0411 SCHEDULE A - RECEIPTS

Month, day, year of receipt Name and address of entity (if contribution, give employer of donor) Must be in alphabetical order	Category and Amounts of Receipts Cash Contributions	In-kind — List amount and item	Miscellaneous	Repayment of Note or Loan Receivable	New Note or Loan Payable
See attached Exhibit A which is hereby made a part hereof					
See attached Exhibit B which is hereby made a part hereof					

(It is unlawful to use this information for commercial purposes.)

Page of -2-

EXHIBIT A

CASH CONTRIBUTIONS

	Prior Periods	This Period	Year-to-date
03/30/89 Alan Albrecht 5196 St. Albans Bay Road Excelsior, MN 55331 attorney	-0-	100.00	100.00
10/11/89 Alan Albrecht 5196 St. Albans Bay Road Excelsior, MN 55331 attorney	-0-	100.00	200.00
03/30/89 Richard L. Brubacher 414 Hazel Lane Hopkins, MN 55343 Hennepin County	-0-	100.00	100.00
10/13/89 Richard L. Brubacher 414 Hazel Lane Hopkins, MN 55343 Hennepin County	-0-	100.00	200.00
03/29/89 CAR, Committee of Automotive Retailers 1389 University Avenue St. Paul, MN 55104	-0-	200.00	200.00
10/02/89 CAR, Committee of Automotive Retailers 1389 University Avenue St. Paul, MN 55104	-0-	100.00	300.00
03/26/89 John W. Carey 507 SE First St. Fairfax, MN 55332 attorney	-0-	50.00	50.00
09/30/89 John W. Carey 507 SE First St. Fairfax, MN 55332 attorney	-0-	100.00	150.00

2504364O/52

03/30/89 Philip Q. Cohen 8525 Edinbrook Crossing, #5 Brooklyn Park, MN 55443 Northern Mayors Assn.	-0-	100.00	100.00
10/12/89 Philip Q. Cohen 8525 Edinbrook Crossing, #5 Brooklyn Park, MN 55443 Northern Mayors Assn.	-0-	100.00	200.00
03/27/89 Committee of 9 PAC 1642 West Skillman St. Paul, MN 55113	-0-	200.00	200.00
10/16/89 Committee of 9 PAC 1642 West Skillman St. Paul, MN 55113	-0-	100.00	300.00
04/07/89 Credit Union Volunteer Committee 8721 Bryant Ave. S. Bloomington, MN 55420	-0-	100.00	100.00
11/24/89 Credit Union Volunteer Committee 8721 Bryant Ave. S. Bloomington, MN 55420	-0-	100.00	200.00
10/04/89 Mark B. Dayton 1222 Mount Curve Ave. Minneapolis, MN 55403 investor	-0-	200.00	200.00
11/07/89 Mark B. Dayton 1222 Mount Curve Ave. Minneapolis, MN 55403 investor	-0-	1000.00	1200.00
03/30/89 Irving G. Dreher 814 Mayhill Rd. St. Paul, MN 55119 Premium Acceptance Corporation	-0-	200.00	200.00

50436407/53

JOHN R. CARROLL
JAMES D. OLSON
ROBERT M. SEARS
ROBERT L. CROSBY
LEONARD M. ADDINGTON
ROBERT R. BASTE
N. WALTER GRAFF
ALLEN D. BARNARD
RICHARD A. PETERSON
ROBERT J. CHRISTIANSON, JR.
FRANK J. WALZ
THOMAS D. CARLSON
FRANK VOGL
MARINUS W. VAN PUTTEN, JR.
DAVID B. MORSE
JOHN A. BURTON, JR.
JAMES C. DIRACLES
ROBERT L. MELLER, JR.
SCOTT D. ELLER
CHARLES C. BERQUIST
GEORGE O. LUDGUS
E. JOSEPH LAFAVE
GREGORY D. SOULE
CATHY E. GOBLIN
PATRICK B. HENNESSY
TIMOTHY A. SULLIVAN
TAMMY L. PUST
BRIAN F. RICE
TRACY J. VAN STEENBURGH
DAVID J. ZUBKE
STEVEN R. KRUGER

BEST & FLANAGAN
ATTORNEYS AT LAW
8500 IDS CENTER
MINNEAPOLIS, MINNESOTA 55402-2113
TELEPHONE (612) 339-7121
TELECOPIER (612) 339-5997

JAMES P. MICHELS
PAUL E. RAMSBERG
CINDY J. LARSON
JOHN P. BOYLE
ROSS C. POMMELL
CHRISTOPHER C. FOY
CARYN SCHERR GLOVER
SARAH S. GODFREY
MARY E. SHEARER
CATHERINE J. COURTNEY
KEITH J. NELSEN
TRACY F. ROCHENDORFER
JEANNICE M. REDDO
DAVID D. ETZWILER

OF COUNSEL
CHARLES A. GEER
ARCHIBALD SPENCER
CHARLES S. BELLOWS
WARD B. LEWIS

RETIRED
LEONARD W. SIMONET

JAMES I. BEST
1903-1990
ROBERT J. FLANAGAN
1908-1974
GEORGE MALONEY
1903-1969

April 29, 1991

Mr. Richard L. Luther
Luther, Ballenthin & Carruthers
Attorneys at Law
4624 IDS Center
Minneapolis, Minnesota 55402

Re: Committee of the Senate Assistant Majority Leader - 1989 Contributions from Mark Dayton

Dear Mr. Luther:

I have reviewed the Committee's reports forwarded with your letter of April 18, 1991. I note that in the Committee's Report of Receipts and Expenditures to the Minnesota Ethical Practices Board dated January 29, 1990, covering the calendar year 1989 reporting period, the Committee reported the receipt of a contribution of $200 from Mark Dayton on October 4, 1989 and a contribution of $1,000 from Mark on November 7, 1989.

I also note that in the Committee's Report of Receipts and Disbursements to the Federal Election Commission dated January 29, 1990, covering the reporting period from June through December 1989, the Committee reported the receipt of the same contributions from Mark.

As we discussed in our prior telephone conversation, it was Mark's understanding at the time of making the contributions that the Committee was a state committee or political fund, active only at the state level. In that regard, Mark identified the designation of the Committee as the "Committee of the Senate Assistant Majority Leader" with Bill Luther's position in the State Legislature.

EXHIBIT 2

Mark is always very cautious in making contributions, and, as a major contributor to the Democratic National Committee, is particularly sensitive to the annual federal contribution limits. He simply did not intend that his contributions to Bill's Committee be used in connection with campaigns for federal office.

Under the circumstances, on Mark's behalf, I request that the $1,200 reported as federal contributions in 1989 be refunded. At the same time, you are authorized to reapply or transfer the amount being refunded to the state account, or fund, of the Committee, in accordance with Mark's original intention.

In view of the prior reporting of the contributions to both the State Ethical Practices Board and the Federal Election Commission, I am uncertain as to the required mechanics of reporting the refunds. I assume, however, that the Committee will report refunds of the contributions on its next FEC report. Please confirm that that is the case.

Thank you for your assistance in this matter.

Yours very truly,

Frank J. Walz

FJW:emw
cc: Mr. Mark B. Dayton
9870Q

15043640/55

LUTHER, BALLENTHIN & CARRUTHERS
ATTORNEYS AT LAW

4624 IDS CENTER
80 SOUTH EIGHTH STREET
MINNEAPOLIS, MINNESOTA 55402
TELEPHONE (612) 338-1831
TELECOPIER (612) 349-6705

WILLIAM P. LUTHER
JAMES E. BALLENTHIN
PHILIP C. CARRUTHERS
ROBERT H. TORGERSON
KRISTINE I. LEGLER KAPLAN

RICHARD L. LUTHER
OF COUNSEL

May 7, 1991

Mr. Frank J. Walz
Best & Flanagan
3500 IDS Center
Minneapolis, MN 55402

Re: Committee of the Senate Assistant Majority Leader

Dear Mr. Walz:

Thank you for your letter dated April 29, 1991 in connection with the above Committee. A review of the records of the Committee indicates that the Committee received a contribution from Mark Dayton on October 4, 1989 in the amount of $200.00 and a contribution from Mark Dayton on November 7, 1989 in the amount of $1,000.00.

The Committee maintains two separate accounts. One account is used for transfers to candidates for local and state offices ("non-federal account"). The second account is used for transfers to candidates for local, state and federal offices ("federal account"). A review of the records of the Committee also indicates that both of the foregoing contributions were deposited in the federal account.

In addition, a review of the records of the Committee indicates that the Committee made only one transfer ($100.00 on July 13, 1989) to a candidate for federal office during calendar year 1989. Consequently, no transfers were made to candidates for federal office during calendar year 1989 after the date of the foregoing contributions.

Based upon your letter and our prior telephone conversation, it appears that there was a misunderstanding regarding the use of the foregoing contributions by the Committee. In accordance with your request, the Committee will refund the foregoing contributions in the total amount of $1,200.00 from the federal account and will apply such contributions to the non-federal account.

EXHIBIT 3

RECD MAY 07 1991

15043640/56

The current reporting period for the Committee with the Federal Election Commission ends on June 30, 1991. The report filed by the Committee for such period will include the foregoing refund.

If you have any questions regarding this matter, please contact me.

Sincerely,

LUTHER, BALLENTHIN & CARRUTHERS

Richard L. Luther
Of Counsel

RLL/ksf
11.1vc.fjw

15043640737

JOHN R. CARROLL
JAMES D. OLSON
ROBERT M. SKARE
ROBERT L. CROSBY
LEONARD M. ADDINGTON
ROBERT R. BARTH
N. WALTER GRAFF
ALLEN D. BARNARD
RICHARD A. PETERSON
ROBERT J. CHRISTIANSON, JR.
FRANK J. WALZ
THOMAS D. CARLSON
FRANK VOGL
MARINUS W. VAN PUTTEN, JR.
DAVID B. MORSE
JOHN A. BURTON, JR.
JAMES C. DIRACLES
ROBERT L. MELLER, JR.
SCOTT D. ELLER
CHARLES C. BERQUIST
GEORGE O. LUDCKE
E. JOSEPH LAFAVE
GREGORY D. SOULE
CATHY E. GORLIN
PATRICK B. HENNESSY
TIMOTHY A. SULLIVAN
TAMMY L. PUST
BRIAN F. RICE
TRACY J. VAN STEENBURGH
DAVID J. ZUBKE
STEVEN R. KRUGER

BEST & FLANAGAN
ATTORNEYS AT LAW
3500 IDS CENTER
MINNEAPOLIS, MINNESOTA 55402-2113
TELEPHONE (612) 339-7121
TELECOPIER (612) 339-5697

JAMES P. MICHELS
PAUL E. KAMINSKI
CINDY J. LARSON
JOHN P. BOYLE
ROSS C. FORNELL
CHRISTOPHER C. FOY
CARYN SCHERR OLOVER
SARAH S. GODFREY
MARY E. SHEAREN
CATHERINE J. COURTNEY
KEITH J. NELSEN
TRACY F. KOCHENDORFER
JEANNICE M. REDDO
DAVID D. ETZWILER

OF COUNSEL
CHARLES A. GEER
ARCHIBALD SPENCER
CHARLES S. BELLOWS
WARD B. LEWIS

RETIRED
LEONARD W. SIMONET

JAMES I. BEST
1902-1986
ROBERT J. FLANAGAN
1898-1974
GEORGE MALONEY
1909-1988

April 29, 1991

Ms. Deanna Peel
Democrats 2000
1311 L Street, N.W.
Suite 300
Washington, D. C. 20005

Re: Mark Dayton

Dear Ms. Peel:

Thank you for your note of April 11, 1991 and the materials enclosed with it, which included the report of the Democrats 2000 Committee to the Federal Election Commission dated January 17, 1990, covering the reporting period from June through December 1989. I note that in the report, the Committee reports the receipt of a contribution of $500 from Mark Dayton on November 16, 1989.

As I mentioned in our prior telephone conversation, Mark did not intend his payment of $500 to "Democrats 2000" as a political contribution, nor was he even aware that Democrats 2000 had a federally-registered political committee. It was Mark's understanding that the $500 was a membership fee for membership in your organization, and it is his distinct recollection that the $500 was solicited as such.

Mark is always very cautious in making political contributions, and, as a major contributor to the Democratic National Committee, is particularly sensitive to the annual federal contribution limits.

Under the circumstances, on Mark's behalf, I request that the $500 payment reported as a contribution be refunded. At

50436053

EXHIBIT 4

the same time, you are authorized to reapply or transfer the amount being refunded to Democrats 2000, Inc., as a non-profit corporation, in accordance with Mark's original intention.

I assume that the Democrats 2000 Committee will report a refund of the contribution, as previously reported, on its next FEC report.

Please confirm to me in writing promptly that these steps will be taken.

Yours very truly,

Frank J. Walz

FJW:emw
cc: Mr. Mark Dayton
9871Q

50436407

DEMOCRATS 2000

May 6, 1991

Mr. Frank J. Walz
Best and Flanagan
3500 IDS Center
Minneapolis, MN 55402-2113

Re: Mark Dayton

Dear Mr. Walz:

This is to inform you that Democrats 2000 PAC has refunded, from our federal political action committee account, Mark Dayton's $500 contribution dated November 16, 1989. As you authorized in your letter dated April 29, 1991, I have transferred this $500 contribution to Democrats 2000's non-federal, non-profit corporation account. We will report this refund on our next Federal Election Commission report.

Please forward to Mr. Dayton our sincere apologies for this misunderstanding, and thank you for bringing it to my attention.

Sincerely,

Deanna L. Peel

Deanna L. Peel
Executive Director

cc: Leslie Kerman

EXHIBIT 5

Democratic National Committee

Ronald H. Brown
Chairman

May 8, 1991

Frank Walz, Esquire
Best and Flanagan
3500 IDS Center
Minneapolis, Minnesota 55402

Dear Mr. Walz:

I am writing in follow-up to our discussions concerning a $400.00 registration fee paid by your client, Mark Dayton, to attend a meeting of the Democratic National Committee's ("DNC") Trustees that was held in San Francisco in December of 1989.

Mr. Dayton was advised by the DNC that he and the other Trustees attending the meeting were required to pay the registration fee. Mr. Dayton was further advised by the DNC that the registration fee would not be used in connection with any federal election. Consequently, it was Mr. Dayton's understanding and belief that the $400.00 fee that he paid to attend the meeting would not be deposited into a federal account.

As a result of an inadvertent internal error, the DNC deposited Mr. Dayton's payment into its federal account. In order to correct the error, the DNC has transferred $400.00 from its federal to its non-federal account. This transfer will be reported, with an accompanying explanation, and in accordance with applicable Federal Election Commission ("FEC") regulations, in the DNC's next filing with the FEC.

We regret that this mistake was made, and we hope that you will contact us if we may be of any further assistance.

Sincerely,

Hanna Flournoy
Senior Counsel

EXHIBIT 6

50436401

BEFORE THE
FEDERAL ELECTION COMMISSION

IN THE MATTER OF: MUR 3249

MARK B. DAYTON, RICHARD J. DENNIS, FREDERICK W. FIELD, JEROME KOHLBERG, DIANA T. MacARTHUR, MORTON L. MANDEL, ROBERT E. RUBIN, LEWIS RUDIN,

Respondents.

AFFIDAVIT OF MARK B. DAYTON

STATE OF MINNESOTA)
)ss.
COUNTY OF HENNEPIN)

MARK B. DAYTON, being first duly sworn, upon oath deposes and says:

1. I am one of the respondents named in the complaint filed by the Center for Responsive Politics in the above matter.

2. I am presently the State Auditor of the State of Minnesota, an office to which I was elected in an election held on November 6, 1990. Prior to that time, and during 1989, I was self-employed as the President of Vermilion Investment Co., an investment firm in Minneapolis.

5043640762

3. I have reviewed paragraphs 7 and 8 of the complaint, and the materials comprising Exhibit 1 to the complaint, in which it is alleged that in 1989 I made contributions to federal political committees in the amount of $27,100, thereby exceeding the annual federal contributions limit of $25,000.

4. I did not exceed the federal contributions limit. As a major contributor to the Democratic National Committee and other national Democratic efforts over the past several years, I have always been mindful of, and extremely careful not to violate or exceed, the contribution limits and other FEC regulations.

5. I made three contributions to federal political committees in 1989, in the total amount of $25,000, as follows:

Date	Committee	Amount
March 3, 1989	Democratic Senatorial Campaign Committee	$15,000
April 6, 1989	Fund for a Democratic Majority	$ 5,000
June 6, 1989	Democrats for the 90's	$ 5,000

Copies of my contribution checks are attached as Exhibits A, B and C.

6. The other four items listed in Exhibit 1 to the complaint in this matter, totalling $2,100, were not

5043640763

contributions to federal political committees by me, nor did I understand or intend them as such, as explained below.

7. On October 4, 1989, I contributed $200 to the "Committee of the Assistant Majority Leader." On November 7, 1989, I contributed an additional $1,000 to the "Committee of the Assistant Majority Leader." Copies of my contribution checks are attached as Exhibits D and E. I was solicited for these contributions by the Assistant Majority Leader of the Minnesota State Senate, William P. Luther. Senator Luther represented to me that the "Committee of the Assistant Majority Leader" was a state political committee directed by him, which supported only candidates for state office. My contributions were intended to assist that state committee in supporting state candidates, and state candidates only. I was not aware that the Committee of the Assistant Majority Leader had registered as a political committee with the FEC, in addition to its registration as a state committee with the Minnesota Ethical Practices Board, or that the Committee supported any candidates for federal office. Had I been aware of the Committee's federal registration, I would not have contributed funds to it, or I would have specified that my contributions were intended only for the state committee or state candidates.

8. Prior to being advised of the complaint in this matter (I learned about the complaint from the press on April 2, 1991 as a result of a press release issued by the complaining

5043364076 4

party), I was not aware that the Committee of the Assistant Majority Leader had reported the receipt of my contributions to the FEC. I have subsequently directed my attorney to request that the Committee refund the contributions, as reported to the FEC, and transfer the funds to its state committee, in accordance with my original intent.

9. In mid-November 1989, I was solicited for membership in Democrats 2000, which I understand to be an organization whose members comprise a group of progressive Democrats, including a number of elected officials, interested in networking with one another and in conducting forums on various national issues. On November 16, 1989, I paid $500 to Democrats 2000, understanding and intending that my payment was for a membership fee and for attendance at the organization's first annual dinner. My participation in Democrats 2000 was solicited by Minnesota Attorney General Hubert H. Humphrey, III. He represented to me that my contribution was a membership contribution to support the organization and its networking activities. It was on the basis of that representation that I made the payment. A copy of my check representing the payment is attached as Exhibit F. I was not aware that Democrats 2000 had a political committee registered with the FEC, or that it supported candidates for federal office. Had I been aware of its federal registration, I would have specified that my $500 payment was not intended as a contribution to a political committee, but only as a membership fee in, or donation to, Democrats 2000, Inc., the

organization itself.

10. Prior to being advised of the complaint in this matter, I was not aware that Democrats 2000 had reported the receipt of my $500 payment to the FEC as a contribution. I have subsequently directed my attorney to request Democrats 2000's political committee to refund the payment, as reported, and to transfer the funds to Democrats 2000, Inc., in accordance with my original intent.

11. On November 28, 1989, I paid $400 to the Democratic National Committee as a meeting registration fee, to assist the DNC in defraying the cost of a conference of the DNC Trustees in San Francisco on December 1-2, 1989. A copy of my check representing the payment is attached as Exhibit G. The $400 payment was not a political contribution to the DNC, for the support of federal candidates, nor did I intend it as such. When the payment was made, I was specifically advised by representatives of the DNC that it was a registration fee to defray costs of the meeting, and not a political contribution. In fact, I initially objected to the fee, but was told by the DNC that other Trustees had insisted that the DNC charge a registration fee to defray the costs of the conference. I relied on that information in making the payment.

12. Prior to being advised of the complaint in this matter, I was not aware that the DNC had reported the receipt of

5043640756

my $400 payment to the FEC as a contribution. I have subsequently been advised by the DNC that my check was mistakenly deposited in its federal account, and thus erroneously reported as a contribution, and that my check should have been deposited in its non-federal account. I have been advised by the DNC that $400 has been transferred from its federal account to its non-federal account, to correct the error, and that the transfer will be reported on its next regularly-filed report to the FEC.

13. In summary, I did not make contributions exceeding the $25,000 annual contribution limit in 1989, and I respectfully request that no action be taken against me in response to the complaint.

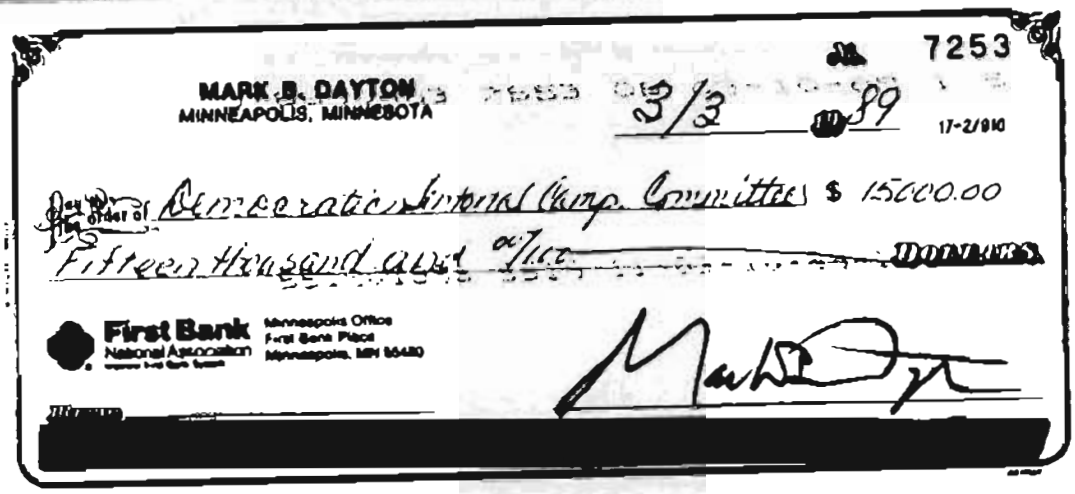
MARK B. DAYTON

Subscribed and sworn to before me
this 8th day of May, 1991.

E. M. Walstrom
Notary Public
99030

E M WALSTROM
NOTARY PUBLIC—MINNESOTA
ANOKA COUNTY
My Commission Expires Sept. 17, 1993

5043640761



7253

MARK B. DAYTON
MINNEAPOLIS, MINNESOTA

3/3 '99

17-2/910

Pay to the order of Democratic Senatorial Camp. Committee $ 15000.00

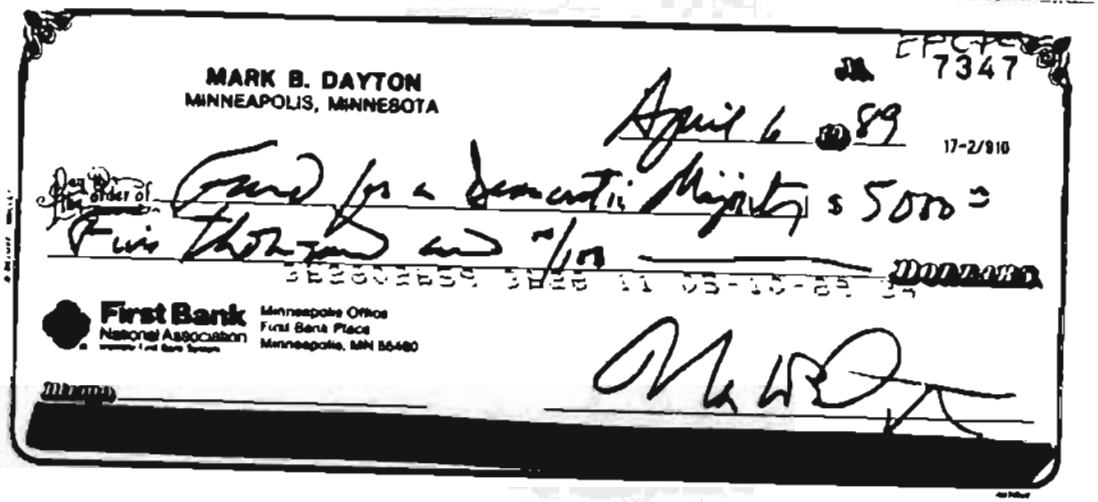
Fifteen Thousand and no/100 DOLLARS

First Bank National Association
Minneapolis Office
First Bank Place
Minneapolis, MN 55480

Mark Dayton

EXHIBIT A

S 0 4 3 5 6 4 0 7 / 0 8



MARK B. DAYTON
MINNEAPOLIS, MINNESOTA

7347

April 6 89

17-2/910

Pay to the order of For a Democratic Majority $ 5000 =

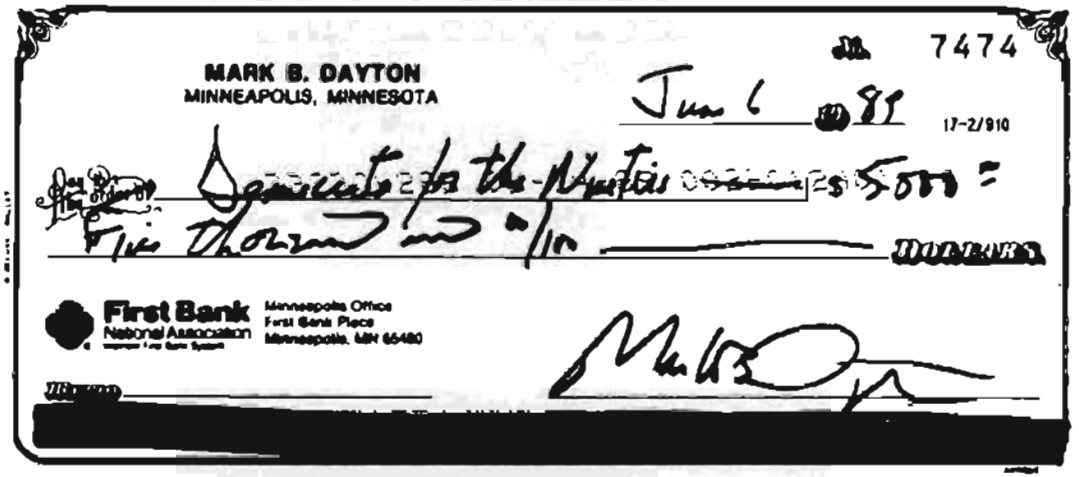
Five Thousand and 00/100 DOLLARS

First Bank
National Association
Minneapolis Office
First Bank Place
Minneapolis, MN 55480

MEMO

EXHIBIT B

5043240/69



MARK B. DAYTON
MINNEAPOLIS, MINNESOTA

7474

Jun 6 19 89

17-2/910

Pay to the Order of Democrats for the Nineties $500 =

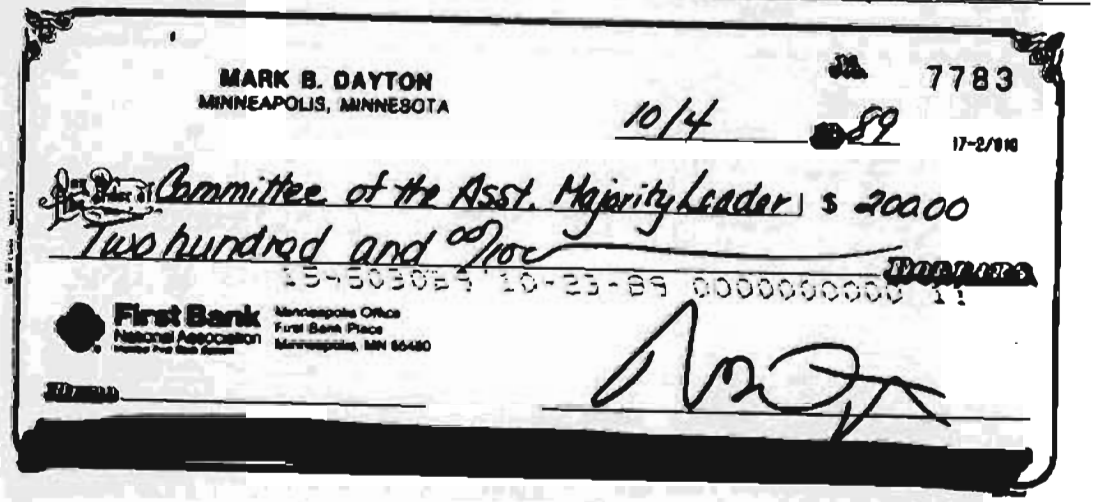
Five Thousand and 00/100 DOLLARS

First Bank National Association
Minneapolis Office
First Bank Place
Minneapolis, MN 55480

For

EXHIBIT C

5043640//0



MARK B. DAYTON
MINNEAPOLIS, MINNESOTA

No. 7783

10/4 89

17-2/910

Pay to the order of Committee of the Asst. Majority Leader $ 200.00

Two hundred and 00/100 Dollars

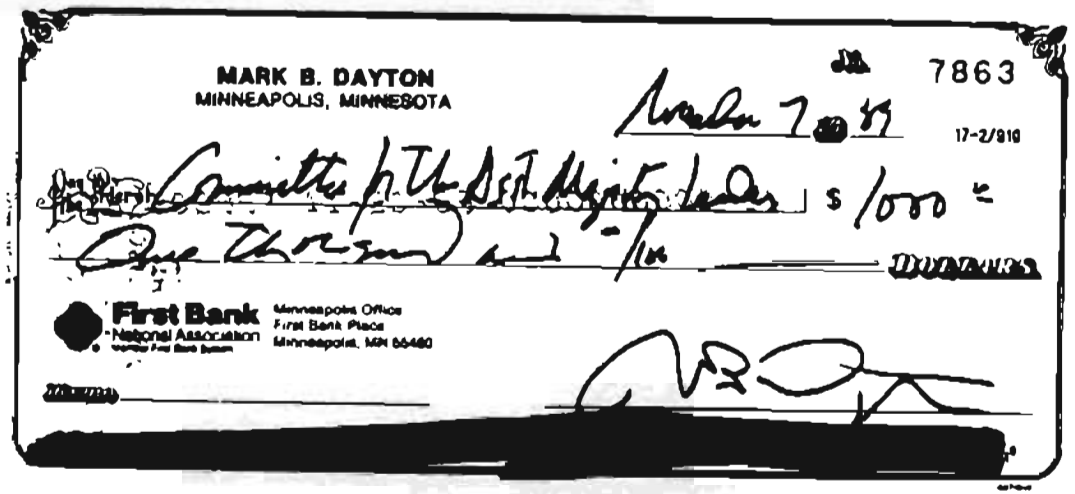
15-5030E9 10-23-89 0000000000 11

First Bank National Association
Minneapolis Office
First Bank Place
Minneapolis, MN 55480

For

EXHIBIT D

5043640 / /



MARK B. DAYTON
MINNEAPOLIS, MINNESOTA

7863

17-2/910

First Bank
National Association

Minneapolis Office
First Bank Place
Minneapolis, MN 55480

EXHIBIT E

5043640/2

MARK B. DAYTON
MINNEAPOLIS, MINNESOTA

7873

March 16 19 91

17-2/910

Pay to the order of Democratic Farmer Labor Party $ 500 00

Five hundred and 00/100 DOLLARS

First Bank
National Association
Member First Bank System

Minneapolis Office
First Bank Place
Minneapolis, MN 55480

For

⑈7873⑈ ⑆091000235⑆ 20 0 9000000000⑈

EXHIBIT F

5043640/3

2110

MARK B. DAYTON
[redacted]

11/28 19 89 17-2/910

PAY TO THE ORDER OF Democratic National Com. $400.00

Four hundred and No/100 DOLLARS

First Bank National Association
Minneapolis Office
First Bank Place
Minneapolis, MN 55480

MEMO TRF/F01/2053

Leanne Wood

[redacted]

5043640774

EXHIBIT G

52991

OGC 1136

JONES, DAY, REAVIS & POGUE

ATLANTA
AUSTIN
BRUSSELS
CHICAGO
CLEVELAND
COLUMBUS
DALLAS
FRANKFURT
GENEVA
HONG KONG
IRVINE
LONDON
LOS ANGELES
NEW YORK
PARIS
PITTSBURGH
RIYADH
TAIPEI
TOKYO

METROPOLITAN SQUARE
1450 G STREET N.W.
WASHINGTON D.C. 20005-2088

TELEPHONE 202 879-3939
TELEX DOMESTIC 892410
TELEX INTERNATIONAL 64363
CABLE ATTORNEYS WASHINGTON
FACSIMILE 202 737 2832
WRITER'S DIRECT NUMBER

(202) 879-3888

May 10, 1991

VIA TELEFAX/ORIGINAL VIA REGULAR MAIL

Mr. Noriega James
Paralegal
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463

91 MAY 14 PM 2:59

Re: MUR 3249

Dear Mr. James:

Pursuant to telephonic discussions between you and R. Todd Johnson earlier today, we hereby request an extension until Friday, May 17, 1991 in order to file our response on behalf of Mr. Morton Mandel to the April 2, 1991 complaint filed by Ms. Ellen Miller and the Center for Responsive Politics. I believe that we should be prepared to file our response before next Friday. I would appreciate telephonic approval of our request for extension on Monday, if possible.

Sincerely,

Jonathan C. Rose /RTJ

Jonathan C. Rose

5043640715

91 MAY 14 PM 2:10

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

May 22, 1991

Jonathan C. Rose, Esquire
Jones, Day, Reavis & Pogue
Metropolitan Square
1450 G. Street N.W.
Washington, DC 20005-2088

RE: MUR 3249
Morton L. Mandel

Dear Mr. Rose:

This is in response to your letter dated May 10, 1991, which we received on May 14, 1991, requesting an extension until May 17, 1991, to respond to the allegations in MUR 3249. After considering the circumstances I have granted the requested extension.

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: Lisa E. Klein
Assistant General Counsel

5043640176

MUR 1143

PAUL, WEISS, RIFKIND, WHARTON & GARRISON

1285 AVENUE OF THE AMERICAS NEW YORK, NEW YORK 10019-6064

TELEPHONE (212) 373-3000
FACSIMILE (212) 757-3990
TELEX WUI 666-643

1615 L STREET, NW
WASHINGTON, DC 20036-5694
TELEPHONE (202) 223-7300
FACSIMILE (202) 223-7420

100, BOULEVARD SAINT GERMAIN
75007 PARIS, FRANCE
TELEPHONE (33-1) 45.49.33.60
FACSIMILE (33-1) 42.22.64.38

AKASAKA TWIN TOWER
17-22, AKASAKA 2-CHOME
MINATO-KU, TOKYO 107, JAPAN
TELEPHONE (81-3) 3505-0281
FACSIMILE (81-3) 3505-4540

26/28 MOUNT ROW
LONDON W1Y 5DA, ENGLAND
TELEPHONE 071 495 2983
FACSIMILE 071 499 2062

RANDOLPH E. PAUL (1946-1956)
LOUIS S. WEISS (1927-1950)
JOHN F. WHARTON (1927-1977)

ADRIAN W. DEWIND
LLOYD K. GARRISON
JOSEPH S. ISEMAN
JAMES B. LEWIS
PAUL J. NEWLON
MORDECAI ROCHLIN
HOWARD A. SEITZ
SAMUEL J. SILVERMAN
NORMAN ZELENKO
COUNSEL

DOMINIQUE FARQUE**
EUROPEAN COUNSEL

[redacted]
DANIEL J. KRAMER
NANCE A. GLEICH
MITCHELL L. BERG
MARK S. BERGMAN
BRUCE BIRENBOIM
ALLAN BLUMSTEIN
RICHARD S. BORISOFF
JOHN F. BREGLIO
DAVID C. BROADHEAD
RICHARD J. BRONSTEIN
JOSEPH E. BRODSKY
CAMERON CLARK
LEWIS R. CLAYTON
JAY COHEN
JEROME ALAN COHEN
EDWARD N. COSTIKYAN
JAMES M. DUBIN
LESLIE GORDON FAGEN
PETER L. FELCHER
GEORGE P. FELLEMAN
BERNARD FINKELSTEIN
MITCHELL S. FISHMAN
ROBERT C. FLEDER
MARTIN FLUMENBAUM
TERENCE J. FORTUNE
MAX GITTER
BERNARD H. GREENE
JAY GREENFIELD
GAINES GWATHMEY, III
ALBERT P. HANO
GERARD E. HARPER
SEYMOUR HERTZ
ROBERT M. HIRSH
JAMIE P. HORSLEY*
ARTHUR KALISH
LEWIS A. KAPLAN
ALAN W. KORNBERG
RUBEN KRAIEM
ANTHONY B. KUKLIN
STEVEN E. LANDERS
ROBERT L. LAUFER

WALTER F. LENNIHARDY
ARTHUR L. LIMAN
MARTIN LONDON
JOHN E. MAC NAUGHTON
ROBERT E. MONTGOMERY, JR.
ROBERT H. MONTGOMERY, JR.
DONALD V. MOORE
TERRY G. MYERSON
MATTHEW NIMETZ
KEVIN J. O'BRIEN
LIONEL H. OLMER*
JOHN J. O'NEIL
STUART I. ORAN
MARC E. PERLMUTTER
JAMES L. PURCELL
LEONARD V. QUIGLEY
CAREY R. RAMOS
CARL L. REISNER
SIMON H. RIFKIND
STUART ROSENWHITE
SIDNEY B. ROSDEITCHER
RICHARD A. ROSEN
STEVEN G. ROSENFELD
PETER J. ROTHENBERG
ERNEST RUBENSTEIN
JEFFREY B. SAMUELS
TERRY E. SCHIMEK
BRIAN L. SCHORR
ROBERT B. SCHUMER
JOHN A. SILBERMAN
MOSES SILVERMAN
EILEEN B. SILVERS
STEVEN SIMKIN
ROBERT S. SMITH
MARILYN SOBEL
THEODORE C. SORENSEN
JOHN C. TAYLOR, 3RD
ALLEN L. THOMAS
JUDITH R. THOYER
JAY TOPKIS
JOSE E. TRIAS
DAVID T. WASHBURN
ALFRED D. YOUNGWOOD

*NOT ADMITTED TO NEW YORK BAR
**CONSEIL JURIDIQUE IN FRANCE ONLY

WRITER'S DIRECT DIAL NUMBER

(212) 373-3231

May 13, 1991

91 MAY 14 PM 2:59

FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL

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

Re: MUR 3249

Dear Mr. James:

On behalf of our client, Jerome Kohlberg, we have reviewed the complaint filed by the Center for Responsive Politics alleging that Mr. Kohlberg violated the Federal Election Campaign Act.

Mr. Kohlberg made thirteen contributions in the 1990 election period. The last of these contributions -- $1,000 to Gantt for Senate on November 15 -- was inadvertently made and raised Mr. Kohlberg's yearly contributions to a total of $26,000. As the enclosed materials demonstrate, the Gantt campaign recognized this error and refunded the full amount of Mr. Kohlberg's contribution. (Exhibit A) This $1,000 refund lowered Mr. Kohlberg's total 1990 contributions to $25,000 and placed his contributions in compliance with the law.

In view of the fact Mr. Kohlberg inadvertently exceeded the $25,000 limitation, and this error was

91 MAY 14 AM 9:19

FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL

5043640111

corrected by the issuance of a refund, the Commission should, in our opinion, take no further action in this matter.

We look forward to your confirmation and your early reply so that Mr. Kohlberg's inadvertent action may be set to rest.

Sincerely,

L. G. Fagen

Leslie Gordon Fagen

cc: Lois G. Lerner
Associate General Counsel

BY FAX AND BY FEDERAL EXPRESS

50436407/8

5324j:rtj:7325
537870-008-001

Obl 1199

JONES, DAY, REAVIS & POGUE

ATLANTA, AUSTIN, BRUSSELS, CHICAGO, CLEVELAND, COLUMBUS, DALLAS, FRANKFURT, GENEVA, HONG KONG, IRVINE, LONDON, LOS ANGELES, NEW YORK, PARIS, PITTSBURGH, RIYADH, TAIPEI, TOKYO

METROPOLITAN SQUARE
1450 G STREET, N.W.
WASHINGTON, D.C. 20005-2088

TELEPHONE 202-879-3939
TELEX DOMESTIC 892410
TELEX INTERNATIONAL 64383
CABLE ATTORNEYS WASHINGTON
FACSIMILE 202-737-2832
WRITER'S DIRECT NUMBER

(202) 879-3888

May 17, 1991

91 MAY 17 PM 5:02

HAND DELIVERED

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

Re: MUR 3249

Dear Ms. Klein:

This letter constitutes the response of Mr. Morton Mandel to the referenced Matter Under Review initiated by the Complaint of Citizens for Responsive Politics ("CRP") and filed with the Federal Election Commission (the "Commission" or "FEC") on April 2, 1991 (the "Complaint").

91 MAY 21 AM 9:20

In the Complaint, CRP alleges (1) that Mr. Mandel "made contributions attributed to the 1989 calendar year in the amount of $32,500 . . . [that] exceeded by $7,500 the $25,000 limit imposed by [2 U.S.C. § 441a(a)(3); 11 C.F.R. § 100.5] on all contributions by any individual in a calendar year"; and (2) that Mr. Mandel "made contributions attributed to 1989 which exceeded by $10,000 the $20,000 limit imposed by [2 U.S.C. § 441a(a)(1)(B); 11 C.F.R. 110.1(c)] on contributions by an individual to any national party committee in a calendar year." Complaint at 9. Specifically, the Complaint alleges that Mr. Mandel made the following contributions during 1989:

DNC Services Corp./DNC	9/29/89	$20,000.00
Heartland PAC	11/15/89	$2,500.00
Democratic Senatorial Campaign Committee	12/8/89	$10,000.00

FACTS

In September, 1989, Mr. Mandel was solicited for a $25,000.00 contribution by the Democratic National Committee

5043640119

("DNC"). As he is a frequent contributer to poltical causes, and a number of these are handled by his special assistant, Mr. Mandel does not recall at this point exactly how he was solicited. However, he has always been led to believe that the DNC would properly allocate his contributions between its federal and non-federal accounts in order to observe any applicable contribution limits. On September 29, 1989, Mr. Mandel's office wired $25,000.00 from a personal account to DNC accounts as directed by the DNC. Mr. Mandel never reviewed how the contribution was allocated. In fact, $20,000.00 was wired to an account entitled the DNC Services Corporation (Exhibit A) and $5,000.00 was wired to the DNC Non-Federal Account (Exhibit B), both at the National Bank of Washington, 619 14th Street, N.W., Washington, D.C. 20005.

In October, 1989, Mr. Mandel received a different solicitation for a $10,000.00 contribution, this time from the Democratic Senatorial Campaign Committee ("DSCC"). Not knowing how his prior $25,000.00 contribution to the DNC was allocated, Mr. Mandel again relied upon the DSSC to ensure that the funds were properly allocated among federal and non-federal accounts of the DSCC to avoid any excessive contributions. On October 27, 1989, Mr. Mandel wrote a personal check (#4101) to the DSCC in the amount of $10,000.00. (Exhibit C). Because that check was lost, on November 11, 1989, Mr. Mandel ordered a Stop Payment on check #4101 which was acknowledged by the Huntington National Bank of Cleveland, Ohio on November 29, 1989. (Exhibit D). On that same date, Mr. Mandel wrote another $10,000.00 check (#4152) to the DSCC for $10,000.00 to replace the check that was lost. (Exhibit E).

In early November, 1989, Mr. Mandel received a solicitation from Heartland PAC, a political committee that he had supported in prior years. On November 15, 1989, Mr. Mandel wrote a check to the Heartland PAC in the amount of $2,500.00 (Exhibit F) on the belief that his contribution was permissible in light of the assurances given by the DNC and DSCC concerning allocation of his contributions to those committees' federal and non-federal accounts.

On April 3, 1991, much to Mr. Mandel's shock and chagrin, he awoke to an article in the Cleveland Plain Dealer that recited the allegations in the Complaint and named him as "violating limits on campaign contributions for federal elections." (Exhibit G). Until that morning, Mr. Mandel was unaware how his contributions to the DNC and the DSCC had been allocated.

Immediately upon reading this article, Mr. Mandel -- both personally and through his lawyers -- contacted the DNC and the

5043640780

DSCC to inquire about the allocation of his September 29 and November 29 contributions. At that time, he was informed of the facts, and the respective staff members apologized for the mistakes. No one at the DNC or the DSCC was, or is now able, however, to determine who gave Mr. Mandel the assurances concerning allocation of his contributions between federal and non-federal accounts. Further, the DSCC advised Mr. Mandel's lawyers that the DSCC has only a building fund and does not have a non-federal account.

In early May, 1991, as a result of repeated telephone conversations with the staffs of the DNC and the DSCC in which Mr. Mandel and his lawyers insisted that the situation be rectified according to his original understanding of how the funds would be used, it was agreed that the DSCC would refund $5,000.00 and that the DNC would allocate appropriately, $5,000.00 of Mr. Mandel's $20,000.00 federal contribution to a non-federal account. On May 9, 1991, the DSCC refunded to Mr. Mandel $5,000.00. (Exhibit H). Finally, as late as today, May 17, 1991, Mr. Mandel's lawyers have been assured that on May 9, 1991, the DNC properly allocated $5,000.00 to a non-federal account. (Exhibit I). Thus, as of May 9, 1991, Mr. Mandel's federal contributions during 1989 were as follows:

DNC Services Corporation	$ 15,000.00
DSCC	$5,000.00
Heartland PAC	$2,500.00

ANALYSIS

Based on the facts set forth above, there is no question that the accounts to which Mr. Mandel was directed to wire $20,000.00 of his $25,000.00 contribution to the DNC and to which his $10,000.00 contribution to the DSCC was deposited were federal accounts. This was the result, notwithstanding his understanding (based on staff assurances) that the contributions would be appropriately allocated between federal and non-federal accounts. Had the allocations been properly effected (as they now have been and as Mr. Mandel had been led to believe at the time of his contributions), there would not now be any question that Mr. Mandel did not violate 2 U.S.C. §§ 441a(a)(1)(B) or 441a(a)(3). But rather, as a result of Mr. Mandel's staff wiring his DNC contribution as directed by the DNC staff and as a result of the DSCC depositing his entire contribution in a federal account, all without the allocations between federal and non-federal accounts of which he had been assured, it would seem that until the allocation and refund occurred, the relevant federal contribution limits were exceeded.

5043640781

Mr. Mandel is a respected member of the Cleveland community because of not only his position as a business leader, but also because of his civic involvement. Like his civic involvement, Mr. Mandel supports those political causes in which he strongly believes. As Chairman of Premier Industrial Corp., Mr. Mandel is a careful and sophisticated business leader. But being sophisticated in business does not necessarily translate into sophistication in the arcane application of diverse federal campaign contribution limits. Nevertheless, whenever Mr. Mandel has been solicited by national political organizations such as the DNC and the DSCC for large contributions, he has always been assured that the applicable federal campaign laws would be observed. It never occurred to him to request some type of verification or evidence from the staff of the DNC and the DSCC that his contributions had been properly allocated between federal and non-federal accounts.

Now Mr. Mandel has become an unwary victim through supporting the political causes in which he believes. Because of this, he has suffered public embarrassment in his community and damage to his reputation as a careful observer of the law. Because he has already endured criticism as a result of his political contributions, and because any excessive amounts have now been refunded or reallocated to non-federal accounts, we do not believe there is a basis for the Commission to proceed further in this matter.

To support the facts contained herein, we attached hereto, as a supplement, several exhibits. If you desire any further information or have questions concerning this response, please contact either me at the number above or my associate, R. Todd Johnson at (202) 879-4640.

Sincerely,

Jonathan C. Rose

Jonathan C. Rose

5043640782

EXHIBIT A

20,000
+5,000
25,000 - Politicon 616

Letter To: J. Silver

Transfer Date: 9/29/88

TRANSFER INSTRUCTIONS

Transfer From:

___ JNM ___ JCM ✓ MLM

___ Other _____

Type of Account:

___ Checking ✓ Safekeeping ___ Trust

Account Number: [redacted]

WIRE

Transfer To: National Bank of Washington

619 14th Street, NW

Washington, DC 20005

Type of Account:

___ Checking ___ Safekeeping ___ Trust

Account Number: DNC Services Corporation
Acct # 1088459

Bank No. 145805400 TV

Amount: $20,000 ATTN: Brent Hawkins 202/835-2573

Re. Democratic Party

Signatory:

___ KJK ✓ MLM ___ BAM ___ JCM ___ JNM

ACCOUNTING USE ONLY

Routing Instructions:

____ Kathy (post to CRCD) Date Posted _____

____ Jom (type transfer letter)

____ Gladys (proofread transfer letter)

5043640783

EXHIBIT B

Letter To: J. Shull

Transfer Date: 9/26/85

TRANSFER INSTRUCTIONS

Transfer From:

___ JNM ___ JCM ✓ MLM

___ Other _____

Type of Account:

___ Checking ✓ Safekeeping ___ Trust

Account Number: [redacted]

Transfer To: NATIONAL BANK OF WASHINGTON
619 14TH STREET, N.W.
WASHINGTON, D.C. 20005

Type of Account:

___ Checking ___ Safekeeping ___ Trust

DNC NON FEDERAL ACCOUNT

Account Number: ACCT NO. 1151290

BANK NO. 234205400077

Amount: $5,000

ATTN: BRENT HANSEN 202/887-2573

Signatory:

___ KJK ✓ MLM ___ BAM ___ JCM ___ JNM

ACCOUNTING USE ONLY

Routing Instructions:

____ Kathy (post to CRCD) Date Posted _____

____ Jom (type transfer letter)

____ Gladys (proofread transfer letter)

5043640/wis

EXHIBIT C

50436407/85

MORTON L. MANDEL
[redacted]

4101

October 27 19 89

PAY TO THE ORDER OF Democratic Senatorial Campaign Committee $ $10,000.00

Ten Thousand Dollars and no/100---------- DOLLARS

PRIVATE BANKING 200
The Huntington National Bank
Cleveland, Ohio 44101

MEMO [redacted]

Morton L. Mandel

EXHIBIT D

MORTON L. MANDEL
[redacted]

4152

November 29 19 89 6-13/410

PAY TO THE ORDER OF Democratic Senatorial Campaign Committee | $ $10,000.00

Ten Thousand Dollars and no/100---------- DOLLARS

PRIVATE BANKING
The Huntington National Bank
Cleveland, Ohio 44101

Huntington Banks

MEMO [redacted]

Morton Mandel

Stop Payment Request

Please correct any item description, if any

Time	Effective Date	Account number
	11/17/89	[redacted] NOV 22 1989

Item Number	Item Date	Payable To	Exact Amount	Reason
4101	10/27/89	DEMOCRATIC SENATORIAL CAM	10,000.00	LOST

Please stop payment on the item described above. I understand THE HUNTINGTON NATIONAL BANK ("Bank") is not responsible for stopping payment unless the item is described exactly as issued. If I find this item has not been described exactly as issued, I will notify the Bank immediately. I agree to protect the Bank against, and reimburse the Bank for any loss, damage, cost or expense resulting from non-payment of this item.

I also agree that a $ 0.00 fee may be charged to my account for this service.

I understand that the Bank will use reasonable care and will make reasonable efforts to comply with this request. I also understand that the Bank requires a reasonable time in which to process any request before taking any action on the item described above. Furthermore, I agree that the Bank is not liable if this item is paid or cashed in any office on or before the date of this request or before the Bank has had a reasonable time to process my request. I understand that this request is valid only for SIX MONTHS from the effective date and that I may make written renewals from time to time.

Important: This request must be complete, accurate and submitted in time to give the Bank a reasonable opportunity to act on it before the item has been paid or cashed by the Bank. I understand that if I do not return this form with my signature to the Bank within 14 days after oral notification to the Bank, the oral stop payment order will be removed from my account.

City Office
Bank Clerk
Date

MORTON L MANDEL
SPECIAL ACCT
C/O PARKWOOD CORP P O BOX 6609
CLEVELAND OH 44101

PAID
Date 11/29/89
Bank NB Ck No. 4152
Amount $ 10,000.00

Return to:
HUNTINGTON BANKS
P.O. BOX 5605
CLEVELAND, OH 44101
ATTN: STOP PAYMENT DEPT. NE35

Complete this area to ADD the stop payment to your account. Sign and return ONE (1) copy of this form.

Account Number [redacted]

Account Name Morton L. Mandel

Customer Signature Morton Mandel Date

Complete this area to REMOVE the stop payment from your account.

Account Number

Account Name

Customer Signature Date

EXHIBIT E

MORTON L. MANDEL
[redacted]

4152

November 29 19 89

PAY TO THE ORDER OF Democratic Senatorial Campaign Committee $ $10,000.00

Ten Thousand Dollars and no/100---------- DOLLARS

PRIVATE BANKING
The Huntington National Bank
Cleveland, Ohio 44101

MEMO [redacted]

Morton L. Mandel

5043640707

EXHIBIT F

MORTON L. MANDEL
[redacted]

4125

November 15 19 89

PAY TO THE ORDER OF Heartland PAC $ $2,500.00

Two Thousand Five Hundred Dollars and no/100---------- DOLLARS

PRIVATE BANKING 200
The Huntington National Bank
Cleveland, Ohio 44101

Huntington Banks

MEMO

[redacted]

5043640703

EXHIBIT G

CLEVELAND PLAIN DEALER
(April 3, 1991)

8 Democratic Party contributors accused of federal violations

By RODNEY FERGUSON
PLAIN DEALER BUREAU

WASHINGTON — Eight contributors to the Democratic Party were accused yesterday of violating limits on campaign contributions for federal elections, according to the Center for Responsive Politics in Washington.

Morton L. Mandel, chairman of Premier Industrial Corp. in Cleveland, was among those cited. Premier distributes electronics products and makes parts for manufacturing equipment.

Others cited included Jerome Kohlberg Jr., a partner in the Wall Street takeover firm Kohlberg, Kravis & Roberts; Frederick W. Field, heir to the Marshall Field department store fortune; and Robert E. Rubin, vice chairman of the Wall Street investment bank Goldman Sachs & Co.

Mandel did not return calls seeking comment yesterday.

If charged by the government with violating federal election laws, Mandel and the others probably would face small fines.

While the individual violations were relatively small, they are only "the tip of the iceberg," according to Ellen S. Miller, executive director of the center.

Mandel was accused of violating two federal laws limiting the amount of "hard" money an individual can give to political campaigns. According to SEC records obtained by the center, Mandel contributed a total of $32,500 to three separate organizations in 1989, which is $7,500 over the $25,000 limit an individual can contribute in one year.

"Hard" money refers to contributions to federal candidates or national campaign organizations that is monitored by the Federal Election Commission. "Soft" money refers to contributions that aren't targeted to specific candidates or campaigns, but may be used for activities such as voter-registration drives.

The violations were discovered, Miller said, after her organization reviewed a list of "soft" money contributors voluntarily submitted by the Democratic Party.

Of the $32,500 Mandel contributed in 1989, $30,000 was given to two campaign committees of the Democratic Party, a violation of federal laws that prohibit contributions of more than $20,000 to any national party committee in one calender year.

Mandel gave the Democratic National Committee $55,000 in "soft" money in 1989 and 1990, according to the DNC. He also gave $20,000 in "hard" money in 1990, in addition to the $32,500 in 1989, bringing his two-year total to $107,500.

No major Republican donors appeared on the center's list because the Republican National Committee refused to release its information, according to Jinny Terzano, director of communications for the DNC.

The other contributors charged were Mark R. Dayton of the Dayton department stores chain; Diana T. MacArthur, chief executive officer of Dynamac Corp.; Richard Dennis, a Chicago lawyer; and Lewis Rudin, a New York real estate developer.

The eight individuals cited gave a total of $362,975 to Democratic committees in 1989, according to SEC records.

The Center for Responsive Politics monitors the role of money in politics.

5043640732

EXHIBIT H

Democratic Senatorial Campaign Committee

DATE	INVOICE NUMBER	DESCRIPTION	AMOUNT	DISCOUNT	NET AMOUNT
5/9/91		contribution refund	5000.00		

Democratic Senatorial Campaign Committee
OPERATING ACCOUNT
430 S. CAPITOL ST., S.E. PH. 202-224-2447
WASHINGTON, DC 20003

0002025

SOVRAN® BANK DC NATIONAL
1801 K STREET, NW • WASHINGTON, DC 20006

15-120/540 D01

DATE	CHECK NO.	PAYEE I.D.
5/9/91		

Five Thousand and xx/100 ----------

PAY THIS AMOUNT

5000.00

PAY TO THE ORDER OF
Mort Mandel
4500 Euclid Avenue
Cleveland, OH 44103

Robert W. Edgett
Thomas J. Lehr

⑈0002025⑈ ⑆054001204⑆ ⑈272111 2⑈

EXHIBIT I

Democratic National Committee

May 17,1991

Jonathon C. Rose, Esq.
Jones, Day, Reavis and Pogue
1450 G Street, NW
Washington, DC 20005

Dear Mr. Rose:

This letter is to confirm our telephone conversation of May 9, 1991 concerning the contribution of Mr. Morton Mandel of Cleveland, Ohio, received on September 29, 1991. Per Mr. Mandel's request the Democratic National Committee has transferred $5,000.00 of this contribution from its federal account to one of its non-federal accounts. This transfer by the DNC will be reported on our next regular report to the Federal Election Commission.

If you have any questions concerning this matter please do not hesitate to contact me at (202) 479-5110.

Sincerely,

Brian Foucart
Special Assistant to the
Chief of Staff

5043640791

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

May 31, 1991

Richard J. Dennis
250 South Wacker, Suite 650
Chicago, IL 60606

RE: MUR 3249

Dear Mr. Dennis:

It has been brought to the attention of the Commission that you may not have received the correspondence mailed to you by the Commission on April 8, 1991. Please find enclosed a copy of the correspondence previously sent to you.

Sincerely,

Lawrence M. Noble
General Counsel

BY: Lois G. Lerner
Associate General Counsel

Enclosure

5043640792

00-C 1440

RECEIVED
FEDERAL ELECTION COMMISSION
MAIL ROOM

91 JUN -5 AM 10:24

SKADDEN, ARPS, SLATE, MEAGHER & FLOM
1440 NEW YORK AVENUE, N.W.
WASHINGTON, D.C. 20005-2107

FAX (202) 393-5760
DIRECT DIAL
(202) 371-

(202) 371-7000

BOSTON
CHICAGO
HONG KONG
LONDON
LOS ANGELES
NEW YORK
SYDNEY
SAN FRANCISCO
TOKYO
WILMINGTON

June 4, 1991

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

Re: MUR 3249

Dear Ms. Lerner:

Per our recent conversation, enclosed is a signed Statement of Designation of Counsel for Richard J. Dennis, Jr. in the above refereneced matter.

Very truly yours,

Kenneth A. Gross

Enclosure

91 JUN -5 PM 1:18

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL

5043640793

STATEMENT OF DESIGNATION OF COUNSEL

MUR 3249

NAME OF COUNSEL: KENNETH GROSS

ADDRESS: SKADDEN ARPS
1440 NEW YORK AVE., N.W.
WASHINGTON, D.C. 20005

TELEPHONE: 202-371-7000

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.

5/31/91
Date

Richard J. Dennis
Signature

RESPONDENT'S NAME: Richard J. Dennis

ADDRESS: 250 South Wacker
Suite 650
Chicago, Illinois 60606

HOME PHONE:

BUSINESS PHONE:

5043640794

DGC 1516

EPSTEIN BECKER & GREEN, P.C.
ATTORNEYS AT LAW
1227 25TH STREET, N.W.
WASHINGTON, D.C. 20037-1156†

(202) 861-0900
TELECOPIER (202) 296-2882
DIRECT LINE

250 PARK AVENUE
NEW YORK, NEW YORK 10177-0077†
(212) 351-4500

1875 CENTURY PARK EAST
LOS ANGELES, CALIFORNIA 90067-2501
(213) 556-8861

SIX LANDMARK SQUARE
STAMFORD, CONNECTICUT 06901-2704†
(203) 348-3737

ONE RIVERFRONT PLAZA
NEWARK, NEW JERSEY 07102-5401
(201) 642-1900

27 SCHOOL STREET
BOSTON, MASSACHUSETTS 02108-4303
(617) 720-3555

FOUR EMBARCADERO
SAN FRANCISCO, CALIFORNIA 94111-5994
(415) 398-3500

1220 MERIT DRIVE
DALLAS, TEXAS 75251-2213†
(214) 490-3143

116 SOUTH MONROE STREET
TALLAHASSEE, FLORIDA 32301-1530
(904) 681-0598

2400 SOUTH DIXIE HIGHWAY, SUITE 100
MIAMI, FLORIDA 33133
(305) 856-1100

510 KING STREET, SUITE 301
ALEXANDRIA, VIRGINIA 22314-3132†
(703) 684-1204

†P.C. NEW YORK, WASHINGTON, D.C.
CONNECTICUT, VIRGINIA AND
TEXAS ONLY

LEGAL & CONFIDENTIAL

June 12, 1991

91 JUN 12 PM 4:26

FEDERAL ELECTION COMMISSION
RECEIVED

HAND-DELIVERED

Mr. Noriega James
Office of the General Counsel
Federal Election Commission
999 E Street, N.W.
Room 657
Washington, DC 20463

RE: M.U.R. 3249: Respondent Frederick W. Field

Dear Mr. James:

This letter constitutes the response of Frederick W. Field to the meritless complaint, M.U.R. 3249, filed with your office by the Center for Responsive Politics ("the Complainant").

The Complainant alleges that Mr. Field made twenty-five (25) political contributions attributable to calendar year 1990, totalling Thirty-Two Thousand Seven Hundred Fifty Dollars ($32,750.00). Accordingly, the Complainant alleges that Mr. Field exceeded by Seven Thousand Seven Hundred Fifty Dollars ($7,750.00) the Twenty Five Thousand Dollar ($25,000.00) limit imposed by 2 U.S.C. § 441a(a)(3).

The allegations in the complaint are baseless. Two of the twenty-five contributions cited by the Complainant -- totalling Ten Thousand Dollars ($10,000.00) -- were donations by Mr. Field to the non-federal accounts of state party committees, and thus were not federal political contributions attributable to Mr. Field's $25,000 annual federal limit.

5043640295

Contrary to the Complainant's allegations, the federal political contributions made by Mr. Field, and attributable to calendar year 1990, were within the $25,000 statutory limit. Accordingly, the allegations against Mr. Field should be dismissed.

I. ALLEGED CONTRIBUTION TO DEMOCRATIC STATE CENTRAL COMMITTEE'S FEDERAL ACCOUNT

The Complainant alleges that Mr. Field made a contribution to the federal account of the Democratic State Central Committee in California on or around June 1, 1990 in the amount of Five Thousand Dollars ($5,000.00). Mr. Field made no such contribution.

Mr. Field did make a Five Thousand Dollar ($5,000.00) non-federal contribution to the "California Democratic Party" by check dated May 31, 1990 (copy of the cancelled check is attached as Exhibit A). This contribution was subsequently disclosed by Mr. Field, along with other 1990 in-state, non-federal political contributions, on his California Major Donor Statement (CA Form 461), filed with the California Secretary of State's Office in July, 1990 (copy of the pertinent sections of the Form 461 are attached as Exhibit B). The Major Donor Statement reflects only in-state, non-federal activity -- a contributor would not disclose any federal contributions, including contributions to a state party committee's federal account, on this form.

As evidenced by the Major Donor Statement, Mr. Field's contribution was a non-federal, state party contribution, and was not earmarked, directed or intended as a federal political contribution. While it appears that the California Democratic Party mistakenly deposited Mr. Field's check into its federal bank account, this administrative error was an action over which Mr. Field had no control, and for which Mr. Field is not responsible (see letter to Mr. Field from Lance H. Olson, Counsel to the California Democratic Party, attached as Exhibit C. This letter also confirms that Mr. Field's contribution was "intended and earmarked" for the party's non-federal account).

II. ALLEGED CONTRIBUTION TO THE IOWA DEMOCRATIC PARTY (FEDERAL DIVISION)

The Complainant also alleges that Mr. Field made a contribution of Five Thousand Dollars ($5,000.00) to the Iowa Democratic Party (Federal Division) on or around May 11, 1990. Again, Mr. Field made no such contribution.

Mr. Field did make a Five Thousand Dollar ($5,000.00) non-federal contribution to the "Iowa Democratic Party" by check dated April 25, 1990 (copy of the cancelled check is attached as Exhibit D). However, this check was a contribution to the Iowa Democratic Party's state, non-federal account, and was not earmarked, directed or intended for the Party's Federal

5043640/926

Division. Further, the check was specifically made payable to the "Iowa Democratic Party" -- the name of the state party committee, and not the "Iowa Democratic Party (Federal Division)" -- the name of the state party committee's federal account.

Again, the apparent mistaken deposit of Mr. Field's check into the Iowa Democratic Party's federal bank account is an action over which Mr. Field had no control, and for which Mr. Field is not responsible.

III. CONCLUSION

As demonstrated herein, the Complainant's allegations are meritless. Two of the twenty-five contributions cited -- the alleged $5,000 donation to the Democratic State Central Committee and the alleged $5,000 contribution to the Iowa Democratic Party (Federal Division) -- were, in fact, contributions to the non-federal accounts of state party committees, and thus not attributable to Mr. Field's $25,000 annual federal limit.

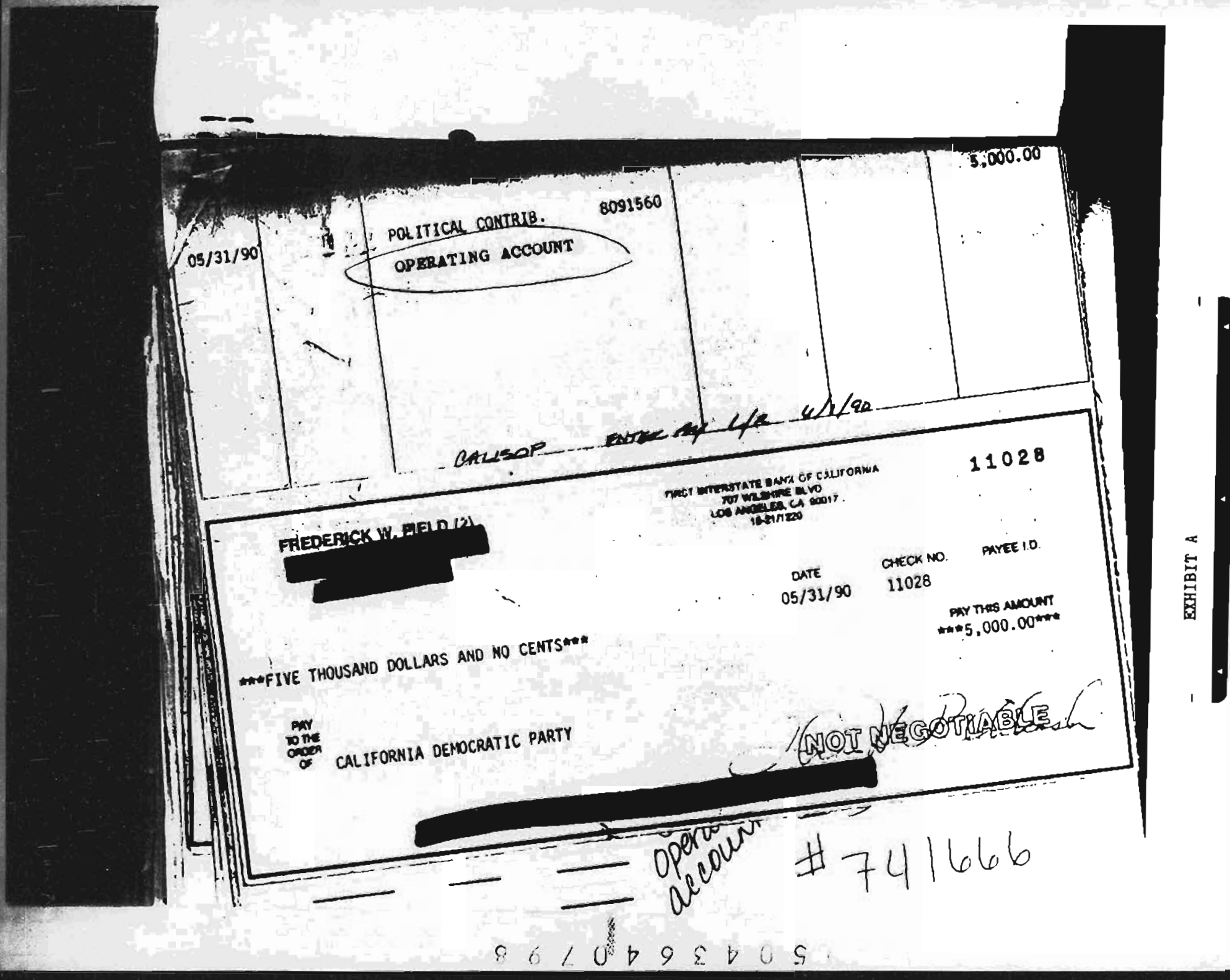
Thus, we respectfully request that the Federal Election Commission find no reason-to-believe that Mr. Field violated 2 U.S.C. §441a(a)(3) and, accordingly, dismiss this complaint.

Sincerely,

Leslie J. Kerman
Counsel to Respondent
Frederick W. Field

Enclosures

5043640797



5,000.00

05/31/90 POLITICAL CONTRIB. 8091560
OPERATING ACCOUNT

CALISOP ENTER my l/a 4/1/90

11028

FIRST INTERSTATE BANK OF CALIFORNIA
707 WILSHIRE BLVD
LOS ANGELES, CA 90017
18-21/1220

FREDERICK W. FIELD (2)
[redacted]

DATE 05/31/90 CHECK NO. 11028 PAYEE I.D.

PAY THIS AMOUNT
5,000.00

FIVE THOUSAND DOLLARS AND NO CENTS

PAY TO THE ORDER OF CALIFORNIA DEMOCRATIC PARTY

NOT NEGOTIABLE

[redacted]

operating account #741666

5043640798

EXHIBIT A

PAY TO THE ORDER OF
WELLS FARGO BANK
SAN FRANCISCO, CA 94107
⑈121000248⑈
FOR DEPOSIT ONLY
DEMOCRATIC STATE
CENTRAL COMMITTEE
FEDERAL OPERATING ACCOUNT
4005 [illegible]

▼ THIS AREA FOR BANK USE ONLY ▼

FEDERAL BANKING ACT 1987 - FEDERAL RESERVE REG CC

C 1504364007799

COMMITTEE CAMPAIGN STATEMENT

Government Code Sections 84200-84216.5

For use by

FORM 461
1990

(1) Persons who have made independent expenditures totaling $1,000 or more in a calendar year to support or oppose candidates, officeholders or ballot measures; or

(2) Persons who have made expenditures or contributions totaling $10,000 or more in a calendar year directly to or at the behest of candidates, officeholders or committees.

(Type or Print in Ink)

Statement covers period I-1-90 through 6-30-90

A OFFICIAL USE ONLY

NAME OF FILER: (INCLUDE NAMES OF ALL AFFILIATED ENTITIES WHOSE CONTRIBUTIONS ARE INCLUDED IN THIS STATEMENT)

FREDERICK W. FIELD

PERMANENT ADDRESS: NO. AND STREET CITY STATE ZIP CODE AREA CODE/DAY TIME PHONE NUMBER

10900 WILSHIRE BLVD., SUITE 1400, LOS ANGELES, CA 90024 213-208-8636

NAME OF RESPONSIBLE OFFICER: (IF FILER IS OTHER THAN AN INDIVIDUAL)

ROLLIS J. BROOKOVER

PERMANENT ADDRESS OF RESPONSIBLE OFFICER: NO. AND STREET CITY STATE ZIP CODE AREA CODE/DAY TIME PHONE NUMBER

10900 WILSHIRE BLVD., SUITE 1400, LOS ANGELES, CA 90024 213-208-8636

DATE OF ELECTION (MO., DAY, YR.): IF APPLICABLE	TOTAL PAGES	
	9	

SUMMARY

1.	Expenditures and contributions (including loans) made of $100 or more this period (Part I)	$100,170.00
2.	Expenditures and contributions (including loans) under $100 made this period (Not itemized)	$ 0
3.	TOTAL (Line 1 + 2)	$100,170.00
4.	Total of expenditures and contributions made from prior statement. (Line 5 of last statement filed. If this is the first statement for the calendar year, enter zero.)	$ 0
5.	Cumulative expenditures and contributions (including loans) made to date (since January 1 of the current year) (Line 3 + 4)	$100,170.00
6.	Loans forgiven and loan guarantees made this period (Part II, Columns (a) and (b))	$ 0

VERIFICATION

I HAVE USED ALL REASONABLE DILIGENCE IN PREPARING THIS STATEMENT. I HAVE REVIEWED THIS STATEMENT AND TO THE BEST OF MY KNOWLEDGE THE INFORMATION CONTAINED HEREIN IS TRUE AND COMPLETE.

I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA THAT THE FOREGOING IS TRUE AND CORRECT.

Executed on July 26 (DATE) at LOS ANGELES (CITY AND STATE)

By [signature] (SIGNATURE OF INDIVIDUAL DONOR OR RESPONSIBLE OFFICER IF OTHER THAN AN INDIVIDUAL)

For information required to be provided to you pursuant to the Information Practices Act of 1977, see Information Manual on Campaign Disclosure Provisions of the Political Reform Act.

INTERSCOPE- 2222852821:8

EXHIBIT B

0043640300

SENT BY:Xerox Telecopier 7020 ; 1-23-91 ; 14:03 ; INTERSCOPE- 12022862882:#12

INDEPENDENT EXPENDITURE AND MAJOR DONOR COMMITTEE CAMPAIGN STATEMENT
FORM 461

NAME OF FILER:	STATEMENT COVERS PERIOD: FROM	THROUGH
FREDERICK W. FIELD	1-1-90	6-30-90

I. EXPENDITURES AND CONTRIBUTIONS (INCLUDING LOANS) MADE: (Amounts may be rounded off to whole dollars.)

DATE	IND. EXP.*	NAME AND ADDRESS OF PAYEE (If committee, an address for committee's treasurer and treasurer's name; if individual, address, occupation, employer, and if self-employed, name of business; if recipient is a candidate, office sought and district)	DESCRIPTION OF EXPENDITURE OR CONTRIBUTION MADE (INCLUDE INTEREST RATE, IF LOAN)	NAME OF CANDIDATE & OFFICE OR NAME OF BALLOT MEASURE & BALLOT NUMBER OR LETTER	Check one: Yes, prior	Check one: No, prior	AMOUNT	CUMULATIVE AMOUNTS TO DATE**
5/31/90		California Democratic Party 3450 Wilshire Blvd., #505 Los Angeles, CA 90010 ID# 741666	Monetary Contribution			X	$5,000.00	CALENDAR YEAR: $17,500.00 FISCAL YEAR: $25,391.09
5/18/90		Environmental Protection Act of 1990 227 Broadway, Suite 301-A Santa Monica, CA 90401 ID# 891825	Monetary Contribution	Initiative Support	X		$3,000.00	CALENDAR YEAR: $3,000.00 FISCAL YEAR: $3,000.00
5/18/90		Ballesteros for Assembly 1990 3752 30th Street San Diego, CA 92104 ID# 900656	Monetary Contribution	Celia Ballesteros for State Assembly	X		$1,000.00	CALENDAR YEAR: $1,000.00 FISCAL YEAR: $1,000.00
5/18/90		Californians for Bill Press 1601 N. Gower, 2nd Fl. Los Angeles, CA 90028 ID# 890676	Monetary Contribution	Bill Press for CA Insurance Commissioner	X		$1,000.00	CALENDAR YEAR: $1,000.00 FISCAL YEAR: $1,000.00
5/25/90		Citizens for Gary Hart 1990 22647 Ventura Blvd. Suite 157 Woodland Hills, CA 91364 ID# 890264	Monetary Contribution	Gary K. Hart for CA State	X		$1,000.00	CALENDAR YEAR: $1,000.00 FISCAL YEAR: $1,000.00
						SUBTOTAL	$ 11,000.00	

*See instructions on reverse regarding independent expenditures.
**Calendar year cumulative amounts are required for all contributions and independent expenditures. Fiscal year cumulative amounts are required for all payments which are contributions to candidates, officeholders, or to committees which support candidates or officeholders.

Law Offices of
OLSON, CONNELLY, HAGEL, FONG & LEIDIGH

May 15, 1991

RECEIVED
MAY 17 1991
FREDERICK W. FIELD

Mr. Ted Field
The Interscope Group
10900 Wilshire Blvd., Suite 1400
Los Angeles, CA 90024

Re: California Democratic Party

Dear Mr. Field:

This office serves as counsel to the California Democratic Party.

It has recently come to our attention that you made a $5000.00 contribution to the Party on or about May 31, 1990. This contribution was intended and earmarked by you for the Party's nonfederal account. However, Party staff mistakenly deposited your contribution into the Party's federal bank account.

On behalf of the Party we apologize for any inconvenience this may have caused. If there is anything further we can do regarding this matter please contact me directly.

Very truly yours,

OLSON, CONNELLY, HAGEL, FONG & LEIDIGH

LANCE H. OLSON

LHO:ccz

cc: Phil Angelides, Chair
Susan Kennedy, Executive Director

LANCE H. OLSON
BRUCE J. HAGEL
LEROY Y. FONG
ROBERT E. LEIDIGH
GEORGE M. WATERS
DIANE M. FISHBURN
CHRISTIAN A. SPECK

OF COUNSEL
LOYD G. CONNELLY, Member
California State Legislature

EXHIBIT C

300 Capitol Mall, Suite 350
Sacramento, California 95814
TELEPHONE (916) 442-2952
FAX (916) 442-1280

50436402

[redacted] W. FIELD (2)

10533

DATE	INVOICE NO	DESCRIPTION	AMOUNT	DISCOUNT	NET AMOUNT
24/90		POLITICAL CONTRIB 8091560	5000.00		5000.00
25/90	10533	** CHECK TOTALS:	5000.00		5000.00

FREDERICK W. FIELD (2)
[redacted]

FIRST INTERSTATE BANK OF CALIFORNIA
707 WILSHIRE BLVD.
LOS ANGELES, CA 90017
16-2171220

10533

DATE	CHECK NO.	PAYEE I.D.
04/25/90	010333	IOW100P

***FIVE THOUSAND DOLLARS AND NO CENTS

PAY THIS AMOUNT
$*****5,000.00

PAY TO THE ORDER OF
IOWA DEMOCRATIC PARTY
2300 FINANCIAL CENTER
DES MOINES, IA 50309

NOT NEGOTIABLE

[redacted]

EXHIBIT D

MAY 11 90

THIS AREA FOR BANK USE ONLY

PAYEE ENDORSEMENT AREA

222 4941

PAY TO THE ORDER OF
BANKERS TRUST CO.
FOR DEPOSIT ONLY
IOWA DEMOCRATIC PARTY

MY '90 15
071000013

122000218
5/5/90

MY '90 14

BANKERS TRUST CO.

08350147 3351693

FEDERAL BANKING ACT 1987 - FEDERAL RESERVE REG. CC

OGC 1578

SKADDEN, ARPS, SLATE, MEAGHER & FLOM
1440 NEW YORK AVENUE, N.W.
WASHINGTON, D.C. 20005-2107
(202) 371-7000

FAX (202) 393-5760
DIRECT DIAL
(202) 371-

BOSTON
BRUSSELS
CHICAGO
HONG KONG
LONDON
LOS ANGELES
NEW YORK
SAN FRANCISCO
SYDNEY
TOKYO
TORONTO
WILMINGTON

June 12, 1991

BY HAND

Lawrence M. Noble, Esq.
Federal Election Commission
999 E Street, Northwest
Washington, D.C. 20463
Attn: Mr. Noriega James

Re: MUR 3249
Richard Dennis, Jr.

Dear Mr. Noble:

Per my June 11, 1991 conversation with Noriega James, this letter constitutes a request for a 15 day extension of time to respond to the complaint in the above-referenced matter. As you know, the complaint was originally mailed to an old address and Mr. Dennis did not receive the re-sent complaint until June 3, 1991. As counsel, I did not receive a copy of the complaint until June 11, 1991. Also, I am scheduled to be out of the office the entire week of June 17, 1991.

Thus, based on the delay of receipt of the complaint and my time out of the office, I request this extension of time. If the extension is granted, I believe the response will be due on July 3, 1991, based on an original due date of June 18, 1991.

Thank you for your consideration of this request.

Sincerely,

Kenneth A. Gross

91 JUN 12 PM 5:02
RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL

5043640305

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

June 13, 1991

Kenneth A. Gross, Esquire
Skadden, Arps, Slate, Meagher & Flom
1440 New York Avenue, N.W.
Washington, DC 20005-2107

RE: MUR 3249
Richard Dennis, Jr.

Dear Mr. Gross:

This is in response to your letter dated June 12, 1991, which we received on the same date, requesting an extension until July 3, 1991, to respond to MUR 3249. After considering the circumstances presented in your letter, I have granted the requested extension. Accordingly, your response is due by the close of business on July 3, 1991.

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: Lisa E. Klein
Assistant General Counsel

5043640805

MUR 1591

FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL

91 JUN 18 PM 12:42

EPSTEIN BECKER & GREEN, P.C.
ATTORNEYS AT LAW
1227 25TH STREET, N.W.
WASHINGTON, D.C. 20037-1156†

(202) 861-0900
TELECOPIER (202) 296-2882
DIRECT LINE

250 PARK AVENUE
NEW YORK, NEW YORK 10177-0077†
(212) 351-4500

1875 CENTURY PARK EAST
LOS ANGELES, CALIFORNIA 90067-2501
(213) 556-8861

SIX LANDMARK SQUARE
STAMFORD, CONNECTICUT 06901-2704†
(203) 348-3737

ONE RIVERFRONT PLAZA
NEWARK, NEW JERSEY 07102-5401
(201) 642-1900

27 SCHOOL STREET
BOSTON, MASSACHUSETTS 02108-4303
(617) 720-3555

FOUR EMBARCADERO
SAN FRANCISCO, CALIFORNIA 94111-5994
(415) 398-3500

1220 MERIT DRIVE
DALLAS, TEXAS 75251-2213†
(214) 490-3143

116 SOUTH MONROE STREET
TALLAHASSEE, FLORIDA 32301-1530
(904) 681-0596

2400 SOUTH DIXIE HIGHWAY, SUITE 100
MIAMI, FLORIDA 33133
(305) 856-1100

510 KING STREET, SUITE 301
ALEXANDRIA, VIRGINIA 22314-3132†
(703) 684-1204

†P.C. NEW YORK, WASHINGTON, D.C.
CONNECTICUT, VIRGINIA AND
TEXAS ONLY

LEGAL & CONFIDENTIAL

June 18, 1991

HAND-DELIVERED

Mr. Noriega James
Office of the General Counsel
Federal Election Commission
999 E Street, N.W.
Room 657
Washington, DC 20463

RE: M.U.R. 3249; Respondent Frederick W. Field

Dear Mr. James:

As discussed, the Iowa Democratic Party ("the Party"), through its counsel Gerald W. Crawford, informed us yesterday that, pursuant to the contributor's intent, it will be transferring Mr. Field's $5,000 contribution to the Party (by check dated April 25, 1990) from its federal account to its non-federal account. This $5,000 transfer should be reflected in the Semi-Annual Report to be filed by the Iowa Democratic Party (Federal Division) on or before July 31, 1991.

The transfer comports with Mr. Field's intention at the time the contribution was made.

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

Very truly yours,

Leslie J. Kerman
Counsel to Respondent
Frederick W. Field

5043236407

OGC 1841

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE SERVICES BRANCH
91 JUL 11 AM 9:19

SKADDEN, ARPS, SLATE, MEAGHER & FLOM

1440 NEW YORK AVENUE, N.W.
WASHINGTON, D.C. 20005-2107

(202) 371-7000

FAX (202) 393-5760

DIRECT DIAL
(202) 371-

BOSTON
BRUSSELS
CHICAGO
HONG KONG
LONDON
LOS ANGELES
NEW YORK
SAN FRANCISCO
SYDNEY
TOKYO
TORONTO
WILMINGTON

July 3, 1991

Lawrence M. Noble, Esq.
General Counsel
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463
Attention: Mr. Noriega James

Re: MUR 3249
Richard J. Dennis, Jr.

91 JUL 11 AM 10:34

Dear Mr. Noble:

This letter is in response to a complaint filed by the Center for Responsive Politics. The complaint alleges that Richard J. Dennis, Jr. violated 2 U.S.C. § 441a(a)(3) by contributing $27,000 to federal political committees in 1989, $2,000 in excess of the annual limit.

I. Factual Background.

Mr. Dennis denies having exceeded the $25,000 annual limit because the March 28, 1989 $1,000 contribution made to the Illinois Democratic Party (the "Illinois Contribution") and the April 20, 1989 $5,000 contribution to the Wyoming Democratic Party (the "Wyoming Contribution") were neither intended nor designated for the federal accounts of those state party committees. Mr. Dennis only contributed $21,000 to federal political committees in 1989, $4,000 below the annual limit.

Charles Wolff, Mr. Dennis's agent who authorized the Illinois and Wyoming Contributions, could not have intended that these contributions be made to a federal account because he was not even aware that state party committees maintain federal accounts. He believed that state party committees spent all of their funds on behalf of state and local candidates. Had Mr. Wolff known that state party committees maintained federal and non-federal accounts, he would have designated these

5043640803

contributions for non-federal accounts as he has done when contributing to the national party committee. See Affidavit ¶ 7 (Attachment I).

Mr. Wolff has made many contributions to state party committees on behalf of Mr. Dennis and the state party committees consistently have treated those contributions as non-federal contributions. Indeed, on May 5, 1987, Mr. Dennis contributed $5,000 to the Illinois Democratic Party and that contribution -- made out and transmitted in an identical fashion as the Illinois Contribution -- was deposited into the Illinois Democratic Party's non-federal account. See Affidavit ¶ 6 (Attachment I).

The Illinois Democratic Party has now transferred the Illinois Contribution to its non-federal account in accordance with Mr. Dennis's initial intent. Also, the Illinois Democratic Party has acknowledged that the check should have been deposited into its non-federal account but instead was inadvertently deposited into the federal account. See Letter from the Illinois Democratic Party (Attachment II).

Likewise, the Wyoming Democratic Party has acknowledged that Mr. Dennis's contribution was deposited in the wrong account. It also has now been transferred from the federal account to the non-federal account. See Letter from Wyoming Democratic Party (Attachment III).

II. Legal Analysis.

Under the Commission's regulations, a political committee which has both a federal account and a non-federal account can deposit a contribution into its federal account only if the contribution meets certain criteria. The contribution (a) must be designated for the political committee's federal account; (b) must result from a solicitation which expressly states that the contribution will be used in connection with a federal election; and (c) must be from a contributor who is informed that all contributions are subject to the prohibitions and limitations of the Federal Election Campaign Act ("FECA"). 11 C.F.R. §§ 102.5(a)(i), (ii), and (iii). None of these criteria were met in this case.

5043640809

The Illinois and Wyoming Contributions were not designated for federal accounts, either orally or in writing. The Illinois and Wyoming Democratic Parties did not advise Mr. Dennis or Mr. Wolff that the contributions would be deposited into federal accounts. Also, the Democratic Parties did not notify Mr. Dennis or Mr. Wolff of the prohibitions and the limitations of the FECA. Thus, under the provisions of Section 102.5(a) of the Commission's regulations, the Illinois and Wyoming Democratic Parties erroneously deposited Mr. Dennis's contributions into their federal accounts.

Based on the Commission's regulations and the sworn affidavit of Charles Wolff, the Commission should not attribute the Illinois and Wyoming Contributions to Mr. Dennis's 1989 federal contribution limit. Moreover, the Illinois and Wyoming Democratic Parties have acknowledged that Mr. Dennis's contributions were incorrectly deposited in the first instance and have now corrected the misdeposits by transferring the contributions to their state accounts. Accordingly, Mr. Dennis respectfully requests that the Commission find no reason to believe that a violation of 2 U.S.C. § 441a(a)(3) occurred.

Sincerely,

Kenneth A. Gross

Attachments

5043640810

ATTACHMENT I

BEFORE THE FEDERAL ELECTION COMMISSION

In re Richard J. Dennis, Jr.	)	MUR 3249

STATE OF ILLINOIS
COOK COUNTY

AFFIDAVIT

Charles Wolff, being duly sworn, deposes and says that:

1. I have been a business associate of Richard J. Dennis, Jr. since October 1, 1980.

2. As Mr. Dennis's business associate, I have broad responsibilities. Among my responsibilities is to advise Mr. Dennis on making political contributions and charitable donations.

3. On April 20, 1989, I authorized making a $5,000 contribution to the Wyoming State Democratic Party and on March 28, 1989, I authorized making a $1,000 contribution to the Illinois Democratic Party. Both of those contributions were made from the personal account of Richard J. Dennis, Jr. and were signed by Arlene Jasterzembowski, Mr. Dennis's office manager.

5043640611

4. Ms. Jasterzembowski is authorized to sign checks on Mr. Dennis's personal account.

5. As has been the case in every instance since 1980, when I have authorized state party committee contributions on behalf of Mr. Dennis, it has been my intention to contribute the monies for use in state elections and not for use in federal elections. Over the past ten years, I have authorized many contributions to state party committees on Mr. Dennis's behalf and I have never deviated from this practice.

6. The 1989 contributions I authorized on Mr. Dennis's behalf to the Wyoming and Illinois State Democratic Parties were made in the same fashion as the contributions referred to in Paragraph 5. Without my knowledge and contrary to my intention, the Wyoming and Illinois State Democratic Party contributions were apparently deposited into federal accounts. In fact, in 1987 I made a contribution to the Illinois Democratic Party which was identical to the 1989 contribution. It now appears, however, that the 1987 contribution was deposited in a non-federal account and the 1989 contribution was deposited in a federal account. See attached checks I and II.

7. I gave no indication to the Wyoming or Illinois State Democratic Party that I intended the 1989

5043640812

contributions to be used in federal elections. In fact, I was unaware that state party committees, such as the Illinois and Wyoming State Democratic Parties, maintained federal accounts. It was my understanding that only national party committees maintained federal and state accounts, and in those instances I noted on the check that the contribution should be deposited in a non-federal account. See attached check III.

8. I have requested that the Wyoming and Illinois State Democratic Parties transfer from the federal account to the state account the 1989 contributions made by Mr. Dennis.

Charles Wolff

Sworn to and subscribed before me this 14th day of June 1991.

Denise J. Abbott

" OFFICIAL SEAL "
DENISE J. ABBOTT
NOTARY PUBLIC STATE OF ILLINOIS
MY COMMISSION EXPIRES 11/15/93

5043640813

CHECK I

RICHARD J. DENNIS
[redacted]

1237

29 March 19 89

2-29/710

PAY TO THE ORDER OF ILLINOIS DEMOCRATIC PARTY $ 1,000****

THE SUM ONE THOUSAND DOLS OO CTS DOLLARS

HARRIS BANK
Harris Trust and Savings Bank
Chicago, Illinois 60690

FOR 3/30 Dinner per Chas Wolff

[redacted]

CHECK II

RICHARD J. DENNIS
[redacted]

279

5 May 19 87

2-23/710

PAY TO THE ORDER OF ILLINOIS DEMOCRATIC PARTY $5,000**

THE SUM FIVE THOUSAND DOLS OO CTS DOLLARS

HARRIS BANK
Harris Trust and Savings Bank
Chicago, Illinois 60690

FOR per CHARLES WOLFF

[redacted]

⑆504364031⑆

CHECK III

RICHARD J. DENNIS
[redacted]

1510

12 October 1989

2-28
710

PAY TO THE ORDER OF DEMOCRATIC NATIONAL COMMITTEE (NON-FEDERAL ACCOUNT) $ 15,000****

THE SUM 15000 DOLLARS

HARRIS BANK
Harris Trust and Savings Bank
Chicago, Illinois 60690

FOR IRDU N03 9998

Richard J. Dennis for
[redacted]

⑆150433640⑆8815

ATTACHMENT II

Democratic Party of Illinois

State Headquarters
1007 North 7th Street
Springfield, IL 62702
217-528-3471
FAX: 217-528-8424

Chicago Office
[illegible]
Chicago, IL 60654
312-464-1900
FAX: 312-464-1907

June 4, 1991

GARY J. LaPAILLE
Chairman

IOLA McGOWAN
First Vice-Chairman
PATRICK WELCH
Second Vice-Chairman
MARGARET LAURINO
Third Vice-Chairman
EUGENIA CHAPPIAR
Secretary
STEWART WEINSTEIN
Treasurer
BARBARA BROWN
[illegible]
[illegible]
[illegible]
PHILIP CORBOY
Special Counsel

STATE CENTRAL COMMITTEE:

Dear Mr. Gross:

Pursuant to our conversation of the other day, we have today transferred $1,000.00 from our federal account to our non-federal account in order to correct the inadvertent deposit of a March 28, 1991 contribution from Richard Dennis in the same amount. The previous administration in the Illinois Democratic Party deposited that contribution into their federal account, while Mr. Dennis intended the contribution for the nonfederal account.

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

Sincerely,

Michael Kasper

Michael J. Kasper
Legal Counsel

MJK/ms

Contributions are not tax deductible and may be used for federal election candidates. A copy of our Report is available for purchase from the Illinois Board of Elections and the Federal Election Commission. Prepared and paid for by the Democratic Party of Illinois.

ATTACHMENT III

WYOMING DEMOCRATIC PARTY

P.O. Box 2030
419 Randall Ave.
Cheyenne, WY 82003
(307) 637-8940

Charles E. Graves, Chair
408 West 23rd Street
Suite One
Cheyenne, Wyoming 82001
(307) 638-8683

July 3, 1991

VIA FAX # 202-293-8760

Kenneth A. Gross, Esq.
SKADDEN, ARPS, SLATE, MEGHER & FLOM
1440 New York Ave. N.W.
Washington, D.C. 20005

Dear Mr. Gross:

This letter acknowledges your letter of July 2, 1991. In accordance with your request, I have reviewed the records of the Wyoming Democratic Party for the month of April, 1989, and find that the check received from Mr. Dennis did not designate that it was to be deposited in the Wyoming Democratic Party Federal Account and since it was not designated otherwise find that it was inadvertently deposited into our federal account on April 28, 1989. Therefore, in accordance with your request and Mr. Dennis' apparent original intent, we, today, transferred the sum of $5,000.00 from our federal account into our state & local account to correct our error.

If you have any questions regarding this matter, feel free to contact me.

Very truly yours,

Charles E. Graves

CEG/tc

cm

50436407

DOC 215

EPSTEIN BECKER & GREEN, P.C.
ATTORNEYS AT LAW
1227 25TH STREET, N.W.
WASHINGTON, D.C. 20037-1156†

(202) 861-0900
TELECOPIER (202) 296-2882
DIRECT LINE

250 PARK AVENUE
NEW YORK, NEW YORK 10177-0077†
(212) 351-4600

1875 CENTURY PARK EAST
LOS ANGELES, CALIFORNIA 90067-2501
(213) 556-8861

SIX LANDMARK SQUARE
STAMFORD, CONNECTICUT 06901-2704†
(203) 348-3737

ONE RIVERFRONT PLAZA
NEWARK, NEW JERSEY 07102-5401
(201) 642-1900

27 SCHOOL STREET
BOSTON, MASSACHUSETTS 02108-4303
(617) 720-3555

FOUR EMBARCADERO
SAN FRANCISCO, CALIFORNIA 94111-5994
(415) 398-3500

12201 MERIT DRIVE
DALLAS, TEXAS 75251-2213†
(214) 490-3143

116 SOUTH MONROE STREET
TALLAHASSEE, FLORIDA 32301-1530
(904) 681-0566

2400 SOUTH DIXIE HIGHWAY, SUITE 100
MIAMI, FLORIDA 33133
(305) 856-1100

510 KING STREET, SUITE 301
ALEXANDRIA, VIRGINIA 22314-3132†
(703) 684-1204

†P.C. NEW YORK, WASHINGTON, D.C.
CONNECTICUT, VIRGINIA AND
TEXAS ONLY

LEGAL & CONFIDENTIAL

August 7, 1991

91 AUG -7 PM 1:31

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL

HAND-DELIVERED

Mr. Noriega James
Office of the General Counsel
Federal Election Commission
999 E Street, N.W.
Room 657
Washington, DC 20463

RE: M.U.R. 3249; Respondent Frederick W. Field

Dear Mr. James:

Enclosed please find the following documents in connection with Mr. Field's $5,000 contribution to the Iowa Democratic Party's state, non-federal account by check dated April 25, 1990:

1. Copy of letter from Darlene J. Russett, bookkeeper for the Iowa Democratic Party ("the Party") to the Federal Election Commission, dated July 17, 1991. In the letter, Ms. Russett acknowledges that Mr. Field's $5,000 contribution to the Party's state account was inadvertently deposited into the Party's federal account, and includes a copy of the Party check transferring Mr. Field's contribution to the state account.

2. Copy of the pertinent Schedule A page of the Iowa Democratic Party's state disclosure report, reflecting the transfer from the Party's federal account to its state account.

5043640313

We trust these documents will assist your office in expeditiously resolving this matter.

If you have any questions regarding the enclosed documents, please do not hesitate to contact me.

Very truly yours,

Leslie J. Kerman
Counsel to Respondent
Frederick W. Field

Enclosures

5043640312

July 17, 1991

Federal Election Commission
Washington, DC

To Whom It May Concern:

In May of 1990, we received a contribution of $5,000.00 from

Frederick Field
10900 Wilshire Blvd
Los Angeles, CA 90024

and deposited it in our Federal Account. It should have been deposited in our state account. On June 24, 1991, I made a transfer of $5,000.00 from our federal account to our state account to reflect the intentions of the donor. Copy of the transfer check is attached.

We regret any inconvenience this may have caused Mr. Field or the Federal Election Commission.

Sincerely,

Darlene J. Russett

Darlene J. Russett
Bookkeeper
Iowa Democratic Party
2116 Grand Ave
Des Moines, IA 50312

Enclosure

50436400320

IOWA DEMOCRATIC PARTY
FEDERAL ACCOUNT
6116 GRAND AVE.
DES MOINES, IOWA 50312

6268

June 24 19 91

PAY TO THE ORDER OF Iowa Democratic Party - State Account $ 5,000

Five thousand and no/100 DOLLARS

Norwest Bank Iowa, N.A.
Barlow Fuse
Des Moines, Iowa 50306

Darlene J. Russetto

FOR transfer of funds for reporting purposes in accordance with Federal Act.

⑈006268⑈ ⑆073000642⑆ 00 437 5⑈

30136402

Schedule A

CONTRIBUTIONS-MONEY TAKEN IN

Committee: IOWA DEMOCRATIC PARTY

Date Received	Name and Address of Contributor	Purpose	Amount Received
18-Jun-91	Campbell for Attorney General 2700 SW Thornton Des Moines, IA 50321	Contribution	78.92
24-Jun-91	NCEC Services 507 Capitol Court NE Washington, DC 20002	Data Processing	200.00
24-Jun-91	IDP/Federal Account 2116 Grand Des Moines, IA (Money Received and Deposited in Federal Acct on 05/11/90)	Transfer of Money Received from Fredrick Field 10900 Wilshire Blvd LosAngles, CA 90024 Deposited in error In Federal Account	5,000.00
28-Jun-91	Leadership Data Services 729 Grandview Des Moines, IA 50316	Data Processing	730.00
28-Jun-91	Citizens for Campbell 300 Walnut Des Moines, IA 50309	List	30.00
28-Jun-91	Arthur Davis 2300 Financial Center Des Moines, IA	List	15.00
28-Jun-91	National Motor Club 2711 Cedar Springs Dallas, TX 75201	Motor Club Receipts	97.69
01-Jul-91	Walt Williams 833 Gratis Des Moines, IA	Purchase of Mobile Office	2,900.00
09-Jul-91	Coalition for Democratic Values 1007 Ripley Silver Springs, MD 20910	Data Processing	475.67
09-Jul-91	Wilder Expbloratory PO Box 25033 Alexandria, VA 22314	Data Processing	43.28
		Subtotal:	$9,570.56

-5043640822

DOC 2139

EPSTEIN BECKER & GREEN, P.C.
ATTORNEYS AT LAW
1227 25TH STREET, N.W.
WASHINGTON, D.C. 20037-1156†

(202) 861-0900
TELECOPIER: (202) 296-2882

DIRECT LINE

250 PARK AVENUE
NEW YORK, NEW YORK 10177-0077†
(212) 351-4500

1875 CENTURY PARK EAST
LOS ANGELES, CALIFORNIA 90067-2501
(213) 556-8861

SIX LANDMARK SQUARE
STAMFORD, CONNECTICUT 06901-2704†
(203) 348-3737

ONE RIVERFRONT PLAZA
NEWARK, NEW JERSEY 07102-5401
(201) 642-1900

27 SCHOOL STREET
BOSTON, MASSACHUSETTS 02108-4303
(617) 720-3555

FOUR EMBARCADERO
SAN FRANCISCO, CALIFORNIA 94111-5994
(415) 398-3500

12201 MERIT DRIVE
DALLAS, TEXAS 75251-2213†
(214) 490-3143

116 SOUTH MONROE STREET
TALLAHASSEE, FLORIDA 32301-1530
(904) 681-0886

2400 SOUTH DIXIE HIGHWAY, SUITE 100
MIAMI, FLORIDA 33133
(305) 856-1100

510 KING STREET, SUITE 301
ALEXANDRIA, VIRGINIA 22314-3132†
(703) 684-1204

†P.C. NEW YORK, WASHINGTON, D.C.
CONNECTICUT, VIRGINIA AND
TEXAS ONLY

LEGAL & CONFIDENTIAL

August 8, 1991

91 AUG -9 AM 10:29

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL

HAND-DELIVERED

Mr. Noriega James
Office of the General Counsel
Federal Election Commission
999 E Street, N.W.
Room 657
Washington, DC 20463

RE: M.U.R. 3249; Respondent Frederick W. Field

Dear Mr. James:

The attached memorandum from Yolanda Garcia of the California Democratic Party ("Party") confirms that Mr. Field's $5,000 contribution of May 31, 1990 to the Party's state, non-federal account was inadvertently deposited into the Party's federal account.

As set forth in Ms. Garcia's memorandum, the Party rectified its error on August 7, 1991 by transferring Mr. Field's $5,000 contribution from its federal account into its state, non-federal account (copy of the transfer check is also attached).

We trust that this document will assist your office in resolving this matter.

2504364023

As always, please do not hesitate to contact me if you have any further questions in connection with this enforcement action.

Very truly yours,

Leslie J. Kerman
Counsel to Respondent
Frederick W. Field

Enclosures

5043640321

MEMORANDUM

TO: Leslie J. Kerman

FROM: Yolanda Garcia

DATE: August 7, 1991

RE: Frederick W. Field Contribution

As you are aware, the California Democratic Party inadvertently deposited Mr. Field's $5,000 non-federal contribution (check dated May 31, 1990) into its Federal account.

The party corrected this situation on (August 7, 1991) by transferring Mr. Field's $5,000 contribution from its federal account into its state, non-federal account. Attached for is a copy of the transfer check, for your records.

For your information, this transfer will be disclosed on the Party's next filing with the Federal Election Commission.

Attachment

15043640825

08/07/91 16:56 [redacted] CAL DEMOCRAT PTY 003

[redacted]
329 Bryant St. San Francisco, CA [redacted]

Check # 61668

911163 080791 08/07/91 5,000.00 5,000.00 5,000.00
TRX DESCRIPTION: TRNS. F.FIELDS 5/31/90 CONTRIB

$5,000.00

DEMOCRATIC STATE CENTRAL COMMITTEE
OF CALIFORNIA
FEDERAL OPERATING
329 BRYANT STREET, SUITE 3C
SAN FRANCISCO, CA 94107

BANK OF AMERICA
Fourth and Brannan Branch 1208
P.O. Box 37001 San Francisco, CA 94137

11-39
1210

061668
NO.
61668

DATE 08/07/91

AMOUNT $*******5,000.00

********5,000 DOLLARS AND 00 CENTS

PAY TO THE ORDER OF

DEMO.STATE CENTRAL COMM.OF CA.
329 Bryant Street, Suite 3C
San Francisco, CA 94107

2 SIGNATURES REQUIRED ON ALL CHECKS OVER $2500.

Melinda [illegible]
Miriam Saga

⑈061668⑈ ⑆121000358⑆ 12093=03171⑈

OGC 1418

BEFORE THE
FEDERAL ELECTION COMMISSION

MUR 3325

91 JUN -4 PM 3:41

FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL

CENTER FOR RESPONSIVE POLITICS
1320 19th Street N.W.
Washington, D.C. 20036
(202) 857-0044,

v. Complainant,

Peter B. Bedford, Joseph J. Bogdanovich,
Richard M. DeVos , Sr., John W. Kluge,
A. Jerrold Perenchio

Respondents,

COMPLAINT

5043640822

COMPLAINT OF CENTER FOR RESPONSIVE POLITICS

1. This complaint charges that the respondents have violated the Federal Election Campaign Act, 2 U.S.C. § 431 et seq., as amended ("FECA"), by making aggregate contributions in excess of the limits permitted by the FECA.

PARTIES

2. The complainant, the Center for Responsive Politics, is a nonprofit, nonpartisan research group incorporated in the State of Iowa and headquartered in Washington, D.C. that studies Congress and related issues.

Founded in 1983, it was designed to research matters concerning the organization and operation of Congress as an institution and to examine potential reforms that could improve both its internal operation and its responsiveness to the American public. The patterns of contributions of money to federal candidates has been one of its chief areas of study.

3. The respondents are individual contributors to various political committees.

APPLICABLE STATUTES AND REGULATIONS

4. The FECA limits contributions, by any one individual, to an aggregate total of $25,000 per calendar year. Contributions to a candidate or the candidate's authorized committee made in a year other than the calendar year of the election with respect to which the contribution is made are considered to be made during the calendar year in which such election is held. 2 U.S.C. § 441a(a)(3); 11 C.F.R. § 110.5.

GROUNDS FOR COMPLAINT

5. FEC records show that on the following dates, the following amounts were contributed by Peter B. Bedford in 1990 to various political committees, or in 1989 to the political committees of candidates whose elections were held in 1990. Attached as Exhibit 1 are copies of the FEC records of Bedford's contributions attributable to 1990. All exhibits reflect the records on file at the FEC as of May 20, 1991.

Friends of Congressman George Miller	6/8/89	$750.00
Friends of Howell Heflin Committee	3/22/90	1,000.00
Friends of Howell Heflin Committee	3/22/90	1,000.00
Pete Stark Re-Election Committee	5/25/90	1,000.00
National Realty PAC	6/8/90	2,000.00
Saiki in '90 Committee	9/14/90	1,000.00
Dem. Cong. Campaign Committee., Inc.	11/20/90	5,000.00
Daniel K. Akaka For US Senate	11/23/90	1,000.00
Dem. Senatorial Campaign Committee	11/27/90	15,000.00

6. On information and belief, respondent Peter B. Bedford made contributions attributed to the 1990 calendar year in the amount of $27,750 (See Exhibit 1). These contributions exceeded by $2,750 the $25,000 limit imposed by the FECA on all contributions by any individual in a calendar year.

7. FEC records show that on the following dates, the following amounts were contributed by Joseph J. Bogdanovich in 1989 to political committees. Attached as Exhibit 2 are copies of the FEC records of Bogdanovich's contributions in 1989. All exhibits reflect the records on file at the FEC as of May 20, 1991.

Nat. Rep. Senatorial Campaign Committee	3/29/89	$1,000.00
Nat. Rep. Senatorial Campaign Committee	5/5/89	10,000.00
Dem. Senatorial Campaign Committee	12/20/89	20,000.00

8. On information and belief, respondent Joseph J. Bogdanovich made contributions attributed to the 1989 calendar year in the amount of $31,000 (See Exhibit 2). These contributions exceeded by $6,000 the $25,000 limit imposed by the FECA on all contributions by any individual in a calendar year.

9. FEC records show that on the following dates, the following amounts were contributed by Joseph J. Bogdanovich in 1990 to political committees, or in 1989 to the political committees of candidates whose elections were held in 1990. Attached as Exhibit 3 are copies of the FEC records of Bogdanovich's contributions attributable to 1990. All exhibits reflect the records on file at the FEC as of May 20, 1991.

Faleomavaega For Congress Committee	12/30/89	$1,000.00
Alaskans for Don Young	2/20/90	500.00
Republican National Committee	2/20/90	10,000.00
Comm. to Re-elect Cong. Dana Rohrabacher	3/12/90	500.00
Dem. Senatorial Campaign Committee	3/15/90	20,000.00
Friends of Congressman Bill Lowery	3/27/90	950.00
Friends of Congressman Bill Lowery	3/27/90	50.00
Kerry Committee	3/31/90	1,000.00
Barbieri For Congress	4/25/90	1,000.00
Re-elect Senator Pell Committee	4/25/90	1,000.00
Democratic Decade	6/12/90	2,000.00
California Republican Party/Victory '88	8/3/90	2,000.00

10. On information and belief, respondent Joseph J. Bogdanovich made contributions attributed to the 1990 calendar year in the amount of $40,000 (See Exhibit 3). These contributions exceeded by $15,000 the $25,000 limit imposed by the FECA on all contributions by any individual in a calendar year.

11. FEC records show that on the following dates, the following amounts were contributed by Richard M. DeVos, Sr. in 1990 to political committees, or in 1989 to the political committees of candidates whose elections were held in 1990. Attached as Exhibit 4 are copies of the FEC records of DeVos ' contributions attributable to 1990. All exhibits reflect the records on file at the FEC as of May 20, 1991.

Henry for Congress Committee	2/2/89	$500.00
Bill Schuette for US Senate	12/14/89	1,000.00
Bill Schuette for US Senate	12/14/89	1,000.00
People for Boschwitz	12/22/89	1,000.00
People for Boschwitz	12/22/89	1,000.00
People for Boschwitz	12/22/89	-1,000.00
Larry Brady for Congress	12/29/89	500.00
People for Boschwitz	1/16/90	1,000.00
Kent County Rep. Finance Committee	1/24/90	5,000.00
Friends of Phil Gramm/Texas Pres. Gala	4/7/90	500.00
National Republican Campaign Comm.	3/19/90	10,000.00
McEwen '90	4/3/90	500.00
Friends of Claudine	4/20/90	500.00
Brad Haskins for Congress Committee	5/20/90	250.00

Business Industry PAC	5/24/90	2,000.00
Pres. Dinner/1990 Rep. Sen.-House Dinner	6/1/90	15,000.00
Henry for Congress Committee	6/20/90	500.00
Friends for Jim Dingeman	7/6/90	1,000.00
Dannemeyer for Congress	8/31/90	500.00
McEwen '90	11/13/90	500.00
Friends of Newt Gingrich 1990	11/26/90	1,000.00

12. On information and belief, respondent Richard M. DeVos, Sr. made contributions attributed to the 1990 calendar year in the amount of $42,250 (See Exhibit 4). These contributions exceeded by $17,250 the $25,000 limit imposed by the FECA on all contributions by any individual in a calendar year.

13. FEC records show that on the following dates, the following amounts were contributed by John W. Kluge in 1990 to political committees, or in 1989 to the political committees of candidates whose elections were held in 1990. Attached as Exhibit 5 are copies of the FEC records of Kluge's contributions attributable to 1990. All exhibits reflect the records on file at the FEC as of May 20, 1991.

Cohen for Senator	5/19/89	$1,000.00
Rostenkowski for Congress Committee	9/20/89	1,000.00
Bill Tauzin Committee	12/11/89	500.00
Bud Schuster for Congress Committee	1/25/90	500.00
Markey for Congress Committee	2/27/90	250.00
Sam Nunn Campaign Committee	4/4/90	1,000.00

Sam Nunn Campaign Committee	4/4/90	1,000.00
Hank Brown for US Senate	4/11/90	500.00
Dem. Senate Campaign Committee	4/24/90	20,000.00
Republican Majority Fund	5/10/90	500.00
Dem. Senate Campaign Committee	5/23/90	-$1,000.00
Pres. Dinner/1990 Rep. Sen.-House Dinner	5/25/90	1,500.00

14. On information and belief, respondent John W. Kluge made contributions attributed to the 1990 calendar year in the amount of $26,750 (See Exhibit 5). These contributions exceeded by $1,750 the $25,000 limit imposed by the FECA on all contributions by any individual in a calendar year.

15. FEC records show that on the following dates, the following amounts were contributed by A. Jerrold Perenchio in 1989 to political committees. Attached as Exhibit 6 are copies of the FEC records of Perenchio's contributions in 1989. All exhibits reflect the records on file at the FEC as of May 20, 1991.

CA. Bankers Assoc. Federal PAC	3/1/89	$5,000.00
Citizens for the Republic	4/28/89	5,000.00
Hollywood Women's Political Committee	11/8/89	5,000.00
Republican National Committee	12/1/89	15,000.00

16. On information and belief, respondent A. Jerrold Perenchio made contributions attributed to the 1989 calendar year in the amount of $30,000 (See Exhibit 6). These contributions exceeded by $5,000 the $25,000 limit

imposed by the FECA on all contributions by any individual in a calendar year.

RELIEF

17. The Center for Responsive Politics respectfully urges the Commission to conduct a prompt and thorough investigation into the allegations in this Complaint, and to declare that the Respondents have violated the FECA and Commission regulations.

Respectfully submitted,

Ellen S. Miller

Ellen S. Miller
Executive Director
CENTER FOR RESPONSIVE POLITICS
1320 19th Street, N.W.
Washington, D.C. 20036
(202) 857-0044

Date: June 4, 1991

5043640834

VERIFICATION

The undersigned complainant, on behalf of the Center for Responsive Politics, swears that the statements in this Complaint are based on the sources indicated, and, as such, are true and correct to the best of her information and belief.

Ellen S. Miller

District of Columbia)
) ss

Subscribed and sworn to before
me this 4th day of June, 1991

Notary Public

My Commission Expires: My Commission Expires January 31, 1994

2504364083

BEDFORD, PETER

Summary of FEC Data

Recipient	Amount	Date	Year
FRIENDS OF CONGRESSMAN GEORGE MILLER	$750	08/09/89	90
FRIENDS OF HOWELL HEFLIN COMMITTEE	$1,000	03/22/90	90
FRIENDS OF HOWELL HEFLIN COMMITTEE	$1,000	03/22/90	90
PETE STARK RE-ELECTION COMMITTEE	$1,000	05/25/90	90
NATIONAL REALTY POLITICAL ACTION COMMITTEE (REALPAC)	$2,000	06/08/90	90
SAIKI IN '90 COMMITTEE	$1,000	09/14/90	90
DEMOCRATIC CONGRESSIONAL CAMPAIGN COMMITTEE INC	$5,000	11/20/90	90
DANIEL K AKAKA FOR U S SENATE	$1,000	11/23/90	90
DEMOCRATIC SENATORIAL CAMPAIGN COMMITTEE	$15,000	11/27/90	90

Total Contributions for 1990: **$27,750**

5143640835

FRIENDS OF GEORGE MILLER **

NAME AND ADDRESS	EMPL/OCCUPATION	DATE	AMOUNT
WATROUS, TOM, P.O. Box 630, Martinez, CA 94553	Self-employed		
		06/09/89	375.00
Primary	Attorney YR. TO DATE -->	375.00	
GORDON, GEORGE, P.O. Box 630, Martinez, CA 94553	Self Employed		
		06/09/89	375.00
Primary	Attorney YR. TO DATE -->	375.00	
BUSBY, JAMES, 555 Escobar Street, Martinez, CA 94553	Self Employed		
		06/09/89	450.00
Primary	Contractor YR. TO DATE -->	450.00	
OLNEY, BOYD, Pleasant Hill Bay Shore Disp., P.O. Box 23164, Pleasant Hill, CA 94523	P.H. Bay Shore Disp.		
		06/09/89	750.00
Primary	President YR. TO DATE -->	750.00	
BEDFORD, PETER, P.O. Box 1267, Lafayette, CA 94549	Bedford Properties		
		06/09/89	750.00
Primary	President YR. TO DATE -->	750.00	
MASS, JOHN, P.O. Box E, Knightsen, CA 94548	Self Employed		
		06/12/89	300.00
Primary	Rancher YR. TO DATE -->	300.00	
AMADOR, ABRAHAM, 11 Amador Avenue, Oakley, CA 94561	Self Employed		
		06/26/89	275.00
Primary	Court Interpreter YR. TO DATE -->	275.00	
			3,275.00

P90138341645 5004336400337

SCHEDULE A — ITEMIZED RECEIPTS

Use separate schedule(s) for each category of the Detailed Summary Page

PAGE 50 OF 56

FULL NAME, MAILING ADDRESS AND ZIP CODE OF FILER: 11 (a) 1

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (In Full)

Friends of Howell Heflin Committee, Inc.

A. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation / Aggregate Year-to-Date	Date (month, day, year)	Amount of Each Receipt this Period
Marko B. Zaninovich Route 1, Box 910 Delano, CA 93215 Receipt For: [X] Primary [ ] General [ ] Other (specify):	Marko Zaninovich, Inc. Farmer $ 250.00	3-21-90	250.00
B. Full Name, Mailing Address and ZIP Code Vincent J. Zaninovich P.O. Box 1268 Delano, CA 93216 Receipt For: [X] Primary [ ] General [ ] Other (specify):	Self Farmer $ 250.00	3-21-90	250.00
C. Full Name, Mailing Address and ZIP Code Timothy N. Brown 1999 Harrison Street, 26th Floor Oakland, CA 94612 Receipt For: [X] Primary [ ] General [ ] Other (specify):	Crosby, Heafey, Roach & May Attorney $ 500.00	3-22-90	500.00
D. Full Name, Mailing Address and ZIP Code William K. Coblentz 222 Kearny Street, 7th Floor San Francisco, CA 94108 Receipt For: [X] Primary [ ] General [ ] Other (specify):	Coblentz, Cahen, McCabe & Breyer Attorney $ 500.00	3-22-90	500.00
E. Full Name, Mailing Address and ZIP Code Jesse Sprecher 333 Market Street, 19th Floor San Francisco, CA 94105 Receipt For: [X] Primary [ ] General [ ] Other (specify):	Coopers & Lybrand Tax Services $ 500.00	3-22-90	500.00
F. Full Name, Mailing Address and ZIP Code Peter B. Bedford P.O. Box 1267 Lafayette, CA 94549 Receipt For: [X] Primary $1,000.00 [X] General $1,000.00 [ ] Other (specify):	Bedford Properties President $ 2,000.00	3-22-90	2,000.00
G. Full Name, Mailing Address and ZIP Code Harry M.H. Wong 11810 Pocasset Drive Whittier, CA 90601 Receipt For: [X] Primary [ ] General [ ] Other (specify):	* $ 1,000.00	3-22-90	1,000.00
SUBTOTAL of Receipts This Page (optional)			5,000.00
TOTAL This Period (last page this line number only)			

*Letter sent, no response.

90 CDN 0317

15043640383

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (In Full)

Pete Stark Re-Election Committee C00226076

A. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date (month, day, year)	Amount of Each Receipt this Period
John P. Jones 3040 Colfax Ave. Alexandria, VA 22311 Primary: ☐ Primary ☒ General ☐ Other (specify):	P. Hoyt, Speer and Slee Attorney Aggregate Year-to-Date > $1,000.00	5/21/90	$1,000.00
B. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date (month, day, year)	Amount of Each Receipt this Period
Donald C. Alexander 2001 New Hanlon Ave., N.W. Apt. 702 Washington, DC 20007 Primary: ☒ Primary ☐ General ☐ Other (specify):	Self/Cadwalader, Wickersham & Taft Partner Aggregate Year-to-Date > $1,500.00	5/24/90	$500.00
C. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date (month, day, year)	Amount of Each Receipt this Period
Theodore R. Green 1701 Pennsylvania Ave., NW Washington, DC 20006 Primary: ☐ Primary ☒ General ☐ Other (specify):	Green & Hardberg Attorney Aggregate Year-to-Date > $1,000.00	5/19/90	$1,000.00
D. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date (month, day, year)	Amount of Each Receipt this Period
Edward B. Delaney 1629 K Street NW Washington, DC 20006 Primary: ☒ Primary ☐ General ☐ Other (specify):	Edward B. delaney & Assoc., Chtd. Aggregate Year-to-Date > $ 250.00	5/23/90	$250.00
E. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date (month, day, year)	Amount of Each Receipt this Period
Richard E. Vorville 1156 15th Street, NW Washington, DC 20005 Primary: ☐ Primary ☒ General ☐ Other (specify):	White, Fine and Vorville Attorney Aggregate Year-to-Date > $ 250.00	6/22/90	$250.00
F. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation	Date (month, day, year)	Amount of Each Receipt this Period
Peter Bedford P.O. Box 1267 Lafayette, CA 94549 Primary: ☒ Primary ☐ General ☐ Other (specify):	Bedford Properties, Inc. President Aggregate Year-to-Date > $1,000.00	5/23/90	$1,000.00
SUBTOTAL of Receipts This Page (optional)			$4,000.00
TOTAL This Period (last page this line number only)			$8,250.00

C00140129 72

SCHEDULE A — ITEMIZED RECEIPTS

Page 1 of 1

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (In Full)

National Realty Political Action Committee (NREALPAC) C 00233779

A. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation / Aggregate Year-to-Date	Date (month, day, year)	Amount of Each Receipt this Period
Peter B. Bedford 3470 Mt. Diablo Lafayette, CA 94549 Receipt For: ☐ Primary ☐ General ☐ Other (specify): not applicable	Bedford Properties, Inc. Real estate executive > $ 1,000.00	6-6-90	$ 2,000.00
B. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation / Aggregate Year-to-Date	Date (month, day, year)	Amount of Each Receipt this Period
Joel Seidan 26 East 64th Street New York, NY 10021 Receipt For ☐ Primary ☐ General ☐ Other (specify):	The Seidan Group Real estate executive > $ 500.00	6-12-90	500.00
C. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation / Aggregate Year-to-Date	Date (month, day, year)	Amount of Each Receipt this Period
Victor J. Dowling 168 Westledge Road West Simsbury, CT 06092 Receipt For ☐ Primary ☐ General ☐ Other (specify):	Dowling & Dowling Attorney-at-law > $ 1,000.00	6-12-90	1,000.00
D. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation / Aggregate Year-to-Date	Date (month, day, year)	Amount of Each Receipt this Period
William L. Tooley 356 S. Rossmore Avenue Los Angeles, CA 90020 Receipt For ☐ Primary ☐ General ☐ Other (specify):	Tooley & Company Real estate developer > $ 1,000.00	6-12-90	1,000.00
E. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation / Aggregate Year-to-Date	Date (month, day, year)	Amount of Each Receipt this Period
Thomas J. Klutznick 737 North Michigan Avenue Chicago, IL 60611 Receipt For ☐ Primary ☐ General ☐ Other (specify)	Miller-Klutznick-Davis-Gray Co. Real estate developer > $ 1,000.00	6-12-90	1,000.00
F. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation / Aggregate Year-to-Date	Date (month, day, year)	Amount of Each Receipt this Period
The 605 Cleaning Service Company 299 Park Avenue New York, NY 10017 (Partnership) Receipt For ☐ Primary ☐ General ☐ Other (specify)	(See below for allocation) > $ 1,000.00	6-12-90	1,000.00
G. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation / Aggregate Year-to-Date	Date (month, day, year)	Amount of Each Receipt this Period
Larry Fisher 299 Park Avenue New York, NY 10017 Receipt For ☐ Primary ☐ General ☐ Other (specify)	Fisher Brothers Management Company Real estate executive > $ 200.00	6-12-90	200.00 (memo)

SUBTOTAL of Receipts This Page (optional)	$ 6,500.00
TOTAL This Period (last page this line number only)	

FEC 5004364084023

SCHEDULE A ITEMIZED RECEIPTS Page 4 of ____
Contributions from Individuals/Persons Line No. 11(a)

Any information copied from such Reports or Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

Name of Committee: Saiki In '90

Ramon C. Barquin 8525 Meadowlark Rn. Bethesda, MD 20817 RECEIPT FOR: General	EMPLOYER: Wash. Consulting Group OCCUPATION: Chief Operating Of Date -------- 10/15/90 AGGREGATE YTD:$1000.00		Amount -------- $1000.00
A. Bernard Bays 745 Fort St, 9th Floor Honolulu, HI 96813 RECEIPT FOR: Pri/Gen	EMPLOYER: Baysdeever OCCUPATION: Attorney Date -------- 09/22/90 10/09/90 AGGREGATE YTD:$1950.00		Amount -------- $250.00 $1000.00
Alan C. Beall 2003 Kalia Rd., #22-K Honolulu, HI 96815 RECEIPT FOR: General	EMPLOYER: The Beall Companies OCCUPATION: Owner Date -------- 09/29/90 AGGREGATE YTD:$250.00		Amount -------- $250.00
Juanita Beattie 7235 Kuahono St. Honolulu, HI 96825 RECEIPT FOR: Primary	EMPLOYER: OCCUPATION: Retired Date -------- 09/10/90 AGGREGATE YTD:$300.00		Amount -------- $300.00
Lawrence Beck 8320 S. Madison Burr Ridge, IL 60521 RECEIPT FOR: General	EMPLOYER: Lawrence Beck & Co. OCCUPATION: President Date -------- 10/03/90 AGGREGATE YTD:$1000.00		Amount -------- $1000.00
Peter B. Bedford P.O. Box 1267 Lafayette, CA 94549	EMPLOYER: Info. requested OCCUPATION: Info. Requested Date -------- 09/14/90		Amount -------- $1000.00

PAGE SUBTOTAL $ $4450.00

9 0 0 3 5 3 - 1 - 3 5

DEMOCRATIC CONGRESSIONAL CAMPAIGN COMMITTEE INCORPORATED LINE 11A 10/18/90-11/26/90 PAGE 03

NAME & ADDRESS	NAME OF EMPLOYER OCCUPATION	RECEIPTS THIS PERIOD DATE	AMOUNT	YEAR-TO-DATE AMOUNT
BRUCE BEAL 177 MILK STREET BOSTON MA 02109	THE BEAL COMPANIES PARTNER	10/31/90	1,250.00 MEMO	1,250.00
MR. ROBERT L. BEAL 15 BROAD STREET BOSTON MA 02109	THE BEAL COMPANIES PRESIDENT	10/31/90	1,250.00 MEMO	3,750.00
PETER BEDFORD P.O. BOX 1267 LAFAYETTE CA 94549	BEDFORD DEVELOPMENT	11/20/90	5,000.00	5,000.00
W. P. BEHN 7676 CO ROAD F F WEBSTER WI 54893	RETIRED	10/24/90	30.00	200.00

10/18/90 - 11/26/90

SCHEDULE A ITEMIZED RECEIPTS Page 8 of 62
INDIVIDUALS/PERSONS Line No. 11a

Any information copied from such Reports or Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

Name of Committee: Daniel K. Akaka for U.S. Senate

George D. Baker
5012 Scarsdale Road
Bethesda, MD 20816
RECEIPT FOR: PRIMARY 1,000.00
GENERAL 500.00
EMPLOYER: USING BEST EFFORTS
OCCUPATION: TO DETERMINE
Date 10/29/90 Amount 500.00
AGGREGATE YTD: 1,500.00

Eugene M. Ban
879 Kaluanui Road
Honolulu, HI 96825
RECEIPT FOR: PRIMARY 50.00
GENERAL 1,000.00
EMPLOYER: USING BEST EFFORTS
OCCUPATION: TO DETERMINE
Date 10/30/90 Amount 1,000.00
AGGREGATE YTD: 1,050.00

Anne Bartley
317 9th Street, S.E.
Washington, DC 20003
RECEIPT FOR: PRIMARY 0.00
GENERAL 500.00
EMPLOYER: USING BEST EFFORTS
OCCUPATION: TO DETERMINE
Date 10/28/90 Amount 500.00
AGGREGATE YTD: 500.00

Peter B. Bedford
Post Office Box 1267
Lafayette, CA 94549
RECEIPT FOR: PRIMARY 0.00
GENERAL 1,000.00
EMPLOYER: USING BEST EFFORTS
OCCUPATION: TO DETERMINE
Date 11/23/90 Amount 1,000.00
AGGREGATE YTD: 1,000.00

Adrian Bellamy
233 West Santa Inez
Hillsborough, CA 94010
RECEIPT FOR: PRIMARY 0.00
GENERAL 1,000.00
EMPLOYER: USING BEST EFFORTS
OCCUPATION: TO DETERMINE
Date 10/28/90 Amount 1,000.00
AGGREGATE YTD: 1,000.00

Bernard D. Bergreen
1060 Fifth Avenue
New York, NY 10128
RECEIPT FOR: PRIMARY 0.00
GENERAL 1,000.00
EMPLOYER: USING BEST EFFORTS
OCCUPATION: TO DETERMINE
Date 11/02/90 Amount 1,000.00
AGGREGATE YTD: 1,000.00

SUBTOTAL OF RECEIPTS THIS PAGE 5,000.00

5043640843

SCHEDULE A ITEMIZED RECEIPTS

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

DEMOCRATIC SENATORIAL CAMPAIGN COMMITTEE

Name, Mailing Address and ZIP Code	Employer/ Occupation	Date	Amount
George Banning P.O.Box 349 La Jolla, CA 92038	Information requested	12/06/90	$100.00
_ Primary _ General Other:	Y-T-D: $515.00		
Myron Barnhart 195 White Dove Avenue Orange City, FL 32763	Information Requested	11/28/90	$50.00
_ Primary _ General Other:	Y-T-D: $315.00		
Clarence Batten 100-M Street Eureka, CA 95501	Information Requested	12/19/90	$16.00
_ Primary _ General Other:	Y-T-D: $273.00		
Harriet L. Baxter 25 Brewster Street Cambridge, MA 02138	Information Requested	12/19/90	$20.00
_ Primary _ General Other:	Y-T-D: $260.00		
Peter B. Bedford P.O. Box 1267 Lafayette, CA 94549	Bedford Properties Developer	11/27/90	$15,000.00
_ Primary _ General Other:	Y-T-D: $15,000.00		
James R. Beerbower St. University New York Geology Department Binghamton, NY 13901	St. University New York Professor	12/21/90	$50.00
_ Primary _ General Other:	Y-T-D: $550.00		

SUBTOTAL of Receipts This Page $15,236.00
TOTAL This Period .....

5043364034

BOGDANOVICH, JOSEPH J

Summary of FEC Data

Recipient	Amount	Date	Year
NATIONAL REPUBLICAN SENATORIAL COMMITTEE	$1,000	03/29/89	89
NATIONAL REPUBLICAN SENATORIAL COMMITTEE	$10,000	04/05/89	89
DEMOCRATIC SENATORIAL CAMPAIGN COMMITTEE	$20,000	12/20/89	89

Total Contributions for 1989: **$31,000**

5043640345

Any information copied from such Reports or Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

REPORT COVERING PERIOD FROM 1/ 1/89 THRU 6/30/89 OVER $200.00

NAME AND ADDRESS/OCCUPATION	DATE	THIS PERIOD	CALENDAR YR-TO-DATE
MR. JOSEPH J. BOGDANOVICH 582 TUNA STREET TERMINAL ISLAND, CA 90731 CHAIRMAN	3/29/89 4/ 5/89	$1000.00 $10000.00	$11000.00
MS. JANICE P. BOGGS POST OFFICE BOX 316 SOLVANG, CA 93463 INVESTOR	2/27/89	$250.00	$250.00
MR. GEORGE E. BOGLE 7501 NORTH 16TH STREET PHOENIX, AZ 85020 EXECUTIVE	3/30/89	$1000.00	$1000.00
MRS JACK M. BOGLE 708 E. SPILLER ST. WYTHEVILLE, VA 24382 INFORMATION REQUESTED	6/14/89	$300.00	$300.00
MRS. MARGUERITE M. BOGMAN 1825 MAIN STREET 814 ST. HELENA, CA 94574 RETIRED	1/ 9/89 1/18/89 1/18/89 2/21/89 3/ 2/89 3/13/89 4/12/89 4/17/89 5/ 1/89 6/ 1/89 6/ 8/89 6/23/89	$25.00 $25.00 $25.00 $25.00 $25.00 $25.00 $30.00 $75.00 $25.00 $45.00 $25.00 $25.00	$375.00
MRS. ETHEL M. BOGUSCH 629 WEST NETTIE KINGSVILLE, TX 78363 RETIRED	1/ 3/89 1/18/89 1/28/89 1/23/89 1/24/89 3/14/89 3/27/89 4/18/89 5/ 9/89 5/22/89 6/ 2/89 6/12/89	$50.00 $75.00 $50.00 $50.00 $15.00 $25.00 $75.00 $33.00 $10.00 $25.00 $242.40 $100.00	$750.40

SCHEDULE A ITEMIZED RECEIPTS

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

DEMOCRATIC SENATORIAL CAMPAIGN COMMITTEE

Name, Mailing Address and ZIP Code	Employer/ Occupation	Date	Amount
Mildred R. Blake 125 Park Street Williamstown, MA 01267	Retired	12/15/89	$16.00
_ Primary _ General Other:	Y-T-D: $503.00		
M.I. Blood 3700 Elizabeth Avenue, #95 Olympia, WA 98501	Information requested	12/20/89	$25.00
_ Primary _ General Other:	Y-T-D: $300.00		
Paul Boeder 9621 Chesapeake Blvd Apartment W7 Norfolk, VA 23503	Retired	12/05/89	$200.00
_ Primary _ General Other:	Y-T-D: $300.00		
Joseph J. Bogdanovich H.J. Heinz Co. Post Office Box 57 Pittsburgh, PA 15230-0057	Heinz World Headquarters Vice Chairman	12/20/89	$20,000.00
_ Primary _ General Other:	Y-T-D: $20,000.00		
Timothy A. Boggs 2023 Hillyer Place, NW Washington, DC 20009	Warner Communications VP Public Affairs	12/19/89	$2,500.00
_ Primary _ General Other:	Y-T-D: $2,500.00		
Jean Bolan 4901 Mass. Avenue NW Washington, DC 20016	Information Requested	12/15/89	$100.00
_ Primary _ General Other:	Y-T-D: $300.00		

SUBTOTAL of Receipts This Page $22,841.00
TOTAL This Period .....

15043564034 / 90020914170

BOGDANOVICH, JOSEPH J

Summary of FEC Data

Recipient	Amount	Date	Year
FALEOMAVAEGA FOR CONGRESS COMMITTEE	$1,000	11/30/89	90
ALASKANS FOR DON YOUNG	$500	02/20/90	90
REPUBLICAN NATIONAL COMMITTEE	$10,000	02/20/90	90
COMMITTEE TO RE-ELECT CONGRESSMAN DANA ROHRABACHER	$500	03/12/90	90
DEMOCRATIC SENATORIAL CAMPAIGN COMMITTEE	$20,000	03/15/90	90
FRIENDS OF CONGRESSMAN BILL LOWERY	$950	03/27/90	90
FRIENDS OF CONGRESSMAN BILL LOWERY	$50	03/27/90	90
KERRY COMMITTEE	$1,000	03/31/90	90
BARBIERI FOR CONGRESS	$1,000	04/25/90	90
RE-ELECT SENATOR PELL COMMITTEE	$1,000	04/25/90	90
DEMOCRATIC DECADE	$2,000	06/12/90	90
CALIFORNIA REPUBLICAN PARTY/VICTORY '88	$2,000	08/03/90	90

Total Contributions for 1990: **$40,000**

7504336403843

SCHEDULE A — ITEMIZED RECEIPTS

Use separate sheet(s) for each category of the Detailed Summary Page

PAGE 4 OF 4

FOR LINE NUMBER 11(a)(1)

Contributions from Individuals/Persons

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (In Full)
Faleomavaega for Congress Committee C00231092

A Full Name, Mailing Address and ZIP Code George Souza 2254 Moore Street San Diego, CA 92110 Receipt For: Primary XX General Other (specify)	Name of Employer self-employed Occupation Fishing Boat Owner Aggregate Year-to-Date >$250.00	Date (month, day, year) 11/30/89	Amount of Each Receipt this Period $250.00
B Full Name, Mailing Address and ZIP Code Frank J. Souza 1009 Santa Barbara St. San Diego, CA 92107 Receipt For: Primary XXX General Other (specify)	Name of Employer Capt. Manuel J. Souza Inc. Occupation Fishing Boat Owner Aggregate Year-to-Date >$250.00	Date (month, day, year) 11/30/89	Amount of Each Receipt this Period $250.00
C Full Name, Mailing Address and ZIP Code John F. Zolezzi 568 Rancho Santa Fe Rd. Encinitas, CA 92024 Receipt For: Primary XX General Other (specify)	Name of Employer self-employed Occupation fishing boat owner Aggregate Year-to-Date >$250.00	Date (month, day, year) 11/30/89	Amount of Each Receipt this Period $250.00
D Full Name, Mailing Address and ZIP Code Joseph J. Bogdanovich 71 Saddleback Road Rolling Hills, CA 90274 Receipt For: Primary XX General Other (specify)	Name of Employer Starkist Foods, Inc. Occupation Chairman Aggregate Year-to-Date >$1,000.00	Date (month, day, year) 11/30/89	Amount of Each Receipt this Period $ 1,000.00
E Full Name, Mailing Address and ZIP Code Geraldine Bogdanovich 71 Saddleback Road Rolling Hills, CA 90274 Receipt For: Primary X General Other (specify)	Name of Employer not employed Occupation Aggregate Year-to-Date >$1,000.00	Date (month, day, year) 11/30/89	Amount of Each Receipt this Period $ 1,000.00
F Full Name, Mailing Address and ZIP Code Julius H. Zolezzi 1050 Rosecrans, Suite E San Diego, CA 92106 Receipt For: Primary XX General Other (specify)	Name of Employer self employed Occupation Fishing Boat Owner Aggregate Year-to-Date >$500.00	Date (month, day, year) 11/30/89 9/27/89	Amount of Each Receipt this Period $250.00 250.00
G Full Name, Mailing Address and ZIP Code Al Harrington 227 Lewers St. #126 Honolulu, Hawaii 96815 Receipt For: Primary XX General Other (specify)	Name of Employer self-employed Occupation Entertainer Aggregate Year-to-Date >$250.00	Date (month, day, year) 10/5/89	Amount of Each Receipt this Period $250.00

SUBTOTAL of Receipts This Page (optional)	$ 3,500.00
TOTAL This Period (last page this line number only)	$ 9,550.00

15043640947

SCHEDULE A — ITEMIZED RECEIPTS (Contributions from Individuals/Persons Other Than Political Committees)

Use separate schedule(s) for each category of the Detailed Summary Page — PAGE 1 OF 2 — FOR LINE NUMBER 11(a)(i)

NAME OF COMMITTEE (In Full)
ALASKANS FOR DON YOUNG

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee

For the period 01-01-90 thru 03-31-90 — Over $200 YTD

Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation / Aggregate Year-to-Date		Date (month, day, year)	Amount of Each Receipt	Receipt for
BOGDANOVICH, JOSEPH J. 71 SADDLEBACK ROAD ROLLING HILLS CA 90274-	STAR-KIST FOODS CHM. OF THE BOARD Aggregate Year to date:	$500.00	02-20-90	$00.00	Primary
CLARK, JAMES F PO BOX 1211 JUNEAU AK 99802-	ROBERTSON,MARACLE,EASTAUG ATTORNEY Aggregate Year to date:	$500.00	03-12-90	$00.00	Primary
GROSS, UWE L. 12001 AUDABON DR ANCHORAGE AK 99516-	KONIAG, INC MANAGER Aggregate Year to date:	$500.00	03-12-90	$00.00	General
KASER, DUSTY 109 W 22ND AVE ANCHORAGE AK 99503-	PIONIO MANAGEMENT EXECUTIVE Aggregate Year to date:	$250.00	01-04-90	250.00	Primary
KITO JR, SAM 6420 E NO LIGHTS BYE ANCHORAGE AK 99504-	SAM KITO & ASSOC. LOBBYIST Aggregate Year to date:	$500.00	03-12-90	500.00	General
MERCULIEF, BORIS R. P.O BOX 954 ST GEORGE IS AK 99660-	ALEUT-PRIBILOFF IS. ASSN. EXECUTIVE Aggregate Year to date:	$500.00	03-20-90	$00.00	Primary
PAGANO, FRANK 2247 W. 66TH ANCHORAGE AK 99517-	KONIAG INC. PRESIDENT Aggregate Year to date:	$1,000.00	03-12-90	1,000.00	General

SUBTOTAL of Receipts This Page (Optional) $3,750.00

TOTAL This Period (last page this line number only)

REPUBLICAN NATIONAL COMMITTEE - CONTRIBUTIONS

PAGE 23

ITEMIZED REPORT COVERING PERIOD FROM 1/01/90 THRU 3/31/90 OVER $200.00

NAME AND ADDRESS	OCCUPATION/PLACE OF EMPLOYER	DATE	THIS PERIOD	CALENDAR YR-TO-DATE
Mr. Joseph J. Bogdanovich c/o Star-Kist Foods, Inc. 180 S. Ocean Boulevard Long Beach CA 90802	Chairman Star-Kist Foods, Inc.	02/20/90	$10,000.00	$10,000.00
Mr. Livius S. Bogdan Suite 305 6477 Wilshire Blvd. Los Angeles CA 90010	President- Architect-Developer Regal Regency Development Corp	01/03/90 01/23/90 02/12/90 02/27/90	$60.00 $60.00 $60.00 $60.00	$240.00
Dr. William Boggs 3573 Beauclerc Circle E Jacksonville FL 32217	Physician Self-employed	01/29/90 03/28/90	$150.00 $100.00	$250.00
General Jackson Bogle 1420 West Island Cir. Chandler AZ 85248	Agriculture Self-employed	02/15/90	$250.00	$250.00
Miss Alice T. Bogus 724 Brook Street Scranton PA 18505	Retired Medical Clerk Pennsylvania Welfare Dept.	02/12/90 03/12/90 03/29/90	$100.00 $54.00 $100.00	$254.00
Mr. Lewis M. Bohannon P. O. Box 665 Crossville TN 38557	Funeral Director Self-employed	01/17/90	$300.00	$300.00
Mr. F. B. Bohnett P. O. Box 1536 Kailua Kona HI 96745	Retired	03/26/90	$250.00	$250.00
Dr. Robert E. Bolinger 2504 West 71st Street Prairie Village KS 66208	Teacher Kansas University	01/03/90	$250.00	$250.00
Mr. Wayne M. Boller 312 Milsaplen Mascoutah IL 62258	Retired	01/10/90	$300.00	$300.00

30436408551

SCHEDULE A ITEMIZED RECEIPTS Page 6 of
Line No. 11A

Any information copied from such Reports or Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

Name of Committee: Dana Rohrabacher for Congress Committee

Eugene J Harden

EMPLOYER: RadioCall

OCCUPATION: President

2614 W. 231st St.
Torrance, CA 90505

Date	Amount
03/12/90	500.00

RECEIPT FOR: 90 Primary — AGGREGATE YTD: 500.00

Stephen T Holser

EMPLOYER:

OCCUPATION:

3908 Jameson Pl.
Woodland Hills, CA 91364

Date	Amount
03/12/90	250.00

RECEIPT FOR: 90 Primary — AGGREGATE YTD: 250.00

Robert B. Ferguson

EMPLOYER: Rob Ferguson, Independent

OCCUPATION: Owner

Suite 205
23072 Lake Center Dr.
El Toro, CA 92630

Date	Amount
03/12/90	200.00

RECEIPT FOR: 90 Primary — AGGREGATE YTD: 200.00

Manuel S. Klausner

EMPLOYER: Kindel & Anderson

OCCUPATION: Lawyer/Partner

5838 Red Oak Drive
Los Angeles, CA 90068

Date	Amount
03/12/90	250.00

RECEIPT FOR: 90 Primary — AGGREGATE YTD: 250.00

JOSEPH J BOGDANOVICH

EMPLOYER: REQUESTED
OCCUPATION:

71 SADDLEBACK RD.
ROLLING HILLS, CA 90274

Date	Amount
03/12/90	500.00

RECEIPT FOR: 90 Primary — AGGREGATE YTD: 500.00

FRANK BOWMAN

EMPLOYER:

OCCUPATION: HOUSING DIRECTR

278 ST. JOSEPH AVE.
LONG BEACH, CA 90803

Date	Amount
03/12/90	1,000.00

RECEIPT FOR: 90 Primary — AGGREGATE YTD: 1,000.00

15-39500

SCHEDULE A ITEMIZED RECEIPTS

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

DEMOCRATIC SENATORIAL CAMPAIGN COMMITTEE

Name, Mailing Address and ZIP Code	Employer/ Occupation	Date	Amount
Joseph J. Bogdanovich H.J. Heinz Co. Post Office Box 57 Pittsburgh, PA 15230-0057	Heinz World Headquarters Vice Chairman	03/15/90	$20,000.00
_ Primary _ General Other:	Y-T-D: $20,000.00		
Omar E. Bonderud 9132 Clinton Avenue S Bloomington, MN 55420	Information Requested	03/26/90	$300.00
_ Primary _ General Other:	Y-T-D: $300.00		
G. Michael Boswell 300 Crescent Court 15th Floor Dallas, TX 75201	Sunshine Mining CEO	03/14/90	$1,000.00
_ Primary _ General Other:	Y-T-D: $1,000.00		
Alice Briscoe 5247 Chillum Place, NE Washington, DC 20011	Information Requested	03/05/90	$75.00
_ Primary _ General Other:	Y-T-D: $355.00		
Robert J. Brooks 110 Maryland Avenue, NE Suite 309 Washington, DC 20002	The Episcopal Church Presiding Bishop's	03/29/90	$1,000.00
_ Primary _ General Other:	Y-T-D: $1,000.00		
Edmund G. Brown 4525 Wilshire Boulevard Third Floor Los Angeles, CA 90010	California Democratic Party Chairman	03/14/90	$1,000.00
_ Primary _ General Other:	Y-T-D: $1,000.00		

SUBTOTAL of Receipts This Page $23,375.00
TOTAL This Period .....

C90150436403833

SCHEDULE A ITEMIZED RECEIPTS Line Number 11A

Statement Covers Period From 01/01/90 through 03/31/90

Name of Committee: FRIENDS OF CONGRESSMAN BILL LOWERY

William F. Black 7089 Neptune Place La Jolla CA 92037 Receipt For: General	Employer La Jolla Properties, Inc. Occupation: Investor Aggregate YTD: $ 1,000.00	Date 02/06/90	Amount $ 1,000.00
Joseph J. Bogdanovich 71 Saddleback Road Rolling Hills CA 90274 Receipt For: Primary	Employer Star-Kist Foods, Inc. Occupation: Chairman Aggregate YTD: $ 960.00	Date 03/27/90	Amount $ 960.00
Joseph J. Bogdanovich 71 Saddleback Road Rolling Hills CA 90274 Receipt For: General	Employer Star-Kist Foods, Inc. Occupation: Chairman Aggregate YTD: $ 1,000.00	Date 03/27/90	Amount $ 40.00
Janet E. Bourgeois 12941 Guacamayo San Diego CA 92128 Receipt For: Primary	Employer Mark II Properties Occupation: Partner Aggregate YTD: $ 976.00	Date 01/29/90	Amount $ 976.00
Janet E. Bourgeois 12941 Guacamayo San Diego CA 92128 Receipt For: General	Employer Mark II Properties Occupation: Partner Aggregate YTD: $ 1,000.00	Date 01/29/90	Amount $ 24.00
Mrs. Linda M. Boyden Rt. 2, Box 365 Catlett VA 22019 Receipt For: Primary	Employer UIB International Occupation: Vice Pres. Aggregate YTD: $ 1,000.00	Date 02/06/90	Amount $ 1,000.00
M. Kenneth Branson 2825 Talbot St. San Diego CA 92106 Receipt For: Primary	Employer Jennings, Engstrand & Henrikso Occupation: Lawyer Aggregate YTD: $ 1,000.00	Date 01/22/90	Amount $ 1,000.00
Forrest W. Brehm 2836 Camino Del Rio South Suite 220 Del Mar CA 92108 Receipt For: General	Employer Brehm Communications Occupation: Developer Aggregate YTD: $ 1,000.00	Date 01/19/90	Amount $ 1,000.00

SUBTOTAL of Receipts This Page..... $ 6,000.00

C 00436405 13962377

Kerry Committee

*** Confidential Information ***

Line#: 11(a)(i)

Contributor Name & Mailing Address	Employer/Occupation/Aggr$	Date	$ Amount
Roger S. Berkowitz 10 Patten Circle Newton Centre, MA 02159 __Prim X Genl __Othr	Legal Sea Foods Managemen Restaurateur Aggr YTD $ 1,000.00	03/20/90	$ 1,000.00 B
Jason Berman 1020 19th Street, NW Suite 200 Washington, DC 20036 X Prim __Genl __Othr	RIAA, Inc. President Aggr YTD $ 1,000.00	03/31/90	$ 1,000.00 A
Merritt Blake 93A Malibu Colony Malibu, CA 90265 X Prim X Genl __Othr	Camden Artists Limited Self-employed Aggr YTD $ 500.00	03/31/90 03/31/90	$ 250.00 A $ 250.00 B
Prentis Lee Boatner III 6401 Chimney Rock, 8945 Houston, TX 77081 X Prim X Genl __Othr	Edward Cullen Interests Geologist Aggr YTD $ 2,000.00	03/31/90 03/31/90	$ 1,000.00 A $ 1,000.00 B
Geraldine Bogdanovich Ocean Towers, #7068 201 Ocean Avenue Santa Monica, CA 90402 X Prim __Genl __Othr	At Home At Home Aggr YTD $ 1,000.00	03/31/90	$ 1,000.00 A
Joseph J. Bogdanovich 71 Saddleback Road Rolling Hills, CA 90274 X Prim __Genl __Othr	H.J. Hines Corp. Vice Chair of the Board Aggr YTD $ 1,000.00	03/31/90	$ 1,000.00 A
Martin Bogdanovich 16881 Coral Cay Lane Huntington Beach, CA 92649 X Prim __Genl __Othr	At Home Retired Aggr YTD $ 1,000.00	03/31/90	$ 1,000.00 A

5043640855

SCHEDULE A — ITEMIZED RECEIPTS

Contributions from Individuals/Persons

Barbieri for Congress

A. Joseph J. Bogdanovich 71 Saddleback Rd. Rolling Hills, CA 90274 Receipt For: [x] Primary [ ] General [ ] Other (specify)	[redacted]	6/25/90	$1000.00
B. Randy E. Robinson 30025 Knoll View Dr. Rancho Palos Verdes, CA 90274 Receipt For: [x] Primary [ ] General [ ] Other (specify)	Union District Occupation: Small Business owner Aggregate Year-to-Date > $ 1000.00	6/19/90	$1000.00
C. Harry J. Longwell 46 Greenbriar Dr. Summit, NJ 07901 Receipt For: [x] Primary [ ] General [ ] Other (specify)	Name of Employer: Exxon International Occupation: Executive/Engineer Aggregate Year-to-Date > $ [redacted]	6/31/90	[redacted]
D. Roy S. Ferkich 1170 W. 11th St. #1 San Pedro, CA 90731 Receipt For: [x] Primary [ ] General [ ] Other (specify)	Name of Employer: County of Los Angeles Occupation: Medical [redacted] Aggregate Year-to-Date > $ [redacted]	6/18/90	[redacted]
E. Albert Levitt 24620 Hawthorne Blvd. Torrance, CA 90505 Receipt For: [x] Primary [ ] General [ ] Other (specify)	Name of Employer: Self Employed Occupation: [redacted] Aggregate Year-to-Date > $ [redacted]	6/18/90	[redacted]
F. Sam J. DeLuca 6460 Via Colina Rancho Palos Verdes, CA 90274 Receipt For: [x] Primary [ ] General [ ] Other (specify)	Name of Employer: State Fish Co. Occupation: Engineer Aggregate Year-to-Date > $ [redacted]	6/30/90	$1000.00
G. Lt/Gen Aloysius G. Casey (Ret) 630 Palo Alto Dr. Redlands, CA 92373 Receipt For: [x] Primary [ ] General [ ] Other (specify)	Name of Employer: Self Employed Occupation: Management Consultant Aggregate Year-to-Date > $ [redacted]	7/2/90	$1000.00
SUBTOTAL of Receipts This Page (optional)			$4050.00
TOTAL This Period (last page this form number only)			

9124756 50436408306

SCHEDULE A ITEMIZED RECEIPTS Per line # 11(a)i

Name of Committee (in full): Re-elect Senator Pell Committee

A. Full Name, Address, and ZIP Code Bogdanovich, Mr. Joseph J. 71 Saddleback Road Rolling Hills, CA 90274	Name of Employer H. J. Heinz Co. Occupation Vice Chairman	Date (MM/DD/YY) 4/25/90 Amount 1,000.00
Receipt for: [x] Primary [ ] General [ ] Other	Aggregate Year-to-Date >$	1,000.00
B. Full Name, Address, and ZIP Code Eisner, Mrs. Jane B. 283 Bel Air Road Los Angeles, CA 90077	Name of Employer Occupation At Home	Date (MM/DD/YY) 4/01/90 Amount 1,000.00
Receipt for: [x] Primary [ ] General [ ] Other	Aggregate Year-to-Date >$	1,000.00
C. Full Name, Address, and ZIP Code Kruse, Mr. Richard A. 6123 Stoneham Lane McLean, VA 22101	Name of Employer Natl Assn of Secondary Schoo Occupation Asst. Director of Govt. Rel.	Date (MM/DD/YY) 5/00/90 Amount 500.00
Receipt for: [x] Primary [ ] General [ ] Other	Aggregate Year-to-Date >$	500.00
D. Full Name, Address, and ZIP Code Slotnick, Esq., Sidney E. 2507 Massachusetts Ave., NW Washington, DC 20008	Name of Employer Self Occupation Attorney	Date (MM/DD/YY) 6/01/90 Amount 250.00
Receipt for: [x] Primary [ ] General [ ] Other	Aggregate Year-to-Date >$	250.00
E. Full Name, Address, and ZIP Code Cann, Ms. Dorothy R. 42 W. 9th Street, 15 New York, NY 10011	Name of Employer Apex Technical Institute Occupation Info Requested	Date (MM/DD/YY) 4/01/90 Amount 1,000.00
Receipt for: [x] Primary [ ] General [ ] Other	Aggregate Year-to-Date >$	1,000.00
F. Full Name, Address, and ZIP Code Stephan, Ms. Ineke Ledge Road, P. O. Box 683 Newport, RI 02840	Name of Employer Info Requested Occupation Info Requested	Date (MM/DD/YY) 6/18/90 Amount 250.00
Receipt for: [x] Primary [ ] General [ ] Other	Aggregate Year-to-Date >$	250.00
Subtotal of Receipts This Page (optional) .....$		4,000.00
Total This Period (last page this line number only) .....$		

90032011333 1 50436403357

DEMOCRATIC DECADE
FEC Line 11(A) - INDIVIDUAL > $200+
April 1, 1990 through June 30, 1990

Any information copied from such Reports or Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME	DATE	CONTRIBUTION
Joseph J. Bogdanovich 71 Saddleback Road Rolling Hills, California 90274	6/12/90	$ 2,000.00
EMPLOYER: STARKIST FOODS, INC. OCCUPATION: CHAIRMAN	AGGREGATE YTD:	$ 2,000.00
Ellen R. Malcolm 1112-16th Street, N. W. Suite 750 Washington, D. C. 20036	6/13/90	$ 1,000.00
EMPLOYER: Self-Employed OCCUPATION: Investor	AGGREGATE YTD:	$ 1,000.00
Ralph M. Paiewonski P.O. Box 275 Saint Thomas, Virgin Islands 00801	6/13/90	$ 1,000.00
EMPLOYER: OCCUPATION: Retired	AGGREGATE YTD:	$ 1,000.00
Peter L. Buttenwieser 8325 St. Martins Lane Philadelphia, Pennsylvania 19118	6/14/90	$ 1,000.00
EMPLOYER: OCCUPATION: Information Requested	AGGREGATE YTD:	$ 1,000.00
Robert H. Smith 2345 Crystal Drive Arlington, Virginia 22202	6/14/90	$ 2,000.00
EMPLOYER: Charles E. Smith Const. OCCUPATION: President	AGGREGATE YTD:	$ 2,000.00
	Page Total	$ 7,000.00

CALIFORNIA REPUBLICAN PARTY
1903 W. Magnolia Blvd.
Burbank, CA 91506

Federal

B

Joseph J. Bogdanovich
71 Saddleback Rd
Rolling Hills, CA 90274

M. J. Heinz Co. 08/03/90 2000.00

Vice Chairman
2000

Isaac Bos
2031 Marilyn Lane
San Marcos, CA 92069

Twin Oaks Growers 07/11/90 100.00

Farmer-Florist
200

Isaac Bos
2031 Marilyn Lane
San Marcos, CA 92069

Twin Oaks Growers 08/28/90 200.00

Farmer-Florist
400

Phillip L. Beal
6226 Napoli Ct.
Long Beach, CA 90803

Gibson, Dunn & Crutch 07/05/90 150.00

Attorney
300

Ruth Marie Brandlin
Po Box 3151
Napa, CA 94558

08/16/90 150.00

Self-Employed Artist
350

Milton Brock
4607 Forman Avenue
N Hollywood, CA 91602

08/13/90 91.25

Self-Employed Builder
1091

Emma W. Brown
2601 Harbor View Drive
Corona Del Mar, CA 92625

08/14/90 75.00

Retired
150

Emma W. Brown
2601 Harbor View Drive
Corona Del Mar, CA 92625

09/27/90 50.00

Retired
200

DEVOS, RICHARD [redacted]

Summary of FEC Data

Recipient	Amount	Date	Year
HENRY FOR CONGRESS COMMITTEE	$500	02/02/89	90
BILL SCHUETTE FOR US SENATE	$1,000	12/14/89	90
BILL SCHUETTE FOR US SENATE	$1,000	12/14/89	90
PEOPLE FOR BOSCHWITZ 1990	$-1,000	12/22/89	90
PEOPLE FOR BOSCHWITZ 1990	$1,000	12/22/89	90
PEOPLE FOR BOSCHWITZ 1990	$1,000	12/22/89	90
LARRY BRADY FOR CONGRESS	$500	12/29/89	90
PEOPLE FOR BOSCHWITZ 1990	$1,000	01/16/90	90
KENT COUNTY REPUBLICAN FINANCE COMMITTEE	$5,000	01/24/90	90
FRIENDS OF PHIL GRAMM A/K/A THE TEXAS PRESIDENTIAL GALA	$500	03/07/90	90
NRCC	$10,000	03/19/90	90
MCEWEN '90	$500	04/03/90	90
FRIENDS OF CLAUDINE	$500	04/30/90	90
BRAD HASKINS FOR CONGRESS COMMITTEE	$250	05/20/90	90
BUSINESS INDUSTRY POLITICAL ACTION COMMITTEE	$2,000	05/24/90	90
PRESIDENT'S DINNER/AKA 1990 REPUB SENATE-HOUSE DINNER COM	$15,000	06/01/90	90
HENRY FOR CONGRESS COMMITTEE	$500	06/20/90	90
FRIENDS FOR JIM DINGEMAN	$1,000	07/06/90	90
DANNEMEYER FOR CONGRESS	$500	08/31/90	90
MCEWEN '90	$500	11/13/90	90
FRIENDS OF NEWT GINGRICH 1990	$1,000	11/26/90	90

Total Contributions for 1990: **$42,250**

5041364086

SCHEDULE A — ITEMIZED RECEIPTS — PAGE 9 OF 11 — LINE NUMBER 11A

Any information copied from such Reports or Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

Committee Name Henry for Congress Committee

CONTRIBUTOR/ADDRESS	OCCUPATION/EMPLOYER	DATE	AMOUNT
Bolen, Gordon H 2685 Cottridge Dr SE Grand Rapids MI 49506	Retired Election Type: PRIMARY Aggregate YTD $ 500.00	4/28/00	500.00
Byun, George E 2833 Oak Industrial Dr NE Grand Rapids MI 49505	Terryberry Co Salesman Election Type: PRIMARY Aggregate YTD $ 500.00	2/02/00	500.00
Byington, Richard F 3341 Ashton Rd SE Grand Rapids MI 49506	White & White President Election Type: PRIMARY Aggregate YTD $ 500.00	2/02/00	500.00
Campbell, Frank G 7295 38th St Ada MI 49301	Self Physician Election Type: PRIMARY Aggregate YTD $ 200.00	6/27/00	200.00
Canepa, John C ONE Vandenberg Ctr Grand Rapids MI 49503	Old Kent Financial Corp Chairman/President Election Type: PRIMARY Aggregate YTD $ 500.00	4/26/00	500.00
Cook, Peter C 6182 S Gateshouse Dr SE Grand Rapids MI 49506	Meade Distributors Great Lakes Chairman Election Type PRIMARY Aggregate YTD $ 200.00	5/12/00 6/14/00	100.00 100.00
Cumming, M Malcolm 4666 Michigan St NE Ada MI 49301	Warner Norcross & Judd Attorney Election Type: PRIMARY Aggregate YTD $ 500.00	2/22/00	500.00
[illegible] Howard [illegible] Dr SE [illegible] MI 49506	Russ Restaurant Restaurant Operator Election Type PRIMARY Aggregate YTD $ 500.00	2/02/00	500.00
DeMonge, Harvey J 623 [illegible] Dr NE Grand Rapids MI 49505	Self Physician Election Type PRIMARY Aggregate YTD $ 500.00	2/02/00	500.00
[illegible] M [illegible] Dr SE Grand Rapids MI 49506	Amway Corp President Election Type PRIMARY Aggregate YTD $ 500.00	2/02/00	500.00

SUBTOTAL (This Page) 4,400.00

15031133641

SCHEDULE A — ITEMIZED RECEIPTS

Use separate schedule(s) for each category of the Detailed Summary Page

PAGE 16 OF 68

FULL LINE NUMBER 11a1

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (In Full)

Bill Schuette for U.S. Senate

	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
A. Full Name, Mailing Address and ZIP Code Lucia DeMeester 2013 Mapleleaf Drive Midland, MI 48640	Dow Chemical Co.	11-3-89	250.00
Receipt For: [X] Primary [ ] General [ ] Other (specify):	Occupation: Info. Sys. Analyst		
	Aggregate Year-to-Date > $	250.00	
B. Full Name, Mailing Address and ZIP Code G. R. Denison 1110 Kent Drive Mt. Pleasant, MI 48858	Name of Employer: Lease Management, Inc.	10-31-89	1,000.00
Receipt For: [X] Primary [ ] General [ ] Other (specify):	Occupation: President		
	Aggregate Year-to-Date > $	1,000.00	
C. Full Name, Mailing Address and ZIP Code Olga Denison 1110 Kent Drive Mt. Pleasant, MI 48858	Name of Employer: Lease Management, Inc.	10-31-89	1,000.00
Receipt For: [X] Primary [ ] General [ ] Other (specify):	Occupation: Owner		
	Aggregate Year-to-Date > $	1,000.00	
D. Full Name, Mailing Address and ZIP Code Michael Dennos 2042 Arrowhead Drive Traverse City, MI 49684	Name of Employer: Retired	8-22-89	1,000.00
Receipt For: [X] Primary [X] General [ ] Other (specify):	Occupation:		
	Aggregate Year-to-Date > $	1,000.00	
E. Full Name, Mailing Address and ZIP Code Betsey DeVos 2003 Hillsboro Avenue Grand Rapids, MI 49506	Name of Employer: Windquest Group	10-18-89	1,000.00
Receipt For: [X] Primary [ ] General [ ] Other (specify):	Occupation: Secretary/Treasurer		
	Aggregate Year-to-Date > $	1,000.00	
F. Full Name, Mailing Address and ZIP Code Richard DeVos 2003 Hillsboro Avenue Grand Rapids, MI 49506	Name of Employer: Windquest Group	10-18-89	1,000.00
Receipt For: [X] Primary [ ] General [ ] Other (specify):	Occupation: President		
	Aggregate Year-to-Date > $	1,000.00	
G. Full Name, Mailing Address and ZIP Code Richard DeVos 7154 Windy Hill Road, SE Grand Rapids, MI 49506	Name of Employer: Amway Corporation	12-14-89 12-14-89	1,000.00 1,000.00
Receipt For: [X] Primary [X] General [ ] Other (specify):	Occupation: President		
	Aggregate Year-to-Date > $	2,000.00	
SUBTOTAL of Receipts This Page (optional)			7,250.00
TOTAL This Period (last page this line number only)			

9CC-03-12648

SCHEDULE A — ITEMIZED RECEIPTS — LINE NUMBER 11A
PERIOD: FROM 07/01/89 TO 12/31/89 — PAGE 139 OF 221

Any information copied from such Reports or Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee

People for Boschwitz - CONTRIBUTIONS

FULL NAME, MAILING ADDRESS	EMPLOYER/OCCUPATION	DATE	AMOUNT
Mr Jay Van Andel 7186 Windy Hill Road Southeast Grand Rapids, MI 49506 RECEIPT FOR: General	Amway Corporation Chairman AGGREGATE YEAR TO DATE:	12/22/89	$1,000.00 $2000.00 see memo entry
Mr Richard M DeVos 7154 Windy Hill Road Southeast Grand Rapids, MI 49506 RECEIPT FOR: General	INFORMATION REQUESTED AGGREGATE YEAR TO DATE:	12/22/89	$1,000.00 $2000.00 see memo entry
Mr Richard M DeVos 7154 Windy Hill Road Southeast Grand Rapids, MI 49506 RECEIPT FOR: Primary	INFORMATION REQUESTED AGGREGATE YEAR TO DATE:	12/22/89	$1,000.00 $2000.00
Mr Timothy H. Horgan 12065 Northwest Kathlene Portland, OR 97229 RECEIPT FOR: Primary	Ocean Beauty Seafoods President AGGREGATE YEAR TO DATE:	12/21/89	$500.00 $500.00
Mr. Bruce R McCaw P.O Box 1607 Bellevue, WA 98007 RECEIPT FOR: Primary	Forbes Westar INFORMATION REQUESTED AGGREGATE YEAR TO DATE:	12/21/89	$500.00 $500.00
Mr Walter B Williams 720 Third Avenue Seattle, WA 98104 RECEIPT FOR: Primary	Continental Savings President AGGREGATE YEAR TO DATE:	12/21/89	$500.00 $500.00
Mr Walter Hunter Simpson 2012 Faben Drive Mercer Island, WA 98040 RECEIPT FOR: Primary	Trinus Corporation Partner AGGREGATE YEAR TO DATE:	12/21/89	$500.00 $500.00
	PAGE TOTAL:		$5,000.00

90004250318

SCHEDULE A — **ITEMIZED RECEIPTS**

For each category of the Detailed Summary Page: 7B 9.1 — FOR LINE NUMBER: 11A

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (In Full)

People for Boschwitz 1990

	Name of Employer / Occupation / Aggregate Year-to-Date	Date (month, day, year)	Amount of Each Receipt this Period
A. Full Name, Mailing Address and ZIP Code Ethel Keller 777 Bayshore Drive, #1506 Ft. Lauderdale, FL 33304 Receipt For: ☐ Primary ☒ General ☐ Other (specify):		12/4/89 1/29/90	$500.00 ($500.00)
B. Full Name, Mailing Address and ZIP Code Ethel Keller same as above Receipt For: ☐ Primary ☒ General ☐ Other (specify):	re-allocation of above	1/29/90	$500.00
C. Full Name, Mailing Address and ZIP Code B. John Barry 2104 Hastings Avenue Newport, MN 55055 Receipt For: ☐ Primary ☒ General ☐ Other (specify):		11/28/89 1/22/90	$1,000.00 ($1,000.00)
D. Full Name, Mailing Address and ZIP Code B. John Barry same as above Receipt For: ☐ Primary ☒ General ☐ Other (specify):	re-allocation of above	1/22/90	$1,000.00
E. Full Name, Mailing Address and ZIP Code Richard M. DeVos 7154 Windy Hill Road Grand Rapids, MI 49505 Receipt For: ☐ Primary ☒ General ☐ Other (specify):		12/22/89 1/16/90	$1,000.00 ($1,000.00)
F. Full Name, Mailing Address and ZIP Code Richard M. DeVos same as above Receipt For: ☐ Primary ☒ General ☐ Other (specify):	re-allocation of above	1/16/90	$1,000.00
G. Full Name, Mailing Address and ZIP Code Receipt For: ☐ Primary ☐ General ☐ Other (specify):			

SUBTOTAL of Receipts This Page (optional) .....

MEMO

TOTAL This Period (last page this line number only) .....

SCHEDULE A **ITEMIZED RECEIPTS**

Use separate schedule(s) for each category of the Detailed Summary Page

PAGE 4 OF 5

FOR LINE NUMBER 11(a) (i)

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (In Full)

A. Full Name, Mailing Address and ZIP Code Gerald Eckman PO Box 790 Merrimack, NH Receipt For: X Primary ; General ; Other (specify)	Name of Employer: Reeds Ferry Lumber Occupation: owner Aggregate Year to Date: $ 60.00	Date (month, day, year): 11/26/89	Amount of Each Receipt this Period: 50.00
B. Full Name, Mailing Address and ZIP Code Dan Sklar 44 Brick Mill Rd. Bedford, NH 03102 Receipt For: X Primary ; General ; Other (specify)	Name of Employer: Occupation: public relations Aggregate Year-to-Date: $ 100.00	Date (month, day, year): 12/1/89	Amount of Each Receipt this Period: $100.00
C. Full Name, Mailing Address and ZIP Code Gary Singer Ledgewood Dr. Manchester, NH 03104 Receipt For: X Primary ; General ; Other (specify)	Name of Employer: Merchants Motors Occupation: leasing Aggregate Year-to-Date: $	Date (month, day, year): 12/20/89	Amount of Each Receipt this Period: 200.00
D. Full Name, Mailing Address and ZIP Code Jack Sullivan 286 Route 101 Bedford, NH 03102 Receipt For: X Primary ; General ; Other (specify)	Name of Employer: John B. Sullivan, Sr Corp Occupation: owner Aggregate Year to Date: $ 1,000.00	Date (month, day, year): 12/29/89	Amount of Each Receipt this Period: 1,000.00
E. Full Name, Mailing Address and ZIP Code Gladys Sullivan 286 Route 101 Bedford, NH 03102 Receipt For: X Primary ; General ; Other (specify)	Name of Employer: Occupation: housewife Aggregate Year-to-Date: $ 1,000.00	Date (month, day, year): 12/29/89	Amount of Each Receipt this Period: 1,000.00
F. Full Name, Mailing Address and ZIP Code Richard N. DeVoss 7164 Windy Hill Rd. SE Grand Rapids, MI Receipt For: X Primary ; General ; Other (specify)	Name of Employer: Amway Corp. Occupation: President Aggregate Year-to-Date: $ 1,000.00	Date (month, day, year): 12/29/89	Amount of Each Receipt this Period: 500.00
G. Full Name, Mailing Address and ZIP Code Mrs Julius E. Pierce 664 Moss Hill Miami, Fl 33156 Receipt For: X Primary ; General ; Other (specify)	Name of Employer: Occupation: housewife Aggregate Year to Date: $ 1,000.00	Date (month, day, year): 12/29/89	Amount of Each Receipt this Period: 1,000.00

SUBTOTAL of Receipts This Page (optional): 3,860.00

TOTAL (Last Page this line number only)

.5043640305

SCHEDULE A — ITEMIZED RECEIPTS

PAGE 4 OF 13
LINE NUMBER 11AW

Any information copied from such Reports or Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name of any political committee to solicit contributions from such committee

Committee Name KENT COUNTY REPUBLICAN FINANCE COMMITTEE

CONTRIBUTOR/ADDRESS	EMPLOYER/OCCUPATION	DATE	AMOUNT
[redacted]	STATE OF MICHIGAN STATE REPRESENTATIVE Election Type NONE Aggregate YTD 400.00	[redacted]	
MR RICHARD M DEVOS SR 7154 WINDY HILL RD SE GRAND RAPIDS, MICH 49546	AMWAY CO-OWNER Election Type NONE Aggregate YTD $ 5,000.00	1/24/90	5,000.00
MRS RICHARD M DEVOS 7154 WINDY HILL RD SE GRAND RAPIDS, MICH 49546	HOUSEWIFE Election Type NONE Aggregate YTD $ 5,000.00	1/30/90	5,000.00
MR LOU M DEXTER 236 LAKESIDE SE GRAND RAPIDS MICH 49506	RETIRED Election Type NONE Aggregate YTD $ 400.00	1/04/90	400.00
MR JOHN L DOIG PO BOX 9126 GRAND RAPIDS, MICH 49509	RETIRED Election Type NONE Aggregate YTD $ 400.00	2/22/90	400.00
MR CARSON C DONLEY 171 LAKESIDE SE GRAND RAPIDS MICH 49506	RETIRED Election Type NONE Aggregate YTD $ 400.00	1/30/90	400.00
DAVID RICHARD DRAIN 1526 LANE ELLEN [illegible] MICH 49331	KENT COUNTY DEPUTY CLERK Election Type NONE Aggregate YTD $ 200.00	3/26/90	200.00
ALLEN L EMMONS 2226 ANDERSON SE GRAND RAPIDS, MICH 49506	SILVERI CO REALTOR Election Type NONE Aggregate YTD $ 400.00	1/16/90	400.00
MR LAWRENCE EHRHART 181 REESE BEACH SE GRAND RAPIDS MICH 49546	EHRHART CONSTRUCTION CO PRESIDENT Election Type NONE Aggregate YTD $ 1,000.00	1/29/90	1,000.00
MR & MRS [illegible] FAIRCHILD III [illegible] SE PO BOX 88 [illegible] MICH 49546	HANDY DANDY CORP PRESIDENT Election Type NONE Aggregate YTD $ 800.00	1/05/90 1/05/90 2/05/90	200.00 200.00 400.00

SUBTOTAL this page 13,600.00

1504364005

SCHEDULE A — ITEMIZED RECEIPTS

(Use separate schedule(s) for each category of the Detailed Summary Page)

PAGE 4

FULL LINE NUMBER 11A

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee

NAME OF COMMITTEE (in Full)
Friends of Phil Gramm

A. Full Name, Mailing Address and ZIP Code Mrs. James C. Lasater P. O. Box 65 Fort Quien Sabe Aledo, TX 76008 Receipt For: [XX] Primary [ ] General [ ] Other (specify) 1990	Name of Employer Occupation Aggregate Year-to-Date > $ 250.00	Date (month, day, year) 03/13/90	Amount of Each Receipt this Period 250.00
B. Full Name, Mailing Address and ZIP Code Mr. James Thomas Gambrell 2501 Lazy Hollow, #203-B Houston, TX 77063 Receipt For: [ ] Primary [XX] General [ ] Other (specify) 1990	Name of Employer Occupation Aggregate Year-to-Date > $ 500.00	Date (month, day, year) 03/28/90 03/28/90	Amount of Each Receipt this Period 250.00 250.00
C. Full Name, Mailing Address and ZIP Code Mr. Jeffrey P. Dobbs 10210 - 32nd Ave., N. Plymouth, MN 55441 Receipt For: [XX] Primary [ ] General [ ] Other (specify) 1990	Name of Employer Occupation Aggregate Year-to-Date > $ 250.00	Date (month, day, year) 03/08/90	Amount of Each Receipt this Period 250.00
D. Full Name, Mailing Address and ZIP Code Mrs. Marguerite A. Kadjar 116 West Lobit Baytown, TX 77520 Receipt For: [XX] Primary [ ] General [ ] Other (specify) 1990	Name of Employer Occupation Housewife Aggregate Year-to-Date > $ 250.00	Date (month, day, year) 02/27/90	Amount of Each Receipt this Period 250.00
E. Full Name, Mailing Address and ZIP Code Ms. Margaret H. Ormandy 237 S. 18th St. The Barclay Philadelphia, PA 19103 Receipt For: [ ] Primary [XX] General [ ] Other (specify) 1990	Name of Employer Occupation Retired Aggregate Year-to-Date > $ 300.00	Date (month, day, year) 03/28/90	Amount of Each Receipt this Period 100.00
F. Full Name, Mailing Address and ZIP Code Mr. Richard M. DeVos 7154 Windy Hill Road, S. E. Grand Rapids, MI 49506 Receipt For: [XX] Primary [ ] General [ ] Other (specify) 1990	Name of Employer Amway Corporation Occupation President Aggregate Year-to-Date > $ 500.00	Date (month, day, year) 03/07/90	Amount of Each Receipt this Period 500.00
G. Full Name, Mailing Address and ZIP Code Mr. Richard B. Mama P. O. Box 10589 Midland, TX 79702 Receipt For: [XX] Primary [ ] General [ ] Other (specify) 1990	Name of Employer Self-employed Occupation Oilman Aggregate Year-to-Date > $	Date (month, day, year) 03/13/90	Amount of Each Receipt this Period 450.00
SUBTOTAL of Receipts This Page (optional)			2,300.00
TOTAL This Period (last page this line number only)			

90020301197

-5043640867

[redacted] MAY INFORMATION COPIED FROM [redacted]
OR SOLD BY ANY PERSON FOR [redacted]
COMMERCIAL PURPOSES, OTHER [redacted]
COMMITTEE TO SOLICIT CONTRIBUTIONS FROM [redacted].

FEC FEC REPORT

NAME, MAILING ADDRESS AND ZIP CODE NAME OF EMPLOYER OCCUPATION	DATE AGGREGATE YTD	AMOUNT OF THIS PERIOD YEAR TO DATE
DR. RICHARD E. KEYS, JR 170 MAGNOLIA CINCINNATI, OH 45246 SELF EMPLOYED	[redacted]	[redacted]
MR. RICHARD DEVOS, JR 2003 HILLSBORO AVE.,SE GRAND RAPIDS, MI 49506 REQUESTED/NOT PROVIDED REQUESTED/NOT PROVIDED	[redacted]	[redacted]
MR. RICHARD M. DE VOS 7184 WINDY HILL RD SE GRAND RAPIDS, MI 49506 REQUESTED/NOT PROVIDED REQUESTED/NOT PROVIDED	[redacted]	[redacted]
MR. ROBERT HOOKER 861 CASCADE ELS E DR SE GRAND RAPIDS, MI 49546 000 BUSINESS EXECUTIVE	[redacted] [redacted] YTD	[redacted] 2500.00
MR. ROBERT C. ERCK 8300 SEARS TOWER CHICAGO, IL 60606 ERCK ERWIN & CATE ATTORNEY	01/25/90 01/29/90 [redacted] YTD	125.00 125.00 250.00
MR. REYEL W. LITTLE PO BOX 618 MADILL, OK 73446 RETIRED	01/31/90 [redacted] YTD	500.00 500.00
MR. RICHARD RATCLIFF 3111 E VERMONT PHOENIX, AZ 85016 FOOD FOR HEALTH CO INC EXECUTIVE	01/12/90 01/26/90 01/27/90 [redacted] YTD	100.00 200.00 200.00 500.00
SUBTOTAL OF RECEIPTS THIS PAGE.....		10665.00

COPYRIGHT 1990, NATIONAL REPUBLICAN [redacted]

C00139364669 15043636383

SCHEDULE A — ITEMIZED RECEIPTS

Use separate schedule(s) for each category of the Detailed Summary Page

Page 114

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (In Full)

McEwen '90

A. Full Name, Mailing Address and ZIP Code Paul Brickner 4750 River St. Willoughby, OH. 44094 Receipt For: [X] Primary [ ] General [ ] Other (specify):	Name of Employer Dept. of Human Services Occupation administrative judge Aggregate Year-to-Date > $ 205.00	Date (month, day, year) 4/16/90	Amount of Each Receipt this Period 205.00
B. Full Name, Mailing Address and ZIP Code Ralph Heffner Jr. 509 N. Main St. Celina, OH. 45822 Receipt For: [X] Primary [ ] General [ ] Other (specify):	Name of Employer Heffner Construction Occupation contractor Aggregate Year-to-Date > $ 250.00	Date (month, day, year) 4/9/90	Amount of Each Receipt this Period 250.00
C. Full Name, Mailing Address and ZIP Code Robert Hayden 759 Watch Point Dr. Cincinnati, OH. 45230 Receipt For: [X] Primary [ ] General [ ] Other (specify):	Name of Employer Midland Company Occupation vice president Aggregate Year-to-Date > $ 500.00	Date (month, day, year) 4/12/90	Amount of Each Receipt this Period 500.00
D. Full Name, Mailing Address and ZIP Code Richard DeVos 7154 Windy Hill Rd. SE Grand Rapids, MI 49506 Receipt For: [X] Primary [ ] General [ ] Other (specify):	Name of Employer Amway Corporation Occupation chairman Aggregate Year-to-Date > $ 500.00	Date (month, day, year) 4/3/90	Amount of Each Receipt this Period 500.00
E. Full Name, Mailing Address and ZIP Code Dorothy M. Hodson 130 Westover Dr. Hillsboro, OH. 45133 Receipt For: [X] Primary [ ] General [ ] Other (specify):	Name of Employer self Occupation housewife Aggregate Year-to-Date > $ 500.00	Date (month, day, year) 4/10/90	Amount of Each Receipt this Period 500.00
F. Full Name, Mailing Address and ZIP Code Receipt For: [ ] Primary [ ] General [ ] Other (specify)	Name of Employer Occupation Aggregate Year-to-Date > $	Date (month, day, year)	Amount of Each Receipt this Period
G. Full Name, Mailing Address and ZIP Code Receipt For: [ ] Primary [ ] General [ ] Other (specify)	Name of Employer Occupation Aggregate Year-to-Date > $	Date (month, day, year)	Amount of Each Receipt this Period

SUBTOTAL of Receipts This Page (optional)	1955.00
TOTAL This Period (last page this line number only)	1955.00

C 00213270475

150436403609

SCHEDULE A ITEMIZED RECEIPTS Page 55 of 20
for Line Number 11A

Full Name of Committee: Friends of Claudine

A. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Mr. Richard M. DeVos 7154 Windy Hill Road, SE Grand Rapids, MI 49506	Amway Corp. President	P	04/30/90	500.00
	Total YTD: $ 500.00			

Earmark through Campaign America

TOTAL THIS PAGE: 500.00

90030113745

SCHEDULE A — ITEMIZED RECEIPTS

CONTRIBUTIONS FROM INDIVIDUALS/PERSONS

Use separate schedule(s) for each category of the Detailed Summary Page

FOR LINE NUMBER: 11a I

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (In Full)

BRAD HASKINS FOR CONGRESS C00239525

A. Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation / Aggregate Year-to-Date	Date (month, day, year)	Amount of Each Receipt this Period
Rob & Nancy Merritt 3841 Greenleaf Circle Kalamazoo MI 49008 Receipt For: ☒ Primary ☐ General ☐ Other (specify):	Occupation: Retired Aggregate Year-to-Date > $ 770	05/04/90	500.00
B. Full Name, Mailing Address and ZIP Code Jack [illegible] 409 East Hamilton Ave Battle Creek MI 49015 Receipt For: ☒ Primary ☐ General ☐ Other (specify):	Name of Employer: Took Brothers, Inc. Occupation: Executive Aggregate Year-to-Date > $ 250	06/05/90	250.00
C. Full Name, Mailing Address and ZIP Code Jim & Marcia Hilboldt [illegible] Kalamazoo MI 49008 Receipt For: ☒ Primary ☐ General ☐ Other (specify):	Name of Employer: Alfred Connable Office, Inc. Occupation: Attorney Aggregate Year-to-Date > $ 250	05/10/90	250.00
D. Full Name, Mailing Address and ZIP Code Robert & Dorothy Miller [illegible] Battle Creek MI 49015 Receipt For: ☒ Primary ☐ General ☐ Other (specify):	Occupation: Retired Aggregate Year-to-Date > $ 500	05/[illegible]/90	500.00
E. Full Name, Mailing Address and ZIP Code [illegible] Caroline Hoff [illegible] Kalamazoo MI 49008 Receipt For: ☒ Primary ☐ General ☐ Other (specify):	Occupation: [illegible] Aggregate Year-to-Date > $ 250	05/10/90	250.00
F. Full Name, Mailing Address and ZIP Code [illegible] Brown [illegible] Receipt For: ☒ Primary ☐ General ☐ Other (specify):	Name of Employer: [illegible] Stores Occupation: [illegible] Aggregate Year-to-Date > $ 250	05/22/90	250.00
G. Full Name, Mailing Address and ZIP Code [illegible] Denton [illegible] Receipt For: ☒ Primary ☐ General ☐ Other (specify):	Name of Employer: [illegible] Occupation: [illegible] Aggregate Year-to-Date > $ 500	05/20/90	500.00

SUBTOTAL of Receipts This Page (optional) .....

TOTAL This Period (last page this line number only) .....

a 7 1 4 0 1 . 3 2 7 5 0 4 3 6 4 0 8 7 / 1

SCHEDULE A **ITEMIZED RECEIPTS**

Use separate schedule(s) for each category of the Detailed Summary Page

PAGE [redacted] OF [redacted]

FOR LINE NUMBER: 11

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (in Full)
BUSINESS [illegible] POLITICAL ACTION COMMITTEE

A Full Name, Mailing Address and ZIP Code [redacted] Receipt For: [ ] Primary [ ] General [ ] Other (specify)	Name of Employer Huntsman Chemical Corporation Occupation Vice President Aggregate Year-to-Date > $ 250.00	Date (month, day, year) 05/07/90	Amount of Each Receipt this Period $ 250.00
B Full Name, Mailing Address and ZIP Code Henry V. Houser Box 1918 Louisville, KY 40201 Receipt For: [ ] Primary [ ] General [ ] Other (specify)	Name of Employer Occupation Retired Aggregate Year-to-Date > $ 300.00	Date (month, day, year) 05/10/90	Amount of Each Receipt this Period 300.00
C Full Name, Mailing Address and ZIP Code Van P. Smith 805 North Briar Road Munster, IN 47301 Receipt For: [ ] Primary [ ] General [ ] Other (specify)	Name of Employer Ontario Corp. Occupation Chairman & Pres. Aggregate Year-to-Date > $ 1,000.00	Date (month, day, year) 05/14/90	Amount of Each Receipt this Period 1,000.00
D Full Name, Mailing Address and ZIP Code Richard Dexon 7151 Windy Hill Drive Grand Rapids, MI 49506 Receipt For: [ ] Primary [ ] General [ ] Other (specify)	Name of Employer Amway Corporation Occupation President Aggregate Year-to-Date > $ 2,000.00	Date (month, day, year) 05/21/90	Amount of Each Receipt this Period 2,000.00
E Full Name, Mailing Address and ZIP Code R.A. Strandburg, Jr. 3535 Copley Road Toledo, OH 43613 Receipt For: [ ] Primary [ ] General [ ] Other (specify)	Name of Employer Occupation Retired Aggregate Year-to-Date > $ 1,000.00	Date (month, day, year) 05/24/90	Amount of Each Receipt this Period 1,000.00
F Full Name, Mailing Address and ZIP Code [redacted] Receipt For: [ ] Primary [ ] General [ ] Other (specify)	Name of Employer Occupation Retired Aggregate Year-to-Date > $ [illegible]	Date (month, day, year) 05/25/90	Amount of Each Receipt this Period 300.00
G Full Name, Mailing Address and ZIP Code [redacted] Receipt For: [ ] Primary [ ] General [ ] Other (specify)	Name of Employer Van Dorn Company Occupation [illegible] Aggregate Year-to-Date > $	Date (month, day, year) [illegible]	Amount of Each Receipt this Period [illegible]
SUBTOTAL of Receipts This Page (optional)			
TOTAL This Period (last page this line number only)			

5043640872

Any information copied from such Reports or Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

Name of Committee:
The President's Dinner/aka 1990 Republican Senate-House Dinner Committee

Edward J DeBartolo Jr.	EMPLOYER: Self OCCUPATION: Owner of San Francisco 49	
7620 Market Street Youngstown, OH 44512	Date 06/18/90	Amount 15,000.00
RECEIPT FOR: N/A	AGGREGATE YTD: 15,000.00	
Richard M DeVos	EMPLOYER: Amway Corporation OCCUPATION: President	
7154 Windy Hill Road, S.E. Grand Rapids, MI 49506	Date 06/01/90	Amount 15,000.00
RECEIPT FOR: N/A	AGGREGATE YTD: 15,000.00	
Joseph P Dealessandro	EMPLOYER: OCCUPATION: Primerica	
725 Dorian Road Westfield, NJ 07090	Date 06/08/90	Amount 1,500.00
RECEIPT FOR: N/A	AGGREGATE YTD: 1,500.00	
Charles S Debreczeni	EMPLOYER: Information Requested OCCUPATION:	
65 Matheuson Drive Weymouth, MA 02189	Date 06/13/90	Amount 1,500.00
RECEIPT FOR: N/A	AGGREGATE YTD: 1,500.00	
John L Deems	EMPLOYER: Information Requested OCCUPATION:	
289 N.W. Tarpon Port Charlotte, FL 33952	Date 05/29/90	Amount 1,000.00
RECEIPT FOR: N/A	AGGREGATE YTD: 1,000.00	
John W Deming	EMPLOYER: OCCUPATION: Retired Doctor	
3600 Parliament Drive Alexandria, LA 71303	Date 05/10/90	Amount 1,000.00
RECEIPT FOR: N/A	AGGREGATE YTD: 1,000.00	
John C Dempsey	EMPLOYER: Greif Bros. Corporation OCCUPATION: Officer	
621 Pennsylvania Avenue Delaware, OH 43015	Date 05/10/90	Amount 1,000.00
RECEIPT FOR: N/A	AGGREGATE YTD: 1,000.00	
SUBTOTAL of Receipts This Page:		36,000.00

15043640373

Committee Name: Money For Congress Committee

Cypher, Bonnie 4478 Thornberry Dr SE Grand Rapids MI 49546	Housewife Election Type: PRIMARY Aggregate YTD $ 500.00	5/15/96 500.00
Damon, M F 2355 Edington Ct SE Kentwood MI 49508	Retired Election Type: PRIMARY Aggregate YTD $ 250.00	5/15/96 250.00
Davies, Allen D 3131 Hall St SE Grand Rapids MI 49506	Self Physician Election Type: PRIMARY Aggregate YTD $ 500.00	5/20/96 400.00
Davis, Mrs. Wendell 2311 Wealthy St SE Grand Rapids MI 49506	Retired Election Type: PRIMARY Aggregate YTD $ 200.00	5/25/96 200.00
Deleven, James W 1000 Wealthy St Suite 200 Grand Rapids MI 49506	Self/Blodgett Hospital Physician Election Type: PRIMARY Aggregate YTD $ 500.00	5/15/96 500.00
Dellaan, Howard 3740 Charlevoix Dr SE Grand Rapids MI 49546	Russ Restaurant Restaurant Operator Election Type: PRIMARY Aggregate YTD $ 500.00	5/15/96 500.00
DeVoe, Richard M 7154 Windy Hill Dr SE Grand Rapids MI 49546	Amway Corp President Election Type: PRIMARY Aggregate YTD $ 500.00	6/20/96 500.00
DeWitt, Jon F 3687 Rogue Hill Ct NE Belmont MI 49306	Varnum Riddering Schmidt Howit Attorney Election Type: PRIMARY Aggregate YTD $ 500.00	5/12/96 500.00
Donley, Carson O 171 Lakeside Dr SE Grand Rapids MI 49506	Retired Election Type: PRIMARY Aggregate YTD $ 500.00	5/15/96 500.00
Edison, Steve W 2855 Elmwood Dr SE Grand Rapids MI 49506	Terryberry Co Controller Election Type: PRIMARY Aggregate YTD $ 250.00	5/15/96 250.00

SUBTOTAL (This Page) 4,850.00

C00140275 50436408374

SCHEDULE A — ITEMIZED RECEIPTS

Friends for Jim Dingeman

	Name of Employer / Occupation / Aggregate Year-to-Date	Date (month, day, year)	Amount of Each Receipt this Period
A. Full Name, Mailing Address and ZIP Code Dr. James Coppin, Jr. 2405 Elmwood St. Port Huron, MI 48060 Receipt For: ☒ Primary ☐ General ☐ Other (specify):		7-6	
B. Full Name, Mailing Address and ZIP Code William Danneels 407 Westminster Marine City, MI 48039 Receipt For: ☐ Primary ☐ General ☐ Other (specify):	St. Clair County County Commissioner	7-2	
C. Full Name, Mailing Address and ZIP Code Charles Davey 880 Stephenson Troy, MI 48083 Receipt For: ☒ Primary ☐ General ☐ Other (specify):		7-13	
D. Full Name, Mailing Address and ZIP Code John Deavey 739 N. 9th St. St. Clair, MI 48079 Receipt For: ☐ Primary ☒ General ☐ Other (specify):	Kinks Technologies President Aggregate Year-to-Date > $ 1050.00	7-16	
E. Full Name, Mailing Address and ZIP Code Richard M. De[illegible] 7164 Windy Hill Rd. SE Grand Rapids, MI 49546 Receipt For: ☒ Primary ☐ General ☐ Other (specify):	Amway Owner Aggregate Year-to-Date > $ 1000.00	7-6	
F. Full Name, Mailing Address and ZIP Code Lloyd Dichl 1030 Lakeside Birmingham, MI 48009 Receipt For: ☒ Primary ☐ General ☐ Other (specify):		7-17	
G. Full Name, Mailing Address and ZIP Code David Dodge 8819 Stone Rd Algonac, MI 48001 Receipt For ☒ Primary ☐ General ☐ Other (specify)		7-13	20.00
SUBTOTAL of Receipts This Page (optional)			1245.00
TOTAL This Period (last page this line number only)			

S 0 0 4 5 6 4 0 0 7 5

ALL INFORMATION COPIED FROM SUCH REPORTS OR STATEMENTS MAY NOT BE SOLD OR USED BY ANY PERSON FOR THE PURPOSE OF SOLICITING CONTRIBUTIONS OR FOR COMMERCIAL PURPOSES, OTHER THAN USING THE NAME AND ADDRESS OF ANY POLITICAL COMMITTEE TO SOLICIT CONTRIBUTIONS FROM SUCH COMMITTEE.

NAME, ADDRESS, CITY, STATE, ZIP	EMPLOYER AND OCCUPATION	RECEIPT DATE	RECEIPT AMOUNT
JO U 15701 BORK 453 C 2 BORK, MISS CAROLINE 1421 MAYNE AVENUE INDIANA PA 15701 ( )PRI (X)GEN ( )OTHER:	RETIRED AGGREGATE YTD 500.00	08/06/90	500.00
JO U 32247 DVIS 291 L 2 DAVIS, MRS LETHA W PO BOX 5791 JACKSONVILLE FL 32247 ( )PRI (X)GEN ( )OTHER:	HOUSEWIFE AGGREGATE YTD 250.00	08/23/90	250.00
JO U 33701 GLBR 700 J 1 GALBRAITH, MR. JOHN W 100 CENTRAL ST. PETERSBURG FL 33701 ( )PRI (X)GEN ( )OTHER:	INFORMATION REQUESTED AGGREGATE YTD 250.00	08/16/90	250.00
JO U 44139 LMHN 500 F 3 LAMSON & A 21000 SOLON ROAD SOLON OH 44139 ( )PRI (X)GEN ( )OTHER:	INFORMATION REQUESTED AGGREGATE YTD 1,000.00	08/03/90	1,000.00
JO U 49354 DVOS 154 R 1 DEVOS, MR RICHARD M 7154 WINDY HILL ROAD SE GRAND RAPIDS MI 49354 ( )PRI (X)GEN ( )OTHER:	AMWAY CORPORATION PRESIDENT AGGREGATE YTD 500.00	08/31/90	500.00
JO U 53217 STNE 820 S 2 STONE, MRS. STANLEY 7820 N CLUB CIR MILWAUKEE WI 53217 ( )PRI (X)GEN ( )OTHER:	INFORMATION REQUESTED AGGREGATE YTD 500.00	08/20/90	500.00
JO U 60062 UHLM 500 E 1 UIHLEIN, MR EDGAR J SUITE 345 500 SKOKIE BOULEVARD NORTHBROOK IL 60062 ( )PRI (X)GEN ( )OTHER:	SELF-EMPLOYED INVESTMENTS AGGREGATE YTD 750.00	08/29/90	250.00
SUBTOTAL OF RECEIPTS THIS PAGE		RECEIPT AMOUNT	3,250.00

90043640876

SCHEDULE A — ITEMIZED RECEIPTS

Use separate schedule(s) for each category of the Detailed Summary Page

PAGE 2 | 16

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committees.

NAME OF COMMITTEE (In Full)

McEwen '90

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Thomas Fok 325 S. Canfield-Niles Youngstown, OH 44515	Thomas Fok & Assoc.	11/12/90	250.00
Receipt For: ☐ Primary ☒ General ☐ Other (specify)	Occupation: consultant	Aggregate Year-to-Date $	550.00

B. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Gordon Heffern 22450 Canterbury Lane Shaker Heights, OH 44122	Society Corp.	11/9/90	500.00
Receipt For: ☐ Primary ☒ General ☐ Other (specify)	Occupation:	Aggregate Year-to-Date $	500.00

C. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Paul Brickner 4750 River St. Willoughby, OH 44094	Human Services	11/13/90	100.00
Receipt For: ☐ Primary ☒ General ☐ Other (specify):	Occupation: ALJ	Aggregate Year-to-Date $	305.00

D. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Ralph Heffner 509 N. Main St. Celina, OH 45822	Heffner Construction	11/16/90	250.00
Receipt For: ☐ Primary ☒ General ☐ Other (specify):	Occupation: contractor	Aggregate Year-to-Date $	500.00

E. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Victor Lawrence 5462 Folkestone Dr. Dayton, OH 45459	self	11/15/90	100.00
Receipt For: ☐ Primary ☒ General ☐ Other (specify):	Occupation: orthodontist	Aggregate Year-to-Date $	300.00

F. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Matthew O. Diggs 1160 Lytle Lne. Dayton, OH 45409	Copeland Corp.	11/15/90	250.00
Receipt For: ☐ Primary ☒ General ☐ Other (specify):	Occupation: executive	Aggregate Year-to-Date $	250.00

G. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Richard DeVos 7154 Windy Hill Rd. Grand Rapids, MI 49506	Amway Corp.	11/13/90	500.00
Receipt For: ☐ Primary ☒ General ☐ Other (specify):	Occupation: executive	Aggregate Year-to-Date $	1000.00

SUBTOTAL of Receipts This Page (optional)	1950.00
TOTAL This Period (last page this line number only)	

C 1 5 0 4 3 6 4 0 3 7 1 1

C 1 2 - 3 6 1

SCHEDULE A — ITEMIZED RECEIPTS — Page 12 of 50 for Line Number 11a

Full Name of Committee: Friends of Newt Gingrich

A. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Ms. Nelle Cullen 2728 Mountain View Drive La Verne, CA 91750	Retired	G G	11/02/90 10/26/90	20.00 20.00
	Total YTD: $ 236.00			

B. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Mrs. Laurie Cunnington 1040 Orchard Ridge Rd. Bloomfield Hills, MI 48013	Best Effort	g	11/15/90	1000.00
	Total YTD: $ 1000.00			

C. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Ms. Irma K. Davis 46 Smith Street Manistee, MI 49660	Housekeeper	G	11/08/90	50.00
	Total YTD: $ 391.00			

D. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Mr. Robert T. Davis P.O. Box 1509 Shelby, NC 28150	Best Effort	G	11/04/90	250.00
	Total YTD: $ 250.00			

E. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Mr. Richard M. DeVos 7154 Windy Hill Rd., S.E. Grand Rapids, MI 49546	Best Effort	g	11/26/90	1000.00
	Total YTD: $ 1000.00			

TOTAL THIS PAGE: 2340.00

90-4236403/8

PERENCHIO, A JERROLD

Summary of FEC Data

Recipient	Amount	Date	Year
CALIFORNIA BANKERS ASSOC FEDERAL PAC (AKA CALBANKPAC)	$5,000	03/01/89	89
CITIZENS FOR THE REPUBLIC	$5,000	04/28/89	89
HOLLYWOOD WOMEN'S POLITICAL COMMITTEE	$5,000	11/08/89	89
REPUBLICAN NATIONAL COMMITTEE	$15,000	12/01/89	89

Total Contributions for 1989: **$30,000**

.50436089

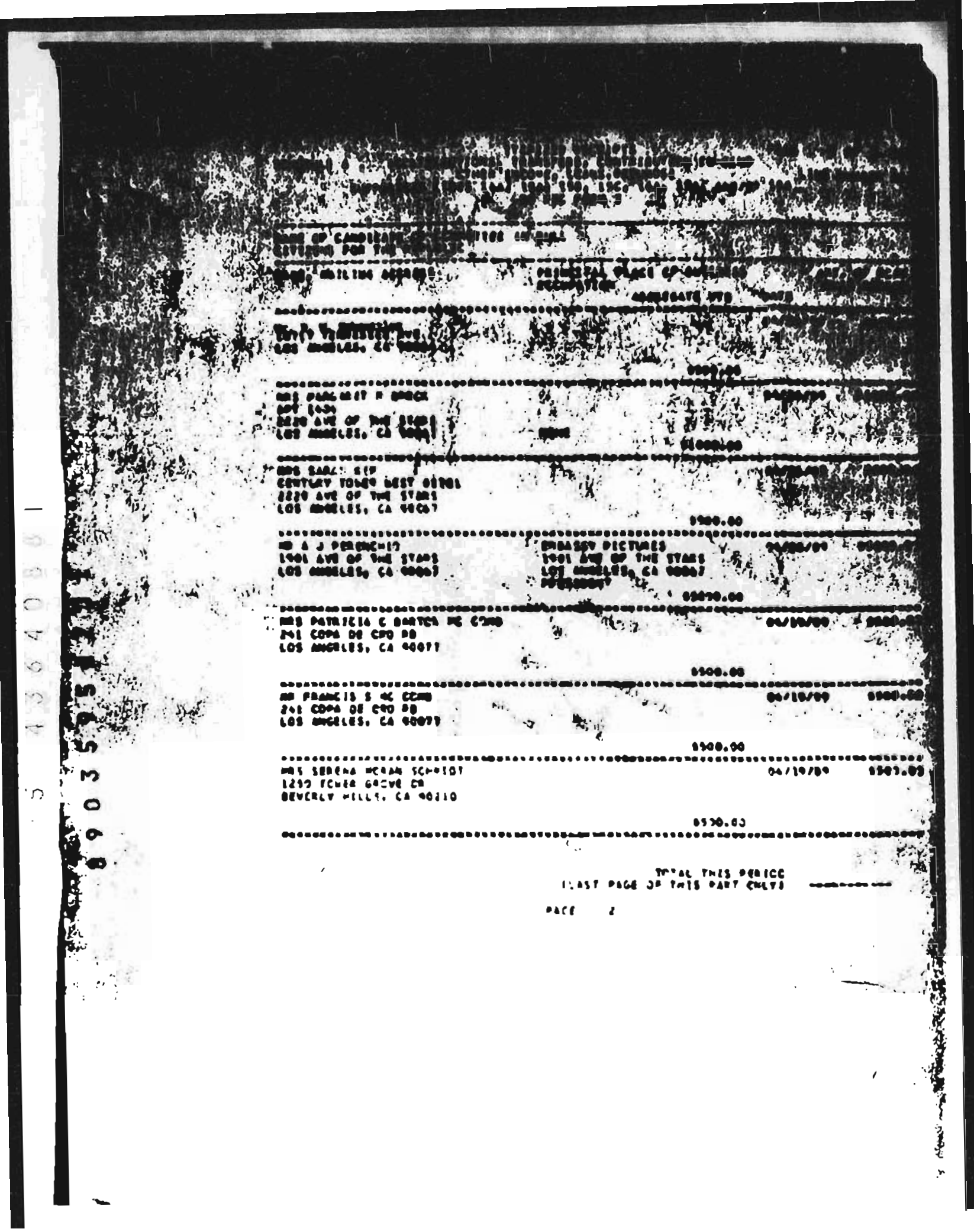
[redacted]

[redacted]

[redacted]	[redacted] American National Bank Banker	[redacted]
[redacted]	[redacted]	[redacted]
[redacted]	[redacted]	[redacted]
[redacted]	[redacted] Communications	[redacted]
[redacted]	[redacted] Chamber of Commerce Banker	[redacted]
[redacted]	[redacted]	[redacted]
[redacted]	[redacted]	[redacted]
[redacted]	[redacted]	[redacted]
[redacted]	[redacted]	[redacted]
[redacted]	[redacted]	[redacted]

9903603233O

5043640330



NAME OF CANDIDATE OFFICE SOUGHT
DIVISION FOR THE

MAILING ADDRESS PRINCIPAL PLACE OF BUSINESS IF DIFFERENT FROM RESIDENCE ADDRESS

Tim Hutchinson
Los Angeles, CA

$500.00

MRS MARGARET M BROCK
ART LOVE
8484 AVE OF THE STARS
LOS ANGELES, CA 90067 $1000.00

MRS EARLE SIE
CENTURY TOWER WEST OFFICE
8220 AVE OF THE STARS
LOS ANGELES, CA 90067 $500.00

MR A J PERSCHETZ
1901 AVE OF THE STARS
LOS ANGELES, CA 90067

PERSCHETZ PICTURES
1901 AVE OF THE STARS
LOS ANGELES, CA 90067
PRODUCER $5000.00

MRS PATRICIA C BARTOL MC COMB 04/10/89 $500.00
241 COPA DE ORO RD
LOS ANGELES, CA 90077

$500.00

MR FRANCIS S MC COMB 04/10/89 $500.00
241 COPA DE ORO RD
LOS ANGELES, CA 90077

$500.00

MRS SERENA MCCAM SCHMIDT 04/10/89 $500.00
1293 FOWER GROVE DR
BEVERLY HILLS, CA 90210

$500.00

TOTAL THIS PERIOD
(LAST PAGE OF THIS PART ONLY)

PAGE 2

43640861

SCHEDULE A — ITEMIZED RECEIPTS (Contributions from Individuals/Persons Other Than Political Committees) — Use separate schedule(s) for each category of the Detailed Summary Page — PAGE # OF — 81 — FPPC LINE NUMBER: 11(a)(i)

NAME OF COMMITTEE (In Full)
Hollywood Women's Political Committee

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

For the period 07-01-89 thru 12-31-89

Full Name, Mailing Address and ZIP Code	Name of Employer Occupation Aggregate Year-to-Date	Date (month, day, year)	Amount of Each Receipt
Polef, Bonnie 120 N Sweetzer #8 Los Angeles CA 90048-	Snapdragon Productions Producer Aggregate Year to date: $208.33	09-28-89	208.33
Polevsky, Lynda 603 Pacific Coast Hwy Santa Monica CA 90402-	n/a Homemaker Aggregate Year to date: $2,540.00	10-23-89 09-28-89 09-06-89	1,300.00 200.00 25.00
Pontarelli, S P 1544 Fifth St Manhattan Beach CA 90266-	Aggregate Year to date: $650.00	11-06-89	650.00
Parker, Sarah Jessica	Sarah Jessica Parker Actor/Actress Aggregate Year to date: $1,240.00	10-26-89 08-17-89	750.00 30.00
Peranchio, A J 1901 Ave of the Stars Suite 780 Los Angeles CA 90067-	Aggregate Year to date: $5,000.00	11-08-89	5,000.00

SUBTOTAL of Receipts This Page (Optional)..... 68,183.33

TOTAL This Period (last page this line number only)..... 81

90036270 5043640 2

ITEMIZED REPORT COVERING PERIOD FROM 10/01/89 THRU 12/31/89 OVER $200.00

NAME AND ADDRESS	OCCUPATION/PLACE OF BUSINESS	DATE	THIS PERIOD	CALENDAR YR-TO-DATE
Mr. John Perdelwitz 5102 Pharo Lane Bayside TX 78076	INFORMATION REQUESTED 12/28/89	12/28/89	$90.00	$230.00
Mr. Richard Perelson Apartment 2 1199 Selby Avenue Los Angeles CA 90025	INFORMATION REQUESTED 12/21/89	10/23/89 12/21/89	$100.00 $100.00	$290.00
Mr. A. J. Perenchio Suite 600 9701 Ave. of the Stars Los Angeles CA 90067	Chartwell Partnership Group Self-employed	12/01/89	$15,000.00	$15,000.00
Mr. Jorge J. Perez 3812 Neptune Drive Orlando FL 32804	Physician Self-employed	12/18/89	$50.00	$250.00
Mr. Simon P. Perez P. O. Box 11 Bloxville FL 32578	Cook B.C.O. Club - Eglin A.F.B.	10/25/89 11/29/89 12/28/89	$25.00 $25.00 $25.00	$300.00
Mr. David B. Perini 73 Mt Wayte Ave Framingham MA 01701	Chairman & President Perini Corporation	12/22/89	$1,000.00	$1,000.00
Mrs. George W. Perkins 660 Madison Avenue New York NY 10021	Retired	10/02/89 10/12/89 11/06/89	$1,000.00 $1,000.00 $1,000.00	$7,500.00
Dr. Jack B. Perkins 109 Robin Hood Rd. NE Atlanta GA 30309	Anethesiologist DeKalb Anesthesia Association	12/29/89	$100.00	$400.00
Mr. & Mrs. John L. Perkins Apartment 142-3 2329 SE Ocean Blvd. Stuart FL 34996	RETIRED	10/24/89 12/15/89	$150.00 $100.00	$490.00

C00436403

KLUGE, JOHN W

Summary of FEC Data

Recipient	Amount	Date	Year
COHEN FOR SENATOR	$1,000	05/19/89	90
ROSTENKOWSKI FOR CONGRESS COMMITTEE	$1,000	09/20/89	90
BILLY TAUZIN COMMITTEE; THE	$500	12/11/89	90
BUD SHUSTER FOR CONGRESS COMMITTEE	$500	01/25/90	90
MARKEY FOR CONGRESS COMMITTEE	$250	02/27/90	90
SAM NUNN CAMPAIGN COMMITTEE	$1,000	04/04/90	90
SAM NUNN CAMPAIGN COMMITTEE	$1,000	04/04/90	90
HANK BROWN FOR U S SENATE	$500	04/11/90	90
DEMOCRATIC SENATORIAL CAMPAIGN COMMITTEE	$20,000	04/24/90	90
REPUBLICAN MAJORITY FUND	$500	05/10/90	90
DEMOCRATIC SENATORIAL CAMPAIGN COMMITTEE	$-1,000	05/23/90	90
PRESIDENT'S DINNER/AKA 1990 REPUB SENATE-HOUSE DINNER COM	$1,500	05/25/90	90

Total Contributions for 1990: **$26,750**

0 0 4 5 6 4 0 8 - 4

Any info. copied from such Reports or Statements may not be sold or used by any person for the purpose of soliciting contrib. or for commercial purpose, other than using name & addr. of a political comm. to solicit from the comm.

Full Name of Committee: COHEN FOR SENATOR COMMITTEE

A. Full Name, Address, Zip	Employer/Occupation	Date	Receipts	Memo
Mr. John W. Kluge 215 E. 67th Street New York NY 10021	Metromedia Company Executive	05/19/89	1000.00	
Receipt for: Primary	Year-to-Date Total: $ 1000.00			

B. Full Name, Address, Zip	Employer/Occupation	Date	Receipts	Memo
Mr. Barry Lafer 630 Fifth Avenue #1530 New York NY 10111	Lafer Equities Invest Banker	05/26/89	500.00	
Receipt for: Primary	Year-to-Date Total: $ 500.00			

C. Full Name, Address, Zip	Employer/Occupation	Date	Receipts	Memo
Mr. Leonard A. Lauder Two E. 67th Street New York NY 10021	Estee Lauder, Inc. President	05/24/89	500.00	
Receipt for: Primary	Year-to-Date Total: $ 500.00			

D. Full Name, Address, Zip	Employer/Occupation	Date	Receipts	Memo
Mr. David J. Mahoney 199 Water St., 34th Fl. New York NY 10292	D. M. Ventures President	05/16/89	1000.00	
Receipt for: Primary	Year-to-Date Total: $ 1000.00			

E. Full Name, Address, Zip	Employer/Occupation	Date	Receipts	Memo
Mr. James M. Marx Westover Bernardsville NJ 07924	Self-employed Invest Analyst	05/30/89	1000.00	
Receipt for: Primary	Year-to-Date Total: $ 1000.00			

F. Full Name, Address, Zip	Employer/Occupation	Date	Receipts	Memo
Mr. Peter W. May 900 Third Avenue New York NY 10022	Trian Group President	05/25/89	1000.00	
Receipt for: Primary	Year-to-Date Total: $ 1000.00			

SUBTOTAL of Receipts This Page 5000.00

TOTAL This Period .....

C 00 243640835

SCHEDULE A — ITEMIZED RECEIPTS
(Contributions from Individuals/Persons Other Than Political Committees)

Use separate schedule(s) for each category of the Detailed Summary Page

PAGE 30

FULL NAME OF COMMITTEE (In Full)
Montgomery for Congress Committee

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

For the period 07-01-89 thru 12-31-89 — Over $200 YTD

Full Name, Mailing Address and ZIP Code	Name of Employer / Occupation / Aggregate Year-to-Date	Date (month, day, year)	Amount of Each Receipt	Receipt for
Ed Czadowski 5630 N. Sheart Avenue Chicago IL 60631-	Winston & Strawn ATTORNEY Aggregate Year to date: $1,000.00	10-31-89	1,000.00	Primary
Edward B. Jefferson, Esq. 1819 - 19th Street, N.W. Penthouse 1 Washington DC 20036-	self ATTORNEY Aggregate Year to date: $1,000.50	09-20-89	1,000.00	Primary
G. Frank Dent 1530 North Key Boulevard Suite 122 - The Atrium Arlington VA 22209-	self CONSULTANT Aggregate Year to date: $[illegible].00	09-20-89	300.50	Primary
John Melcher 2550 M Street N.W. Suite 375 Washington DC 20037-	Camp, Dresh, Bates & Tate CONSULTANT Aggregate Year to date: $500.00	10-10-89	500.00	Primary
John H. Sloan 215 East 67th Street New York NY 10021-	Metromedia Corporation PRESIDENT Aggregate Year .. date: $1,000.00	09-20-89	1,000.00	Primary
Jonathan Seyserling 4810 Bellwood Trail Nelson VA 22181-	Bloch Hamshert Stone, etc SR. VICE PRESIDENT Aggregate Year to date: $1,000.00	09-20-89	1,000.00	Primary

SUBTOTAL of Receipts This Page (Optional)..... $4,000.00

TOTAL This Period (last page this line number only).....

15043640836

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee

NAME OF COMMITTEE (In Full)

THE BILLY TAUZIN COMMITTEE

A. Full Name, Mailing Address and ZIP Code Mr. John W. Kluge Receipt For: [X] Primary [ ] General [ ] Other (specify):	Name of Employer Occupation Aggregate Year-to-Date > $ 500.00	Date (month, day, year) 12/11/89	Amount of Each Receipt this Period $500.00
B. Full Name, Mailing Address and ZIP Code Mr. & Mrs. Jos. J. Krebs, Jr. 9616 Robin Lane River Ridge, La. 70123 Receipt For: [X] Primary [ ] General [ ] Other (specify):	Name of Employer J.J. Krebs & Son Occupation Chairman & C.E.O. Aggregate Year-to-Date > $500.00	Date (month, day, year) 09/19/89	Amount of Each Receipt this Period $500.00
C. Full Name, Mailing Address and ZIP Code Sarah Whalen 10695 Gerald Drive Baton Rouge, La. 70815 Receipt For: [X] Primary [ ] General [ ] Other (specify):	Name of Employer Self Occupation Tobacco & Candy Distributors Aggregate Year-to-Date > $500.00	Date (month, day, year) 10/23/89	Amount of Each Receipt this Period $500.00
D. Full Name, Mailing Address and ZIP Code Mr. & Mrs. Elray Lapeyrouse 601 Woodside Drive Houma, La. 70363 Receipt For: [X] Primary [ ] General [ ] Other (specify):	Name of Employer United Diesel, Inc. Occupation President Aggregate Year-to-Date > $500.00	Date (month, day, year) 09/28/89	Amount of Each Receipt this Period $500.00
E. Full Name, Mailing Address and ZIP Code Mr. William B. Layton One Lakeshore Drive, Ste. 1700 Lake Charles, La. 70629 Receipt For: [X] Primary [ ] General [ ] Other (specify):	Name of Employer Self Occupation (Businessman) Cattle Rancher Aggregate Year-to-Date > $ 500.00	Date (month, day, year) 11/15/89	Amount of Each Receipt this Period $500.00
F. Full Name, Mailing Address and ZIP Code Mr. J. E. Layton, Sr. Route 5, Box 3615 Sulphur, La. 70663 Receipt For: [X] Primary [ ] General [ ] Other (specify):	Name of Employer Self Occupation Cattle Rancher Aggregate Year-to-Date > $ 500.00	Date (month, day, year) 11/22/89	Amount of Each Receipt this Period $500.00
G. Full Name, Mailing Address and ZIP Code LeBeouf Brothers Towing Mr. Jerry Gonzoulin P.O.Box 9036, Houma, La.70361 Receipt For: [X] Primary [ ] General [ ] Other (specify):	Name of Employer LeBeouf Bros. Towing Occupation Exec-Vice President Aggregate Year-to-Date > $ 500.00	Date (month, day, year) 10/31/89	Amount of Each Receipt this Period $500.00
SUBTOTAL of Receipts This Page (optional)			$3,500.00
TOTAL This Period (last page this line number only)			

P50436408857

SCHEDULE A — ITEMIZED RECEIPTS

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

Full Name (Last, First, Middle Initial) of Committee Reporting to Filed

BUD SHUSTER FOR CONGRESS COMMITTEE

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
R. Thomas Henderson RD 2, Box 214C Williamsburg, PA 16693	Henderson's Printing	1-25-90	$1,000
Receipt For: [X] Primary [ ] General [ ] Other (specify):	Occupation: Owner	Aggregate Year-to-Date > $	1,000
B. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
M&M John M. Hope, Jr. 528 Flax Hill Road Norwalk, CT 06854	Outdoor Network USA	1-25-90	$500
Receipt For: [X] Primary [ ] General [ ] Other (specify):	Occupation: Sr. Vice Pres.	Aggregate Year-to-Date > $	500
C. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Charles Lukens Huston III 825 Hunt Club Lane Chester Springs, PA 19425	Lukens, Inc.	1-25-90	$500
Receipt For: [X] Primary [ ] General [ ] Other (specify):	Occupation: Vice Pres.	Aggregate Year-to-Date > $	500
D. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
John W. Kluge 215 E. 67th St. New York, NY 10021	Metromedia Co.	1-25-90	$500
Receipt For: [XX] Primary [ ] General [ ] Other (specify):	Occupation: Investor	Aggregate Year-to-Date > $	500
E. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
M&M R. Roland McElroy 1424 Rosewood Hill Drive Vienna, VA 22182	OAAA	1-25-90	$1,000
Receipt For: [XX] Primary [ ] General [ ] Other (specify):	Occupation: Executive	Aggregate Year-to-Date > $	1,000
F. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
M&M William Nasseau 1124 Driftwood Drive Lowell, IN 46356	Whiteco Metrocom	1-25-90	$500
Receipt For: [XX] Primary [ ] General [ ] Other (specify):	Occupation: Executive	Aggregate Year-to-Date > $	500
G. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
M&M Louis Nickinello 6 Pryor Road Natick, MA 01760	Ackerley Communications	1-25-90	$500
Receipt For: [XX] Primary [ ] General [ ] Other (specify):	Occupation: President	Aggregate Year-to-Date > $	2,000

SUBTOTAL of Receipts This Page (optional) .....

TOTAL This Period (last page this line number only) .....

15043640838 90013 9 0061

SCHEDULE A

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

Name of Committee (In Full)

MARKEY FOR CONGRESS COMMITTEE

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Cameron P. Kerry 1 Toreth St. Brookline, MA 02146 Receipt For: ☑ Primary ☐ General ☐ Other (specify):	Mintz, Levin, Cohn, Glovsky Occupation attorney Aggregate Year-to-Date > $ 500	1/31/90	500.00
B. Full Name, Mailing Address and ZIP Code Lynn G. Kitzmiller 335 10th St., S.E. Washington, DC 20002 Receipt For: ☑ Primary ☐ General ☐ Other (specify):	Name of Employer Occupation Aggregate Year-to-Date > $ 250	1/25/90	250.00
C. Full Name, Mailing Address and ZIP Code John W. Kluge Receipt For: ☑ Primary ☐ General ☐ Other (specify):	Name of Employer Metromedia Occupation Aggregate Year-to-Date > $ 250	2/27/90	250.00
D. Full Name, Mailing Address and ZIP Code Edward S. Knight 32 Irving St. Chevy Chase, MD 20815 Receipt For: ☑ Primary ☐ General ☐ Other (specify):	Name of Employer Akin, Gump, Strauss & Feld Occupation attorney Aggregate Year-to-Date > $ 500	2/9/90	500.00
E. Full Name, Mailing Address and ZIP Code Jonathan L. Kravetz 6 Pearl St. Natick, MA 01760 Receipt For: ☑ Primary ☐ General ☐ Other (specify):	Name of Employer Mintz, Levin, Cohn, Glovsky Occupation Aggregate Year-to-Date > $ 500	1/31/90	500.00
F. Full Name, Mailing Address and ZIP Code Marc E. Lackritz 5705 Rockmere Dr. Bethesda, MD 20816 Receipt For: ☑ Primary ☐ General ☐ Other (specify):	Name of Employer Public Securities Association Occupation executive Aggregate Year-to-Date > $ 500	1/25/90	500.00
G. Full Name, Mailing Address and ZIP Code Simon Lazarus, III 2706 44th St., N.W. Washington, DC 20007 Receipt For: ☑ Primary ☐ General ☐ Other (specify):	Name of Employer Powell, Goldstein & Frazer Occupation attorney Aggregate Year-to-Date > $ 250	1/31/90	250.00
SUBTOTAL of Receipts This Page (optional)			2,750.00
TOTAL This Period (last page this line number only)			

90213941476

'5043640839

FEC LINE 11A - INDIVIDUAL RECEIPTS $200.01+
APRIL 1 THRU JUNE 27, 1990

Any information copied from this report may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes.

NAME/ADDRESS	PREF	DATE	ELECTION	$ THIS PERIOD
Kluge, John W. 215 East 67th Street New York, NY 10021	Mr.	04-04-90 04-04-90	P 90 G 90	1,000.00 1,000.00
EMPLOYER: Metromedia Company OCCUPATION: President/Chairman			AGGREGATE YTD: $	2,000.00
Knowlton, Winthrop c/o Dominick & Dominick 90 Broad Street New York, NY 10004	Mr.	04-04-90	P 90	250.00
EMPLOYER: Knowlton Associates, Inc. OCCUPATION: Consultant			AGGREGATE YTD: $	250.00
Kroll, Jules Kroll Associates 900 Third Avenue New York, NY 10022	Mr.	04-04-90 04-04-90	P 90 G 90	1,000.00 1,000.00
EMPLOYER: Kroll Associates OCCUPATION: President			AGGREGATE YTD: $	2,000.00
Kuniansky, Max L. 1415 Wesley Parkway Atlanta, GA 30327	Mr.	04-27-90	G 90	1,000.00
EMPLOYER: MK Construction Company OCCUPATION: Chairman/President			AGGREGATE YTD: $	1,000.00
Lambert, E. R. 543 North Main Street Madison, GA 30650	Mr.	06-04-90	P IK 90	205.93
EMPLOYER: OCCUPATION: Attorney Self-Employed			AGGREGATE YTD: $	205.93

Page Totals - 5,455.93

'90 C 50436400390 12

SCHEDULE A ITEMIZED RECEIPTS PAGE 32 OF 67 for LINE NUMBER 11a

Any information copied from such Reports or Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

Hank Brown for U.S. Senate

NAME AND ADDRESS	EMPLOYER & OCCUPATION	DATE RECD	AMOUNT
Mrs. Nancy B. Kempf 1148 Seneca Wilmette, IL 60091	self wife	06/21/90	1,000.00
RECEIPT: PRIMARY	YTD TOTAL	1,000.00	
Mr. Edward B. Kibble 1000 Plaza, 600 Bldg Seattle, WA 98101	Kibble & Prentice Exec	05/18/90	500.00
RECEIPT: PRIMARY	YTD TOTAL	500.00	
Mr. Emery I Klein 3300 Brewster Ct West Bloomfield, MI 48322	Alaron Inc Exec	06/13/90	250.00
RECEIPT: PRIMARY	YTD TOTAL	250.00	
Dr. Marvin E Klein 18161 W 13 Mile Rd, Ste D-2 Southfield, MI 48076	self Doctor	06/13/90	250.00
RECEIPT: PRIMARY	YTD TOTAL	250.00	
Mr. John W. Kluge Metro Media Company 215 E. 67th St. New York, NY 10021	Metro Media Co Exec	04/11/90	500.00
RECEIPT: PRIMARY	YTD TOTAL	500.00	
Mr. Leon Knauer Wilkinson Barker Knauer Quinn 1735 New York Ave. Washington, DC 20006	Wilkinson barker knauer EXEC	05/18/90	1,000.00
RECEIPT: GENERAL	YTD TOTAL	1,000.00	
SUBTOTAL This Page			3,500.00

15043640037

SCHEDULE A ITEMIZED RECEIPTS

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

DEMOCRATIC SENATORIAL CAMPAIGN COMMITTEE

Name, Mailing Address and ZIP Code	Employer/ Occupation	Date	Amount
Randolph Kidder 700 New Hampshire Ave., NW Washington, DC 20037	Retired	04/20/90	$400.00
_ Primary _ General Other:	Y-T-D: $800.00		
Elizabeth Kiefer 826 Lee Street Milan, MI 48160	Retired	04/23/90 04/04/90	$5.00 $25.00
_ Primary _ General Other:	Y-T-D: $210.00		
John W. Kluge 215 East 67th Street New York, NY 10021	Metromedia Inc. President/Chairman	04/24/90	$20,000.00
_ Primary _ General Other:	Y-T-D: $20,000.00		
John P. Kujawski 6400 West Main Suite 3-A Belleville, IL 62223	Kujawski Rosen & Faerber Attorney	04/25/90	$1,666.67
_ Primary _ General Other:	Y-T-D: $1,666.67		
Louise Lees 37 Academy Avenue # 24 Pittsburgh, PA 15228	Information Requested	04/19/90	$200.00
_ Primary _ General Other:	Y-T-D: $300.00		
William Lerach 225 Broadway 2000 Central Savings Tower San Diego, CA 92101-5050	Milberg Weiss Bershad et al Partner	04/19/90	$20,000.00
_ Primary _ General Other:	Y-T-D: $20,000.00		

SUBTOTAL of Receipts This Page $42,296.67
TOTAL This Period .....

15043640392

Page ___ of ___ for Line 11(a) ___
(Use separate schedule(s) for each category of the Detailed Summary Page)

SCHEDULE A **ITEMIZED RECEIPTS**

Republican Majority Fund

Any information copied from such Reports or Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

Name of Committee (in Full)

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Mr. William F. Burrell 3304 Tremont Avenue Cheverly, MD 20785	Occupation: retired	05-31-90	50.00
Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Aggregate Year-to-Date—$	250.00	
B. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Miss Constance Lois Jessop Ansonia Station Post Office Box 591 New York, NY 10023	Occupation: Retired	05-10-90	300.00
Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Aggregate Year-to-Date—$	500.00	
C. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Mrs. Bernice L. Schaffer 4515 Leslie Ann Lane Racine, WI 53403	Occupation: Housewife	05-10-90	200.00
Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Aggregate Year-to-Date—$	400.00	
D. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Mr. Herbert P. Collins Greater Boston Group 313 Congress Street Boston, MA 02210	Information Requested Occupation: Information Requested	05-10-90	5000.00
Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Aggregate Year-to-Date—$	5000.00	
E. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Mr. John W. Kluge 215 East 67th Street New York, NY 10021	Metromedia Co. Occupation: president & CEO	05-10-90	500.00
Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Aggregate Year-to-Date—$	500.00	
F. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Mrs. Elizabeth G. Schneider Bloomingdale Farm Somerset, VA 22972	Occupation: Housewife	05-31-90	100.00
Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Aggregate Year-to-Date—$	425.00	
G. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Mr. Robert Paegre 17950 Tioga Trail Wayzata, MN 55391	Occupation: Retired	05-31-90	50.00
Receipt For: ☐ Primary ☐ General ☐ Other (specify)	Aggregate Year-to-Date—$	[illegible]	
SUBTOTAL of Receipts This Page (optional)			6200.00
TOTAL This Period (last page this line number only)			

15043640893

SCHEDULE B **ITEMIZED DISBURSEMENTS**

Use separate schedule(s) for each category of the Detailed Summary Page

PAGE 69

FOR LINE NUMBER 28a

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee

NAME OF COMMITTEE (In Full)

Democratic Senatorial Campaign Committee

	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
A. Full Name, Mailing Address and ZIP Code Stuart Subotnick 215 East 67th Street New York, NY 10021	Contribution Refund Disbursement for: ☐ Primary ☐ General ☐ Other (specify)	5/23/90	2,500.00
B. Full Name, Mailing Address and ZIP Code John Kluge 215 East 67th Street New York, NY 10021	Contribution Refund Disbursement for: ☐ Primary ☐ General ☐ Other (specify)	5/23/90	1,000.00
C. Full Name, Mailing Address and ZIP Code Clair M. Neuman Post Office Box 307 Scarborough, NY 10510	Contribution Refund Disbursement for: ☐ Primary ☐ General ☐ Other (specify)	5/3/90	889.63
D. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: ☐ Primary ☐ General ☐ Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
E. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: ☐ Primary ☐ General ☐ Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
F. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: ☐ Primary ☐ General ☐ Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
G. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: ☐ Primary ☐ General ☐ Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
H. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: ☐ Primary ☐ General ☐ Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
I. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: ☐ Primary ☐ General ☐ Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
SUBTOTAL of Disbursements This Page (optional)			4,389.63
TOTAL This Period (last page this line number only)			4,389.63

C 5 0 4 3 6 4 0 8 9 4

SCHEDULE A ITEMIZED RECEIPTS Page 38 of 100
Line No. 11A

Any information copied from such Reports or Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

Name of Committee:
The President's Dinner/aka 1990 Republican Senate-House Dinner Committee

---

Andrew A Kiss
Number A1164
3636 16th Street, N.W.
Washington, DC 20010
RECEIPT FOR: N/A

EMPLOYER: US Dept of Commerce
OCCUPATION: Electronics Engineer

Date	Amount
04/23/90	1,500.00

AGGREGATE YTD: 1,500.00

John W Kluge

215 East 67th St.
New York, NY 10021
RECEIPT FOR: N/A

EMPLOYER: Metro Media Co.
OCCUPATION: Exec.

Date	Amount
05/25/90	1,500.00

AGGREGATE YTD: 1,500.00

Raymond Koontz
Hills and Dales
2601 Foxhill Drive, N.W.
Canton, OH 44708
RECEIPT FOR: N/A

EMPLOYER: Diebold Inc.
OCCUPATION: Chairman of the Board

Date	Amount
04/16/90	1,500.00

AGGREGATE YTD: 1,500.00

Robert D Kraus

242 Iron Mountain Blvd.
Lake Oswego, OR 97034
RECEIPT FOR: N/A

EMPLOYER: Smith Barney
OCCUPATION: Regional Director

Date	Amount
06/05/90	1,500.00

AGGREGATE YTD: 1,500.00

Richard H Kristinik
Suite 1300
711 Louisiana
Houston, TX 77002
RECEIPT FOR: N/A

EMPLOYER: Arthur Anderson
OCCUPATION: Partner

Date	Amount
06/07/90	250.00

AGGREGATE YTD: 250.00

Pete Kubana

3117 East Fremont
Las Vegas, NV 89104
RECEIPT FOR: N/A

EMPLOYER: Information Requested
OCCUPATION:

Date	Amount
06/07/90	3,000.00

AGGREGATE YTD: 3,000.00

Robert Kud

218 S. Stiles Street
Linden, NJ 07036
RECEIPT FOR: N/A

EMPLOYER: Information Requested
OCCUPATION:

Date	Amount
06/22/90	250.00

AGGREGATE YTD: 250.00

SUBTOTAL of Receipts This Page: 9,500.00

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

June 11, 1991

Ellen S. Miller, Executive Director
Center for Responsive Politics
1320 19th Street, N.W.
Washington, D.C. 20036

RE: MUR 3325

Dear Ms. Miller:

This letter acknowledges receipt on June 4, 1991, of your complaint alleging possible violations of the Federal Election Campaign Act of 1971, as amended ("the Act"), by Peter B. Bedford, Joseph J. Bogdanovich, Richard M. Devos, Sr., John W. Kluge, and A. Jerrold Perenchio. 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 3325. Please refer to this number in all future correspondence. For your information, we have attached a brief description of the Commission's procedures for handling complaints.

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

Sincerely,

Lawrence M. Noble
General Counsel

BY: Lois G. Lerner
Associate General Counsel

Enclosure
Procedures

5043640896

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

June 11, 1991

John W. Kluge
215 East 67th Street
New York, NY 10021

RE: MUR 3325

Dear Mr. Kluge:

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 3325. 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 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public. If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form stating the name, address and telephone number of such counsel, and authorizing such counsel to receive any notifications and other communications from the Commission.

2504364089 7

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

Sincerely,

Lawrence M. Noble
General Counsel

BY: Lois G. Lerner
Associate General Counsel

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

50436403893

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

June 11, 1991

Richard M. DeVos, Sr.
7154 Windy Hill Road, S.E.
Grand Rapids, MI 49506

RE: MUR 3325

Dear Mr. DeVos:

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 3325. 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 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public. If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form stating the name, address and telephone number of such counsel, and authorizing such counsel to receive any notifications and other communications from the Commission.

50436403999

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

Sincerely,

Lawrence M. Noble
General Counsel

BY: Lois G. Lerner
Associate General Counsel

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

50436409200

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

June 11, 1991

Joseph J. Bogdanovich
71 Saddleback Road
Rolling Hills, CA 90274

RE: MUR 3325

Dear Mr. Bogdanovich:

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 3325. 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 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public. If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form stating the name, address and telephone number of such counsel, and authorizing such counsel to receive any notifications and other communications from the Commission.

5043640901

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

Sincerely,

Lawrence M. Noble
General Counsel

BY: Lois G. Lerner
Associate General Counsel

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

50436402902

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

June 11, 1991

Peter B. Bedford
P.O. Box 1267
Lafayette, CA 94549

RE: MUR 3325

Dear Mr. Bedford:

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 3325. 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 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public. If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form stating the name, address and telephone number of such counsel, and authorizing such counsel to receive any notifications and other communications from the Commission.

5043640903

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

Sincerely,

Lawrence M. Noble
General Counsel

BY: Lois G. Lerner
Associate General Counsel

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

50436409004

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

June 11, 1991

A. Jerrold Perenchio
1901 Avenue of the Stars
Suite 680
Los Angeles, CA 90067

RE: MUR 3325

Dear Mr. Perenchio:

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 3325. 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 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public. If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form stating the name, address and telephone number of such counsel, and authorizing such counsel to receive any notifications and other communications from the Commission.

15043640905

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

Sincerely,

Lawrence M. Noble
General Counsel

BY: Lois G. Lerner
Associate General Counsel

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

50436409006

RECEIVED
FEDERAL ELECTION COMMISSION
91 JUN 19 PM 2:45

08216220

DAVID S. LAWSON

180 East Ocean Blvd.
Long Beach, Calif. 90802
Tele. (213) 590-3990

91 JUN 20 AM 10:46

June 17, 1991

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

Re: MUR 3325

Dear Mr. Noble:

This will acknowledge receipt of your letter dated June 11, 1991, to Mr. Joseph J. Bogdanovich, advising that a complaint has been filed alleging a violation of the Federal Election Campaign Act of 1971.

By way of background, the undersigned is employed by Mr. Bogdanovich and acts as his advisor on political and financial matters. On June 5, 1991, I read in the Los Angeles Times of the subject allegation and immediately researched my files. I discovered that certain contributions made by Mr. Bogdanovich to the Democratic Senatorial Campaign Committee (DSCC) in 1989 and 1990, and to the Republican National Finance Committee (RNFC) in 1990, had apparently been deposited in error to Federal accounts by both Parties.

At the time Mr. Bogdanovich made the contributions, it was his understanding and intent that the payments would not cause him to exceed the $25,000 annual limit for federal purposes.

I then immediately called both the DSCC and the RNFC and asked for a refund of the amounts which Mr. Bogdanovich had not intended be deposited to Federal accounts.

Please see the enclosed letter to the RNFC and their response, which shows a 1990 refund of $10,000 from their Federal account and a redeposit of $10,000 to their Non-federal account.

Also, please see the enclosed letter to the DSCC making a similar request for a $10,000 refund for both 1989 and 1990. I have a verbal assurance from Mr. Robert Bauer, General Counsel to the DSCC, (Tel. 202 434-1602) that appropriate refunds will be made immediately by the DSCC.

As a result of these refunds, Mr. Bogdanovich's contributions for 1989 and 1990 which are subject to the $25,000 annual limitation are $21,000 and $20,000, respectively.

It was never the intention of Mr. Bogdanovich to violate the Federal Election Campaign Act, and it was only through miscommunication with the RNFC and DSCC that this incident occurred.

Mr. Bogdanovich has implemented review procedures to monitor contributions to committees which have both Federal and Non-federal accounts to insure compliance with the Federal Election Campaign Act and prevent such an occurrence from happening in the future.

Please advise me if the actions we have taken will resolve this matter or if you require further information. In the event your office wishes to proceed further, we, of course, reserve the right to designate counsel to handle the proceedings if necessary.

Very truly yours,

David S. Lawson

3504135402908

DAVID S. LAWSON

180 East Ocean Blvd.
Long Beach, Calif. 90802
Tele. (213) 590-3990

June 13, 1991

Mr. Robert Hickmott
Deputy Director
Democratic Senatorial Campaign Committee
430 South Capital Street, S.E.
Washington, D.C., 20003

Re: 1989/90 Democratic Senatorial Campaign Committee Contributions

Dear Mr. Hickmott:

It has come to my attention after a review of the records that Mr. Joseph J. Bogdanovich made a $20,000 contribution to the Democratic Senatorial Campaign Committee on December 14, 1989 and March 5, 1990, which were both credited by the Committee to the Federal Account. It was the intention of Mr. Bogdanovich that $10,000 of each contribution be deposited to a Non-Federal account that would not count against his federal election law limit of $25,000 per year.

Therefore, please immediately correct the records of the Committee and refund the $10,000 payments for 1989 and 1990 to the Federal Account and replace them with payments of $10,000 to the Democratic Senatorial Campaign Committee-Non Federal Account as originally intended by Mr. Bogdanovich.

Thank you for your assistance.

Very truly yours,

David S. Lawson

15043640909

DAVID S. LAWSON

180 East Ocean Blvd.
Long Beach, Calif. 90802
Tele. (213) 590-3990

June 5, 1991

Mr. Tim Fermoile
Republican National Finance Committee
310 First Street S.E.
Washington, D.C., 20003

Dear Mr. Fermoile:

It has come to my attention after a review of the records that Mr. Joseph J. Bogdanovich made a $10,000 contribution to the Republican National Committee (RNC) on January 31, 1990, which was intended for the Republican National State Elections Committee (RNSEC).

Therefore, please immediately refund the $10,000 payment to the RNC and it will be replaced with a payment for $10,000 to the RNSEC.
Thank you for your assistance.

Very ~~truly~~ yours,

David S. Lawson

-50436040910

REPUBLICAN NATIONAL FINANCE COMMITTEE
310 FIRST STREET, SOUTHEAST WASHINGTON, D.C. 20003 202-863-8720

Timothy M. Fermoile
Director, Team 100

June 10, 1991

Mr. Joseph J. Bogdonovich
Starkist Foods, Inc.
180 East Ocean Boulevard
Long Beach, California 90802

Dear Mr. Bogdonovich:

Enclosed for your records is a photocopy of a check drawn on the Republican National Finance Committee's account made payable to the Republican National State Elections Committee (RNSEC) in the amount of $10,000. This check will serve as a refund and transfer of your $10,000 contribution made to the Republican National Committee on January 31, 1990. Contributions to the RNSEC do not count against an individual's federal election law limit of $25,000 per year.

Thank you for your continued support.

Sincerely,

Timothy M. Fermoile

PAID FOR BY THE REPUBLICAN NATIONAL COMMITTEE

REPUBLICAN NATIONAL FINANCE COMMITTEE
310 FIRST STREET, SE.
WASHINGTON, D.C. 20003

2562

June 6 19 91

PAY TO THE ORDER OF RNSEC $ 10,000.00***

TEN THOUSAND AND 00/100 DOLLARS

Bank of Virginia
1756 South Jefferson Davis Highway
Arlington, Virginia 22202

FOR REFUND MR JOE BOGDONVICH

⑈0000256 2⑈ ⑆056004089⑆ 65⑆ ? 220643⑈

>50436402912

John W. Kluge
215 East 67th Street
7th Floor
New York, NY 10021

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE SERVICES BRANCH
91 JUN 27 AM 9:40

91 JUN 27 AM 11:49
FEDERAL ELECTION COMMISSION

Oc 10-92

50433640913

June 26, 1991

Federal Election Commission
Washington, D.C. 20463

Attn: Lawrence M. Noble
General Counsel
By: Lois G. Lerner
Associate General Counsel

RE: MUR 3325

Dear Sir/Madam:

I am writing this letter in response to your letter of June 11, 1991, which I received on June 14, 1991.

In reviewing my records and the filing of the Federal Election Commission you sent with your letter, I have determined that an unintentional mistake occurred and I contributed $1,750.00 more than I was permitted to do in the period in question.

As the record indicates, as soon as I realized that I was at the maximum contribution level, I obtained a refund from the Democratic Senatorial Campaign Committee (the "DSCC"). Nevertheless, I apparently still was over the maximum.

I just received a refund of $1,750.00 for the period in question from the DSCC. See the enclosed copy of the check dated June 25, 1991 from the Democratic Senatorial Campaign Committee.

You have my assurance that I have taken steps to ensure my strict compliance with the Federal requirements pertaining to political contributions.

If you require any additional information, please contact my designated attorney, Arnold L. Wadler, c/o Metromedia Company, One Meadowlands Plaza, (6th floor), East Rutherford, NJ 07073, (201) 804 7100.

I regret the error that was made.

Sincerely yours,

John W. Kluge

cc: Walter J. Stewart, Secretary
United States Senate, Suite S-208
The Capitol
Washington, D.C. 20510-7100

Democratic Senatorial Campaign Committee

DATE	INVOICE NUMBER	DESCRIPTION	AMOUNT	DISCOUNT	NET AMOUNT
6/25/91		contribution refund	1750.00		

0002248

Democratic Senatorial Campaign Committee
OPERATING ACCOUNT
430 S CAPITOL ST., S.E PH. 202-224-2447
WASHINGTON DC 20003

SOVRAN · BANK DC NATIONAL
1801 K STREET NW · WASHINGTON DC 20006

15-120.540 D01

DATE	CHECK NO.	PAYEE I.D
6/25/91		

One Thousand seven hundred fifty and xx/100 ---------- PAY THIS AMOUNT 1750.00

PAY TO THE ORDER OF
John Kluge
215 E. 67th Street
New York, NY 10021

Robert W. Wickett
Thomas J. Kahn

⑈0002248⑈ ⑆054001204⑆ ⑈272111 2⑈

OGC 1727

CHARTWELL

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE SERVICES BRANCH

91 JUN 28 AM 9:24

June 24, 1991

VIA FEDERAL EXPRESS
AND REGULAR MAIL

91 JUN 28 PM 3:37

Ms. Lois G. Lerner
Assoc. General Counsel
FEDERAL ELECTION COMMISSION
Washington, D. C. 20463

Dear Ms. Lerner: RE: MUR3325

Enclosed is Mr. A. Jerrold Perenchio's response to your letter of June 11th concerning a complaint filed by the Center For Responsive Politics.

As is explained in Mr. Perenchio's response, the Republican National Committee refunded $5,000 from the contribution made in December, 1989. As is reflected in the copy of the check attached to Mr. Perenchio's response, that $5,000 contribution has been transferred to the Republican National State Election Committee.

Sincerely,

Robert V. Cahill
Counsel

RVC/jc
Enclosures

Chartwell Partners, 1901 Avenue of the Stars, Suite 680, Los Angeles, CA 90067
Telephone 213-556-7600 Facsimile 213-556-3568 Telex 683-1918

JERRY PERENCHIO

June 24, 1991

Ms. Lois G. Lerner
Assoc. General Counsel
FEDERAL ELECTION COMMISSION
Washington, D.C. 20463

Dear Ms. Lerner: RE: MUR3325

This is in response to your letter of June 11, 1991, forwarding a copy of a complaint which alleges I may have violated The Federal Election Campaign Act of 1971. The complaint was filed by the Center For Responsive Politics.

The allegation is that I made contributions attributed to the 1989 calendar year in the amount of $30,000 and that these contributions exceeded by $5,000 the $25,000 limit imposed by the FECA.

The contributions were to:
CA. Bankers Assoc. Federal PAC 3-1-89 $5,000
Citizens for the Republic 4-28-89 $5,000
Hollywood Women's Political Committee 11-8-89 $5,000
Republican National Committee 12-1-89 $15,000
(Republican Eagles)

I have requested that the Republican National Committee refund $5,000 from the amount contributed to them and they have agreed to do so. (See attachment.) This action will bring my contributions within the limit imposed by the FECA. Further, I have now instituted an even more exact procedure to ensure that in the future every contribution that may possibly have federal election overtones, be charted to ensure that all the provisions of the Federal Election Campaign Act of 1971 are fully satisfied on a current basis.

Sincerely,

Jerry Perenchio

AJP/jc
Attachment

2504364091 6

REPUBLICAN NATIONAL FINANCE COMMITTEE
310 FIRST STREET, SE.
WASHINGTON, D.C. 20003

2565

June 27 19 91

PAY TO THE ORDER OF RNSEC $ 5,000.00

FIVE THOUSAND AND 00/100 DOLLARS

Bank of Virginia

FOR CONTRIBUTION FROM MR. JERRY PERENCHIO

⑈0000 2565⑈ ⑆056004089⑆ 651-722064 3⑈

>50436409 17

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE SERVICES BRANCH
91 JUL -1 AM 10:47

RECEIVED
FEDERAL ELECTION COMMISSION
91 JUL -1 PM 2:36

BEDFORD PROPERTIES

Peter B. Bedford

June 27, 1991

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

Re: Response to Complaint Filed in Matter Under Review 3325

Dear Mr. Noble:

This is in response to your letter dated June 11, 1991 and the complaint by the Center for Responsive Politics filed against me and other individuals with the Commission on June 4, 1991.

The complaint alleges that I made contributions to candidates for federal office and committees supporting such candidates in the amount of $27,750, thereby exceeding the $25,000 annual limit of the Federal Election Campaign Act.

I first became aware of this issue on June 4, 1991 when a newspaper reporter contacted Tim Preece, Senior Vice President of Bedford Properties, Inc. It took Mr. Preece, my staff and outside counsel several days to determine the facts upon which the complaint was filed. On June 6, my attorneys obtained a computer printout of my contributions made during the 1989 through 1990 election cycle from the public records division of the Commission. Our review of the Commission's records indicated discrepancies between my records and the Commission's records with respect to contributions made to the National Realty Political Action Committee and the Howell Heflin Committee. Once we discovered these discrepancies, my staff and I resolved them as quickly as possible in the manner set forth below:

3470 Mt. Diablo Blvd., Suite 200, Lafayette, CA 94549

50436402918

1. National Realty Political Action Committee. This contribution had not been properly recorded as a contribution to a federal political committee in my records of federal contributions. My staff requested a reimbursement from the National Realty PAC on June 6. I received reimbursement on June 12. (See attached Exhibit A).

2. Howell Heflin Committee. The $2,000 contribution to the Howell Heflin Committee was supposed to be allocated to me and my wife, Kirsten Bedford, in equal portions. My staff has contacted the Heflin Committee, and the committee has agreed to return $1,000 to me. Mrs. Bedford will send a new $1,000 check to the committee upon my receipt of the reimbursement.

In view of the foregoing, I request that no further action be taken on this matter by the Commission.

If I may be of any further assistance to you on this matter, please do not hesitate to contact me.

Very truly yours,

Peter B. Bedford

PBB/cw

attachment

cc: Lois G. Lerner, Esq.

2504364019

MUR 1845

BEDFORD PROPERTIES

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE SERVICES BRANCH
91 JUL 11 PM 1:07

July 8, 1991

91 JUL 11 PM 3:24

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

Re: Response to Complaint Filed in Matter Under Review 3325

Dear Mr. Noble:

With regard to Mr. Peter Bedford's letter dated June 27, 1991, (attached) Exhibit A was inadvertently left out. I enclose herewith Exhibit A. I apologize for this inconvenience.

Very truly yours,

Cynthia Wade

Cynthia Wade
Corporate Headquarters

attachment

Bedford Properties, Inc.
A Diversified Real Estate
Development and
Management Company

Mailing Address
P.O. Box 1267
Lafayette, California
94549-1267

3470 Mt. Diablo Blvd
Suite 200
Lafayette, California
94549-3969

Telephone
415
283.8262

REALPAC
1250 Connecticut Avenue, NW · Suite 630
Washington, DC 20036 · (202) 785-0808

JUN 12 1991

EXHIBIT A

June 7, 1991

Mr. Tim Preece
Bedford Properties, Inc.
P.O. Box 1267
Lafayette, CA 94549

Dear Tim:

Enclosed please find a REALPAC check in the amount of $2,000 which is a refund of Peter Bedford's contribution of June 4, 1990. When we file our Federal Election report for June 1991, we will forward you a copy of the page reflecting this refund.

If there is anything more we can do, please do not hesitate to contact me.

Sincerely,

Steven A. Wechsler
Treasurer

Enclosure

15043640921

RC Jersey Schedule
DK
KH-0
-75

COPY

PETER B. BEDFORD
O. BOX 1267
LAFAYETTE, CALIF. 94549

CHECK DATE	CHECK NO.
6/4/90	169312

BANK OF AMERICA DISBURSEMENT ACCOUNT 65-156/631

EXACTLY $2,000 AND 00 CTS $2,000.00

THE ORDER OF:
REALPAC
1250 CONNECTICUT AVE N.W.#630
WASHINGTON, DC 20036

BANK NATIONAL BANK
CAL NORTH CAROLINA

Steve Simmons
Julie Basel

⑈00169312⑈ ⑆053101561⑆ 7998511914⑈

REALPAC-NATIONAL REALTY POLITICAL ACTION COMMITTEE

YES! I want to support REALPAC. Enclosed is my contribution of:
☐ $500 ☐ $2,500
☐ $1,000 ☐ $5,000
☒ Other 2000

JUN 8 1990

Under federal law we are not able to accept personal contributions over $5,000 or corporate contributions.

Please make check payable to "National Realty Political Action Committee" or "REALPAC" and mail to REALPAC, 1250 Connecticut Avenue, N.W., Suite 630, Washington, DC 20036.

PETER BEDFORD
NAME

HOME ADDRESS CITY STATE ZIP

OCCUPATION SELF

NAME OF EMPLOYER 3470 MT. DIABLO LAFAYETTE CA 94549
BUSINESS ADDRESS CITY STATE ZIP

Please detach this card and return it with your contribution

Under federal law REALPAC must provide the above information when reporting your contribution to the Federal Election Commission

The guidelines for contributions is merely a suggestion. Any individual is free to give more or less than the guidelines suggests and no one will be favored or disadvantaged by reason of the amount of their contribution or their decision not to contribute.

50436402222

5043640923

NATIONAL REALTY POLITICAL ACTION COMMITTEE
1250 CONNECTICUT AVE., N.W.
SUITE 630
WASHINGTON, DC 20036

2229

15-3/540

June 7 19 91

PAY TO THE ORDER OF Peter B. Bedford $ 2,000.00

Two thousand and no/100---------- DOLLARS

RIGGS
The Riggs National Bank of Washington, D.C.
19TH AND M. OFFICE
1800 M STREET, N.W.

FOR Refund of 6/4/90 Contribution

Steven A. Wechsler

⑈002229⑈ ⑆054000030⑆ 26⑈0723863 6⑈

Richard M. DeVos

7154 Windy Hill Rd. SE
Grand Rapids, MI 49546
July 19, 1991

91 JUL 24 PM 2:33

Lois G. Lerner
Associate General Counsel
Federal Election Commission
Washington DC 20463

Re: MUR 3325

Dear Ms. Lerner:

This is in response to your letter of June 11, 1991 concerning the referenced complaint number filed by the Center of Responsive Politics about our contributions to federal candidates and committees.

It was the intention of us both that all contributions we made in 1989 and 1990 from our joint checking account be split between the two of us. We did not realize that each check needed to be signed by both of us. We thought that since checks were drawn on a joint account that they would be split by the recipient. Consequently, we have written to each one of the campaigns asking them to correct the error.

If you have any further questions, don't hesitate to contact us.

Sincerely,

Richard M. DeVos

Helen J. DeVos

15043640924

RECEIVED
F.E.C.
SECRETARIAT
91 OCT 28 AM 11:43

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

FIRST GENERAL COUNSEL'S REPORT

SENSITIVE

MUR # 3249
DATE COMPLAINT RECEIVED
BY OGC April 2, 1991
AMENDMENT TO COMPLAINT
RECEIVED BY OGC April 5, 1991
DATE OF NOTIFICATION TO
RESPONDENTS April 8, 1991

MUR # 3325
DATE COMPLAINT RECEIVED
BY OGC June 4, 1991
DATE OF NOTIFICATION TO
RESPONDENTS June 11, 1991
STAFF MEMBER Noriega E. James

COMPLAINANT: Center For Responsive Politics

RESPONDENTS:

A. MUR 3249
Mark B. Dayton
Richard J. Dennis
Frederick W. Field
Jerome Kohlberg
Diana MacArthur
Morton L. Mandel
Robert E. Rubin
Lewis Rudin

B. MUR 3325
Peter B. Bedford
Joseph J. Bogdanovich
Richard M. DeVos, Sr.
John W. Kluge
A. Jerrold Perenchio

RELEVANT STATUTES:

2 U.S.C. § 441a(a)(1)(A)
2 U.S.C. § 441a(a)(1)(B)
2 U.S.C. § 441a(a)(3)
2 U.S.C. § 441a(f)
11 C.F.R. § 110.5(c)(2)
11 C.F.R. § 110.1(k)
11 C.F.R. § 110.1(c)(2)
11 C.F.R. § 102.5(a)(2)

INTERNAL REPORTS CHECKED: Disclosure reports; FEC indexes

FEDERAL AGENCIES CHECKED: None

5043640925

I. GENERATION OF MATTER

MURs 3249 and 3325 were generated by complaints filed by the Center For Responsive Politics. See Attachments 1, 2 and 21. The individuals named in the complaints were notified and all have responded to the allegations in the complaints.

II. FACTUAL AND LEGAL ANALYSIS

2 U.S.C. § 441a(a)(3) limits total contributions by an individual in any calendar year to $25,000. Under this section, any contribution to a candidate or authorized committee with respect to a particular election made in a non-election year shall be considered to be made during the calendar year in which such election is held.

2 U.S.C. § 441a(a)(1)(A) limits contributions by an individual to a federal candidate to $1,000 per election.

2 U.S.C. § 441a(a)(1)(B) limits contributions by an individual to the political committees established and maintained by a national political party, in any calendar year, to $20,000 in the aggregate. For the purposes of 2 U.S.C. § 441a(a)(B), political committees established and maintained by a national political party are defined by 11 C.F.R. § 110.1(c)(2) as the national committee, the House campaign committee and the Senate campaign committee.

2 U.S.C. § 441a(f) provides that "[n]o candidate or political committee shall knowingly accept any contribution ... in violation of the provisions of this section."

According to 11 C.F.R. § 102.5(a)(2) the only contributions that may be deposited into a committee's federal account are

5043640926

those which are either designated for the federal account, those which result from a solicitation which expressly states that the contribution will be used in connection with a federal election and contributions from contributors who are informed that all contributions are subject to the prohibitions and limitations of the Act.

Additionally, according to 11 C.F.R. § 110.1(k) any contribution made by more than one person, except for a contribution made by a partnership, shall include the signature of each contributor on the check, money order, or other negotiable instrument or in a separate writing.

The two complaints filed by the Center For Responsive Politics (the "Complainant") allege that each of the named Respondents violated federal laws by making contributions which exceed the annual contribution limit of $25,000 and/or contributions which exceed the amount an individual may contribute to a federal candidate per election or to a national party committee per calendar year. To support these allegations, the Complainant provided an itemized list of contributions for each Respondent involved, and copies of the Schedules A itemizing each contribution. As discussed below, this Office researched FEC indexes and disclosure reports to examine contributions by the Respondents and reviewed the responses filed by the Respondents.

2504364092 7

A. MUR 3249

Dayton, Mark B.

The complaint alleges that Mark B. Dayton exceeded the $25,000 annual aggregate limit on contributions by $2,100 with respect to the 1989 calendar year as follows:

07-MAR-1989	$15,000.00	89	DSCC
28-APR-1989	$5,000.00	89	Fund for a Democratic Majority
13-JUN-1989	$5,000.00	89	Democrats for the 90's
04-OCT-1989	$200.00	89	Committee of the Senate Assistant Majority Leader
07-NOV-1989	$1,000.00	89	Committee of the Senate Assistant Majority Leader
16-NOV-1989	$500.00	89	Democrats 2000
29-NOV-1989	$400.00	89	DNC Services Corp/DNC
TOTAL:	$27,100.00		

Counsel for Mark B. Dayton filed a response to the Complaint (see Attachment 3), which includes a sworn and signed affidavit from Mr. Dayton attesting to the information detailed in the response. The response states that Mr. Dayton "did not make, and did not intend to make, contributions exceeding $25,000 in 1989." It further notes that Mr. Dayton "has always been mindful of, and extremely careful not to violate or exceed, the contribution limits and other FEC regulations."

According to the response, the four contributions made by Mr. Dayton in October and November of 1989, which total the amount in excess of the annual limit, were never intended to be for federal purposes. In particular, Mr. Dayton maintains that his two contributions, totaling $1,200, to the Committee of the Assistant Majority Leader were solicited by "the Assistant Majority Leader of the Minnesota State Senate ... [who] represented that the Committee was a state committee directed by

5043640223

him which supported only candidates for state office." See Attachment 3, page 4. Mr. Dayton asserts he was not aware that the committee was registered with the Commission and that if he had been, "he would not have made the contributions, or would have specified that his contributions were intended only for the state committee or state candidates." In response to a letter from Respondent's counsel regarding Respondent's understanding that his contributions would be used for non-federal activity, the committee acknowledged the misunderstanding regarding the use of the contributions by the committee. The letter also notes that the committee has transferred $1,200 from its federal account to its state account as requested by Mr. Dayton. See Attachment 3, pages 13-14. The Detailed Summary Page of the committee's 1991 Mid Year Report confirms that it made the $1,200 refund. See Attachment 4.

In regard to the $500 contribution made to Democrats 2000, Mr. Dayton explains that he was solicited for membership in the organization by the Attorney General for the state of Minnesota who told Mr. Dayton his contribution was "a membership fee to support the organization's networking activities." See Attachment 3, page 5. Mr. Dayton contends that he was not aware that the committee had a political committee registered with the Commission, or that it supported federal candidates. Had Mr. Dayton been aware of these facts, "he would have specified that his $500 payment was not intended as a political contribution, but only as a donation to Democrats 2000, Inc., the organization itself." Per Mr. Dayton's request, the

3043640222

committee transferred $500 to its non-federal account. The committee's 1991 Mid Year Report itemizes the requested transfer. See Attachment 5.

Finally, in regard to the $400 contribution made to the DNC Services Corporation ("DNC",) the response states that in late November 1989, Mr. Dayton "was invited by the DNC to a Trustee's conference in San Francisco on December 1-2, 1989, with a request that he pay a $400 registration fee to help defray the cost of the conference." Mr. Dayton specifically was advised that the $400 was not a political contribution for the support of federal candidates. See Attachment 3, page 6. An enclosed copy of a letter, dated May 8, 1991, (see Attachment 3, page 20) from the DNC to Mr. Dayton confirms that Mr. Dayton was required to pay a registration fee and that he was told by the DNC that the registration fee would not be deposited into a federal account. It adds that "[a]s a result of an inadvertent internal error, the DNC deposited Mr. Dayton's payment into its federal account." In order to correct the error, the DNC has transferred $400 from its federal account to its non-federal account. The committee's 1991 Mid Year Reports itemizes the transfer. See Attachment 6.

Mr. Dayton's response indicates that he is cognizant of and takes reasonable care not to exceed the annual aggregate limit on federal contributions. Although Mr. Dayton made $27,100 in contributions, it appears from the material presented on his behalf, including responses from the committees, that Mr. Dayton never intended that the four contributions totaling $2,100 be

2504364020

used by federal committees. Accordingly, this Office recommends that the Commission find no reason to believe that Mark B. Dayton violated 2 U.S.C. § 441a(a)(3). This Office further recommends that the Commission find reason to believe that the Committee of the Senate Assistant Majority Leader and Michael R. Sieben, as treasurer, Democrats 2000 and Bill Combs, as treasurer, and the DNC Services Corporation/Democratic National Committee and Robert A. Farmer, as treasurer, violated 11 C.F.R. § 102.5(a)(2) by depositing Mr. Dayton's contributions into their federal accounts. However, in regard to Democrats 2000 and the DNC Services Corporation this Office recommends that the Commission take no further action due to the minimal amounts involved in the misdeposits.

5043640931

Dennis, Richard J.

The complaint alleges that Richard J. Dennis, Jr., exceeded the $25,000 annual aggregate limit on contributions, by $2,000, with respect to the 1989 calendar year as follows:

04-APR-1989	$1,000.00	89 Illinois Dem Party
25-APR-1989	$5,000.00	89 Wyoming State Dem Cent Co
10-JUL-1989	$5,000.00	89 Teamwork America
11-JUL-1989	$5,000.00	89 Fifth Horseman PAC
04-AUG-1989	$5,000.00	89 Dem Sen Camp Comm
22-AUG-1989	$1,000.00	89 House Leadership Fund
15-SEP-1989	$5,000.00	89 Religion and Tolerance PA
TOTAL:	$27,000.00	

On July 11, 1991, the attorney for Mr. Dennis filed a response to the complaint (see Attachment 7) in which Respondent Dennis:

> denies having exceeded the $25,000 annual limit because the March 28, 1989 $1,000 contribution made to the Illinois Democratic Party (the "Illinois Contribution") and the

April 20, 1989 $5,000 contribution to the Wyoming Democratic Party (the "Wyoming Contribution") were neither intended nor designated for the federal accounts of those state party committees.

Counsel explains that these two contributions were authorized by Charles Wolff, an agent of Mr. Dennis, who advises "Mr. Dennis on making political contributions and charitable donations." Id. Mr. Wolff apparently was not aware that state party committees maintain federal accounts and he believed that state party committees spent all of their funds on behalf of state and local candidates. If he had known otherwise, "he would have designated these contributions for non-federal accounts as he has done when contributing to the national party committee." Id. Counsel notes that in the past Mr. Wolff has made many contributions to state party committees on behalf of Mr. Dennis, and that the state party committees consistently have treated those contributions as non-federal contributions. As an example, counsel produced copies of two checks (see Attachment 7, page 7) "made out and transmitted in an identical fashion" to the Illinois Democratic Party which were written nearly 2 years apart. The 1987 check was deposited into the committee's non-federal account, while the 1989 check, for $5,000, was deposited into the committee's federal account. Respondent similarly contends that the contribution made to the Wyoming Democratic Party was misdeposited into the federal account, and notes that neither of these contributions was designated for a federal account "either orally or in writing" and that neither committee advised Mr. Dennis or Mr. Wolff that

2504364092

the contributions would be deposited into federal accounts. See affidavit of Mr. Wolff. See Attachment 7, pages 4-6.

A letter from the Democratic Party of Illinois, dated June 4, 1991, states that the committee transferred $1,000 from their federal account to their non-federal account in order to "correct the inadvertent deposit" which resulted when the "previous administration in the Illinois Democratic Party deposited that contribution into their federal account, while Mr. Dennis intended the contribution for the non-federal account." See Attachment 7, page 9. Counsel also attached to the response a letter, dated July 3, 1991, from the Wyoming Democratic Party which states upon review, the contribution received from Mr. Dennis was not designated for the committee's federal account, and thus was "inadvertently deposited into our federal account." See Attachment 7, page 10. The letter notes that at the request of Mr. Dennis, the committee has transferred the sum of $5,000 from its federal account into its state and local account "to correct our error."[1]

In light of the evidence adduced by Respondent, it appears that Mr. Dennis did not exceed the $25,000 statutory contribution limit. Accordingly, this Office recommends that the Commission find no reason to believe that Richard J. Dennis, Jr., has violated 2 U.S.C. § 441a(a)(3). However, we recommend that the Commission find reason to believe that Illinois

1. The $5,000 has not yet been disclosed on a Report of Receipts and Disbursements. The committee's next report is not due until January 31, 1992.

2504364009 3

Democratic Party and Stewart R. Winstein, as treasurer, and the Wyoming State Democratic Central Committee and John D. Sherman, as treasurer, violated 11 C.F.R. § 102.5(a)(2) by misdepositing Mr. Dennis's contributions into their federal accounts.

Field, Frederick W.

The complaint alleges that Frederick W. Field exceeded the $25,000 annual aggregate limit on contributions, by $7,750, with respect to the 1990 calendar year as follows:

15-FEB-1989	$1,000.00	88 Beard, Sam for Senate
03-MAY-1989	$1,000.00	90 Kerry Committee
03-MAY-1989	$1,000.00	90 Kerry Committee
05-JUN-1989	$250.00	90 Wyden for Congress
30-JUN-1989	$1,000.00	90 Harkin, Citz for/Sen
30-JUN-1989	$1,000.00	90 Harkin, Citz for/Sen
30-JUN-1989	$500.00	90 Heflin, Howell/Senate
02-OCT-1989	$1,000.00	90 Parmer, Hugh/Senate
17-OCT-1989	$1,000.00	90 Levin, Carl/Senate
17-OCT-1989	$1,000.00	90 Levin, Carl/Senate
18-DEC-1989	$1,000.00	90 Simon for Senate
18-DEC-1989	$1,000.00	90 Simon for Senate
27-DEC-1989	$1,000.00	90 Levine, Mel for Congress
27-DEC-1989	$1,000.00	90 Levine, Mel for Congress
28-DEC-1989	$1,000.00	90 Muenster, Ted/Senate
02-FEB-1990	$2,500.00	90 Religion and Tolerance PA
19-MAR-1990	$1,000.00	90 Baucus, Max/Sen '90
19-MAR-1990	$1,000.00	90 Baucus, Max/Sen '90
11-MAY-1990	$5,000.00	90 Iowa Democratic Party
29-MAY-1990	$1,000.00	90 Rockefeller/Senate
01-JUN-1990	$5,000.00	90 Dem State Cent Comm/CA
29-AUG-1990	$500.00	90 Akaka, Daniel/Senate
30-AUG-1990	$1,000.00	90 Gore, Albert/Sen
10-SEP-1990	$1,000.00	90 Heath, Josie/Senate
17-OCT-1990	$1,000.00	90 Lonsdale for Senate
TOTAL:	$32,750.00	

As an initial matter, the Complainant appears to have erred in including a $1,000 contribution made by Mr. Field on February 15, 1989, to the Sam Beard for Senate committee. Sam Beard was a senatorial candidate in the 1988 election and information in the committee's reports indicates that this contribution, which

2504364092034

is designated for the primary election, was to retire the 1988 primary election debt. See Attachment 11. As such, the contribution is not attributable to Mr. Field's 1990 annual limit.

On June 12, 1991, the attorney for Frederick W. Field filed a response to the complaint. See Attachment 8. It states that two of the contributions cited in the complaint "were donations by Mr. Field to the non-federal accounts of state party committees, and thus were not federal political contributions attributable to Mr. Field's $25,000 annual federal limit." Id. Specifically, counsel argues that Mr. Field did not make a $5,000 contribution to the Democratic State Central Committee of California on June 1, 1990, but, rather a non-federal contribution to the "California Democratic Party" ("CDP") on that date. A copy of the check included in the response confirms that the payee was CDP. Moreover, Mr. Field reported this contribution on his "California Major Donor Statement (CA Form 461), filed with the California Secretary of State's Office in July, 1990." See Attachment 8, pages 2 and 4. According to the response, the Major Donor Statement reflects only in-state, non-federal activity and that a "contributor would not disclose any federal contributions, including contributions to a state party committee's federal account, on this form." The response also includes a copy of a letter from the Democratic State Central Committee of California which states that the committee "mistakenly deposited" Mr. Field's contribution into its federal bank account. Counsel

2504364093 5

subsequently has submitted a copy of a letter from the California Democratic Party which noted that the committee had transferred Mr. Field's $5,000 contribution from it federal account into its state, non-federal account. See Attachment 9.

In regard to the contribution made to the Iowa Democratic Party, the response states that the contribution "was not earmarked, directed or intended for the Party's Federal Division." See Attachment 8, pages 2-3. The response notes that the check was made payable to the "Iowa Democratic Party ... the name of the state party committee, and not the "Iowa Democratic Party (Federal Division) ... the name of the state party committee's federal account." Id. Counsel argues that "the apparent mistaken deposit of Mr. Field's check into the Iowa Democratic Party's federal bank account is an action over which Mr. Field had no control, and for which Mr. Field is not responsible." Id. On August 7, 1991, counsel submitted a copy of a letter from the Iowa Democratic Party which acknowledges that Mr. Field's $5,000 "should have been deposited in our state account." The letter states that the committee has transferred $5,000 from its federal account into its state account. See Attachment 10.

The information and evidence presented on behalf of Mr. Field indicates that his intent, in regard to the contributions made to the "California Democratic Party" and to the "Iowa Democratic Party" was to make contributions to the committees' non-federal accounts. As such, these contributions are not properly attributable to Mr. Field's federal annual

2504360906

contribution limit. Accordingly, this Office recommends that the Commission find no reason to believe that Frederick W. Field violated 2 U.S.C. § 441a(a)(3). However, we recommend that the Commission find reason to believe that Democratic State Central Committee of California and Laurie Talcott, as treasurer, and the Iowa Democratic Party (Federal Division) and Mary Maloney, as treasurer, violated 11 C.F.R. § 102.5(a)(2) by depositing Mr. Field's contributions into their federal accounts.

Kohlberg, Jerome

The complaint alleges that Jerome Kohlberg exceeded the $25,000 annual aggregate limit on contributions, by $1,000, with respect to the 1990 calendar year as follows.

02-MAY-1989	$1,000.00	90 Levin, Carl/Senate
15-AUG-1989	$1,000.00	90 Simon for Senate
12-JAN-1990	$1,000.00	90 Schumer, Chuck/Congress
12-JAN-1990	$1,000.00	90 Schumer, Chuck/Congress
23-MAY-1990	$500.00	90 Rockefeller/Senate
07-AUG-1990	$1,000.00	90 Levin, Carl/Senate
10-AUG-1990	$1,000.00	90 Pressler, Larry/Senate
15-AUG-1990	$1,000.00	90 Gantt, Harvey/Senate
12-SEP-1990	$500.00	90 Lowey, Nita/Congress
17-OCT-1990	$15,000.00	90 DNC Services Corp/DNC
24-OCT-1990	$1,000.00	90 Hatfield, Mark/Senate
06-NOV-1990	$1,000.00	90 Kerry Committee/Senate
12-NOV-1990	$1,000.00[2]	90 Gantt, Harvey/Senate
TOTAL:	**$26,000.00**	

According to the attorney for Mr. Kohlberg the $1,000 contribution to the Harvey Gantt for Senate Campaign Committee

2. A review of the disclosure reports reveals a contribution to William Lehman for Congress. This contribution is disclosed on the report as a $300 contribution, dated August 16, 1990, with an aggregated year-to-date total of $400. Apparently, during the 1990 calendar year the committee received an unitemized $100 contribution from Mr. Kohlberg. See Attachment 13.

5043640937

(the "Gantt Committee") on November 15, 1990, was "inadvertently made and raised Mr. Kohlberg's yearly contributions to a total of $26,000." See Attachment 12. Counsel notes that the Gantt Committee has now refunded the $1,000 to Mr. Kohlberg, as is reflected on the Gantt Committee's 1991 Mid Year Report. See Attachment 14. Counsel suggests that "[i]n view of the fact Mr. Kohlberg inadvertently exceeded the $25,000 limitation, and this error was corrected by the issuance of a refund, the Commission should ... take no further action in this matter." In light of the foregoing, this Office recommends that the Commission find reason to believe that Jerome Kohlberg violated 2 U.S.C. § 441a(a)(3), but due to the small amount of money involved, take no further action.

MacArthur, Diana

The complaint alleges that Diana MacArthur exceeded the $25,000 annual aggregate limit on contributions, by $1,475, with respect to the 1990 calendar year. However, as discussed below, a review of the Commission's records discloses that only the following contributions are attributable to the 1990 calendar year:

10-OCT-1989	$250.00	90 Morella, Connie/Congress
09-APR-1990	$250.00	90 DNC Services Corp/DNC
21-MAY-1990	$250.00	90 DNC Services Corp/DNC
01-JUN-1990	$1,000.00	90 Democratic Decade
01-JUN-1990	$1,000.00	90 Dem Sen Camp Comm (JF)
26-JUL-1990	$325.00	90 DNC Services Corp/DNC
02-AUG-1990	$1,000.00	90 Sloane for Senate
02-AUG-1990	$1,000.00	90 Gantt, Harvey/Senate
07-AUG-1990	$200.00	90 Domenici, Pete/Senate 90
21-AUG-1990	$500.00	90 Democratic Party of NM
21-AUG-1990	$500.00	90 Rockefeller/Senate
21-AUG-1990	$500.00	90 Rockefeller/Senate
15-SEP-1990	$900.00	90 Democratic Party of NM
24-SEP-1990	$800.00	90 Domenici, Pete/Senate 90
TOTAL:	**$8,475.00**	

5043640933

Diana MacArthur filed a response to the complaint in which she notes that the complaint erroneously alleges that she made an $18,000 contribution to the DNC Services Corporation/Democratic National Committee (the "DNC") on January 3, 1990. See Attachment 15. According to Ms. MacArthur the contribution was "made to the Democratic National Committee on December 20, 1989," and was "hand-delivered to the Democratic National Committee, at their request, on December 20, 1989." Id. She states that the DNC specifically indicated to her that the contribution was to be considered a contribution attributable to the 1989 calendar year. She adds that "[a]pparently due to a clerical error on the part of the DNC they did not cash this contribution until January 3, 1990." Id. The response includes a copy of a letter and copies of amendments filed by the DNC. The letter from the DNC states that Ms. MacArthur made an $18,000 contribution to the DNC on December 20, 1989, and that the check was also delivered to the committee on that date. See Attachment 15, pages 2-3. The DNC acknowledges that the contribution should have been reported by the DNC on its 1989 Year End Report and has filed amendments to its reports to disclose that the committee actually received the $18,000 contribution from Ms. MacArthur on December 20, 1989. Based on the information and evidence provided by Respondent, including amendments filed by the DNC, this Office recommends that the Commission find no reason to believe Diana MacArthur violated 2 U.S.C. § 441a(a)(3).

2504360939

Mandel, Morton L.

The complaint alleges that Morton L. Mandel exceeded the $25,000 annual aggregate limit on contributions, by $7,500, with respect to the 1989 calendar year, and, that Mr. Mandel exceeded, by $10,000, the amount an individual may contribute, in the aggregate, to the political committees established and maintained by a national political party in any calendar year. A review of the Commission's records discloses that Mr. Mandel made the following contributions attributable to the 1989 calendar year:

29-SEP-1989	$20,000.00	89 DNC Services Corp/DNC
15-NOV-1989	$2,500.00	89 Heartland/Youngstown PAC
08-DEC-1989	$10,000.00	89 Dem Sen Camp Comm
TOTAL:	$32,500.00	

In response to the complaint Respondent argues that he "has always been led to believe that the DNC would properly allocate his contributions between its federal and non-federal accounts in order to observe any applicable contribution limits." See Attachment 16. According to the response, on September 29, 1989, after being solicited by the DNC, Mr. Mandel's office "wired $25,000 from a personal account to DNC accounts as directed by the DNC." Id. Mr. Mandel maintains that he never reviewed how the contribution was allocated. He similarly relied upon the DSCC to ensure that his October 1989 contribution of $10,000 would be properly allocated among federal and non-federal accounts to avoid any excessive contributions. After making these two contributions, Mr. Mandel wrote a check to the Heartland PAC in the amount of $2,500 "on

2504360402.0

the belief that his contribution was permissible in light of the assurances given by the DNC and DSCC concerning allocation of his contributions to those committees' federal and non-federal accounts." See Attachment 16, page 2.

After learning of the allegations, Mr. Mandel and his attorneys contacted the DNC and the DSCC. The "respective staff members apologized for the mistakes" but neither committee could determine "who gave Mr. Mandel the assurances concerning allocation of his contributions between federal and non-federal accounts." However, the DSCC agreed to refund $5,000.00 to Mr. Mandel, while the DNC agreed to transfer $5,000.00 of Mr. Mandel's contribution from its federal account to its non-federal account. The response includes a copy of a $5,000 check, dated May 9, 1991, from the DSCC, payable to Mort Mandel and a copy of a letter from the DNC, dated May 17, 1991, stating that per Mr. Mandel's request, the DNC has transferred $5,000 to one of its non-federal accounts. The committees reported the transactions on their Reports of Receipts and Disbursements. See Attachments 17 and 18.

The documentation submitted by Respondent Mandel does not support his contention that he was unaware of how his contribution would be allocated by the DNC. The material produced included "Transfer Instruction" forms that explicitly identify the accounts into which his September 29, 1989 contribution would be deposited. See Attachment 16, pages 5-6. The forms read as follows: $20,000 to an account named "DNC Services Corporation" and $5,000 to an account named "DNC

5043640941

Non-Federal Account." Therefore, mere reference to Respondent's own records would reveal that any additional contributions to the Democratic Senatorial Campaign Committee and, contributions aggregating in excess of $5,000 to any other federal committee, would result in violations of the contribution limits. Accordingly, this Office recommends that the Commission find reason to believe that Morton L. Mandel violated 2 U.S.C. §§ 441a(a)(3) and 441a(a)(1)(B).

Rudin, Lewis

The complaint alleges that Lewis Rudin exceeded the $25,000 annual aggregate limit on contributions by $3,000 and $3,140, for the 1989 and 1990 calendar years, respectively. A review of the Commission's records discloses the following contributions attributable to Mr. Rudin for the 1989 and 1990 calendar years:

1989 calendar year

03-FEB-1989	$1,000.00	89 NY Rep County Comm
13-FEB-1989	$4,000.00	89 NY Rep County Comm
14-FEB-1989	$5,000.00	89 Dem Sen Camp Comm
17-FEB-1989	$5,000.00	89 Campaign America
28-APR-1989	$1,000.00	89 NY State Dem Comm
08-MAY-1989	$1,000.00	89 Women's Camp Fund Inc.
11-MAY-1989	$2,500.00	89 Nat Rep Sen Comm (JF)
11-MAY-1989	$2,500.00	89 Nat Rep Cong Comm (JF)
05-OCT-1989	$1,000.00	89 Dem Cong Camp Comm
25-OCT-1989	$5,000.00	89 DNC Services Corp/DNC
TOTAL:	$28,000.00	

1990 calendar year

07-FEB-1989	$1,000.00	90 Green, Bill/Congress
11-FEB-1989	$1,000.00	90 Russo for Congress
15-MAR-1989	$1,000.00	90 Kerry Committee/senate
31-MAR-1989	$1,000.00	90 Bradley, Bill/Senate '90
07-APR-1989	$500.00	90 Aspin, Les/Congress
10-APR-1989	$1,000.00	90 Levin, Carl/Senate
13-APR-1989	$500.00	90 Domenici, Pete/Senate '90
05-MAY-1989	$1,000.00	90 Garcia, Robert/Congress
22-MAY-1989	$1,000.00	90 Steven for Senate

9504364092 42

31-MAY-1989	$1,000.00	90 Boschwitz '90/Senate
31-MAY-1989	$500.00	90 Simon for Senate
05-JUN-1989	$1,000.00	90 Pressler, Larry/Senate
06-JUN-1989	$500.00	90 Simpson Senate '90
06-JUN-1989	$1,000.00	90 Simpson Senate '90
06-JUN-1989	$500.00	90 Simpson Senate '90
15-JUN-1989	$1,000.00	90 Rangel for Congress
19-JUN-1989	$640.00	90 Lowey, Nita/Congress
30-JUN-1989	$1,000.00	90 Harkin, Citz for
30-JUN-1989	($500.00)	90 Simpson Senate '90
12-SEP-1989	$1,000.00	90 Cohen for Senate
02-OCT-1989	$1,000.00	90 Baucus, Max '90/Senate
11-OCT-1989	$1,000.00	90 Rockefeller/Senate
30-OCT-1989	$1,000.00	90 Claudine/Congress
08-NOV-1989	$1,000.00	90 Slaughter, Louise/Congress
21-NOV-1989	$1,000.00	90 Gramm, Phil/Senate
28-NOV-1989	$1,000.00	90 Schumer, Chuck/Congress
21-DEC-1989	$1,000.00	90 Heflin, Howell/Senate
12-JAN-1990	$1,000.00	90 NY Rep County Comm
22-FEB-1990	$500.00	90 Serrano for Congress
22-MAR-1990	$500.00	90 Downey/Congress
04-APR-1990	$1,000.00	90 Nunn, Sam/Senate
13-OCT-1989	$1,000.00	90 McConnell Senate '96
17-OCT-1990	$500.00	90 Voter for Choice/Family P
02-NOV-1990	$1,000.00	90 Indepen-Rep of Minnesota
TOTAL:	$28,140.00	

Counsel for Mr. Rudin filed a response to the complaint which included a sworn and signed statement from Mr. Rudin attesting to the information contained in the response. See Attachment 19. According to the response, Mr. Rudin made contributions to certain committees thinking they were state or local political committees, only to have the contributions deposited into federal accounts. Specifically, Mr. Rudin intended that the following contributions "to state or local committees ... be used for local or state election purposes, not federal election purposes:"

a)	New York Republican County Committee	2/3/89	$1,000
b)	New York Republican County Committee	2/13/89	$4,000
c)	New York State Democratic Committee	4/28/89	$1,000
d)	New York Republican County Committee	1/12/90	$1,000
e)	Voters for Choice/Friends of Family	10/17/90	$500
f)	Independent Republicans of Minnesota	11/2/90	$1,000

5043640943

Mr. Rudin contacted the above committees and requested that they transfer his contributions from their federal accounts to their non-federal accounts as he "had originally intended." See Attachment 19, pages 3-4. The response includes copies of letters from all of the committees in question. The New York Republican County Committee notes that Mr. Rudin understood the committee to be a local committee, and the other committees confirm that Mr. Rudin's contributions were mistakenly deposited into their federal accounts. The committees all note that they have either refunded or transferred Mr. Rudin's contributions to their state accounts. See Attachment 19, pages 7-12. In addition, a copy of Mr. Rudin's original check to "Voters for Choice/Friends of Family" discloses that the check was made payable to "Voter For Choice - State Fund." See Attachments 19, pages 10-11. Additionally, Mr. Rudin states that he believed that the contribution he made to the "Sam Nunn Campaign Committee ... was for a potential Presidential campaign to be held in 1992" but no such committee has registered with the Commission. The response does not include a copy of the check so as to show how it was designated; however, Mr. Rudin requested and has received a refund of this $1,000 contribution. See Attachment 20.

Mr. Rudin's response indicates that he is cognizant of and takes reasonable care not to exceed the $25,000 annual aggregate limit on contributions. Information presented suggests that Mr. Rudin intended and had reason to believe that certain

5043640944

contributions made by him during 1989 and 1990, totaling $6,000 and $2,500, respectively, would be deposited into the non-federal accounts of the recipient committees. In light of the information and evidence presented, this Office recommends that the Commission find no reason to believe Lewis Rudin violated 2 U.S.C. § 441a(a)(3) with respect to the 1989 calendar year. However, with regards to the 1990 calendar year, this Office recommends that the Commission find reason to believe Lewis Rudin violated 2 U.S.C. § 441a(a)(3) but take no further action. We further recommend that the Commission find reason to believe that the New York Republican County Committee and Paul Tvetenstrand, as treasurer, the New York State Democratic Committee and Rosemary Conway, as treasurer, Voters for Choice/Friends of Family Planning and Marla Bolotsky, as treasurer, and the Independent Republicans of Minnesota and John Burger, as treasurer, violated 11 C.F.R. § 102.5(a)(2) by depositing Mr. Rudin's contributions into their federal accounts. However, in regard to the New York State Democratic Committee, Voters for Choice/Friends of Family and Independent Republican of Minnesota, this Office recommends that the Commission take no further action due to the minimal amounts involved.

5043640945

Rubin, Robert E.

The complaint originally alleged that Robert E. Rubin violated Section 441a(a)(1)'s $1,000 per election limit on contributions to federal candidates for the 1990 election cycle by making contributions totaling $4,000 to a federal candidate.

According to the complaint Mr. Rubin made the following contributions to the Citizens for Harkin committee:

Citizens for Harkin	$1,000	primary	6/9/89
Citizens for Harkin	$1,000	general	6/9/89
Citizens for Harkin	$1,000	primary	12/18/89
Citizens for Harkin	$1,000	general	12/18/89

On April 5, 1991, the Complainant filed an amendment to the complaint. See Attachment 21. This amendment states that the allegation against Mr. Robert Rubin has been withdrawn in light of amendments filed by the Citizens for Harkin committee on April 3 and April 4, 1991, which corrected errors in the reporting of Mr. Rubin's contributions.[3] Thereafter, the attorney for Mr. Rubin filed a response to the Complaint. See Attachment 22. The response states that Mr. Rubin did not exceed the contribution limits. Included are copies of checks, signed individually by Mr. and Mrs. Rubin, as evidence that each person made separate contributions to Citizens for Harkin. Each spouse's contributions totaled $2,000, and were designated equally for the primary and general elections.

Accordingly, this Office recommends that the Commission find no reason to believe that Robert E. Rubin violated 2 U.S.C. § 441a(a)(1)(A).

3. In an amendment to its 1989 Year End Report filed, March 12, 1990, the committee stated that problems with a new computer system had "resulted in a number of duplications [of contributions] and other additional errors on our year end report."

B. **MUR 3325**

Bedford, Peter B.

The complaint alleges that Peter B. Bedford exceeded the $25,000 annual aggregate limit on contributions, by $2,750, with respect to the 1990 calendar year. A review of the Commission's records discloses that the respondent made the following contributions attributable to the 1990 calendar year:

09-JUN-1989	$750.00	90	Miller, George Congress
22-MAR-1990	$1,000.00	90	Heflin, Howell Sen
22-MAR-1990	$1,000.00	90	Heflin, Howell Sen
25-MAY-1990	$1,000.00	90	Stark, Pete Congress
08-JUN-1990	$2,000.00	90	Nat'l Realty PAC
14-SEP-1990	$1,000.00	90	Saiki in '90/Sen
20-NOV-1990	$5,000.00	90	DCCC
23-NOV-1990	$1,000.00	90	Akaka, Daniel for Sen
27-NOV-1990	$15,000.00	90	Dem Sen Camp Comm
TOTAL:	$27,750.00		

Mr. Bedford filed a response to the complaint in which he states that his contributions to the National Realty Political Action Committee (REALPAC) for $2,000 "had not been properly recorded as a contribution to a federal political committee in my records of federal contributions." See Attachment 23. Subsequently, Mr. Bedford submitted a letter from Steven A. Wechsler, the treasurer of REALPAC; a copy of the $2,000 refund check to Mr. Bedford; a copy of Mr. Bedford's original check to REALPAC and a copy of the original solicitation. See Attachment 24. The solicitation includes a statement explaining federal laws regarding contribution limits to federal committees. Mr. Bedford also states that his $2,000 contribution made to Friends of Howell Heflin Committee "was supposed to be allocated to me and my wife, Kirsten Bedford, in equal portions."

5043640947

Mr. Bedford offered no evidence to support that the contribution was made in accordance with 11 C.F.R. § 110.1(k) and the Heflin Committee has agreed to refund $1,000 to him. In fact the Heflin Committee and REALPAC already have reported the refunds referenced above. See Attachments 25 and 26.

Based on Commission records and the information presented this Office recommends that the Commission find reason to believe that Peter B. Bedford violated 2 U.S.C. § 441a(a)(3) and that the Commission deny Mr. Bedford's request that no further action be taken.

Bogdanovich, Joseph J.

The complaint alleges that Joseph J. Bogdanovich exceeded the $25,000 annual aggregate limit on contributions by $6,000 and $15,000, for the 1989 and 1990 calendar years, respectively. A review of the Commission's records discloses the following contributions attributable to Mr. Bogdanovich for the 1989 and 1990 calendar years:

1989 calendar year

29-MAR-1989	$1,000.00	89 Nat'l Rep Sen Comm
05-APR-1989	$10,000.00	89 Nat'l Rep Sen Comm
20-DEC-1989	$20,000.00	89 Dem Sen Camp Comm
TOTAL:	$31,000.00	

1990 calendar year

30-NOV-1989	$1,000.00	90 Faleomavaega for Congress
20-FEB-1990	$500.00	90 Young, Don Alaskans for/C
20-FEB-1990	$10,000.00	90 Rep Nat'l Comm
12-MAR-1990	$500.00	90 Rohrabacher, Dana Congress
15-MAR-1990	$20,000.00	90 Dem Sen Camp Comm
27-MAR-1990	$950.00	90 Lowery, Bill Congressman
27-MAR-1990	$50.00	90 Lowery, Bill Congressman
31-MAR-1990	$1,000.00	90 Kerry Committee
25-APR-1990	$1,000.00	90 Pell, Senator Reelect
25-APR-1990	$1,000.00	90 Barbieri for Congress

5043640248

12-JUN-1990	$2,000.00[4]	90 Democratic Decade
03-AUG-1990	$2,000.00	90 California Rep Party vic
TOTAL:	$40,000.00	

Counsel for Joseph J. Bogdanovich, filed a response to the complaint. See Attachment 27. Counsel states that "certain contributions made by Mr. Bogdanovich to the Democratic Senatorial Campaign Committee (DSCC) in 1989 and 1990, and to the Republican National Finance Committee (RNFC) in 1990, had apparently been deposited in error to Federal accounts by both Parties." Id. Counsel argues that it "was never the intention of Mr. Bogdanovich to violate the Federal Election Campaign Act, and it was only through miscommunication with the RNFC and DSCC that this incident occurred." Id. The DSCC and the RNFC have been asked to refund the amounts which Mr. Bogdanovich had not intended to be deposited in Federal accounts, and according to the response, counsel received verbal assurance from the DSCC that the "appropriate refunds will be made immediately." To date, the DSCC has not reported making the requested refunds. However, the RNFC has sent Mr. Bogdanovich a copy of a $10,000 check representing the transfer of funds from its federal account to its state account, which is reported on RNFC's 1991 July Monthly Report. See Attachment 28. Finally, the response

4. Democratic Decade is a registered joint fundraising committee of the Democratic National Committee with the Democrats for the 90s, the Democratic Senatorial Campaign Committee ("DSCC") and the Democratic Congressional Campaign Committee ("DCCC") as participants. Of the $2,000 contributed to the Democratic Decade committee by Mr. Bogdanovich, $800 was allocated to the Democrats for the 90s and $800 was allocated to the DCCC.

5043640949

states "Mr. Bogdanovich has implemented review procedures to monitor contributions to committees which have both Federal and Non-federal accounts to insure compliance with the Federal Election Campaign Act and prevent such an occurrence from happening in the future."

Based on Commission records and information presented on behalf of Mr. Bogdanovich, it appears that Mr. Bogdanovich has exceeded the annual aggregate limit on contributions by $6,000 and $15,000 for 1989 and 1990 calendar years, respectively. Additionally, it appears that Mr. Bogdanovich has exceeded, by $800, the $20,000 per calendar year limit on contributions to political committees established and maintained by a national political party by making contributions totaling $20,800, during 1990, to the Democratic Congressional Campaign Committee and to the Democratic Senatorial Campaign Committee. This Office thus recommends that the Commission find reason to believe that Joseph J. Bogdanovich violated 2 U.S.C. §§ 441a(a)(3) and 441a(a)(1)(B).

DeVos, Richard M.

The complaint alleges that Richard DeVos exceeded the $25,000 annual aggregate limit on contributions by $17,250, with respect to the 1990 calendar year. This Office's review of the Commission's records discloses that Mr. DeVos made the following

5043640220

contributions attributable to the 1990 calendar year:

02-FEB-1989	$500.00	90 Henry for Cong Comm
14-DEC-1989	$1,000.00	90 Schuette, Bill for Senate
14-DEC-1989	$1,000.00	90 Schuette, Bill for Senate
22-DEC-1989	($1,000.00)	90 Boschwitz for '90/sen
22-DEC-1989	$1,000.00	90 Boschwitz '90/ Sen
22-DEC-1989	$1,000.00	90 Boschwitz '90/ Sen
29-DEC-1989	$500.00	90 Brady, Larry Congress
16-JAN-1990	$1,000.00	90 Boschwitz for '90/sen
24-JAN-1990	$5,000.00	90 Kent County Rep Fin Comm
07-MAR-1990	$500.00[5]	90 Gramm, Phil Friends of/Sen
13-MAR-1990	$10,000.00	90 Nat'l Rep Congress Commit
03-APR-1990	$500.00	90 McEwen '88
30-APR-1990	$500.00	90 Claudine, Friends of/Sen
20-MAY-1990	$250.00	90 Haskins, Brad for congress
24-MAY-1990	$2,000.00[6]	90 Business Industry PAC
01-JUN-1990	$7,500.00[7]	90 Nat'l Rep Cong Comm
01-JUN-1990	$7,500.00	90 Nat'l Rep Sen Comm
20-JUN-1990	$500.00	90 Henry for congress Comm
06-JUL-1990	$1,000.00	90 Dingeman, Jim friends/Con
31-AUG-1990	$500.00	90 Dannemeyer for Congress
13-NOV-1990	$500.00	90 Mcewen '88/congress
26-NOV-1990	$1,000.00	90 Gingrich, Newt/Congress
TOTAL:	**$42,250.00**	

Richard M. DeVos and his wife filed a response to the complaint (see Attachment 29) which states:

> It was the intention of us both that all contributions we made in 1989 and 1990 from our joint checking account be split between the two of us. We did not realize that each check needed to be signed by both of us. We thought that since checks were drawn on a joint account that they would be split by the recipient. Consequently, we have written to each one to the campaigns asking them to correct the error.

Although it may have been Mr. DeVos' intentions that all of the contributions listed be attributed to him and his wife

---

5. On the committee's report the contributor's last name is spelled "De Voss".

6. Allocated through the President's Dinner/AKA 1990 Republican Senate-House Dinner Committee.

7. Id.

7504364095 1

equally, it appears that he failed to make the contributions in accordance with 11 C.F.R. § 110.1(k). Thus, it appears that Mr. DeVos has exceeded the annual aggregate limit on contributions by $17,250. Additionally, it appears that Mr. DeVos has exceeded, by $5,000, the $20,000 per calendar year limit on contributions to political committees established and maintained by a national political party by making contributions totaling $25,000 to the National Republican Congressional Committee and the National Republican Senatorial Committee. Accordingly, this Office recommends that the Commission find reason to believe that Richard M. DeVos, Sr., violated 2 U.S.C. §§ 441a(a)(3) and 441a(a)(1)(B).

Kluge, John W.

The complaint alleges that John W. Kluge exceeded the $25,000 annual aggregate limit on contributions by $1,750, with respect to the 1990 calendar year. This Office's review of the Commission's records discloses that Mr. Kluge made the following contributions attributable to the 1990 calendar year:

19-MAY-1989	$1,000.00	90 Cohen for Senator
20-SEP-1989	$1,000.00	90 Rostenkowski for Cong
11-DEC-1989	$500.00	90 Tauzin, Billy Congress
25-JAN-1990	$500.00	90 Shuster, Bud for Cong
27-FEB-1990	$250.00	90 Markey for congress
04-APR-1990	$1,000.00	90 Nunn, Sam camp comm
04-APR-1990	$1,000.00	90 Nunn, Sam camp comm
11-APR-1990	$500.00	90 Brown, Hank Senate
24-APR-1990	$20,000.00	90 Dem Sen Camp Comm
10-MAY-1990	$500.00	90 Republican Majority Fund
23-MAY-1990	($1,000.00)	90 Dem Sen Camp Comm
25-MAY-1990	$750.00[8]	90 Nat'l Rep Cong Comm

8. Allocated through the President's Dinner/AKA 1990 Republican Senate-House Dinner Committee.

2504364095 2

25-MAY-1990	$750.00[9]	90 Nat'l Rep Sen Comm
TOTAL:	$26,750.00	

Mr. Kluge filed a response to the complaint (see Attachment 30) in which he states that the $1,750 excessive contribution was an "unintentional mistake." He states that as soon as he realized that he had exceeded the maximum contribution limit, he obtained a refund from the Democratic Senatorial Campaign Committee (DSCC). The response includes a copy of the $1,750 refund check from DSCC which was reported on the committee's 1991 July Monthly Report. Mr. Kluge also notes that he has "taken steps to ensure my strict compliance with the Federal requirements pertaining to political contributions." Based on the information presented, this Office recommends that the Commission find reason to believe that John W. Kluge violated 2 U.S.C. § 441a(a)(3), but due to the small amount of money involved, take no further action.

Perenchio, A. Jerrold

The complaint alleges that A. Jerrold Perenchio exceeded the $25,000 annual aggregate limit on contributions by $5,000, with respect to the 1989 calendar year. This Office's review of the Commission's records discloses that the respondent made the following contributions attributable to the 1989 calendar year:

01-MAR-1989	$5,000.00	89 Cal Bankers Assn Fed PAC
28-APR-1989	$5,000.00	89 Citizens for the Republic
08-NOV-1989	$5,000.00	89 Hollywood Women Pol Comm
01-DEC-1989	$15,000.00	89 Rep Nat'l Comm
TOTAL:	$30,000.00	

9. Id.

2504364093

Counsel for A. Jerrold Perenchio filed a response to the complaint. See Attachment 31. In the response, Mr. Perenchio admits to exceeding the limit by $5,000. After being contacted by Mr. Perenchio, the Republican National Committee transferred $5,000 to its non-federal account. A copy of the transfer check is included with the response and is reported in the committee's 1991 July Monthly Report. See Attachment 32. Mr. Perenchio states that he has "now instituted an even more exact procedure to ensure that in the future every contribution that may possibly have federal election overtones, be charted to ensure that all the provisions of the Federal Election Campaign Act of 1971 are fully satisfied on a current basis." Based on the foregoing this Office recommends that the Commission find reason to believe that A. Jerrold Perenchio violated 2 U.S.C. § 441a(a)(3).

III. RECOMMENDATIONS

1. Merge MUR 3249 with MUR 3325

2. Find no reason to believe the following individuals violated 2 U.S.C. § 441a(a)(3) and close the file as it relates to the them:

a) Mark B. Dayton
b) Richard J. Dennis
c) Frederick W. Field
d) Diana MacArthur

3. Find reason to believe that the following individuals violated 2 U.S.C. § 441a(a)(3) but take no further action:

a) John W. Kluge
b) Jerome Kohlberg

4. Find no reason to believe Lewis Rudin violated 2 U.S.C. § 441a(a)(3) with respect to the 1989 calendar year.

5. Find reason to believe Lewis Rudin violated 2 U.S.C. § 441a(a)(3) with respect to the 1990 calendar year, but take no

2504336402934

further action.

6. Find reason to believe the following individuals violated 2 U.S.C. § 441a(a)(3):

a) Peter B. Bedford
b) Joseph J. Bogdanovich
c) Richard M. DeVos, Sr.
d) Morton L. Mandel
e) A. Jerrold Perenchio

7. Find no reason to believe Robert E. Rubin violated 2 U.S.C. § 441a(a)(1)(A) and close the file as it relates to him.

8. Find reason to believe the following individuals violated 2 U.S.C. § 441a(a)(1)(B):

a) Joseph J. Bogdanovich
b) Richard M. DeVos, Sr.
c) Morton L. Mandel

9. Find reason to believe the following committees violated 11 C.F.R. § 102.5(a)(2):

a) Committee of the Senate Assistant Majority Leader and Michael R. Sieben , as treasurer.
b) Democratic State Central Committee of California and Laurie Talcott, as treasurer.
c) Illinois Democratic Party and Stewart R. Winstein, as treasurer.
d) Iowa Democratic Party (Federal Division) and Mary Maloney, as treasurer.
e) New York Republican County Committee and Paul Tvetenstrand, as treasurer.
f) Wyoming State Democratic Central Committee and John D. Sherman, as treasurer.

10. Find reason to believe the following committees violated 11 C.F.R. § 102.5(a)(2) but take no further action:

a) Democrats 2000 and Bill Combs, as treasurer.
b) DNC Services Corporation/Democratic National Committee and Robert A. Farmer, as treasurer.
c) Independent-Republican of Minnesota and John Burger, as treasurer.
d) New York State Democratic Committee and Rosemary Conway, as treasurer.
e) Voters for Choice/Friends of Family Planning and Marla Bolotsky, as treasurer.

5043640925

11. Deny Peter B. Bedford's request that no further action be taken.

12. Approve the attached Factual and Legal Analyses and the appropriate letters.

Lawrence M. Noble
General Counsel

Date 10/25/91 BY: _____
Lois G. Lerner
Associate General Counsel

Attachments:
1. Complaint received April 2, 1991
2. Complaint received June 11, 1991
3. Response from Mark B. Dayton (5/9/91)
4. Disclosure Report (Comm of the Senate Assistant Maj Leader)
5. Disclosure Report (Democrats 2000)
6. Disclosure Report (DNC)
7. Response from Richard J. Dennis (7/11/91)
8. Response from Frederick W. Field (6/12/91)
9. Response from Frederick W. Field (8/8/91)
10. Response from Frederick W. Field (8/7/91)
11. Disclosure Report (Friends of Sam Beard for US Senate)
12. Response from Jerome Kohlberg (5/14/91)
13. Disclosure Report (William Leham Campaign Fund)
14. Disclosure Report (Harvey Gantt for Senate Campaign Comm)
15. Response from Diana MacArthur (4/26/91)
16. Response from Morton L. Mandel (5/17/91)
17. Disclosure Report (DNC)
18. Disclosure Report (DSCC)
19. Response from Lewis Rudin (4/25/91)
20. Response from Lewis Rudin (4/29/91)
21. Amendment to the Complaint received April 2, 1991
22. Response from Robert E. Rubin (4/25/91)
23. Response from Peter B. Bedford (7/1/91)
24. Response from Peter B. Bedford (7/11/91)
25. Disclosure Report (Friends of Howell Heflin Committee)
26. Disclosure Report (REALPAC)
27. Response from Joseph J. Bogdanovich (6/20/91)
28. Disclosure Report (RNC)
29. Response from Richard M. DeVos, Sr. (7/24/91)
30. Response from John W. Kluge (6/26/91)
31. Response from A. Jerrold Perenchio (6/28/91)
32. Disclosure Report (RNC)
33 Factual and Legal Analyses (19)

2504364092356

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

MEMORANDUM

TO: LAWRENCE M. NOBLE
GENERAL COUNSEL

FROM: MARJORIE W. EMMONS/DONNA ROACH DR
COMMISSION SECRETARY

DATE: OCTOBER 30, 1991

SUBJECT: MURs 3325 & 3249 - FIRST GENERAL COUNSEL'S REPORT DATED OCTOBER 25, 1991.

The above-captioned document was circulated to the Commission on TUESDAY, OCTOBER 29, 1991 at 11:00 A.M.

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

Commissioner Aikens	
Commissioner Elliott	XXX
Commissioner Josefiak	
Commissioner McDonald	
Commissioner McGarry	
Commissioner Thomas	XXX

This matter will be placed on the meeting agenda for TUESDAY, NOVEMBER 5, 1991.

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

2043640927

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
Mark B. Dayton, Richard J. Dennis, Frederick W. Field, Jerome Kohlberg, Diana MacArthur, Morton L. Mandel, Robert E. Rubin, Lewis Rudin.	)	MUR 3249
	)	
Peter B. Bedford, Joseph J. Bogdanovich, Richard M. DeVos, Sr., John W. Kluge, A. Jerrold Perenchio.	)	MUR 3325

CERTIFICATION

I, Delores Harris, recording secretary for the Federal Election Commission executive session on November 5, 1991, do hereby certify that the Commission decided by a vote of 5-1 to take the following actions in MURs 3249 and 3325:

1. Merge MUR 3249 with MUR 3325.

2. Find no reason to believe the following individuals violated 2 U.S.C. § 441a(a)(3) and close the file as it relates to them:

    a) Mark B. Dayton
    b) Richard J. Dennis
    c) Frederick W. Field
    d) Diana MacArthur

3. Find reason to believe that the following individuals violated 2 U.S.C. § 441a(a)(3) but take no further action:

    a) John W. Kluge
    b) Jerome Kohlberg

(continued)

5043640938

4. Find no reason to believe Lewis Rudin violated 2 U.S.C. § 441a(a)(3) with respect to the 1989 calendar year.

5. Find reason to believe Lewis Rudin violated 2 U.S.C. § 441a(a)(3) with respect to the 1990 calendar year, but take no further action.

6. Find reason to believe the following individuals violated 2 U.S.C. § 441a(a)(3):

   a) Peter B. Bedford
   b) Joseph J. Bogdanovich
   c) Richard M. DeVos, Sr.
   d) Morton L. Mandel
   e) A. Jerrold Perenchio

7. Find no reason to believe Robert E. Rubin violated 2 U.S.C. § 441a(a)(1)(A) and close the file as it relates to him.

8. Find reason to believe the following individuals violated 2 U.S.C. § 441a(a)(1)(B):

   a) Joseph J. Bogdanovich
   b) Richard M. DeVos, Sr.
   c) Morton L. Mandel

9. Find reason to believe the following committees violated 11 C.F.R. § 102.5(a)(2):

   a) Committee of the Senate Assistant Majority Leader and Michael R. Sieben, as treasurer.
   b) Democratic State Central Committee of California and Laurie Talcott, as treasurer.
   c) Illinois Democratic Party and Stewart R. Winstein, as treasurer.
   d) Iowa Democratic Party (Federal Division) and Mary Maloney, as treasurer.

(continued)

2504364095 9

e) New York Republican County Committee and Paul Tvetenstrand, as treasurer.
f) Wyoming State Democratic Central Committee and John D. Sherman, as treasurer.

10. Find reason to believe the following committees violated 11 C.F.R. § 102.5(a)(2) but take no further action:

a) Democrats 2000 and Bill Combs, as treasurer.
b) DNC Services Corporation/Democratic National Committee and Robert A. Farmer, as treasurer.
c) Independent-Republican of Minnesota and John Burger, as treasurer.
d) New York State Democratic Committee and Rosemary Conway, as treasurer.
e) Voters for Choice/Friends of Family Planning and Marla Bolotsky, as treasurer.

11. Deny Peter B. Bedford's request that no further action be taken.

12. Approve the Factual and Legal Analyses and the appropriate letters, as recommended in the General Counsel's report dated October 25, 1991.

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

Attest:

December 12, 1991
Date

Delores Harris
Delores Harris
Administrative Assistant

>5043640960

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

November 21, 1991

Michael R. Sieben, Treasurer
Committee of the Senate Assistant
Majority Leader
P.O. Box 17072
St. Paul, MN 55117

RE: MUR 3325
Committee of the Senate
Assistant Majority Leader
and Michael R. Sieben, as
treasurer

Dear Mr. Sieben:

On November 5, 1991, the Federal Election Commission found reason to believe that Committee of the Senate Assistant Majority Leader ("Committee") and you, as treasurer, violated 11 C.F.R. § 102.5(a)(2), a provision of the Commission's regulations. The Factual and Legal Analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against the Committee and 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.

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

2504364092061

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

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

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.

For your information, we have enclosed a brief description of the Commission's procedures for handling possible violations of the Act. If you have any questions, please contact Noriega E. James, the staff member assigned to this matter, at (202) 219-3400.

Sincerely,

John Warren McGarry

John Warren McGarry
Chairman

Enclosures
Factual and Legal Analysis
Procedures
Designation of Counsel Form

2504360702

FEDERAL ELECTION COMMISSION

FACTUAL AND LEGAL ANALYSIS

MUR: 3325

RESPONDENTS: Committee of the Senate Assistant Majority Leader and Michael R. Sieben, as treasurer

According to 11 C.F.R. § 102.5(a)(2) the only contributions that may be deposited into a committee's federal account are those which are designated for the federal account, those which result from a solicitation which expressly states that the contribution will be used in connection with a federal election and contributions from contributors who are informed that all contributions are subject to the prohibitions and limitations of the Act.

The 1989 Year End Report filed by Committee of the Senate Assistant Majority Leader (the "Respondent") discloses two (2) contributions, totaling $1,200, from Mark B. Dayton. However, based on information ascertained in the normal course of carrying out its supervisory responsibilities the Commission has found that these contributions actually were intended for Respondent's non-federal account but were improperly deposited into Respondent's federal account. Therefore, there is reason to believe Committee of the Senate Assistant Majority Leader and Michael R. Sieben, as treasurer, violated 11 C.F.R. § 102.5(a)(2).

2504364009663

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

November 21, 1991

Robert V. Cahill, Esquire
Chartwell Partners
1901 Avenue of the Stars, Suite 680
Los Angeles, CA 90067

RE: MUR 3325
A. Jerrold Perenchio

Dear Mr. Cahill:

On June 11, 1991, the Federal Election Commission notified your client, A. Jerrold Perenchio, of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint was forwarded to your client at that time.

Upon further review of the allegations contained in the complaint, and information supplied by your client, the Commission, on November 5, 1991, found that there is reason to believe A. Jerrold Perenchio violated 2 U.S.C. § 441a(a)(3), 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 A. Jerrold Perenchio. 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 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 A. Jerrold Perenchio, 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

2504364092064

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

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

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

If you have any questions, please contact Noriega E. James, the staff member assigned to this matter, at (202) 219-3400.

Sincerely,

John Warren McGarry

John Warren McGarry
Chairman

Enclosure
Factual & Legal Analysis

7504364099065

FEDERAL ELECTION COMMISSION

FACTUAL AND LEGAL ANALYSIS

RESPONDENT: A. Jerrold Perenchio MUR: 3325

2 U.S.C. § 441a(a)(3) limits total contributions by an individual in any calendar year to $25,000. Under this section, any contribution to a candidate or authorized committee with respect to a particular election made in a non-election year shall be considered to be made during the calendar year in which such election is held.

On June 4, 1991, the Commission received a signed and sworn complaint from the Center For Responsive Politics (the "Complainant") against A. Jerrold Perenchio (the "Respondent"). The Complainant alleges that A. Jerrold Perenchio exceeded the $25,000 annual aggregate limit on contributions by $5,000, with respect to the 1989 calendar year. This Office's review of the Commission's records discloses that the respondent made the following contributions attributable to the 1989 calendar year:

01-MAR-1989	$5,000.00	89 Cal Bankers Assn Fed PAC
28-APR-1989	$5,000.00	89 Citizens for the Republic
08-NOV-1989	$5,000.00	89 Hollywood Women Pol Comm
01-DEC-1989	$15,000.00	89 Rep Nat'l Comm
TOTAL:	$30,000.00	

Counsel for A. Jerrold Perenchio filed a response to the complaint. In the response, Mr. Perenchio admits to exceeding the limit by $5,000. After being contacted by Mr. Perenchio, the Republican National Committee transferred $5,000 to its non-federal account. A copy of the transfer check is included with the response and is reported in the committee's 1991 July

2504364096

Monthly Report. Mr. Perenchio states that he has "now instituted an even more exact procedure to ensure that in the future every contribution that may possibly have federal election overtones, be charted to ensure that all the provisions of the Federal Election Campaign Act of 1971 are fully satisfied on a current basis." Therefore, there is reason to believe that A. Jerrold Perenchio violated 2 U.S.C. § 441a(a)(3).

7504364097

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

November 21, 1991

Jonathan C. Rose, Esquire
Jones, Day, Reavis & Pogue
Metropolitan Square
1450 G Street, N.W.
Washington, DC 20005-2088

RE: MUR 3325
Morton L. Mandel

Dear Mr. Rose:

On April 8, 1991, the Federal Election Commission notified your client, Morton L. Mandel, of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint was forwarded to your client at that time. For administrative purposes this matter has been redesignated MUR 3325.

Upon further review of the allegations contained in the complaint, and information supplied by you, the Commission, on November 5, 1991, found that there is reason to believe Morton L. Mandel violated 2 U.S.C. §§ 441a(a)(3) and 441a(a)(1)(B), provisions of the Act. The Factual and Legal Analysis, which formed a basis for the Commission's findings, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against Morton L. Mandel. 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 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 Morton L. Mandel, 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

2504364092 3

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

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

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

If you have any questions, please contact Noriega E. James, the staff member assigned to this matter, at (202) 219-3400.

Sincerely,

John Warren McGarry
Chairman

Enclosure
Factual & Legal Analysis

5043640969

FEDERAL ELECTION COMMISSION

FACTUAL AND LEGAL ANALYSIS

MUR: 3325

RESPONDENT: Morton L. Mandel

2 U.S.C. § 441a(a)(3) limits total contributions by an individual in any calendar year to $25,000. Under this section, any contribution to a candidate or authorized committee with respect to a particular election made in a non-election year shall be considered to be made during the calendar year in which such election is held.

2 U.S.C. § 441a(a)(1)(B) limits contributions by an individual to the political committees established and maintained by a national political party, in any calendar year, to $20,000 in the aggregate. For the purposes of 2 U.S.C. § 441a(a)(1)(B), political committees established and maintained by a national political party are defined by 11 C.F.R. § 110.1(c)(2) as the national committee, the House campaign committee and the Senate campaign committee.

On April 2, 1991, the Commission received a signed and sworn complaint from the Center For Responsive Politics (the "Complainant") against Morton L. Mandel (the "Respondent"). The Complainant alleges that Morton L. Mandel exceeded the $25,000 annual aggregate limit on contributions, by $7,500, with respect to the 1989 calendar year, and, that Mr. Mandel exceeded, by $10,000, the amount an individual may contribute, in the aggregate, to the political committees established and maintained by a national political party in any calendar year. A review of

2 1 3 6 4 0 9 7 0

the Commission's records discloses that Mr. Mandel made the following contributions attributable to the 1989 calendar year:

29-SEP-1989	$20,000.00	89 DNC Services Corp/DNC
15-NOV-1989	$2,500.00	89 Heartland/Youngstown PAC
08-DEC-1989	$10,000.00	89 Dem Sen Camp Comm
TOTAL:	$32,500.00	

In response to the complaint Respondent argues that he "has always been led to believe that the DNC would properly allocate his contributions between its federal and non-federal accounts in order to observe any applicable contribution limits." According to the response, on September 29, 1989, after being solicited by the DNC, Mr. Mandel's office "wired $25,000 from a personal account to DNC accounts as directed by the DNC." Mr. Mandel maintains that he never reviewed how the contribution was allocated. He similarly relied upon the DSCC to ensure that his October 1989 contribution of $10,000 would be properly allocated among federal and non-federal accounts to avoid any excessive contributions. After making these two contributions, Mr. Mandel wrote a check to the Heartland PAC in the amount of $2,500 "on the belief that his contribution was permissible in light of the assurances given by the DNC and DSCC concerning allocation of his contributions to those committees' federal and non-federal accounts."

After learning of the allegations, Mr. Mandel and his attorneys contacted the DNC and the DSCC. The "respective staff members apologized for the mistakes" but neither committee could determine "who gave Mr. Mandel the assurances concerning allocation of his contributions between federal and non-federal

5043640971

accounts." However, the DSCC agreed to refund $5,000.00 to Mr. Mandel, while the DNC agreed to transfer $5,000.00 of Mr. Mandel's contribution from its federal account to its non-federal account. The response includes a copy of a $5,000 check, dated May 9, 1991, from the DSCC, payable to Mort Mandel and a copy of a letter from the DNC, dated May 17, 1991, stating that per Mr. Mandel's request, the DNC has transferred $5,000 to one of its non-federal accounts. The committees reported the transactions on their Reports of Receipts and Disbursements

The documentation submitted by Respondent Mandel does not support his contention that he was unaware of how his contribution would be allocated by the DNC. The material produced included "Transfer Instruction" forms that explicitly identify the accounts into which his September 29, 1989 contribution would be deposited. The forms read as follows: $20,000 to an account named "DNC Services Corporation" and $5,000 to an account named "DNC Non-Federal Account." Therefore, mere reference to Respondent's own records would reveal that any additional contributions to the Democratic Senatorial Campaign Committee and, contributions aggregating in excess of $5,000 to any other federal committee, would result in violations of the contribution limits. Therefore, there is reason to believe that Morton L. Mandel violated 2 U.S.C. §§ 441a(a)(3) and 441a(a)(1)(B).

2504364092/2

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

November 21, 1991

Richard M. DeVos, Sr.
7154 Windy Hill Road, S.E.
Grand Rapids, MI 49546

RE: MUR 3325
Richard M. DeVos, Sr.

Dear Mr. DeVos:

On June 11, 1991, 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, and information supplied by you, the Commission, on November 5, 1991, found that there is reason to believe you violated 2 U.S.C. §§ 441a(a)(3) and 441a(a)(1)(B), provisions of the Act. The Factual and Legal Analysis, which formed a basis for the Commission's findings, 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 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 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

2504360973

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

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

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 matter to be made public.

If you have any questions, please contact Noriega E. James, the staff member assigned to this matter, at (202) 219-3400.

Sincerely,

John Warren McGarry

John Warren McGarry
Chairman

Enclosures
Designation of Counsel Form
Factual & Legal Analysis

5043640974

FEDERAL ELECTION COMMISSION

FACTUAL AND LEGAL ANALYSIS

RESPONDENT: Richard M. DeVos, Sr. MUR: 3325

2 U.S.C. § 441a(a)(3) limits total contributions by an individual in any calendar year to $25,000. Under this section, any contribution to a candidate or authorized committee with respect to a particular election made in a non-election year shall be considered to be made during the calendar year in which such election is held.

2 U.S.C. § 441a(a)(1)(B) limits contributions by an individual to the political committees established and maintained by a national political party, in any calendar year, to $20,000 in the aggregate. For the purposes of 2 U.S.C. § 441a(a)(1)(B), political committees established and maintained by a national political party are defined by 11 C.F.R. § 110.1(c)(2) as the national committee, the House campaign committee and the Senate campaign committee.

Additionally, according to 11 C.F.R. § 110.1(k) any contribution made by more than one person, except for a contribution made by a partnership, shall include the signature of each contributor on the check, money order, or other negotiable instrument or in a separate writing.

On June 4, 1991, the Commission received a signed and sworn complaint from the Center For Responsive Politics (the "Complainant") against Richard M. DeVos, Sr. (the "Respondent"). The Complainant alleges that Richard DeVos exceeded the $25,000 annual aggregate limit on contributions by $17,250, with respect

2504364097

to the 1990 calendar year. This Office's review of the Commission's records discloses that Mr. DeVos made the following contributions attributable to the 1990 calendar year:

02-FEB-1989	$500.00	90 Henry for Cong Comm
14-DEC-1989	$1,000.00	90 Schuette, Bill for Senate
14-DEC-1989	$1,000.00	90 Schuette, Bill for Senate
22-DEC-1989	($1,000.00)	90 Boschwitz for '90/sen
22-DEC-1989	$1,000.00	90 Boschwitz '90/ Sen
22-DEC-1989	$1,000.00	90 Boschwitz '90/ Sen
29-DEC-1989	$500.00	90 Brady, Larry Congress
16-JAN-1990	$1,000.00	90 Boschwitz for '90/sen
24-JAN-1990	$5,000.00	90 Kent County Rep Fin Comm
07-MAR-1990	$500.00	90 Gramm, Phil Friends of/Sen
13-MAR-1990	$10,000.00[1]	90 Nat'l Rep Congress Commit
03-APR-1990	$500.00	90 McEwen '88
30-APR-1990	$500.00	90 Claudine, Friends of/Sen
20-MAY-1990	$250.00	90 Haskins, Brad for congress
24-MAY-1990	$2,000.00[2]	90 Business Industry PAC
01-JUN-1990	$7,500.00[3]	90 Nat'l Rep Cong Comm
01-JUN-1990	$7,500.00[3]	90 Nat'l Rep Sen Comm
20-JUN-1990	$500.00	90 Henry for congress Comm
06-JUL-1990	$1,000.00	90 Dingeman, Jim friends/Con
31-AUG-1990	$500.00	90 Dannemeyer for Congress
13-NOV-1990	$500.00	90 Mcewen '88/congress
26-NOV-1990	$1,000.00	90 Gingrich, Newt/Congress
TOTAL:	$42,250.00	

Richard M. DeVos and his wife filed a response to the complaint which states:

> It was the intention of us both that all contributions we made in 1989 and 1990 from our joint checking account be split between the two of us. We did not realize that each check needed to be signed by both of us. We thought that since checks were drawn on a joint account that they would be split by the recipient. Consequently, we have written to each one to the campaigns asking them to correct the error.

---

1. On the committee's report the contributor's last name is spelled "De Voss".

2. Allocated through the President's Dinner/AKA 1990 Republican Senate-House Dinner Committee.

3. Id.

2504364097 6

Although it may have been Mr. DeVos' intentions that all of the contributions listed be attributed to him and his wife equally, it appears that he failed to make the contributions in accordance with 11 C.F.R. § 110.1(k). Thus, it appears that Mr. DeVos has exceeded the annual aggregate limit on contributions by $17,250. Additionally, it appears that Mr. DeVos has exceeded, by $5,000, the $20,000 per calendar year limit on contributions to political committees established and maintained by a national political party by making contributions totaling $25,000 to the National Republican Congressional Committee and the National Republican Senatorial Committee. Therefore, there is reason to believe that Richard M. DeVos, Sr., violated 2 U.S.C. §§ 441a(a)(3) and 441a(a)(1)(B).

2504364092 7

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

November 21, 1991

Joseph J. Bogdanovich
c/o David S. Lawson
180 East Ocean Blvd.
Long Beach, CA 90802

RE: MUR 3325
Joseph J. Bogdanovich

Dear Mr. Bogdanovich:

On June 11, 1991, 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 and information supplied on your behalf, the Commission, on November 5, 1991, found that there is reason to believe Joseph J. Bogdanovich violated 2 U.S.C. §§ 441a(a)(3) and 441a(a)(1)(B), provisions of the Act. The Factual and Legal Analysis, which formed a basis for the Commission's findings, 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 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 Joseph J. Bogdanovich, 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

2504364098

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

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

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 matter to be made public.

If you have any questions, please contact Noriega E. James, the staff member assigned to this matter, at (202) 219-3400.

Sincerely,

John Warren McGarry
Chairman

Enclosures
Designation of Counsel Form
Factual & Legal Analysis

3004364099

FEDERAL ELECTION COMMISSION

FACTUAL AND LEGAL ANALYSIS

RESPONDENT: Joseph J. Bogdanovich MUR: 3325

2 U.S.C. § 441a(a)(3) limits total contributions by an individual in any calendar year to $25,000. Under this section, any contribution to a candidate or authorized committee with respect to a particular election made in a non-election year shall be considered to be made during the calendar year in which such election is held.

2 U.S.C. § 441a(a)(1)(B) limits contributions by an individual to the political committees established and maintained by a national political party, in any calendar year, to $20,000 in the aggregate. For the purposes of 2 U.S.C. § 441a(a)(1)(B), political committees established and maintained by a national political party are defined by 11 C.F.R. § 110.1(c)(2) as the national committee, the House campaign committee and the Senate campaign committee.

On June 4, 1991, the Commission received a signed and sworn complaint from the Center For Responsive Politics (the "Complainant") against Joseph J. Bogdanovich (the "Respondent"). The Complainant alleges that Joseph J. Bogdanovich exceeded the $25,000 annual aggregate limit on contributions by $6,000 and $15,000, for the 1989 and 1990 calendar years, respectively. A review of the Commission's records discloses the following contributions attributable to Mr. Bogdanovich for the 1989 and 1990 calendar years:

7504364092930

1989 calendar year

29-MAR-1989	$1,000.00	89 Nat'l Rep Sen Comm
05-APR-1989	$10,000.00	89 Nat'l Rep Sen Comm
20-DEC-1989	$20,000.00	89 Dem Sen Camp Comm
TOTAL:	$31,000.00	

1990 calendar year

30-NOV-1989	$1,000.00	90 Faleomavaega for Congress
20-FEB-1990	$500.00	90 Young, Don Alaskans for/C
20-FEB-1990	$10,000.00	90 Rep Nat'l Comm
12-MAR-1990	$500.00	90 Rohrabacher, Dana Congress
15-MAR-1990	$20,000.00	90 Dem Sen Camp Comm
27-MAR-1990	$950.00	90 Lowery, Bill Congressman
27-MAR-1990	$50.00	90 Lowery, Bill Congressman
31-MAR-1990	$1,000.00	90 Kerry Committee
25-APR-1990	$1,000.00	90 Pell, Senator Reelect
25-APR-1990	$1,000.00	90 Barbieri for Congress
12-JUN-1990	$2,000.00[1]	90 Democratic Decade
03-AUG-1990	$2,000.00	90 California Rep Party vic
TOTAL:	$40,000.00	

The attorney for Joseph J. Bogdanovich filed a response to the complaint. Counsel states that "certain contributions made by Mr. Bogdanovich to the Democratic Senatorial Campaign Committee (DSCC) in 1989 and 1990, and to the Republican National Finance Committee (RNFC) in 1990, had apparently been deposited in error to Federal accounts by both Parties." Counsel argues that it "was never the intention of Mr. Bogdanovich to violate the Federal Election Campaign Act, and it was only through miscommunication with the RNFC and DSCC

1. Democratic Decade is a registered joint fundraising committee of the Democratic National Committee with the Democrats for the 90s, the Democratic Senatorial Campaign Committee ("DSCC") and the Democratic Congressional Campaign Committee ("DCCC") as participants. Of the $2,000 contributed to the Democratic Decade committee by Mr. Bogdanovich, $800 was allocated to the Democrats for the 90s and $800 was allocated to the DCCC.

2 5 0 4 3 6 4 0 2 6 1

that this incident occurred." The DSCC and the RNFC have been asked to refund the amounts which Mr. Bogdanovich had not intended to be deposited in Federal accounts, and according to the response, counsel received verbal assurance from the DSCC that the "appropriate refunds will be made immediately." To date, the DSCC has not reported making the requested refunds. However, the RNFC has sent Mr. Bogdanovich a copy of a $10,000 check representing the transfer of funds from its federal account to its state account, which is reported on RNFC's 1991 July Monthly Report. Finally, the response states "Mr. Bogdanovich has implemented review procedures to monitor contributions to committees which have both Federal and Non-federal accounts to insure compliance with the Federal Election Campaign Act and prevent such an occurrence from happening in the future."

Based on Commission records and information presented on behalf of Mr. Bogdanovich, it appears that Mr. Bogdanovich has exceeded the annual aggregate limit on contributions by $6,000 and $15,000 for 1989 and 1990 calendar years, respectively. Additionally, it appears that Mr. Bogdanovich has exceeded, by $800, the $20,000 per calendar year limit on contributions to political committees established and maintained by a national political party by making contributions totaling $20,800, during 1990, to the Democratic Congressional Campaign Committee and to the Democratic Senatorial Campaign Committee. Therefore, there is reason to believe that Joseph J. Bogdanovich violated 2 U.S.C. §§ 441a(a)(3) and 441a(a)(1)(B).

2043364092

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

November 21, 1991

Peter B. Bedford
3470 Mt. Diablo Blvd., Suite 200
Lafayette, CA 94549

RE: MUR 3325
Peter B. Bedford

Dear Mr. Bedford:

On June 11, 1991, 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, and information supplied by you, the Commission, on November 5, 1991, found that there is reason to believe you violated 2 U.S.C. § 441a(a)(3), 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 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 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

2504364093

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

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

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 matter to be made public.

If you have any questions, please contact Noriega E. James, the staff member assigned to this matter, at (202) 219-3400.

Sincerely,

John Warren McGarry
Chairman

Enclosures
Designation of Counsel Form
Factual & Legal Analysis

7504364099 84

FEDERAL ELECTION COMMISSION

FACTUAL AND LEGAL ANALYSIS

RESPONDENT: Peter B. Bedford **MUR:** 3325

2 U.S.C. § 441a(a)(3) limits total contributions by an individual in any calendar year to $25,000. Under this section, any contribution to a candidate or authorized committee with respect to a particular election made in a non-election year shall be considered to be made during the calendar year in which such election is held.

Additionally, according to 11 C.F.R. § 110.1(k) any contribution made by more than one person, except for a contribution made by a partnership, shall include the signature of each contributor on the check, money order, or other negotiable instrument or in a separate writing.

On June 4, 1991, the Commission received a signed and sworn complaint from the Center For Responsive Politics (the "Complainant") against Peter B. Bedford (the "Respondent"). The Complainant alleges that Peter B. Bedford exceeded the $25,000 annual aggregate limit on contributions, by $2,750, with respect to the 1990 calendar year. A review of the Commission's records discloses that the respondent made the following contributions attributable to the 1990 calendar year:

09-JUN-1989	$750.00	90	Miller, George Congress
22-MAR-1990	$1,000.00	90	Heflin, Howell Sen
22-MAR-1990	$1,000.00	90	Heflin, Howell Sen
25-MAY-1990	$1,000.00	90	Stark, Pete Congress
08-JUN-1990	$2,000.00	90	Nat'l Realty PAC
14-SEP-1990	$1,000.00	90	Saiki in '90/Sen
20-NOV-1990	$5,000.00	90	DCCC
23-NOV-1990	$1,000.00	90	Akaka, Daniel for Sen
27-NOV-1990	$15,000.00	90	Dem Sen Camp Comm
TOTAL:	$27,750.00		

2504364095

Mr. Bedford filed a response to the complaint in which he states that his contributions to the National Realty Political Action Committee (REALPAC) for $2,000 "had not been properly recorded as a contribution to a federal political committee in my records of federal contributions." Subsequently, Mr. Bedford submitted a letter from Steven A. Wechsler, the treasurer of REALPAC; a copy of the $2,000 refund check to Mr. Bedford; a copy of Mr. Bedford's original check to REALPAC and a copy of the original solicitation. The solicitation includes a statement explaining federal laws regarding contribution limits to federal committees. Mr. Bedford also states that his $2,000 contribution made to Friends of Howell Heflin Committee "was supposed to be allocated to me and my wife, Kirsten Bedford, in equal portions." Mr. Bedford offered no evidence to support that the contribution was made in accordance with 11 C.F.R. § 110.1(k) and the Heflin Committee has agreed to refund $1,000 to him. In fact the Heflin Committee and REALPAC already have reported the refunds referenced above.

Therefore, there is reason to believe that Peter B. Bedford violated 2 U.S.C. § 441a(a)(3). Additionally, the Commission denies Mr. Bedford's request that no further action be taken against him.

2504364093 6

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

November 21, 1991

Sidney A. Migdon, Esquire
Goldfarb & Fleece
345 Park Avenue
New York, NY 10154

RE: MUR 3325
Lewis Rudin

Dear Mr. Migdon:

On April 8, 1991, the Federal Election Commission notified your client, Lewis Rudin, of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint was forwarded to your client at that time. For administrative purposes this matter has been redesignated MUR 3325.

Upon further review of the allegations contained in the complaint and information supplied by your client, the Commission, on November 5, 1991, found that there is no reason to believe Lewis Rudin violated 2 U.S.C. § 441a(a)(3), a provision of the Act, in regard to the 1989 calendar year. However, the Commission found that there is reason to believe Lewis Rudin violated 2 U.S.C. § 441a(a)(3) in regard to the 1990 calendar year. However, after considering the circumstances of this matter, the Commission also determined to take no further action and closed its file as it pertains to your client. The Factual and Legal Analysis, which formed a basis for the Commission's finding, is attached for your information.

The Commission reminds you that 2 U.S.C. § 441a(a)(3) limits total contributions by an individual in any calendar year to $25,000. Your client should take immediate steps to insure that this activity does not occur in the future.

The file will be made part of the public record within 30 days after this matter has been closed with respect to all other respondents involved. Should you wish to submit any materials to appear on the public record, please do so within ten days of your receipt of this letter. Such materials should be sent to the Office of the General Counsel.

2043640937

The confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter is closed. The Commission will notify you when the entire file has been closed. In the event you wish to waive confidentiality under 2 U.S.C. § 437g(a)(12)(A), written notice of the waiver must be submitted to the Commission. Receipt of the waiver will be acknowledged in writing by the Commission.

If you have any questions, please contact Noriega E. James, the staff member assigned to this matter, at (202) 219-3400.

Sincerely,

John Warren McGarry
Chairman

Enclosure
Factual & Legal Analysis

2504536409238

FEDERAL ELECTION COMMISSION

FACTUAL AND LEGAL ANALYSIS

MUR: 3325

RESPONDENT: Lewis Rudin

2 U.S.C. § 441a(a)(3) limits total contributions by an individual in any calendar year to $25,000. Under this section, any contribution to a candidate or authorized committee with respect to a particular election made in a non-election year shall be considered to be made during the calendar year in which such election is held.

On April 2, 1991, the Commission received a signed and sworn complaint from the Center For Responsive Politics (the "Complainant") against Lewis Rudin (the "Respondent"). The Complainant alleges that Lewis Rudin exceeded the $25,000 annual aggregate limit on contributions by $3,000 and $3,140, for the 1989 and 1990 calendar years, respectively. A review of the Commission's records discloses the following contributions attributable to Mr. Rudin for the 1989 and 1990 calendar years:

1989 calendar year

03-FEB-1989	$1,000.00	89 NY Rep County Comm
13-FEB-1989	$4,000.00	89 NY Rep County Comm
14-FEB-1989	$5,000.00	89 Dem Sen Camp Comm
17-FEB-1989	$5,000.00	89 Campaign America
28-APR-1989	$1,000.00	89 NY State Dem Comm
08-MAY-1989	$1,000.00	89 Women's Camp Fund Inc.
11-MAY-1989	$2,500.00	89 Nat Rep Sen Comm (JF)
11-MAY-1989	$2,500.00	89 Nat Rep Cong Comm (JF)
05-OCT-1989	$1,000.00	89 Dem Cong Camp Comm
25-OCT-1989	$5,000.00	89 DNC Services Corp/DNC
TOTAL:	$28,000.00	

2504364009

1990 calendar year

07-FEB-1989	$1,000.00	90	Green, Bill/Congress
11-FEB-1989	$1,000.00	90	Russo for Congress
15-MAR-1989	$1,000.00	90	Kerry Committee/senate
31-MAR-1989	$1,000.00	90	Bradley, Bill/Senate '90
07-APR-1989	$500.00	90	Aspin, Les/Congress
10-APR-1989	$1,000.00	90	Levin, Carl/Senate
13-APR-1989	$500.00	90	Domenici, Pete/Senate '90
05-MAY-1989	$1,000.00	90	Garcia, Robert/Congress
22-MAY-1989	$1,000.00	90	Steven for Senate
31-MAY-1989	$1,000.00	90	Boschwitz '90/Senate
31-MAY-1989	$500.00	90	Simon for Senate
05-JUN-1989	$1,000.00	90	Pressler, Larry/Senate
06-JUN-1989	$500.00	90	Simpson Senate '90
06-JUN-1989	$1,000.00	90	Simpson Senate '90
06-JUN-1989	$500.00	90	Simpson Senate '90
15-JUN-1989	$1,000.00	90	Rangel for Congress
19-JUN-1989	$640.00	90	Lowey, Nita/Congress
30-JUN-1989	$1,000.00	90	Harkin, Citz for
30-JUN-1989	($500.00)	90	Simpson Senate '90
12-SEP-1989	$1,000.00	90	Cohen for Senate
02-OCT-1989	$1,000.00	90	Baucus, Max '90/Senate
11-OCT-1989	$1,000.00	90	Rockefeller/Senate
30-OCT-1989	$1,000.00	90	Claudine/Congress
08-NOV-1989	$1,000.00	90	Slaughter, Louise/Congress
21-NOV-1989	$1,000.00	90	Gramm, Phil/Senate
28-NOV-1989	$1,000.00	90	Schumer, Chuck/Congress
21-DEC-1989	$1,000.00	90	Heflin, Howell/Senate
12-JAN-1990	$1,000.00	90	NY Rep County Comm
22-FEB-1990	$500.00	90	Serrano for Congress
22-MAR-1990	$500.00	90	Downey/Congress
04-APR-1990	$1,000.00	90	Nunn, Sam/Senate
13-OCT-1989	$1,000.00	90	McConnell Senate '96
17-OCT-1990	$500.00	90	Voter for Choice/Family P
02-NOV-1990	$1,000.00	90	Indepen-Rep of Minnesota
TOTAL:	$28,140.00		

Counsel for Mr. Rudin filed a response to the complaint which included a sworn and signed statement from Mr. Rudin attesting to the information contained in the response. According to the response, Mr. Rudin made contributions to certain committees thinking they were state or local political committees, only to have the contributions deposited into federal accounts. Specifically, Mr. Rudin intended that the

2504364090

following contributions "to state or local committees ... be used for local or state election purposes, not federal election purposes:"

a)	New York Republican County Committee	2/3/89	$1,000
b)	New York Republican County Committee	2/13/89	$4,000
c)	New York State Democratic Committee	4/28/89	$1,000
d)	New York Republican County Committee	1/12/90	$1,000
e)	Voters for Choice/Friends of Family	10/17/90	$500
f)	Independent Republicans of Minnesota	11/2/90	$1,000

Mr. Rudin contacted the above committees and requested that they transfer his contributions from their federal accounts to their non-federal accounts as he "had originally intended." The response includes copies of letters from all of the committees in question. The New York Republican County Committee notes that Mr. Rudin understood the committee to be a local committee, and the other committees confirm that Mr. Rudin's contributions were mistakenly deposited into their federal accounts. The committees all note that they have either refunded or transferred Mr. Rudin's contributions to their state accounts. In addition, a copy of Mr. Rudin's original check to "Voters for Choice/Friends of Family" discloses that the check was made payable to "Voter For Choice - State Fund." Additionally, Mr. Rudin states that he believed that the contribution he made to the "Sam Nunn Campaign Committee ... was for a potential Presidential campaign to be held in 1992" but no such committee has registered with the Commission. The response does not include a copy of the check so as to show how it was designated; however, Mr. Rudin requested and has received a refund of this $1,000 contribution.

2504364099 1

Mr. Rudin's response indicates that he is cognizant of and takes reasonable care not to exceed the $25,000 annual aggregate limit on contributions. Information presented suggests that Mr. Rudin intended and had reason to believe that certain contributions made by him during 1989 and 1990, totaling $6,000 and $2,500, respectively, would be deposited into the non-federal accounts of the recipient committees. Therefore, there is no reason to believe Lewis Rudin violated 2 U.S.C. § 441a(a)(3) with respect to the 1989 calendar year. However, with regards to the 1990 calendar year, there is reason to believe Lewis Rudin violated 2 U.S.C. § 441a(a)(3). The Commission determined, upon consideration of the proper ordering of its priorities and resources, see Heckler v. Chaney, 470 U.S. 821 (1985), to exercise its prosecutorial discretion and to take no further action.

2504364092

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

November 21, 1991

Arnold L. Wadler, Esquire
c/o Metromedia Company
One Meadowlands Plaza 6th Floor
East Rutherford, NJ 07073

RE: MUR 3325
John W. Kluge

Dear Mr. Wadler:

On June 11, 1991, the Federal Election Commission notified your client, John W. Kluge, of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint was forwarded to your client at that time.

Upon further review of the allegations contained in the complaint, and information supplied by you, the Commission, on November 5, 1991, found that there is reason to believe John W. Kluge violated 2 U.S.C. § 441a(a)(3), a provision of the Act. However, after considering the circumstances of this matter, the Commission also determined to take no further action and closed its file as it pertains to your client. The Factual and Legal Analysis, which formed a basis for the Commission's finding, is attached for your information.

The Commission reminds you that 2 U.S.C. § 441a(a)(3) limits total contributions by an individual in any calendar year to $25,000. Your client should take immediate steps to insure that this activity does not occur in the future.

The file will be made part of the public record within 30 days after this matter has been closed with respect to all other respondents involved. Should you wish to submit any materials to appear on the public record, please do so within ten days of your receipt of this letter. Such materials should be sent to the Office of the General Counsel.

The confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter is closed. The Commission will notify you when the entire file has

2504364093

been closed. In the event you wish to waive confidentiality under 2 U.S.C. § 437g(a)(12)(A), written notice of the waiver must be submitted to the Commission. Receipt of the waiver will be acknowledged in writing by the Commission.

If you have any questions, please contact Noriega E. James, the staff member assigned to this matter, at (202) 219-3400.

Sincerely,

John Warren McGarry
Chairman

Enclosure
Factual & Legal Analysis

2504364099 4

FEDERAL ELECTION COMMISSION

FACTUAL AND LEGAL ANALYSIS

RESPONDENT: John W. Kluge **MUR:** 3325

2 U.S.C. § 441a(a)(3) limits total contributions by an individual in any calendar year to $25,000. Under this section, any contribution to a candidate or authorized committee with respect to a particular election made in a non-election year shall be considered to be made during the calendar year in which such election is held.

On June 4, 1991, the Commission received a signed and sworn complaint from the Center For Responsive Politics (the "Complainant") against John W. Kluge (the "Respondent"). The Complainant alleges that John W. Kluge exceeded the $25,000 annual aggregate limit on contributions by $1,750, with respect to the 1990 calendar year. This Office's review of the Commission's records discloses that Mr. Kluge made the following contributions attributable to the 1990 calendar year:

19-MAY-1989	$1,000.00	90 Cohen for Senator
20-SEP-1989	$1,000.00	90 Rostenkowski for Cong
11-DEC-1989	$500.00	90 Tauzin, Billy Congress
25-JAN-1990	$500.00	90 Shuster, Bud for Cong
27-FEB-1990	$250.00	90 Markey for congress
04-APR-1990	$1,000.00	90 Nunn, Sam camp comm
04-APR-1990	$1,000.00	90 Nunn, Sam camp comm
11-APR-1990	$500.00	90 Brown, Hank Senate
24-APR-1990	$20,000.00	90 Dem Sen Camp Comm
10-MAY-1990	$500.00	90 Republican Majority Fund
23-MAY-1990	($1,000.00)	90 Dem Sen Camp Comm
25-MAY-1990	$750.00[1]	90 Nat'l Rep Cong Comm
25-MAY-1990	$750.00[2]	90 Nat'l Rep Sen Comm
TOTAL:	$26,750.00	

1. Allocated through the President's Dinner/AKA 1990 Republican Senate-House Dinner Committee.

2. Id.

> 5043640995

Mr. Kluge filed a response to the complaint in which he states that the $1,750 excessive contribution was an "unintentional mistake." He states that as soon as he realized that he had exceeded the maximum contribution limit, he obtained a refund from the Democratic Senatorial Campaign Committee (DSCC). The response includes a copy of the $1,750 refund check from DSCC which was reported on the committee's 1991 July Monthly Report. Mr. Kluge also notes that he has "taken steps to ensure my strict compliance with the Federal requirements pertaining to political contributions." Therefore, there is reason to believe that John W. Kluge violated 2 U.S.C. § 441a(a)(3). However, the Commission determined, upon consideration of the proper ordering of its priorities and resources, see Heckler v. Chaney, 470 U.S. 821 (1985), to exercise its prosecutorial discretion and to take no further action.

2504364099 6

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

November 21, 1991

Robert T. Matsui, Treasurer
DNC Services Corporation/
Democratic National Committee
430 South Capitol Street, S.E.
Washington, DC 20003

RE: MUR 3325
DNC Services Corporation/
Democratic National
Committee and
Robert T. Matsui, as
treasurer

Dear Mr. Matsui:

On November 5, 1991, the Federal Election Commission found reason to believe that DNC Services Corporation/Democratic National Committee ("Committee") and its treasurer, violated 11 C.F.R. § 102.5(a)(2), a provision of the Commission's regulations. However, after considering the circumstances of this matter, the Commission also determined to take no further action and closed its file as it pertains to the Committee and its treasurer. The Factual and Legal Analysis, which formed a basis for the Commission's finding, is attached for your information.

The Commission reminds you that it is against Commission regulations to deposit, into your federal account, contributions which are not obtained in accordance with 11 C.F.R. § 102.5(a)(2). You should take immediate steps to insure that this activity does not occur in the future.

The file will be made part of the public record within 30 days after this matter has been closed with respect to all other respondents involved. Should you wish to submit any materials to appear on the public record, please do so within ten days of your receipt of this letter. Such materials should be sent to the Office of the General Counsel.

The confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter is closed. The Commission will notify you when the entire file has

2504364092927

been closed. In the event you wish to waive confidentiality under 2 U.S.C. § 437g(a)(12)(A), written notice of the waiver must be submitted to the Commission. Receipt of the waiver will be acknowledged in writing by the Commission.

If you have any questions, please direct them to Noriega E. James, the staff member assigned to this matter, at (202) 219-3400.

Sincerely,

John Warren McGarry
Chairman

Enclosure
Factual and Legal Analysis

25043640998

FEDERAL ELECTION COMMISSION

FACTUAL AND LEGAL ANALYSIS

MUR: 3325

RESPONDENTS: DNC Services Corporation/Democratic National Committee and Robert T. Matsui, as treasurer

According to 11 C.F.R. § 102.5(a)(2) the only contributions that may be deposited into a committee's federal account are those which are designated for the federal account, those which result from a solicitation which expressly states that the contribution will be used in connection with a federal election and contributions from contributors who are informed that all contributions are subject to the prohibitions and limitations of the Act.

The 1989 December Monthly Report filed by DNC Services Corporation/Democratic National Committee (the "Respondent") discloses a $400 contribution from Mark B. Dayton with a receipt date of November 29, 1989. However, based on information ascertained in the normal course of carrying out its supervisory responsibilities the Commission has found that this contribution actually was intended for Respondent's non-federal account but was improperly deposited into Respondent's federal account. Therefore, there is reason to believe DNC Services Corporation/Democratic National Committee and its treasurer violated 11 C.F.R. § 102.5(a)(2). However, the Commission determined, upon consideration of the proper ordering of Commission priorities and resources, see Hechler v. Chaney, 470 U.S. 821 (1985), to exercise its prosecutorial discretion and to take no further action.

2504336040999

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

November 21, 1991

Leslie J. Kerman, Esquire
Epstein Becker & Green, P.C.
1227 25th Street, N.W.; Suite 700
Washington, DC 20037

RE: MUR 3325
Frederick W. Field

Dear Ms. Kerman:

On April 8, 1991, the Federal Election Commission notified your client, Frederick W. Field, of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended. For administrative purposes this matter has been redesignated MUR 3325.

On November 5, 1991, the Commission found, on the basis of the information in the complaint and information provided by your client, that there is no reason to believe Frederick W. Field violated 2 U.S.C. § 441a(a)(3). Accordingly, the Commission closed its file in this matter as it pertains to Frederick W. Field.

This matter will become a part of the public record within 30 days after the file has been closed with respect to all respondents. If you wish to submit any materials to appear on the public record, please do so within ten days. Please send such materials to the Office of the General Counsel.

The Commission reminds you that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter is closed. The Commission will notify you when the entire file has been closed. In the event you wish to waive confidentiality under 2 U.S.C. § 437g(a)(12)(A), written notice of the waiver must be submitted to the Commission. Receipt of the waiver will be acknowledged in writing by the Commission.

Sincerely,

Lawrence M. Noble
General Counsel

BY: Lois G. Lerner
Associate General Counsel

> 5 0 4 3 6 4 1 0 0 0

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

November 21, 1991

Frank J. Waltz, Esquire
Best & Flanagan
3500 IDS Center
80 South 8th Street
Minneapolis, MN 55402

RE: MUR 3325
Mark B. Dayton

Dear Mr. Waltz:

On April 8, 1991, the Federal Election Commission notified your client, Mark B. Dayton, of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended. For administrative purposes this matter has been redesignated MUR 3325.

On November 5, 1991, the Commission found, on the basis of the information in the complaint and information provided by you, that there is no reason to believe Mark B. Dayton violated 2 U.S.C. § 441a(a)(3). Accordingly, the Commission closed its file in this matter as it pertains to Mark B. Dayton.

This matter will become a part of the public record within 30 days after the file has been closed with respect to all respondents. If you wish to submit any materials to appear on the public record, please do so within ten days. Please send such materials to the Office of the General Counsel.

The Commission reminds you that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter is closed. The Commission will notify you when the entire file has been closed. In the event you wish to waive confidentiality under 2 U.S.C. § 437g(a)(12)(A), written notice of the waiver must be submitted to the Commission. Receipt of the waiver will be acknowledged in writing by the Commission.

Sincerely,

Lawrence M. Noble
General Counsel

BY: Lois G. Lerner
Associate General Counsel

2504364001

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

November 21, 1991

Kenneth A. Gross, Esquire
Skadden, Arps, Slate, Meagher & Flom
1440 New York Avenue, N.W.
Washington, DC 20005-2107

RE: MUR 3325
Richard J. Dennis

Dear Mr. Gross:

On April 8, and May 31, 1991, the Federal Election Commission notified your client, Richard J. Dennis, of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended. For administrative purposes this matter has been redesignated MUR 3325.

On November 5, 1991, the Commission found, on the basis of the information in the complaint and information provided by you, that there is no reason to believe Richard J. Dennis violated 2 U.S.C. § 441a(a)(3). Accordingly, the Commission closed its file in this matter as it pertains to Richard J. Dennis.

This matter will become a part of the public record within 30 days after the file has been closed with respect to all respondents. If you wish to submit any materials to appear on the public record, please do so within ten days. Please send such materials to the Office of the General Counsel.

The Commission reminds you that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter is closed. The Commission will notify you when the entire file has been closed. In the event you wish to waive confidentiality under 2 U.S.C. § 437g(a)(12)(A), written notice of the waiver must be submitted to the Commission. Receipt of the waiver will be acknowledged in writing by the Commission.

Sincerely,

Lawrence M. Noble
General Counsel

BY: Lois G. Lerner
Associate General Counsel

5043641002

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

November 21, 1991

Diana T. MacArthur
5103 Cape Cod Court
Bethesda, MD 20816

RE: MUR 3325
Diana T. MacArthur

Dear Ms. MacArthur:

On April 8, 1991, the Federal Election Commission notified you of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended. For administrative purposes this matter has been redesignated MUR 3325.

On November 5, 1991, the Commission found, on the basis of the information in the complaint and information provided by you, that there is no reason to believe Diana T. MacArthur violated 2 U.S.C. § 441a(a)(3). Accordingly, the Commission closed its file in this matter as it pertains to Diana T. MacArthur.

This matter will become a part of the public record within 30 days after the file has been closed with respect to all respondents. If you wish to submit any materials to appear on the public record, please do so within ten days. Please send such materials to the Office of the General Counsel.

The Commission reminds you that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter is closed. The Commission will notify you when the entire file has been closed. In the event you wish to waive confidentiality under 2 U.S.C. § 437g(a)(12)(A), written notice of the waiver must be submitted to the Commission. Receipt of the waiver will be acknowledged in writing by the Commission.

Sincerely,

Lawrence M. Noble
General Counsel

BY: Lois G. Lerner
Associate General Counsel

2504364100 3

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

November 21, 1991

Daniel J. Swillinger, Esquire
Maloney & Burch
1100 Connecticut Avenue, N.W.
Washington, DC 20036-4101

RE: MUR 3325
Robert E. Rubin

Dear Mr. Swillinger:

On April 8, 1991, the Federal Election Commission notified your client, Robert E. Rubin, of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended. For administrative purposes this matter has been redesignated MUR 3325.

On November 5, 1991, the Commission found, on the basis of the information in the complaint and information provided by you, that there is no reason to believe Robert E. Rubin violated 2 U.S.C. § 441a(a)(1)(A). Accordingly, the Commission closed its file in this matter as it pertains to Robert E. Rubin.

This matter will become a part of the public record within 30 days after the file has been closed with respect to all respondents. If you wish to submit any materials to appear on the public record, please do so within ten days. Please send such materials to the Office of the General Counsel.

The Commission reminds you that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter is closed. The Commission will notify you when the entire file has been closed. In the event you wish to waive confidentiality under 2 U.S.C. § 437g(a)(12)(A), written notice of the waiver must be submitted to the Commission. Receipt of the waiver will be acknowledged in writing by the Commission.

Sincerely,

Lawrence M. Noble
General Counsel

BY: Lois G. Lerner
Associate General Counsel

2504364100 4

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

November 21, 1991

John D. Sherman, Treasurer
Wyoming State Democratic
Central Committee
P.O. Box 2036
Cheyenne, WY 82003

RE: MUR 3325
Wyoming State Democratic
Central Committee and
John D. Sherman, as
treasurer

Dear Mr. Sherman:

On November 5, 1991, the Federal Election Commission found that there is reason to believe Wyoming State Democratic Central Committee ("Committee") and you, as treasurer, violated 11 C.F.R. § 102.5(a)(2), a provision of the Commission's regulations. The Factual and Legal Analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against the Committee and 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.

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

> 5043641005

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

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

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.

For your information, we have enclosed a brief description of the Commission's procedures for handling possible violations of the Act. If you have any questions, please contact Noriega E. James, the staff member assigned to this matter, at (202) 219-3400.

Sincerely,

John Warren McGarry
Chairman

Enclosures
Factual and Legal Analysis
Procedures
Designation of Counsel Form

2504364106

FEDERAL ELECTION COMMISSION

FACTUAL AND LEGAL ANALYSIS

MUR: 3325

RESPONDENTS: Wyoming State Democratic Central Committee and John D. Sherman, as treasurer

According to 11 C.F.R. § 102.5(a)(2) the only contributions that may be deposited into a committee's federal account are those which are designated for the federal account, those which result from a solicitation which expressly states that the contribution will be used in connection with a federal election and contributions from contributors who are informed that all contributions are subject to the prohibitions and limitations of the Act.

The 1989 30 Day Post Special Election Report filed by Wyoming State Democratic Central Committee (the "Respondent") discloses a $5,000 contribution from Richard J. Dennis with a receipt date of April 25, 1989. However, based on information ascertained in the normal course of carrying out its supervisory responsibilities the Commission has found that this contribution actually was intended for Respondent's non-federal account but was improperly deposited into Respondent's federal account. Therefore, there is reason to believe Wyoming State Democratic Central Committee and John D. Sherman, as treasurer, violated 11 C.F.R. § 102.5(a)(2).

5043641907

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

November 21, 1991

Paul Tvetenstrand, Treasurer
New York Republican County Committee
Hotel Roosevelt
45 E 45th Street
New York, NY 10017

RE: MUR 3325
New York Republican County Committee and
Paul Tvetenstrand, as treasurer

Dear Mr. Tvetenstrand:

On November 5, 1991, the Federal Election Commission found that there is reason to believe New York Republican County Committee ("Committee") and you, as treasurer, violated 11 C.F.R. § 102.5(a)(2), a provision of the Commission's regulations. The Factual and Legal Analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against the Committee and 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.

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

2504364108

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

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

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.

For your information, we have enclosed a brief description of the Commission's procedures for handling possible violations of the Act. If you have any questions, please contact Noriega E. James, the staff member assigned to this matter, at (202) 219-3400.

Sincerely,

John Warren McGarry
Chairman

Enclosures
Factual and Legal Analysis
Procedures
Designation of Counsel Form

2504364009

FEDERAL ELECTION COMMISSION

FACTUAL AND LEGAL ANALYSIS

MUR: 3325

RESPONDENTS: New York Republican County Committee and
Paul Tvetenstrand, as treasurer

According to 11 C.F.R. § 102.5(a)(2) the only contributions that may be deposited into a committee's federal account are those which are designated for the federal account, those which result from a solicitation which expressly states that the contribution will be used in connection with a federal election and contributions from contributors who are informed that all contributions are subject to the prohibitions and limitations of the Act.

The 1989 Mid Year and 1990 April Quarterly Reports filed by New York Republican County Committee (the "Respondent") disclose three contributions, totaling $6,000, from Lewis Rudin. However, based on information ascertained in the normal course of carrying out its supervisory responsibilities the Commission has found that these contributions actually were intended for Respondent's non-federal account but were improperly deposited into Respondent's federal account. Therefore, there is reason to believe New York Republican County Committee and Paul Tvetenstrand, as treasurer, violated 11 C.F.R. § 102.5(a)(2).

2504364010

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

November 21, 1991

Mary Maloney, Treasurer
Iowa Democratic Party
(Federal Division)
2116 Grand Avenue
Des Moines, IA 50312

RE: MUR 3325
Iowa Democratic Party
(Federal Division) and
Mary Maloney, as treasurer

Dear Ms. Maloney:

On November 5, 1991, the Federal Election Commission found that there is reason to believe Iowa Democratic Party (Federal Division) ("Committee") and you, as treasurer, violated 11 C.F.R. § 102.5(a)(2), a provision of the Commission's regulations. The Factual and Legal Analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against the Committee and 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.

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

2504354011

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

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

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.

For your information, we have enclosed a brief description of the Commission's procedures for handling possible violations of the Act. If you have any questions, please contact Noriega E. James, the staff member assigned to this matter, at (202) 219-3400.

Sincerely,

John Warren McGarry
Chairman

Enclosures
Factual and Legal Analysis
Procedures
Designation of Counsel Form

5043641012

FEDERAL ELECTION COMMISSION

FACTUAL AND LEGAL ANALYSIS

MUR: 3325

RESPONDENTS: Iowa Democratic Party (Federal Division) and Mary Maloney, as treasurer

According to 11 C.F.R. § 102.5(a)(2) the only contributions that may be deposited into a committee's federal account are those which are designated for the federal account, those which result from a solicitation which expressly states that the contribution will be used in connection with a federal election and contributions from contributors who are informed that all contributions are subject to the prohibitions and limitations of the Act.

The 1990 July Quarterly Report filed by Iowa Democratic Party (Federal Division) (the "Respondent") discloses a $5,000 contribution from Frederick W. Field with a receipt date of May 11, 1990. However, based on information ascertained in the normal course of carrying out its supervisory responsibilities the Commission has found that this contribution actually was intended for Respondent's non-federal account but was improperly deposited into Respondent's federal account. Therefore, there is reason to believe Iowa Democratic Party (Federal Division) and Mary Maloney, as treasurer, violated 11 C.F.R. § 102.5(a)(2).

2504364101 3

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

November 21, 1991

Laurie Talcott, Treasurer
Democratic State Central
Committee of California
7700 College Town Drive, Suite 203
Sacramento, CA 95826

RE: MUR 3325
Democratic State Central
Committee of California and
Laurie Talcott, as treasurer

Dear Ms. Talcott:

On November 5, 1991, the Federal Election Commission found that there is reason to believe Democratic State Central Committee of California ("Committee") and you, as treasurer, violated 11 C.F.R. § 102.5(a)(2), a provision of the Commission's regulations. The Factual and Legal Analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against the Committee and 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.

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

2504364101 4

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

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

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.

For your information, we have enclosed a brief description of the Commission's procedures for handling possible violations of the Act. If you have any questions, please contact Noriega E. James, the staff member assigned to this matter, at (202) 219-3400.

Sincerely,

John Warren McGarry
Chairman

Enclosures
Factual and Legal Analysis
Procedures
Designation of Counsel Form

2504364015

FEDERAL ELECTION COMMISSION

FACTUAL AND LEGAL ANALYSIS

MUR: 3325

RESPONDENTS: Democratic State Central Committee of California and Laurie Talcott, as treasurer

According to 11 C.F.R. § 102.5(a)(2) the only contributions that may be deposited into a committee's federal account are those which are designated for the federal account, those which result from a solicitation which expressly states that the contribution will be used in connection with a federal election and contributions from contributors who are informed that all contributions are subject to the prohibitions and limitations of the Act.

The 1990 July Quarterly Report filed by the Democratic State Central Committee of California (the "Respondent") discloses a $5,000 contribution from Frederick W. Field with a receipt date of June 1, 1990. However, based on information ascertained in the normal course of carrying out its supervisory responsibilities the Commission has found that this contribution actually was intended for Respondent's non-federal account but was improperly deposited into Respondent's federal account. Therefore, there is reason to believe Democratic State Central Committee of California and Laurie Talcott, as treasurer, violated 11 C.F.R. § 102.5(a)(2).

2504364101 6

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

November 21, 1991

Leslie Gordon Fagen, Esquire
Paul, Weiss, Rifkind, Wharton & Garrison
1285 Avenue of the Americas
New York, NY 10019-6064

RE: MUR 3325
Jerome Kohlberg

Dear Ms. Fagen:

On April 8, 1991, the Federal Election Commission notified your client, Jerome Kohlberg, of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint was forwarded to your client at that time. For administrative purposes this matter has been redesignated MUR 3325.

Upon further review of the allegations contained in the complaint, and information supplied by you, the Commission, on November 5, 1991, found that there is reason to believe Jerome Kohlberg violated 2 U.S.C. § 441a(a)(3), a provision of the Act. However, after considering the circumstances of this matter, the Commission also determined to take no further action and closed its file as it pertains to your client. The Factual and Legal Analysis, which formed a basis for the Commission's finding, is attached for your information.

The Commission reminds you that 2 U.S.C. § 441a(a)(3) limits total contributions by an individual in any calendar year to $25,000. Your client should take immediate steps to insure that this activity does not occur in the future.

The file will be made part of the public record within 30 days after this matter has been closed with respect to all other respondents involved. Should you wish to submit any materials to appear on the public record, please do so within ten days of your receipt of this letter. Such materials should be sent to the Office of the General Counsel.

2504361017

The confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter is closed. The Commission will notify you when the entire file has been closed. In the event you wish to waive confidentiality under 2 U.S.C. § 437g(a)(12)(A), written notice of the waiver must be submitted to the Commission. Receipt of the waiver will be acknowledged in writing by the Commission.

If you have any questions, please contact Noriega E. James, the staff member assigned to this matter, at (202) 219-3400.

Sincerely,

John Warren McGarry
Chairman

Enclosure
Factual & Legal Analysis

2504364101 3

FEDERAL ELECTION COMMISSION

FACTUAL AND LEGAL ANALYSIS

MUR: 3325

RESPONDENT: Jerome Kohlberg

2 U.S.C. § 441a(a)(3) limits total contributions by an individual in any calendar year to $25,000. Under this section, any contribution to a candidate or authorized committee with respect to a particular election made in a non-election year shall be considered to be made during the calendar year in which such election is held.

On April 2, 1991, the Commission received a signed and sworn complaint from the Center For Responsive Politics (the "Complainant") against Jerome Kohlberg (the "Respondent"). The Complainant alleges that Jerome Kohlberg exceeded the $25,000 annual aggregate limit on contributions, by $1,000, with respect to the 1990 calendar year as follows.

02-MAY-1989	$1,000.00	90 Levin, Carl/Senate
15-AUG-1989	$1,000.00	90 Simon for Senate
12-JAN-1990	$1,000.00	90 Schumer, Chuck/Congress
12-JAN-1990	$1,000.00	90 Schumer, Chuck/Congress
23-MAY-1990	$500.00	90 Rockefeller/Senate
07-AUG-1990	$1,000.00	90 Levin, Carl/Senate
10-AUG-1990	$1,000.00	90 Pressler, Larry/Senate
15-AUG-1990	$1,000.00	90 Gantt, Harvey/Senate
12-SEP-1990	$500.00	90 Lowey, Nita/Congress
17-OCT-1990	$15,000.00	90 DNC Services Corp/DNC
24-OCT-1990	$1,000.00	90 Hatfield, Mark/Senate
06-NOV-1990	$1,000.00	90 Kerry Committee/Senate
12-NOV-1990	$1,000.00	90 Gantt, Harvey/Senate
TOTAL:	$26,000.00[1]	

According to the attorney for Mr. Kohlberg, the $1,000

---

1. A review of the disclosure reports reveals a contribution to William Lehman for Congress. This contribution is disclosed on the report as a $300 contribution, dated August 16, 1990, with an aggregated year-to-date total of $400. Apparently, during the 1990 calendar year the committee received an unitemized $100 contribution from Mr. Kohlberg.

2504364019

contribution to the Harvey Gantt for Senate Campaign Committee (the "Gantt Committee") on November 15, 1990, was "inadvertently made and raised Mr. Kohlberg's yearly contributions to a total of $26,000." Counsel notes that the Gantt Committee has now refunded the $1,000 to Mr. Kohlberg, as is reflected on the Gantt Committee's 1991 Mid Year Report. Counsel suggests that "[i]n view of the fact Mr. Kohlberg inadvertently exceeded the $25,000 limitation, and this error was corrected by the issuance of a refund, the Commission should ... take no further action in this matter." Therefore, there is reason to believe that Jerome Kohlberg violated 2 U.S.C. § 441a(a)(3). However, the Commission determined, upon consideration of the proper ordering of its priorities and resources, see Heckler v. Chaney, 470 U.S. 821 (1985), to exercise its prosecutorial discretion and to take no further action.

2504364102O

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

November 21, 1991

Marla Bolotsky, Treasurer
Voters for Choice/Friends of Family Planning
2000 P Street N.W., Suite 515
Washington, DC 20036

RE: MUR 3325
Voters for Choice/Friends of Family Planning and
Marla Bolotsky, as treasurer

Dear Ms. Bolotsky:

On November 5, 1991, the Federal Election Commission found reason to believe that Voters for Choice/Friends of Family Planning ("Committee") and you, as treasurer, violated 11 C.F.R. § 102.5(a)(2), a provision of the Commission's regulations. However, after considering the circumstances of this matter, the Commission also determined to take no further action and closed its file as it pertains to the Committee and you, as treasurer. The Factual and Legal Analysis, which formed a basis for the Commission's finding, is attached for your information.

The Commission reminds you that it is against Commission regulations to deposit, into your federal account, contributions which are not obtained in accordance with 11 C.F.R. § 102.5(a)(2). You should take immediate steps to insure that this activity does not occur in the future.

The file will be made part of the public record within 30 days after this matter has been closed with respect to all other respondents involved. Should you wish to submit any materials to appear on the public record, please do so within ten days of your receipt of this letter. Such materials should be sent to the Office of the General Counsel.

The confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter is closed. The Commission will notify you when the entire file has been closed. In the event you wish to waive confidentiality under 2 U.S.C. § 437g(a)(12)(A), written notice of the waiver must be submitted to the Commission. Receipt of the waiver will be acknowledged in writing by the Commission.

2504364102 1

If you have any questions, please direct them to Noriega E. James, the staff member assigned to this matter, at (202) 219-3400.

Sincerely,

John Warren McGarry
Chairman

Enclosure
Factual and Legal Analysis

> 5043641022

FEDERAL ELECTION COMMISSION

FACTUAL AND LEGAL ANALYSIS

MUR: 3325

RESPONDENTS: Voters for Choice/Friends of Family Planning and Marla Bolotsky, as treasurer

According to 11 C.F.R. § 102.5(a)(2) the only contributions that may be deposited into a committee's federal account are those which are designated for the federal account, those which result from a solicitation which expressly states that the contribution will be used in connection with a federal election and contributions from contributors who are informed that all contributions are subject to the prohibitions and limitations of the Act.

The 1990 12 Day Pre-General Report filed by Voters for Choice/Friends of Family Planning (the "Respondent") discloses a $500 contribution from Lewis Rudin with a receipt date of October 17, 1990. However, based on information ascertained in the normal course of carrying out its supervisory responsibilities the Commission has found that this contribution actually was intended for Respondent's non-federal account but was improperly deposited into Respondent's federal account. Therefore, there is reason to believe Voters for Choice/Friends of Family Planning and Marla Bolotsky, as treasurer, violated 11 C.F.R. § 102.5(a)(2). However, the Commission determined, upon consideration of the proper ordering of Commission priorities and resources, see Hechler v. Chaney, 470 U.S. 821 (1985), to exercise its prosecutorial discretion and to take no further action.

2504364102 3

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

November 21, 1991

John Burger, Treasurer
Independent-Republicans of Minnesota
8030 Cedar Avenue South, Suite 202
Bloomington, MN 55425

RE: MUR 3325
Independent-Republicans of Minnesota and John Burger, as treasurer

Dear Mr. Burger:

On November 5, 1991, the Federal Election Commission found reason to believe that Independent-Republicans of Minnesota ("Committee") and you, as treasurer, violated 11 C.F.R. § 102.5(a)(2), a provision of the Commission's regulations. However, after considering the circumstances of this matter, the Commission also determined to take no further action and closed its file as it pertains to the Committee and you, as treasurer. The Factual and Legal Analysis, which formed a basis for the Commission's finding, is attached for your information.

The Commission reminds you that it is against Commission regulations to deposit, into your federal account, contributions which are not obtained in accordance with 11 C.F.R. § 102.5(a)(2). You should take immediate steps to insure that this activity does not occur in the future.

The file will be made part of the public record within 30 days after this matter has been closed with respect to all other respondents involved. Should you wish to submit any materials to appear on the public record, please do so within ten days of your receipt of this letter. Such materials should be sent to the Office of the General Counsel.

The confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter is closed. The Commission will notify you when the entire file has been closed. In the event you wish to waive confidentiality under 2 U.S.C. § 437g(a)(12)(A), written notice of the waiver must be submitted to the Commission. Receipt of the waiver will be acknowledged in writing by the Commission.

2504364102 4

If you have any questions, please direct them to Noriega E. James, the staff member assigned to this matter, at (202) 219-3400.

Sincerely,

John Warren McGarry
Chairman

Enclosure
Factual and Legal Analysis

25043641025

FEDERAL ELECTION COMMISSION

FACTUAL AND LEGAL ANALYSIS

MUR: 3325

RESPONDENTS: Independent-Republicans of Minnesota and John Burger, as treasurer

According to 11 C.F.R. § 102.5(a)(2) the only contributions that may be deposited into a committee's federal account are those which are designated for the federal account, those which result from a solicitation which expressly states that the contribution will be used in connection with a federal election and contributions from contributors who are informed that all contributions are subject to the prohibitions and limitations of the Act.

The 1990 30 Day Post General Report filed by Independent-Republicans of Minnesota (the "Respondent") discloses a $1,000 contribution from Lewis Rudin with a receipt date of November 2, 1990. However, based on information ascertained in the normal course of carrying out its supervisory responsibilities the Commission has found that this contribution actually was intended for Respondent's non-federal account but was improperly deposited into Respondent's federal account. Therefore, there is reason to believe Independent-Republicans of Minnesota and John Burger, as treasurer, violated 11 C.F.R. § 102.5(a)(2). However, the Commission determined, upon consideration of the proper ordering of Commission priorities and resources, see Hechler v. Chaney, 470 U.S. 821 (1985), to exercise its prosecutorial discretion and to take no further action.

2504364102 5

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

November 21, 1991

Bill Combs, Treasurer
Democrats 2000
1311 L Street N.W., Suite 300
Washington, DC 20005

RE: MUR 3325
Democrats 2000 and
Bill Combs, as treasurer

Dear Mr. Combs:

On November 5, 1991, the Federal Election Commission found reason to believe that Democrats 2000 ("Committee") and you, as treasurer, violated 11 C.F.R. § 102.5(a)(2), a provision of the Commission's regulations. However, after considering the circumstances of this matter, the Commission also determined to take no further action and closed its file as it pertains to the Committee and you, as treasurer. The Factual and Legal Analysis, which formed a basis for the Commission's finding, is attached for your information.

The Commission reminds you that it is against Commission regulations to deposit, into your federal account, contributions which are not obtained in accordance with 11 C.F.R. § 102.5(a)(2). You should take immediate steps to insure that this activity does not occur in the future.

The file will be made part of the public record within 30 days after this matter has been closed with respect to all other respondents involved. Should you wish to submit any materials to appear on the public record, please do so within ten days of your receipt of this letter. Such materials should be sent to the Office of the General Counsel.

The confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter is closed. The Commission will notify you when the entire file has been closed. In the event you wish to waive confidentiality

2504364027

under 2 U.S.C. § 437g(a)(12)(A), written notice of the waiver must be submitted to the Commission. Receipt of the waiver will be acknowledged in writing by the Commission.

If you have any questions, please direct them to Noriega E. James, the staff member assigned to this matter, at (202) 219-3400.

Sincerely,

John Warren McGarry
Chairman

Enclosure
Factual and Legal Analysis

2504364102 8

FEDERAL ELECTION COMMISSION

FACTUAL AND LEGAL ANALYSIS

MUR: 3325

RESPONDENTS: Democrats 2000 and Bill Combs, as treasurer

According to 11 C.F.R. § 102.5(a)(2) the only contributions that may be deposited into a committee's federal account are those which are designated for the federal account, those which result from a solicitation which expressly states that the contribution will be used in connection with a federal election and contributions from contributors who are informed that all contributions are subject to the prohibitions and limitations of the Act.

The 1989 Year End Report filed by Democrats 2000 (the "Respondent") discloses a $500 contribution from Mark B. Dayton with a receipt date of November 16, 1989. However, based on information ascertained in the normal course of carrying out its supervisory responsibilities the Commission has found that this contribution actually was intended for Respondent's non-federal account but was improperly deposited into Respondent's federal account. Therefore, there is reason to believe Democrats 2000 and Bill Combs, as treasurer, violated 11 C.F.R. § 102.5(a)(2). However, the Commission determined, upon consideration of the proper ordering of Commission priorities and resources, see Hechler v. Chaney, 470 U.S. 821 (1985), to exercise its prosecutorial discretion and to take no further action.

2504364029

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

November 21, 1991

Rosemary Conway, Treasurer
New York State Democratic Committee
60 East 42 Street, Suite 1263
New York, NY 10165

RE: MUR 3325
New York State Democratic Committee and
Rosemary Conway, as treasurer

Dear Ms. Conway:

On November 5, 1991, the Federal Election Commission found reason to believe that New York State Democratic Committee ("Committee") and you, as treasurer, violated 11 C.F.R. § 102.5(a)(2), a provision of the Commission's regulations. However, after considering the circumstances of this matter, the Commission also determined to take no further action and closed its file as it pertains to the Committee and you, as treasurer. The Factual and Legal Analysis, which formed a basis for the Commission's finding, is attached for your information.

The Commission reminds you that it is against Commission regulations to deposit, into your federal account, contributions which are not obtained in accordance with 11 C.F.R. § 102.5(a)(2). You should take immediate steps to insure that this activity does not occur in the future.

The file will be made part of the public record within 30 days after this matter has been closed with respect to all other respondents involved. Should you wish to submit any materials to appear on the public record, please do so within ten days of your receipt of this letter. Such materials should be sent to the Office of the General Counsel.

The confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter is closed. The Commission will notify you when the entire file has been closed. In the event you wish to waive confidentiality under 2 U.S.C. § 437g(a)(12)(A), written notice of the waiver must be submitted to the Commission. Receipt of the waiver will be acknowledged in writing by the Commission.

25043640330

If you have any questions, please direct them to Noriega E. James, the staff member assigned to this matter, at (202) 219-3400.

Sincerely,

John Warren McGarry
Chairman

Enclosure
Factual and Legal Analysis

25043641031

FEDERAL ELECTION COMMISSION

FACTUAL AND LEGAL ANALYSIS

MUR: 3325

RESPONDENTS: New York State Democratic Committee and
Rosemary Conway, as treasurer

According to 11 C.F.R. § 102.5(a)(2) the only contributions that may be deposited into a committee's federal account are those which are designated for the federal account, those which result from a solicitation which expressly states that the contribution will be used in connection with a federal election and contributions from contributors who are informed that all contributions are subject to the prohibitions and limitations of the Act.

The 1989 Mid Year Report filed by New York State Democratic Committee (the "Respondent") discloses a $1,000 contribution from Lewis Rudin with a receipt date of April 28, 1989. However, based on information ascertained in the normal course of carrying out its supervisory responsibilities the Commission has found that this contribution actually was intended for Respondent's non-federal account but was improperly deposited into Respondent's federal account. Therefore, there is reason to believe New York State Democratic Committee and Rosemary Conway, as treasurer, violated 11 C.F.R. § 102.5(a)(2). However, the Commission determined, upon consideration of the proper ordering of Commission priorities and resources, see Hechler v. Chaney, 470 U.S. 821 (1985), to exercise its prosecutorial discretion and to take no further action.

2504364103 2

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

November 21, 1991

Stewart R. Winstein, Treasurer
Illinois Democratic Party
13126 Merchandise Mart
Chicago, IL 60654

RE: MUR 3325
Illinois Democratic Party
and Stewart R. Winstein,
as treasurer

Dear Mr. Winstein:

On November 5, 1991, the Federal Election Commission found that there is reason to believe Illinois Democratic Party ("Committee") and you, as treasurer, violated 11 C.F.R. § 102.5(a)(2), a provision of the Commission's regulations. The Factual and Legal Analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against the Committee and 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.

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

7504336410033

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

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

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.

For your information, we have enclosed a brief description of the Commission's procedures for handling possible violations of the Act. If you have any questions, please contact Noriega E. James, the staff member assigned to this matter, at (202) 219-3400.

Sincerely,

John Warren McGarry
Chairman

Enclosures
Factual and Legal Analysis
Procedures
Designation of Counsel Form

2504336410034

FEDERAL ELECTION COMMISSION

FACTUAL AND LEGAL ANALYSIS

MUR: 3325

RESPONDENTS: Illinois Democratic Party and Stewart R. Winstein, as treasurer

According to 11 C.F.R. § 102.5(a)(2) the only contributions that may be deposited into a committee's federal account are those which are designated for the federal account, those which result from a solicitation which expressly states that the contribution will be used in connection with a federal election and contributions from contributors who are informed that all contributions are subject to the prohibitions and limitations of the Act.

The 1989 Mid Year Report filed by Illinois Democratic Party (the "Respondent") discloses a $1,000 contribution from Richard J. Dennis with a receipt date of April 4, 1989. However, based on information ascertained in the normal course of carrying out its supervisory responsibilities the Commission has found that this contribution actually was intended for Respondent's non-federal account but was improperly deposited into Respondent's federal account. Therefore, there is reason to believe Illinois Democratic Party and Stewart R. Winstein, as treasurer, violated 11 C.F.R. § 102.5(a)(2).

2504364035

MUR 3535

LAW OFFICES
MALONEY & BURCH
1100 CONNECTICUT AVENUE, N.W.
WASHINGTON, D.C. 20036-4101

(202) 293-1414
FAX (202) 293-1702

November 26, 1991

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL
91 NOV 26 PM 4:07

By Hand

Lawrence M. Noble, Esq.
General Counsel
Federal Election Commission
999 E St., N.W. Suite 657
Washington, DC 20463

Re: Mr. Robert E. Rubin, MUR 3325

Dear Mr. Noble:

This is in response to your letter of November 21, 1991, informing me that the Commission has found no reason to believe that Mr. Robert E. Rubin violated the Act.

On Mr. Rubin's behalf, I waive confidentiality under 2 U.S.C. Sec. 437g(a) and request that the file regarding Mr. Rubin be made public immediately. Specifically, I request that the following documents be placed on the public record:

1. The complaint filed by the Center for Responsive Politics;

2. The letter to the Commission from the Center withdrawing its complaint;

3. Mr. Rubin's entire response to the complaint, including attachments;

4. The General Counsel's Report to the Commission regarding Mr. Rubin, including the factual and legal analysis and any other materials considered by the Commission in reaching its conclusion;

5. The Commission's letter to me of November 21, 1991, and,

6. This letter.

2504364103036

Since the complaint against Mr. Rubin was unfounded, and because the multiplicity of respondents in the original complaint inevitably means a delay of many months, if not years, before the entire matter is closed, fairness requires that Mr. Rubin's file be made public immediately. If necessary, the Counsel's office should redact the required documents to eliminate reference to other respondents.

I would appreciate receiving written confirmation that the Commission will honor this request, and a projected timetable for the public release of the documents.

Sincerely,

Daniel J. Swillinger

cc: Mr. Robert E. Rubin

2004364107

OGC 3541

JONES, DAY, REAVIS & POGUE

ATLANTA, AUSTIN, BRUSSELS, CHICAGO, CLEVELAND, COLUMBUS, DALLAS, FRANKFURT, GENEVA, HONG KONG, IRVINE, LONDON, LOS ANGELES, NEW YORK, PARIS, PITTSBURGH, RIYADH, TAIPEI, TOKYO

METROPOLITAN SQUARE
1450 G STREET, N.W.
WASHINGTON, D.C. 20005-2088

TELEPHONE 202-879-3939
TELEX DOMESTIC 89-2410
TELEX INTERNATIONAL 64363
CABLE ATTORNEYS WASHINGTON
FACSIMILE 202-737-2832
WRITER'S DIRECT NUMBER

CLOSED

November 27, 1991

91 NOV 27 PM 12:25

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL

VIA HAND DELIVERY

Lisa E. Klein, Esq.
Assistant General Counsel
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463

Attention: Mr. Noriega James

3325

Re: MUR ~~3249~~
Morton L. Mandel

Dear Ms. Klein:

On November 25, 1991 we received notice of the Commissioner's determination that there existed a reason to believe that a violation had occurred. The letter from Chairman McGarry would require a response on or before December 10, 1991. Given the intervening holiday, we would request a ten-day extension for filing any response on behalf of Mr. Mandel. Based on my calculations, if granted, an extension would require that a response be filed no later than December 20, 1991.

We appreciate your prompt consideration of our request.

Sincerely,

Jonathan C. Rose

Jonathan C. Rose

2504364103 8

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

December 6, 1991

Jonathan C. Rose, Esquire
Jones, Day, Reavis & Pogue
Metropolitan Square
1450 G Street, N.W.
Washington, DC 20005-2088

RE: MUR 3325
Morton L. Mandel

Dear Mr. Rose:

This is in response to your letter, which we received on November 27, 1991, requesting an extension until December 20, 1991, to respond to the Commission's reason to believe findings in MUR 3325. After considering the circumstances presented in your letter, I have granted the requested extension. Accordingly, your response is due by the close of business on December 20, 1991.

If you have any questions, please contact Noriega E. James, the staff member assigned to this matter, at (202) 219-3400.

Sincerely,

Lawrence M. Noble
General Counsel

BY: Lisa E. Klein
Assistant General Counsel

2504364103 9

MUR 3547

O'MELVENY & MYERS

400 SOUTH HOPE STREET
LOS ANGELES, CALIFORNIA 90071-2899
TELEPHONE (213) 669-6000
FACSIMILE (213) 669-6407

1999 AVENUE OF THE STARS
LOS ANGELES, CALIFORNIA 90067-6035
TELEPHONE (213) 553-6700
FACSIMILE (213) 669-6779

610 NEWPORT CENTER DRIVE
NEWPORT BEACH, CALIFORNIA 92660-6429
TELEPHONE (714) 760-9600
FACSIMILE (714) 669-6994

CITICORP CENTER
153 EAST 53RD STREET
NEW YORK, NEW YORK 10022-4611
TELEPHONE (212) 326-2000
FACSIMILE (212) 326-2061

555 13TH STREET, N.W.
WASHINGTON, D. C. 20004-1109

TELEPHONE (202) 383-5300

TELEX 89622 · FACSIMILE (202) 383-5414

EMBARCADERO CENTER WEST
275 BATTERY STREET
SAN FRANCISCO, CALIFORNIA 94111-3305
TELEPHONE (415) 984-8700
FACSIMILE (415) 984-8701

10 FINSBURY SQUARE
LONDON EC2A 1LA
TELEPHONE (071) 256-8451
FACSIMILE (071) 638-6205

AKASAKA TWIN TOWER, EAST (8TH FLOOR
2-17-22 AKASAKA, MINATO-KU
TOKYO 107
TELEPHONE (03) 3587-2800
FACSIMILE (03) 3587-9738

AVENUE LOUISE 106
1050 BRUSSELS
TELEPHONE (02) 647-08 60
FACSIMILE (02) 646-47-28

November
27th
1 9 9 1

WRITER'S DIRECT DIAL NUMBER

(202) 383-5319

OUR FILE NUMBER

661,360-99

91 DEC -2 PM 2:41

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL

John Warren McGarry
Chairman
Federal Election Commission
Washington D.C. 20463

Re: MUR 3325, A. Jerrold Perenchio

Dear Mr. McGarry:

We have been retained by A. Jerrold Perenchio in connection with the above-referenced matter. This is in response to your letter of November 21, addressed to Robert V. Cahill, Esquire, regarding the Commission's determination that there is reason to believe Mr. Perenchio has violated a provision of the Federal Election Campaign Act.

Pursuant to 11 C.F.R. § 111.18(d), we would like to request the initiation of negotiations toward a conciliation agreement prior to a probable cause determination. I will be in contact with Noreiga James concerning further steps in that connection.

Sincerely,

John D. Holum

91 DEC -2 PM 2:27

25043641040

06C3620

299 PARK AVENUE
NEW YORK, N.Y. 10171

RECEIVED
FEDERAL ELECTION COMMISSION
MAIL ROOM

91 DEC -4 AM 10:11

December 3, 1991

91 DEC -4 PM 3:53
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL

VIA FEDERAL EXPRESS

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

Attention: Mr. Noriega E. James

Re: MUR 3325

Dear Mr. James:

I am writing in response to the Commission's letter dated November 21, 1991 to Paul Tvetenstrand, Treasurer, New York Republican County Committee. That letter was received by the New York Republican County Committee by regular mail on November 25, 1991.

I am enclosing herewith a statement of designation of counsel, designating me as counsel to the respondent in this proceeding.

Since the New York Republican County Committee received the Commission's letter by regular mail on Monday, November 25, 1991, according to your letter, a response would be due 15 days from receipt, which would be Tuesday, December 10, 1991.

2504554041

I am hereby respectfully requesting that the time for the New York Republican County Committee to respond to the Commission's November 21, 1991 letter be extended to December 27, 1991. The Commission's letter was received just before the long Thanksgiving Day holiday weekend, and we are now entering the Christmas holiday season. Accordingly, additional time will be needed to pull together the relevant information and prepare a response. Thank you for your courtesies in this regard.

Please note that I can be reached at (212) 371-9200, ext. 540 or by fax (my fax number is (212) 371-1658 or (212) 371-9200 ext. 507); please address any fax "Attention: Peter C. Hein".

Sincerely,

Peter C. Hein

PCH:mm

9504364104 2

STATEMENT OF DESIGNATION OF COUNSEL

MUR 3325

NAME OF COUNSEL: PETER C. HEIN, ESQ.

ADDRESS: 299 Park Avenue, 35th Fl.
New York, New York 10171

TELEPHONE: 212-371-9200

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.

12/2/91
Date

Signature

RESPONDENT'S NAME: NEW YORK REPUBLICAN COUNTY COMMITTEE AND PAUL TVETENSTRAND, TREASURER

ADDRESS: Hotel Roosevelt
45 East 45th Street
New York, New York 10017

HOME PHONE: 212-316-2168

BUSINESS PHONE: 212-912-7452

9504364104 3

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

December 6, 1991

Peter C. Hein, Esquire
299 Park Avenue, 35th Floor
New York, NY 10171

RE: MUR 3325
New York Republican County
Committee and
Paul Tvetenstrand, as
treasurer

Dear Mr. Hein:

This is in response to your letter, which we received on December 4, 1991, requesting an extension until December 27, 1991, to respond to the Commission's reason to believe finding in MUR 3325. After considering the circumstances presented in your letter, I have granted the requested extension. Accordingly, your response is due by the close of business on December 27, 1991.

If you have any questions, please contact Noriega E. James, the staff member assigned to this matter, at (202) 219-3400.

Sincerely,

Lawrence M. Noble
General Counsel

BY: Lisa E. Klein
Assistant General Counsel

9504336410044

DOC 32548

Democratic Party of Illinois

State Headquarters:
1007 North 7th Street
Springfield, IL 62702
217-528-3471
FAX: 217-528-8428

Chicago Office:
13326 Merchandise Mart
Chicago, IL 60654
312-464-1900
FAX: 312-464-1907

RECEIVED
FEDERAL ELECTION COMMISSION
91 DEC -6 AM 9:41

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL
91 DEC -6 PM 2:36

GARY J. LaPAILLE
Chairman

IOLA McGOWAN
First Vice-Chairman
PATRICK WELCH
Second Vice-Chairman
MARGARET LAURINO
Third Vice-Chairman
EUGENIA CHAPMAN
Secretary
STEWART WINSTEIN
Treasurer
BARBARA BROWN
Deputy Chairman
BOBBY RUSH
Deputy Chairman
PHILIP CORBOY
General Counsel

STATE CENTRAL COMMITTEE:
Constance Howard
Bobby Rush
Cora McGruder
Allan Streeter
Rosemary Bilecki
Gary LaPaille
Margaret Donohue
Joseph Babich
Carol Diver
Walter Kozubowski
Jane Spirgel
Bruce Lester
Iola McGowan
Ed Smith
Karen Rozanski
Al Ronan
Adrienne Goodman
William Marovitz
Eugenia Chapman
Daniel Pierce
Margaret Laurino
Roman Pucinski
Nancy Scotillo
James Sheehan
Kathryn Harvey
John Collins
Peg Breslin
Patrick Welch
Luellen Laurenti
Dave Neal
Joyce Holmberg
Carl Schwerdtfeger
Vivian Peck
Stewart Winstein
Shirley McCombs
Richard Luft
Kaye Boyer
Joe Connelly
Penny Severns
Vince Demuzio
Judy Whitaker
Sam Flood
Barbara Brown
Leslie McCollum

December 4, 1991

Mr. Noriega E. James
Federal Election Commission
999 East Street, N.W.
Washington, D.C. 20463

Re: MUR 3325

Dear Mr. James:

In response to your letter of November 21, 1991, this is to inform you that the Democratic Party of Illinois would like to enter into pre-probable cause conciliation regarding this matter.

The Factual and Legal Analysis enclosed with your letter states that there is reason to believe that the Illinois Democratic Party had violated the provisions of 11 C.F.R. Section 102.5(a)(2), regarding solicitation of funds for the federal account. Specifically, the Factual and Legal Analysis refers to a contribution received by the Illinois Democratic Party on April 4, 1989.

At that time, the Illinois Democratic Party had a different chairman and treasurer and was operated by a different administration. The current chairman was elected in April, 1990. This transition resulted in an entirely new staff and new officers. Moreover, the previous administration did not make its policies and records available to the new administration. Accordingly, the Democratic Party of Illinois has no information regarding the solicitation of the contribution referred to in the Factual and Legal Analysis. As a result, the Democratic Party of Illinois and its current Treasurer, Stewart R. Winstein, lack sufficient knowledge to either admit or deny the statements made in the Factual and Legal Analysis. Nonetheless, in the interest of expediting this matter, the Democratic Party of Illinois is interested in entering pre-probable cause conciliation with the Commission.

Contributions are not tax deductible and may be used for federal election candidates. A copy of our Report is available for purchase from the Illinois Board of Elections and the Federal Election Commission. Prepared and paid for by the Democratic Party of Illinois.

If you have any questions or comments or require any additional information, please do not hesitate to contact me.

Sincerely,

Michael Kasper

Michael J. Kasper
Counsel

MJK/pa

9504364104106

** 800 3506 10:21

STATEMENT OF DESIGNATION OF COUNSEL

MUR 3325

NAME OF COUNSEL: Michael J. Kasper

ADDRESS: Democratic Party of Illinois
13-126 Merchandise Mart
Chicago, IL 60654

TELEPHONE: (312) 558-5958

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.

12/4/91
Date

Signature

RESPONDENT'S NAME: Stewart Winstein

ADDRESS: Democratic Party of Illinois
13-126 Merchandise Mart
Chicago, IL 60654

HOME PHONE:

BUSINESS PHONE: (312) 464-1900

2504364104047

DOC 3663

RECEIVED
FEDERAL ELECTION COMMISSION

91 DEC -9 PM 12:08

DAVID S. LAWSON

Star Kist Seafoods, Inc.
180 E. Ocean Blvd.
Long Beach, California 90802
Telephone (310) 590-3990

December 5, 1991

Mr. John Warren McGarry
Chairman
Federal Election Commission
999 E Street
Washington, D.C. 20463

91 DEC -9 AM 8:11

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL

Re: MUR 3325

Dear Mr. McGarry:

This will acknowledge receipt of your letter dated November 21, 1991, regarding campaign contributions made by Mr. Joseph J. Bogdanovich, which seems to indicate that Mr. Bogdanovich knew at the time he made the contributions that they would cause him to be in violation of the Federal Election Campaign Act.

We do not believe Mr. Bogdanovich is in violation of the Act since the mishandling of funds by the recipients caused the reporting errors. Therefore, pursuant to FEC Regulations, we specifically request that no further action be taken in this matter.

As stated in my letter to Mr. Lawrence M. Noble dated June 17, 1991, the contributions made by Mr. Bogdanovich to the Republican National Finance Committee (RNFC) and the Democratic Senatorial Campaign Committee (DSCC) caused Mr. Bogdanovich to exceed the maximum allowable. However, we were advised at the time the contributions were made that they would be deposited to non-federal accounts at RNFC and DSCC that would not cause Mr. Bogdanovich to exceed his $25,000 annual limitation.

Subsequent to learning of the complaint filed against Mr. Bogdanovich in the newspaper, I contacted the RNFC and DSCC and was surprised to learn that both Committees had deposited the contributions to the wrong accounts, but said they would immediately correct the accounting error. The RNFC has done so, and you have received their corrected reports. The DSCC advised me again that they had adjusted their records and would send corrected reports to you this month. For confirmation of the actions taken by the DSCC, you may contact their General Counsel, Mr. Robert Bauer at (202) 434-1602.

I feel your staff may also have misconstrued my remark concerning review procedures instituted by Mr. Bogdanovich to insure this situation does not occur again. At the time of the first contributions, we did not think that we needed to monitor the accounting functions of the respective campaign committees to insure the payments were properly recorded from an accounting

9504343410248

standpoint. Since that time we now realize the unfortunate results of not having reconfirmed how the contributions were accounted for by the committees. The act of reconfirming with the recipient committee that a contribution will be recorded pursuant to our instructions and understanding is the procedure I referred to in my letter. This reconfirmation procedure will be accomplished by either a letter specifically instructing the recipient committee regarding the allocation of the contribution, or a request for written advice from the recipient regarding the allocation of the contribution.

In conclusion, it is our contention that the alleged campaign law violations did not occur as a result of actions taken by Mr. Bogdanovich, but rather were due to mishandled accounting treatment at the offices of RNFC and DSCC. Therefore, we do not believe Mr. Bogdanovich is liable for any violations of the campaign laws and respectfully request that, under the circumstances outlined above and in my previous letter, there should be no further action taken in this matter.

Very truly yours,

David S. Lawson

cc: Noriega E. James, Esq. ✓
Federal Election Commission

9504364104 9

2950436410

MUR 3701

WYOMING DEMOCRATIC PARTY

P.O. Box 2036
419 Randall Ave.
Cheyenne, WY 82003
(307) 637-8940

Charles E. Graves, Chair
408 West 23rd Street
Suite One
Cheyenne, Wyoming 82001
(307) 638-8885

December 5, 1991

Mr. John Warren McGarry, Chairman
Federal Election Commission
999 E Street, N.W.
Washington, DC 20463

91 DEC 10 PM 2:57
RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL

RE: MUR 3325
Wyoming State Democratic Central Committee and John D. Sherman, as Treasurer

ATTN: Noriega E. James

Dear Mr. McGarry:

Your letter of November 21, 1991, indicating that there is reason to believe that the Wyoming State Democratic Central Committee with John Sherman as Treasurer violated 11 C.F.R. § 102.5(a) (2) was received in this office November 25, 1991.

Enclosed is a Statement of Designation of Counsel naming Attorney Joe Sandler of the firm Arent, Fox, Kintner, Plotkin & Kahn as counsel to represent the Wyoming Democratic Party in this matter.

Very truly yours,

Charles E. Graves, Chair
Wyoming Democratic Party

CEG:tck

Enclosure

cc: Mr. Joe Sandler, Attorney at Law

STATEMENT OF DESIGNATION OF COUNSEL

MUR 3325

NAME OF COUNSEL: Mr. Joe Sandler
Arent, Fox, Kintner, Plotkin & Kahn

ADDRESS: 1050 Connecticut Avenue, N.W.
Washington, DC 20036-5339

TELEPHONE: (202) 857-6221

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.

Dec 2, 1992
Date

Signature

RESPONDENT'S NAME: Mr. Charles E. Graves, Chair
Wyoming Democratic Party

ADDRESS: P.O. Box 2036
Cheyenne, WY 82003

HOME PHONE: (307) 634-0166

BUSINESS PHONE: (307) 637-8940 (Party)
(307) 638-8885 (Law Firm)

9504364105 1

OGC 3692

Arent Fox Kintner Plotkin & Kahn

Joseph E. Sandler
202/857-6221

December 10, 1991

91 DEC 10 PM 2:02

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL

BY HAND

Noriega James, Esquire
Office of the General Counsel
Federal Election Commission
999 E Street, N.W.
Washington, D. C. 20463

Re: MUR 3325: Wyoming State Democratic Central Committee, et. al.

Dear Mr. James:

The undersigned has been designated as counsel for the Wyoming State Democratic Central Committee in the above-captioned MUR. A copy of the Statement of Designation of Counsel is enclosed; the original is being sent directly by Charles Graves, Chairman of that State Party.

Please be advised that, pursuant to 11 C.F.R. § 111.18(d), Respondent wishes to pursue pre-probable cause conciliation at this time. Please let me know as soon as you are able to submit a proposed settlement for our consideration.

Thank you for your time and attention to this matter.

Sincerely yours,

Joseph E. Sandler

1050 Connecticut Avenue, NW
Washington, DC 20036-5339

Telephone: 202/857-6000
Cable: ARFOX
Telex: WU 892672
ITT 440266
Facsimile: 202/857-6395

4675 Wisconsin Avenue
Bethesda, Maryland 20814-3413

8000 Towers Crescent Drive
Vienna, Virginia 22182-2733

2504364105 2

LAW OFFICES OF
PILLSBURY MADISON & SUTRO
POST OFFICE BOX 7880
SAN FRANCISCO, CALIFORNIA 94120
TELEPHONE (415) 983-1000
TELECOPIER (415) 983-2698

LOS ANGELES
SAN JOSE
WASHINGTON, D.C.
SAN DIEGO
ORANGE COUNTY
SACRAMENTO
MENLO PARK
TOKYO

WRITER'S OFFICE AND
DIRECT DIAL NUMBER

235 Montgomery Street
(415) 983-1968

December 10, 1991

91 DEC 11 AM 10:25
RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL

VIA FACSIMILE

Mr. Moriega E. James
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20464

Re: MUR 3325

Dear Mr. James:

This firm has been retained by Mr. Peter B. Bedford to represent him in the above-referenced matter. In this regard, we are enclosing a copy of the Statement of Designation of Counsel which Mr. Bedford executed yesterday.

We would like to negotiate a pre-probable cause conciliation agreement with the Commission, as permitted by Commission regulation section 111.18(d), on behalf of Mr. Bedford. Please contact my partner, Benjamin Vandegrift at 202-887-0800 to arrange a meeting on this matter.

If we can be of any assistance to you, please do not hesitate to contact us.

Very truly yours,

Teresa Craigie Lahaderne

Enc.

cc: Dennis M. Klimmek, Esq.
Mr. Timothy F. Preece

Mr. B. M. Vandegrift

10973039

2504336410053

STATEMENT OF DESIGNATION OF COUNSEL

MUR: 3325

NAME OF COUNSEL: Benjamin M. Vandegrift
Teresa C. Lahaderne

ADDRESS: 1667 K Street, N.W., Suite 1100
Washington, D.C. 20006-1676

225 Bush Street
San Francisco, CA 94104

TELEPHONE: (202) 887-0300
(415) 983-1968

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

12/9/91
Date

[redacted]
Signature

RESPONDENT'S NAME: Peter B. Bedford

ADDRESS: Bedford Properties, Inc.
3470 Mt. Diablo Blvd., Suite 200
Lafayette, CA 94549-3969

HOME PHONE:

BUSINESS PHONE: (415) 283-8262

2504364104 54

OGC 3770

JONES, DAY, REAVIS & POGUE

ATLANTA, AUSTIN, BRUSSELS, CHICAGO, CLEVELAND, COLUMBUS, DALLAS, FRANKFURT, GENEVA, HONG KONG, IRVINE, LONDON, LOS ANGELES, NEW YORK, PARIS, PITTSBURGH, RIYADH, TAIPEI, TOKYO

METROPOLITAN SQUARE
1450 G STREET, N.W.
WASHINGTON, D.C. 20005-2088

TELEPHONE 202-879-3939
TELEX DOMESTIC 892410
TELEX INTERNATIONAL 64363
CABLE: ATTORNEYS WASHINGTON
FACSIMILE 202 737 2832
WRITER'S DIRECT NUMBER

MUR 3325 (merge)

December 12, 1991

91 DEC 16 AM 9:46
RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL

VIA HAND DELIVERY

Lisa E. Klein, Esq.
Assistant General Counsel
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463

Attention: Mr. Noriega James

Re: MUR 3249
Morton L. Mandel

Dear Ms. Klein:

This letter constitutes the formal request of Morton Mandel to engage in informal methods of conciliation prior to a probable cause determination pursuant to 2 U.S.C. § 437g(a)(4)(A)(i). I understand that you will soon forward to me an initial proposed conciliation agreement for our review. I further understand that Mr. Mandel may, at any point during the conciliation process, elect to terminate discussions at his sole discretion and that following such termination or upon a failure of the parties to reach a mutually satisfactory agreement, Mr. Mandel will be given a reasonable period of time to file his response.

We appreciate your prompt consideration of our request. If you desire any further information or have questions concerning this request, please contact either me at the number above or my associate, R. Todd Johnson at (202) 879-4640.

Sincerely,

Jonathan C. Rose

Jonathan C. Rose

2504364105

WEINBLATT AND DAVIS
ATTORNEYS & COUNSELORS AT LAW

SUITE 1616, PIONEER BUILDING
336 ROBERT STREET
ST. PAUL, MINNESOTA 55101
TELEPHONE 612 / 999-8710
FACSIMILE 612 / 999-8282

ALAN W. WEINBLATT
RICHARD W. DAVIS
LAWRENCE H. MEURER
LAWRENCE E. MEUWISSEN *
JUAN J. MARTINEZ
KATHARINA E. LISTON
ELISABETH JACOBSON **
LOUISE A. BRUCE ***

* Also admitted in District of Columbia
** Also Certified Public Accountant
*** Also admitted in Illinois

December 20, 1991

91 DEC 23 AM 9:10
RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL

Noriega E. James
Office of the General Counsel
Federal Election Commission
Washington, DC 20461

Re: MUR 3325
Committee of the Senate Assistant Majority Leader
and Michael R. Sieben, as Treasurer
Our File No. 91A-6318

Mr. James:

Pursuant to our telephone discussion of today and in response to your letter of November 21, 1991 to Michael R. Sieben, Treasurer, enclosed herewith please find executed Statement of Designation of Counsel designating the undersigned as counsel of record for the Committee of the Senate Assistant Majority Leader.

Likewise, pursuant to your letter and our phone conversation, the purpose of this letter is to advise you that my client is interested in pursuing pre-probable cause conciliation. It is my understanding that you will send us a proposed conciliation agreement for consideration.

Upon receipt of the proposed agreement I will promptly review it with my client and make an appropriate response.

Thank you for your consideration.

Alan W. Weinblatt

ALAN W. WEINBLATT
For
WEINBLATT AND DAVIS

AWW:ams
Encl.
cc: Michael R. Sieben, Treasurer
Committee of the Senate Assistant Majority Leader

2504364100 26

STATEMENT OF DESIGNATION OF COUNSEL

MUR 3325

NAME OF COUNSEL: Alan N. Weinblatt

ADDRESS: 1616 Pioneer Building
336 North Robert Street
St. Paul, MN 55101

TELEPHONE: (612) 292-8770

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.

December 20, 1991
Date

Signature

RESPONDENT'S NAME: Michael R. Sieben, Treasurer

ADDRESS: Committee of the Senate Assistant Majority Leader
P.O. Box 17072
St. Paul, MN 55117

HOME PHONE:

BUSINESS PHONE: (612) 222-4146

2504364105057

RECEIVED
FEDERAL ELECTION COMMISSION
MAIL ROOM

91 DEC 26 AM 10:05

PETER C. HEIN
299 Park Avenue, 35th Floor
New York, New York 10171

December 24, 1991

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL

91 DEC 27 PM 5:56

VIA FEDERAL EXPRESS

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

Attention: Mr. Noriega E. James

Re: MUR 3325

Dear Mr. James:

In response to the Commission's letter of November 21, 1991, which was received by regular mail by the New York Republican County Committee on November 25, 1991, I am submitting herewith:

(1) The Memorandum of New York Republican County Committee in Response to MUR 3325; and

(2) Affidavit of Gertrude Hess Parker in support of such memorandum.

As is indicated in the enclosed submissions, there is no basis for any action by the Commission. The contributions at issue were solicited pursuant to a notice that, unless otherwise requested, contributions would be credited to the NYRCC federal account; this notice complied with the requirements set forth in the F.E.C.'s Campaign Guide. In addition, upon being advised in April 1991 that Mr. Rudin had intended that the contributions at issue be credited to the NYRCC state account, they were promptly transferred to the NYRCC state account.

2504364105 8

Copies of the response cards which stated that contributions would be credited to the NYRCC federal account unless otherwise requested are annexed as Exhibits A and B to the Parker affidavit.

Please feel free to call me at (212) 371-9200 if you have any questions concerning the enclosed materials.

Sincerely,

Peter C. Hein

PCH:mm
Enc.

25043641059

MEMORANDUM OF NEW YORK REPUBLICAN
COUNTY COMMITTEE IN RESPONSE TO MUR 3325

Preliminary Statement

This Memorandum is respectfully submitted on behalf of the New York Republican County Committee ("NYRCC") in response to MUR 3325 concerning two contributions in 1989 and one contribution in 1990 to the NYRCC from Mr. Lewis Rudin. The factual information referred to in this memorandum is supported by the accompanying affidavit of Gertrude Hess Parker, Executive Secretary of the NYRCC, and the exhibits to that affidavit.

As will be shown herein, there is no basis for any action by the Commission. First, the contributions at issue were solicited pursuant to a notice that, unless otherwise requested, contributions would be credited to the NYRCC Federal Account; this notice complied with the requirements set forth in the F.E.C.'s Campaign Guide. Second, upon being advised in April 1991 that Mr. Rudin had intended that the contributions at issue be credited to the NYRCC State Account, they were promptly transferred to the NYRCC State Account.

2504364100

1. The contributions at issue were solicited pursuant to a notice that, unless otherwise requested, they would be credited to the NYRCC Federal Account, and this notice complied with the requirements set forth in the F.E.C.'s Campaign Guide.

The contributions at issue were solicited in connection with the 1989 and 1990 NYRCC annual Lincoln Day Dinners, which were held in February of 1989 and 1990, respectively. The contributions at issue consist of two contributions made in 1989 ($1000 on 2/3/89 and $4000 on 2/13/89) and one contribution made in 1990 ($1000 on 1/12/90). All of the invitations soliciting contributions to the Lincoln Day Dinners in 1989 and 1990 were accompanied by response cards in the form of those annexed to Mrs. Parker's affidavit as Exhibit A (1989 response card) and Exhibit B (1990 response card). Prior to each dinner, each person on the invitation mailing list (which included Mr. Rudin) was sent both a "save the date" letter (sent in or about November or December of the year preceding the dinner) and a formal invitation (sent closer to the dinner date). The response cards in the form attached to the Parker Affidavit accompanied both solicitations. See Parker Aff. ¶ 3.

Each response card stated that "Individual contributions of $5,000 or less will be credited to the Federal Account unless otherwise requested and will be subject to F.E.C. limitations" (emphasis added). The response cards

2504364106

also stated that the Federal Account accepts "Contributions from individuals only of $5,000 or less, subject to Federal Election Commission limitations". At the time the contributions at issue were received by the NYRCC, no request was made that such contributions be credited to the NYRCC State Account, rather than the NYRCC Federal Account. See Parker Aff. ¶ 4.

The notices which appeared on the 1989 and 1990 response cards complied with the requirements set forth in the F.E.C. Campaign Guide for Political Party Committees dated September 1989. See pages 6 (column 3) and 16 (column 3). Thus at page 6 (column 3) the Campaign Guide states:

> **Soliciting Contributions**
>
> Contributions deposited in either a Federal account or an account used for both Federal and non-Federal activity must meet the following conditions:
>
> - The contributions are designated or expressly solicited for use in connection with Federal elections; and
>
> - Contributors are informed that their contributions are subject to the limits and prohibitions of the Federal Election Campaign Act. 102.5(a)(2).
>
> -- Emphasis added.

Similarly, at page 16 (column 3) the Campaign Guide states:

2504360462

Notice to Contributors

When raising contributions for deposit in a Federal account or in an account used for both Federal and non-Federal activity, a *party committee* must:

- Expressly state in the solicitation that contributions will be used in connection with Federal elections; and
- Inform contributors that their contributions are subject to the limits and prohibitions of the Federal Election Campaign Act. 102.5(a)(2). See "Financing Federal/Non-Federal Activity," Chapter 1.

As the foregoing statements in the F.E.C. Campaign Guide indicate, the NYRCC was free to deposit Mr. Rudin's contributions into its Federal Account since the contributions were -- as indicated in the notices on the response cards -- expressly solicited for use in connection with federal elections and contributors were informed that their contributions were subject to the limits and prohibitions of the Federal Election Campaign Act. The F.E.C. Campaign Guide does not require that, in addition, the contributor must actually submit a statement designating his contribution for the Federal Account.

2504364106 3

2. **Upon being advised in April 1991 that Mr. Rudin had intended that the contributions be credited to the NYRCC State Account, they were promptly transferred to the State Account.**

In or about April 1991 the NYRCC was advised that Mr. Rudin had been contacted by the F.E.C. because his contributions for federal campaign purposes in 1989 and 1990 allegedly exceeded $25,000. In April 1991 Mr. Rudin advised the NYRCC that he had understood that, since the NYRCC was a local party committee, his 1989 and 1990 contributions would not count against his federal election limit and that he had intended that the contributions at issue be credited to the NYRCC State Account. The NYRCC had not been advised prior to April 1991 that Mr. Rudin had intended that the contributions at issue be deposited into the NYRCC State Account. Parker Aff. ¶ 5.

As noted above, the solicitation materials used by the NYRCC complied fully with the requirements of the F.E.C. Campaign Guide and, thus, the NYRCC had acted properly in depositing such contributions into its Federal Account. However, following Mr. Rudin's April 1991 communication to the NYRCC, the NYRCC acted promptly to transfer the contributions at issue from the NYRCC Federal Account to the NYRCC State Account in accordance with Mr. Rudin's April 1991 request and confirmed that transfer to Mr. Rudin. See Parker Aff. ¶ 5,

9504364106 4

and the April 19, 1991 letter from Paul Tvetenstrand, Treasurer, to Mr. Rudin, annexed thereto as Ex. C.* Accordingly, any excess federal contribution situation for 1989 and 1990 affecting Mr. Rudin caused by the fact the contributions at issue were credited to the NYRCC Federal Account was thereby corrected.

Conclusion

As shown above, the contributions at issue were solicited for the NYRCC Federal Account pursuant to a notice which complied with the requirements of the F.E.C. Campaign Guide. Thus, the crediting of these contributions to the NYRCC Federal Account was proper. In any event, when Mr. Rudin advised the NYRCC in April 1991 that he had intended the contributions to be credited to the NYRCC State Account, the NYRCC promptly transferred the contributions to its State Account.

9504364106 5

* The April 19, 1991 letter acknowledges what Mr. Rudin told the NYRCC in April 1991; this letter does not in any way suggest that the NYRCC had acted improperly in 1989 and 1990 when it credited the contributions to the Federal Account.

Under these circumstances, there has been no violation of law and no further action by the Commission should be taken.

Dated: December 24, 1991

PETER C. HEIN, ESQ.
299 Park Avenue
New York, NY 10171
Tel. No. 212-371-9200

9504364105

AFFIDAVIT OF GERTRUDE HESS PARKER

STATE OF NEW YORK)
: ss.:
COUNTY OF NEW YORK)

GERTRUDE HESS PARKER, being duly sworn, deposes and says as follows:

1. I am the Executive Secretary of the New York Republican County Committee.

2. The contributions by Mr. Lewis Rudin to the New York Republican County Committee which I understand are at issue in this proceeding are the following: $1,000.00 on 2/3/89; $4,000.00 on 2/13/89; and $1,000.00 on 1/12/90. These contributions were solicited in connection with the 1989 and 1990 New York Republican County Committee annual Lincoln Day dinners which were held in February of 1989 and 1990, respectively.

3. Prior to each dinner, each person on our invitation mailing list, which included Mr. Rudin, was sent a "save the date" letter advising them of the upcoming dinner (sent in or about November or December of the year preceding the dinner) and, closer to the time of the dinner, each such person was sent a formal invitation. Both the "save the date" letter mailings and the formal invitations included response cards in the form of those annexed hereto as Exhibit

9504136410067

A (for the 1989 response card) and Exhibit B (for the 1990 response card).

4. At the time the contributions in question from Mr. Rudin were received by us, no request was made to us that such contributions be credited to the New York Republican County Committee state account, rather than the federal account.

5. In April 1991, at Mr. Rudin's request, we transferred the contributions at issue from the New York Republican County Committee federal account to the state account. This transfer was confirmed to Mr. Rudin by letter dated April 19, 1991, which is annexed hereto as Exhibit C. We had not been advised prior to April 1991 that Mr. Rudin had intended that these contributions be deposited into our state account.

Gertrude Hess Parker

Gertrude Hess Parker

Sworn to before me this
23rd day of December 1991

Notary Public

PETER C. HEIN
Notary Public, State of New York
No. 31-4690698
Qualified in New York County
Commission Expires March 30, 19[illegible]

Dear Senator Goodman,

I am looking forward to joining you at the Annual Lincoln Day Dinner on Wednesday, February 15, 1969.

Enclosed is my check for _____ *subscriptions.*
(Please list on reverse side)

Name _____

Address _____

Employer _____

Occupation _____

(Please make your check payable to New York Republican County Committee)
($5,000 per table of ten; $500 per subscription)

We are required by law to request and report a contributor's employer and occupation. Your cooperation in providing this information will be appreciated.

Mail To: Senator Roy M. Goodman, Chairman
New York Republican County Committee
45 East 45th St., New York, N.Y. 10017

Subscription (Print Name)

1. _____
2. _____
3. _____
4. _____
5. _____
6. _____
7. _____
8. _____
9. _____
10. _____

Credit my subscription to:

☐ *N.Y. Republican Federal Account (Contributions from individuals only of $5,000 or less, subject to Federal Election Commission limitations.)*

☐ *N.Y. Republican State Account (Contributions from individuals, partnerships, and political action committees in any amount; there is a $5,000 annual limit on all political contributions by a corporation.)*

Individual contributions of $5,000 or less will be credited to the Federal Account unless otherwise requested and will be subject to F.E.C. limitations.

Contributions to political organizations are not deductible as charitable contributions for Federal income tax purposes.

Paid for by N.Y. Republican Co. Comm.

Exhibit A

9504364109069

Dear Senator Goodman,

I am looking forward to joining you at the Annual Lincoln Day Dinner on Wednesday, February 14, 1990.

Enclosed is my check for _____ *subscriptions.*
(Please list on reverse side)

Name _____

Address _____

Employer _____

Occupation _____

(Please make your check payable to New York Republican County Committee)
($5,000 per table of ten: $500 per subscription) (Please see reverse side)

We are required by law to request and report a contributor's employer and occupation. Your cooperation in providing this information will be appreciated.

Mail To: Senator Roy M. Goodman, Chairman
New York Republican County Committee
45 East 45th St., New York, N.Y. 10017

Subscription (Print Name)
1.
2.
3.
4.
5.
6.
7.
8.
9.
10.

Credit my subscription to:

☐ *N.Y. Republican Federal Account (Contributions from individuals only of $5,000 or less, subject to Federal Election Commission limitations.)*

☐ *N.Y. Republican State Account (Contributions from individuals, partnerships, and political action committees in any amount; there is a $5,000 annual limit on all political contributions by a corporation.)*

Individual contributions of $5,000 or less will be credited to the Federal Account unless otherwise requested and will be subject to F.E.C. limitations.

Contributions to political organizations are not deductible as charitable contributions for Federal income tax purposes.

Paid for by the N.Y. Republican County Committee

9504364107/0

Exhibit B

Paul D. Tvetenstrand
New York Republican County Committee
Hotel Roosevelt
45 East 45th Street
New York, New York 10017

April 19, 1991

Mr. Lewis Rudin
345 Park Avenue
New York, New York 10154

Dear Mr. Rudin:

This will confirm that your contributions of $5,000 for 1989 and $1,000 for 1990 to the New York Republican County Committee that were made in connection with our annual Lincoln Day Dinner have been transferred from our federal account to our state account.

You have advised us that you understood that since the New York Republican County Committee was a local party committee, your contributions to us would not count against your federal election limit and that you had intended that your contributions would be deposited into our state account. The transfer of these contributions to our state account has corrected the situation.

Please do not hesitate to call me at (212) 912-7452 if I may be of further assistance.

Sincerely,

Paul D. Tvetenstrand

Exhibit C

95043641071

RECEIVED
F.E.C.
SECRETARIAT
91 DEC 17 PM 12:43

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

December 17, 1991

SENSITIVE

MEMORANDUM

TO: The Commission

FROM: Lawrence M. Noble
General Counsel

BY: Lois G. Lerner
Associate General Counsel

SUBJECT: MUR 3325
Waiver of Confidentiality

On November 26, 1991, the attorney for Robert E. Rubin submitted, on behalf of his client, a waiver of confidentiality. The waiver pertains solely to information in MUR 3325 as it pertains to Robert E. Rubin. To date, no other Respondent in MUR 3325 has filed a waiver of confidentiality.

By making this waiver, Robert E. Rubin has requested that the Commission not apply the confidentiality provision of 2 U.S.C. § 437g(a)(12)(A) to this matter. Additionally, Respondent requests that the file relating to him be placed on the public record immediately. Specifically, Respondent requests that the complaint which was received April 2, 1991; the amendment to the complaint; his response; the General Counsel's Report; the factual and legal analysis and any other materials considered by the Commission in reaching its conclusion; the Commission's letter to Respondent, dated November 21, 1991; and Respondent's letter requesting wavier of confidentiality all be placed on the public record.

Section 437g(a)(12)(A) merely provides that any notification or investigation shall not be made public by the Commission without the written consent of the person receiving such notification or the person with respect to whom such investigation is made. By its terms, Section 437g(a)(12)(A) does not impose an affirmative duty on the Commission to publicize this matter at this time as it pertains to Robert E. Rubin. Accordingly, this Office recommends that the Commission deny Respondent's request that the file in this matter as it pertains to him be placed on the public record immediately.

2504364107 2

However, this Office will respond to requests for information subject to the following considerations. First, requests must be in writing. Second, such requests would be considered by the Commission subject to the provisions of the Freedom of Information Act, the Government in the Sunshine Act, and all relevant privileges which would limit or preclude the release of such requested information.

RECOMMENDATIONS

1. Deny the request that the file in this matter as it pertains to Robert E. Rubin be placed on the public record immediately.

2. Approve the attached letter.

Attachment
1. Waiver
2. Letter

2504364107 3

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
Robert E. Rubin - Waiver of Confidentiality.	)	MUR 3325
	)	

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on December 20, 1991, the Commission decided by a vote of 5-0 to take the following actions in MUR 3325:

1. Deny the request that the file in this matter as it pertains to Robert E. Rubin be placed on the public record.

2. Approve the letter, as recommended in the General Counsel's Memorandum dated December 17, 1991.

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

Attest:

12-20-91
Date

Marjorie W. Emmons
Secretary of the Commission

Received in the Secretariat: Tues., Dec. 17, 1991 12:42 p.m.
Circulated to the Commission: Tues., Dec. 17, 1991 4:00 p.m.
Deadline for vote: Thurs., Dec. 19, 1991 4:00 p.m.

dr

2504364107 4

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

January 6, 1992

Daniel J. Swillinger, Esquire
Maloney & Burch
1100 Connecticut Avenue, N.W.
Washington, DC 20036-4101

RE: MUR 3325
Robert E. Rubin

Dear Mr. Swillinger:

This is in response to your letter dated November 26, 1991, wherein Robert E. Rubin waives his right to confidentiality in the above-captioned matter, pursuant to 2 U.S.C. § 437g(a)(12)(A). The waiver is hereby acknowledged by the Federal Election Commission.

Additionally, you request that the file regarding Mr. Rubin be made public immediately. However, it should be noted that Section 437g(a)(12)(A) merely provides that any notification or investigation shall not be made public by the Commission without the written consent of the person receiving such notification or the person with respect to whom such investigation is made. By its terms, Section 437g(a)(12)(A) does not impose an affirmative duty on the Commission to publicize this matter at this time as it pertains to Robert E. Rubin. Accordingly, the Commission has denied your request that the file in this matter as it pertains to Robert E. Rubin be placed on the public record immediately.

The Commission will consider requests for information concerning this matter subject to the following considerations. First, requests must be in writing. Second, such requests will be considered by the Commission subject to the provisions of the Freedom of Information Act, the Government in Sunshine Act, and all relevant privileges which limit or preclude the release of such requested information.

Please note that this waiver pertains to information concerning Robert E. Rubin alone, and does not pertain to any other respondents in this matter. Thus, Robert E. Rubin may not disclose any information pertaining to the other respondents in this matter until notified by the Commission that the entire file in this matter is closed.

2504364107 5

If you have any questions, please contact Noriega E. James, the staff member assigned to this matter, at (202) 219-3400.

Sincerely,

Lawrence M. Noble
General Counsel

By: Lois G. Lerner
Associate General Counsel

25043641076

MUR 4019

WEINBLATT AND DAVIS

ATTORNEYS & COUNSELORS AT LAW

SUITE 1610, PIONEER BUILDING
336 ROBERT STREET
ST. PAUL, MINNESOTA 55101
TELEPHONE: 612 / 292-9710
FACSIMILE: 612 / 223-5252

ALAN W. WEINBLATT
RICHARD W. DAVIS
LAWRENCE H. MEUERS
LAWRENCE E. MEUWISSEN *
JUAN J. MARTINEZ
KATHARINA E. LISTON
ELIZABETH JACOBSON **
LOUISE A. BRUCE ***

* Also admitted in District of Columbia
** Also Certified Public Accountant
*** Also admitted in Illinois

December 20, 1991

Noriega E. James
Office of the General Counsel
Federal Election Commission
Washington, DC 20461

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL
92 JAN -8 PM 1:30

Re: MUR 3325
Committee of the Senate Assistant Majority Leader
and Michael R. Sieben, as Treasurer
Our File No. 91A-6318

Mr. James:

Pursuant to our telephone discussion of today and in response to your letter of November 21, 1991 to Michael R. Sieben, Treasurer, enclosed herewith please find executed Statement of Designation of Counsel designating the undersigned as counsel of record for the Committee of the Senate Assistant Majority Leader.

Likewise, pursuant to your letter and our phone conversation, the purpose of this letter is to advise you that my client is interested in pursuing pre-probable cause conciliation. It is my understanding that you will send us a proposed conciliation agreement for consideration.

Upon receipt of the proposed agreement I will promptly review it with my client and make an appropriate response.

Thank you for your consideration.

Alan W. Weinblatt

ALAN W. WEINBLATT
For
WEINBLATT AND DAVIS

AWW:ams
Encl.
cc: Michael R. Sieben, Treasurer
Committee of the Senate Assistant Majority Leader

RECEIVED
FEDERAL ELECTION COMMISSION
MAIL ROOM
92 JAN -8 AM 10:36

2504364107 7

STATEMENT OF DESIGNATION OF COUNSEL

MUR 3325

NAME OF COUNSEL: Alan W. Weinblatt

ADDRESS: 1616 Pioneer Building
336 North Robert Street
St. Paul, MN 55101

TELEPHONE: (612) 292-8770

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.

December 20, 1991
Date

Signature

RESPONDENT'S NAME: Michael R. Sieben, Treasurer

ADDRESS: Committee of the Senate Assistant Majority Leader
P.O. Box 17072
St. Paul, MN 55117

HOME PHONE:

BUSINESS PHONE: (612) 222-4146

> 5043640178

RECEIVED
FEDERAL ELECTION COMMISSION
MAIL ROOM

92 JAN 13 AM 11:33

STATEMENT OF DESIGNATION OF COUNSEL

MUR 3325

NAME OF COUNSEL: Gerald W. Crawford

ADDRESS: 510 Liberty Building
Des Moines, Iowa 50309

TELEPHONE: (515) 282-1010
Facsimile (515) 282-1066

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

1-10-92
Date

Signature

RESPONDENT'S NAME: IOWA DEMOCRATIC PARTY

ADDRESS: 2116 Grand Avenue
Des Moines, IA 50312

HOME PHONE: ---

BUSINESS PHONE: (515) 244-7292
(515) 244-5051 (fax)

92 JAN 14 AM 11:29
RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL

2504364107 9

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

January 27, 1992

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Richard M. DeVos, Sr.
7154 Windy Hill Road, S.E.
Grand Rapids, MI 49546

RE: MUR 3325
Richard M. DeVos, Sr.

Dear Mr. DeVos:

On November 21, 1991, the Federal Election Commission mailed you a letter notifying you that it had found reason to believe that you violated 2 U.S.C. §§ 441a(a)(3) and 441a(a)(1)(B) in regard to MUR 3325. Enclosed is a copy of the notification letter.

To date, you have not responded to the Commission's reason to believe finding. Please note that in the absence of any additional information demonstrating that no further action should be taken against you, the Commission may find probable cause to believe that a violation has occurred and proceed with conciliation. Unless we receive a response from you within five days after you receive this notice, this Office will proceed to the next stage of the enforcement process.

Should you have any questions, please contact me at (202) 219-3400.

Sincerely,

Noriega E. James
Paralegal

Enclosure

2504364110880

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

January 27, 1992

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Martin H. Eber, Treasurer
Democratic State Central Committee
of California
2424 K Street, Suite 100
Sacramento, CA 95816

RE: MUR 3325
Democratic State Central
Committee of California
and Martin H. Eber, as
treasurer

Dear Mr. Eber:

On November 21, 1991, the Federal Election Commission mailed you a letter notifying you that it had found reason to believe that the Democratic State Central Committee of California and its treasurer violated 11 C.F.R. § 102.5(a)(2), a provision of the Commission's regulation. Enclosed is a copy of the notification letter.

To date, you have not responded to the Commission's reason to believe finding. Please note that in the absence of any additional information demonstrating that no further action should be taken against you, the Commission may find probable cause to believe that a violation has occurred and proceed with conciliation. Unless we receive a response from you within five days after you receive this notice, this Office will proceed to the next stage of the enforcement process.

Should you have any questions, please contact me at (202) 219-3400.

Sincerely,

Noriega E. James
Paralegal

Enclosure

2504364108

RECEIVED
F.E.C.
SECRETARIAT
92 JAN 10 PM 1:24

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 3325
Peter B. Bedford)
Morton L. Mandel)
A. Jerrold Perenchio)
Committee of the Senate Assistant)
Majority Leader and)
Michael R. Sieben, as treasurer)
Illinois Democratic Party and)
Stewart R. Winstein, as treasurer)
Wyoming State Democratic Central)
Committee and John D. Sherman,)
as treasurer)

SENSITIVE

GENERAL COUNSEL'S REPORT

I. BACKGROUND

On November 5, 1991, the Commission found reason to believe that Peter B. Bedford, Morton L. Mandel and A. Jerrold Perenchio violated 2 U.S.C. § 441a(a)(3) by exceeding the $25,000 annual contribution limit and that Morton L. Mandel also violated 2 U.S.C. § 441a(a)(1)(B) by exceeding the amount an individual may contribute to the political committees established and maintained by a national political party in any calendar year. On the same date, the Commission found reason to believe that the Committee of the Senate Assistant Majority Leader and Michael R. Sieben, as treasurer, Illinois Democratic Party and Stewart R. Winstein, as treasurer, and Wyoming State Democratic Central Committee and John D. Sherman, as treasurer, violated 11 C.F.R. § 102.5(a)(2) by improperly depositing into the Committees' federal accounts contributions which were intended for the Committees' non-federal accounts. Each of the Respondents has made or obtained, as appropriate, refunds and/or transfers to non-federal accounts for the excessive and

2504364108 82

improperly deposited contributions.[1] Counsel for the Respondents requested that the matters be resolved prior to findings of probable cause to believe (See Attachment 1).

II. DISCUSSION OF CONCILIATION PROVISIONS AND CIVIL PENALTY

2504364108 3

1. Wyoming State Democratic Central Committee and John D. Sherman, as treasurer, stated in a letter to the contributor that the funds improperly deposited into their federal account have been transferred to the Committee's state and local account (See Attachment 2). The transaction has not yet been disclosed on a Report of Receipts and Disbursements; the Committee's next report is not due until January 31, 1992.

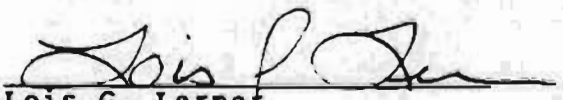
III. RECOMMENDATIONS

1. Enter into conciliation with Peter B. Bedford, Morton L. Mandel, A. Jerrold Perenchio, Committee of the Senate Assistant Majority Leader and Michael R. Sieben, as treasurer, Illinois Democratic Party and Stewart R. Winstein, as treasurer, and Wyoming State Democratic Central Committee and John D. Sherman, as treasurer, prior to findings of probable cause to believe.

2. Approve the attached proposed conciliation agreements and the appropriate letters.

Lawrence M. Noble
General Counsel

1/9/92
Date

BY: 
Lois G. Lerner
Associate General Counsel

Attachments
1. Requests for conciliation (6)
2. Letter from Wyoming State Democratic Central Committee
3. Proposed Conciliation Agreements (6)

Staff assigned: Noriega E. James

25043641084

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

MEMORANDUM

TO: **LAWRENCE M. NOBLE**
GENERAL COUNSEL

FROM: **MARJORIE W. EMMONS**/DONNA ROACH DR
COMMISSION SECRETARY

DATE: JANUARY 15, 1992

SUBJECT: MUR 3325 - GENERAL COUNSEL'S REPORT
DATED JANUARY 9, 1992.

The above-captioned document was circulated to the Commission on MONDAY, JANUARY 13, 1992.

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

Commissioner Aikens	
Commissioner Elliott	XXX
Commissioner McDonald	
Commissioner McGarry	
Commissioner Potter	
Commissioner Thomas	

This matter will be placed on the meeting agenda for TUESDAY, JANUARY 28, 1992.

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

2504364103835

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	MUR 3325
Peter B. Bedford;	)	
Morton L. Mandel;	)	
A. Jerrold Perenchio;	)	
Committee of the Senate	)	
Assistant Majority Leader and	)	
Michael R. Sieben, as treasurer;	)	
Illinois Democratic Party and	)	
Stewart R. Winstein, as treasurer;	)	
Wyoming State Democratic Central	)	
Committee and John D. Sherman, as	)	
treasurer.	)	

2504364103836

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session on January 28, 1992, do hereby certify that the Commission decided by a vote of 6-0 to take the following actions in MUR 3325:

1. Enter into conciliation with Peter B. Bedford, Morton L. Mandel, A. Jerrold Perenchio, Committee of the Senate Assistant Majority Leader and Michael R. Sieben, as treasurer, Illinois Democratic Party and Stewart R. Winstein, as treasurer, and Wyoming State Democratic Central Committee and John D. Sherman, as treasurer, prior to findings of probable cause to believe.

(continued)

2. Approve the proposed conciliation agreements and the appropriate letters as recommended in the General Counsel's report dated January 9, 1992.

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

Attest:

1-30-92
Date

Marjorie W. Emmons
Secretary of the Commission

2504364100837

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

February 5, 1992

Joseph E. Sandler, Esquire
Arent, Fox, Kintner, Plotkin & Kahn
1050 Connecticut Avenue, N.W.
Washington, DC 20036-5339

RE: MUR 3325
Wyoming State Democratic
Central Committee and
John D. Sherman, as
treasurer

Dear Mr. Sandler:

On November 5, 1991, the Federal Election Commission found reason to believe that Wyoming State Democratic Central Committee and John D. Sherman, as treasurer, violated 11 C.F.R. § 102.5(a)(2). At your request, on January 28, 1992, the Commission determined to enter into negotiations directed towards reaching a conciliation agreement in settlement of this matter prior to a finding of probable cause to believe.

Enclosed is a conciliation agreement that the Commission has approved in settlement of this matter. If your clients 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 me at (202) 219-3400.

Sincerely,

Noriega E. James
Paralegal

Enclosure
Conciliation Agreement

7504364108

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

February 5, 1992

Michael J. Kasper, Esquire
Illinois Democratic Party
13126 Merchandise Mart
Chicago, IL 60654

RE: MUR 3325
Illinois Democratic Party
and Stewart R. Winstein,
as treasurer

Dear Mr. Kasper:

On November 5, 1991, the Federal Election Commission found reason to believe that Illinois Democratic Party and Stewart R. Winstein, as treasurer, violated 11 C.F.R. § 102.5(a)(2). At your request, on January 28, 1992, the Commission determined to enter into negotiations directed towards reaching a conciliation agreement in settlement of this matter prior to a finding of probable cause to believe.

Enclosed is a conciliation agreement that the Commission has approved in settlement of this matter. If your clients 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 me at (202) 219-3400.

Sincerely,

Noriega E. James
Paralegal

Enclosure
Conciliation Agreement

2504364109

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

February 5, 1992

Alan W. Weinblatt, Esquire
1616 Pioneer Building
336 North Robert Street
St. Paul, MN 55101

RE: MUR 3325
Committee of the Senate
Assistant Majority Leader
and Michael R. Sieben,
as treasurer

Dear Mr. Weinblatt:

On November 5, 1991, the Federal Election Commission found reason to believe that Committee of the Senate Assistant Majority Leader and Michael R. Sieben, as treasurer, violated 11 C.F.R. § 102.5(a)(2). At your request, on January 28, 1992, the Commission determined to enter into negotiations directed towards reaching a conciliation agreement in settlement of this matter prior to a finding of probable cause to believe.

Enclosed is a conciliation agreement that the Commission has approved in settlement of this matter. If your clients 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 me at (202) 219-3400.

Sincerely,

Noriega E. James
Paralegal

Enclosure
Conciliation Agreement

2504364104070

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

February 5, 1992

John D. Holum, Esquire
O'Melveny & Myers
555 13th Street, N.W.
Washington, DC 20004-1109

RE: MUR 3325
A. Jerrold Perenchio

Dear Mr. Holum:

On November 5, 1991, the Federal Election Commission found reason to believe that A. Jerrold Perenchio violated 2 U.S.C. § 441a(a)(3). At your request, on January 28, 1992, the Commission determined to enter into negotiations directed towards reaching a conciliation agreement in settlement of this matter prior to a finding of probable cause to believe.

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

If you have any questions or suggestions for changes in the agreement, or if you wish to arrange a meeting in connection with a mutually satisfactory conciliation agreement, please contact me at (202) 219-3400.

Sincerely,

Noriega E. James
Paralegal

Enclosure
Conciliation Agreement

2504364091

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

February 5, 1992

Jonathan C. Rose, Esquire
Jones, Day, Reavis & Pogue
Metropolitan Square
1450 G Street, N.W.
Washington, DC 20005-2088

RE: MUR 3325
Morton L. Mandel

Dear Mr. Rose:

On November 5, 1991, the Federal Election Commission found reason to believe that Morton L. Mandel violated 2 U.S.C. §§ 441a(a)(3) and 441a(a)(1)(B). At your request, on January 28, 1992, the Commission determined to enter into negotiations directed towards reaching a conciliation agreement in settlement of this matter prior to a finding of probable cause to believe.

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

If you have any questions or suggestions for changes in the agreement, or if you wish to arrange a meeting in connection with a mutually satisfactory conciliation agreement, please contact me at (202) 219-3400.

Sincerely,

Noriega E. James
Paralegal

Enclosure
Conciliation Agreement

2504364109 92

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

February 5, 1992

Benjamin M. Vandegrift, Esquire
1667 K Street, N.W.
Suite 1100
Washington, DC 20006-1676

RE: MUR 3325
Peter B. Bedford

Dear Mr. Vandegrift:

On November 5, 1991, the Federal Election Commission found reason to believe that Peter B. Bedford violated 2 U.S.C. § 441a(a)(3). At your request, on January 28, 1992, the Commission determined to enter into negotiations directed towards reaching a conciliation agreement in settlement of this matter prior to a finding of probable cause to believe.

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

If you have any questions or suggestions for changes in the agreement, or if you wish to arrange a meeting in connection with a mutually satisfactory conciliation agreement, please contact me at (202) 219-3400.

Sincerely,

Noriega E. James
Paralegal

Enclosure
Conciliation Agreement

2504364109 3

OGC4386

O'MELVENY & MYERS

400 SOUTH HOPE STREET
LOS ANGELES, CALIFORNIA 90071-2899
TELEPHONE (213) 669-6000
FACSIMILE (213) 669-6407

1999 AVENUE OF THE STARS
LOS ANGELES, CALIFORNIA 90067-6035
TELEPHONE (213) 553-6700
FACSIMILE (213) 669-6779

610 NEWPORT CENTER DRIVE
NEWPORT BEACH, CALIFORNIA 92660-6429
TELEPHONE (714) 760-9600
FACSIMILE (714) 669-6994

CITICORP CENTER
153 EAST 53RD STREET
NEW YORK, NEW YORK 10022-4611
TELEPHONE (212) 326-2000
FACSIMILE (212) 326-2061

555 13TH STREET, N.W.
WASHINGTON, D. C. 20004-1109
TELEPHONE (202) 383-5300
TELEX 89622 · FACSIMILE (202) 383-5414

EMBARCADERO CENTER WEST
275 BATTERY STREET
SAN FRANCISCO, CALIFORNIA 94111-3305
TELEPHONE (415) 984-8700
FACSIMILE (415) 984-8701

10 FINSBURY SQUARE
LONDON EC2A 1LA
TELEPHONE (071) 256-8451
FACSIMILE (071) 638-8305

AKASAKA TWIN TOWER, EAST 18TH FLOOR
2-17-22 AKASAKA, MINATO-KU
TOKYO 107
TELEPHONE (03) 3587-2800
FACSIMILE (03) 3587-8738

AVENUE LOUISE 106
1050 BRUSSELS
TELEPHONE (02) 647-08-60
FACSIMILE (02) 646-97-28

February
10
1 9 9 2

WRITER'S DIRECT DIAL NUMBER
(202) 383-5319

OUR FILE NUMBER
661,630-999

Noreiga E. James
Paralegal
Federal Election Commission
Washington, D.C. 20463

Re: MUR 3325, A. Jerrold Perenchio

Dear Mr. James:

Pursuant to our discussion, I am enclosing herewith the Conciliation Agreement in the above referenced matter executed on Mr. Perenchio's behalf by his counsel, Robert Cahill. I also have Mr. Perenchio's check for the amount of the civil penalty specified in the agreement, which I will forward to you as soon as the agreement has been executed for the Commission and a signed copy returned to me.

Thank you for your assistance.

Sincerely,

John Holum
Special Counsel to
O'Melveny & Myers
Attorneys for
A. Jerrold Perenchio

Enclosure

2504364109 4

OGC 4495

JONES, DAY, REAVIS & POGUE

ATLANTA
AUSTIN
BRUSSELS
CHICAGO
CLEVELAND
COLUMBUS
DALLAS
FRANKFURT
GENEVA
HONG KONG
IRVINE
LONDON
LOS ANGELES
NEW YORK
PARIS
PITTSBURGH
RIYADH
TAIPE
TOKYO

METROPOLITAN SQUARE
1450 G STREET N.W.
WASHINGTON, D.C. 20005-2088

TELEPHONE 202 879-3939
TELEX DOMESTIC 892410
TELEX INTERNATIONAL 64363
CABLE ATTORNEYS WASHINGTON
FACSIMILE 202 737 2832
WRITER'S DIRECT NUMBER

(202) 879-5484
7087:537870-008-001:0443y

February 25, 1992

92FEB 25 PM 3:37

FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL

VIA MESSENGER

Mr. Noriega James
Office of General Counsel
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463

Re: MUR 3325

Dear Noriega:

Pursuant to our meeting on February 12, I have enclosed: (1) an original executed copy of the final conciliation agreement between Morton Mandel and the Federal Election Commission; (2) a duplicate copy of the executed agreement; and (3) a check payable to the Federal Election Commission in the amout of $3,900.00.

In addition to executing the original agreement, please countersign the duplicate copy of the agreement and forward it to us, so we can have a copy for our files. If you need any additional information, please call me at the number above, or call R. Todd Johnson at (202) 879-4640.

Sincerely,

David A. Yalof

Enclosures

5043641095

Law Offices of
OLSON, CONNELLY, HAGEL, FONG & LEIDIGH

February 24, 1992

92 FEB 25 AM 10:11

VIA FACSIMILE

Noriega E. James, Paralegal
Federal Election Commission
Washington, D.C. 20463

Re: MUR 3325
Democratic State Central Committee of California and Martin H. Eber, as treasurer

Dear Mr. James:

This office represents the above-referenced parties. On behalf of these parties, we are responding to your letters of November 21, 1991 and January 27, 1992.

We understand that the Commission has voted to find reason to believe that the above parties have violated 11 C.F.R. § 102.5 (a) (2). Apparently, a contribution was solicited from Frederick W. Fields by an agent of the Central Committee for use in nonfederal elections during 1990.

However, this information was not conveyed to the administrative staff in charge of deposits of contributions. Because the check was in an amount within the federal limits ($5,000.00) and from a permissible source, the staff incorrectly assumed that the contribution was intended for the Central Committee's federal account.

When the matter was brought to the attention of the Central Committee by the contributor in mid-year 1991, it transferred the funds from its federal account to its nonfederal account. Thus, the error was corrected.

Based on the fact that the mistake was inadvertent and relatively minor, the Central Committee respectively requests that the Commission take no further action in this matter. In the alternative, the parties request that pre-probable cause conciliation be commenced.

LANCE H. OLSON
BRUCE J. HAGEL
LEROY Y. FONG
ROBERT E. LEIDIGH
GEORGE M. WATERS
DIANE M. FISHBURN

OF COUNSEL
LLOYD G. CONNELLY, *Member*
California State Legislature

300 Capitol Mall, Suite 350
Sacramento, California 95814
TELEPHONE: (916) 442-2952
FAX (916) 442-1280

2504364109 06

Thank you for your continued patience in this matter and your consideration of our requests.

Very truly yours,

OLSON, CONNELLY, HAGEL, FONG & LEIDIGH

LANCE H. OLSON

LHO:deh

cc: Susan Kennedy, Executive Director
Martin H. Eber, Treasurer

2504364107

STATEMENT OF DESIGNATION OF COUNSEL

MUR 3325

NAME OF COUNSEL: Lance H. Olson

ADDRESS: 300 Capitol Mall, Suite 350
Sacramento, CA 95814

TELEPHONE: 916/442-2952

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.

2/21/92
Date

Yolanda C. Garcia
Signature DIRECTOR OF ADMINISTRATION

RESPONDENT'S NAME: Democratic State Central Committee of California

ADDRESS: 2424 K Street, Suite 100
Sacramento, CA 95814

HOME PHONE:

BUSINESS PHONE: 916/442-5707

2504364109 8

RECEIVED
F.E.C.
SECRETARIAT
92 FEB 21 AM 10: 18

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 3325
A. Jerrold Perenchio)

SENSITIVE

GENERAL COUNSEL'S REPORT

I. BACKGROUND

Attached is a conciliation agreement which has been signed by Robert Cahill, counsel for A. Jerrold Perenchio.

The attached agreement contains no changes from the agreement approved by the Commission on January 28, 1992. The civil penalty has not been received.

II. RECOMMENDATIONS

1. Accept the attached conciliation agreement with A. Jerrold Perenchio.
2. Close the file as it pertains to this respondent.
3. Approve the appropriate letter.

Lawrence M. Noble
General Counsel

Date 2/20/92

BY: _____
Lois G. Lerner
Associate General Counsel

Attachment
Conciliation Agreement

Staff Assigned: Noriega E. James

2504364109 9

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
A. Jerrold Perenchio.) MUR 3325

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on February 25, 1992, the Commission decided by a vote of 6-0 to take the following actions in MUR 3325:

1. Accept the conciliation agreement with A. Jerrold Perenchio, as recommended in the General Counsel's Report dated February 20, 1992.

2. Close the file as it pertains to this respondent.

3. Approve the appropriate letter, as recommended in the General Counsel's Report dated February 20, 1992.

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

Attest:

2-26-92
Date

Marjorie W. Emmons
Secretary of the Commission

Received in the Secretariat: Friday, Feb. 21, 1992 10:18 a.m.
Circulated to the Commission: Friday, Feb. 21, 1992 12:00 a.m.
Deadline for vote: Tuesday, Feb. 25, 1992 4:00 p.m.

dr

2504364100

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

March 3, 1992

John D. Holum, Esquire
O'Melveny & Myers
555 13th Street, N.W.
Washington, DC 20004-1109

RE: MUR 3325
A. Jerrold Perenchio

Dear Mr. Holum:

On February 25, 1992, the Federal Election Commission accepted the signed conciliation agreement submitted on your client's behalf in settlement of a violation of 2 U.S.C. § 441a(a)(3), a provision of the Federal Election Campaign Act of 1971, as amended. Accordingly, the file has been closed in this matter as it pertains to your client.

This matter will become a part of the public record within 30 days after it has been closed with respect to all other respondents involved. 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.

The Commission reminds you that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter has been closed. The Commission will notify you when the entire file has been closed. In the event you wish to waive confidentiality under 2 U.S.C. § 437g(a)(12)(A), written notice of the waiver must be submitted to the Commission. Receipt of the waiver will be acknowledged in writing by the Commission.

2504364101

Enclosed you will find a copy of the fully executed conciliation agreement for your files. Please note that the civil penalty is due within 30 days of the conciliation agreement's effective date. If you have any questions, please contact me at (202) 219-3400.

Sincerely,

Noriega E. James
Paralegal

Enclosure
Conciliation Agreement

7504336411002

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	MUR 3325
A. Jerrold Perenchio	)	
	)	

CONCILIATION AGREEMENT

This matter was initiated by a signed, sworn, and notarized complaint by the Center For Responsive Politics. The Federal Election Commission ("Commission") found reason to believe that A. Jerrold Perenchio ("Respondent") violated 2 U.S.C. § 441a(a)(3).

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, A. Jerrold Perenchio, is an individual contributor.

2. 2 U.S.C. § 441a(a)(3) limits total contributions by an individual in any calendar year to $25,000. Under this section,

5043641103

any contribution to a candidate or authorized committee with respect to a particular election made in a non-election year shall be considered to be made during the calendar year in which such election is held.

3. During the 1989 calendar year, Respondent made contributions totaling $30,000 to political committees.

4. On June 27, 1991, at Respondent's request, the RNC transferred $5,000 of the amount Respondent contributed to a non-federal account.

V. Respondent made contributions to federal committees which exceeded, by $5,000, the annual contribution limit for 1989 in violation of 2 U.S.C. § 441a(a)(3).

VI. Respondent will pay a civil penalty to the Federal Election Commission in the amount of One Thousand Two Hundred and Fifty Dollars ($1,250), 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

2504364110 4

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
Associate General Counsel

Date 3/2/92

FOR THE RESPONDENT:

_____
(Name) Robert A. Peterson
(Position) Counsel

Date 2/7/92

>50436411105

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

March 6, 1992

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Alan W. Weinblatt, Esquire
1616 Pioneer Building
336 North Robert Street
St. Paul, MN 55101

RE: MUR 3325
Committee of the Senate
Assistant Majority Leader and
Michael R. Sieben, as treasurer

Dear Mr. Weinblatt:

On February 5, 1992, you were notified that, at your request, the Federal Election Commission determined to enter into negotiations directed toward reaching a conciliation agreement in settlement of this matter prior to a finding of probable cause to believe. On that same date you were sent a conciliation agreement offered by the Commission in settlement of this matter.

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

Should you have any questions, please contact me at (202) 219-3400.

Sincerely,

Noriega E. James
Paralegal

2504364106

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

March 6, 1992

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Joseph E. Sandler, Esquire
Arent, Fox, Kintner, Plotkin & Kahn
1050 Connecticut Avenue, N.W.
Washington, DC 20036-5339

RE: MUR 3325
Wyoming State Democratic
Central Committee and
John D. Sherman, as treasurer

Dear Mr. Sandler:

On February 5, 1992, you were notified that, at your request, the Federal Election Commission determined to enter into negotiations directed toward reaching a conciliation agreement in settlement of this matter prior to a finding of probable cause to believe. On that same date you were sent a conciliation agreement offered by the Commission in settlement of this matter.

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

Should you have any questions, please contact me at (202) 219-3400.

Sincerely,

Noriega E. James
Paralegal

2504364117

OGC 4346

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

March 9, 1992

92 MAR 10 AM 11:30

TWO WAY MEMORANDUM

TO: Virginia Whitted
OGC, Docket

FROM: Philomena Brooks PB
Accounting Technician

SUBJECt: Account Determination for Funds Received

We recently received a check from A. Jerrold Perenchio, check number 003373, dated Dec 7, 1992, and in the amount of $1,250.00. Attached is a copy of the check and any correspondence that was forwarded. Please indicate below the account into which it should be deposited, and the MUR number and name.

TO: Philomena Brooks
Accounting Technician

FROM: Virginia Whitted
OGC, Docket

In reference to the above check in the amount of $ 1,250.00, the MUR number is 3325 and in the name of A. Jerrold Perenchio. The account into which it should be deposited is indicated below:

XXX Budget Clearing Account (OGC), 95F3875.16

__ Civil Penalties Account, 95-1099.160

__ Other: _____

Virginia Whitted
Signature

March 10, 1992
Date

95043641108

A.J. Perenchio

002373

Your Ref. Number	Your Invoice Number	Invoice Date	Invoice Amount	Amount Paid	Discount Taken	Net Check Amount
		2/7/92	$1,250.00	$1,250.00		1,250.00

92 MAR 10 AM 11:31

RECEIVED
FEDERAL ELECTION COMMISSION

002373

City National Bank
400 North Roxbury Drive • Beverly Hills, CA 90210

16-1606
1220

A.J. Perenchio
[redacted]

Date	Control No.	Amount
2/7/92	002373	**$1,250.00**

Pay One Thousand Two Hundred Fifty and 00/100----------Dollars

To the Order of: FEDERAL ELECTION COMMISSION

[redacted]

[redacted]

⑈002373⑈ ⑆122016061⑆ 0 4 3 6 4 1 1 0 9 ⑈

LAW OFFICES OF
PILLSBURY MADISON & SUTRO
POST OFFICE BOX 7880
SAN FRANCISCO, CALIFORNIA 94120
TELEPHONE (415) 983-1000
TELECOPIER (415) 398-2096

LOS ANGELES
SAN JOSE
WASHINGTON, D.C.
SAN DIEGO

ORANGE COUNTY
SACRAMENTO
MENLO PARK
TOKYO

WRITER'S OFFICE AND
DIRECT DIAL NUMBER

235 Montgomery Street
(415) 983-1968

March 10, 1992

VIA FEDERAL EXPRESS

Mr. Noriega E. James
Paralegal
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463

RECEIVED
FEDERAL ELECTION
COMMISSION
MAIL ROOM
Mar 11 10 38 AM '92

Re: MUR 3325 - Peter B. Bedford
Conciliation Agreement

Dear Mr. James:

Further to our discussion today, enclosed herewith is the Conciliation Agreement executed by Peter B. Bedford, and his check in the amount of $700.

If you have any further questions, please call me or Ben Vandegrift (202-463-2329).

Very truly yours,

Teresa Craigie Lahaderne

RECEIVED
FEDERAL ELECTION COMMISSION
92 MAR 12 AM 3:35
OFFICE OF GENERAL COUNSEL

Encs.

cc: Mr. B. M. Vandegrift w/o enc.

11038890

>50436411110

Amway Corporation, 214 Massachusetts Ave., N.E. Ste. 210, Washington, D.C. 20002-4958

March 17, 1992

92 MAR 24 PM 5:03

Mr. Noriega James
Federal Election Commission
Washington, DC 20463

RE: MUR 3325

Dear Mr. James:

I am Director of the Washington Office of Amway Corporation. Mr. Richard DeVos, principal in the above referenced matter, has authorized me to request on his behalf that he be allowed to proceed to pre-probable-cause-to-believe conciliation. Please notify Mr. DeVos at this address what are the next steps in this conciliation.

Sincerely,

John G. Gartland

Mr. Richard M. DeVos
Attn: John Gartland
Amway Corporation
Suite 210
214 Massachusetts Avenue, NE
Washington, D.C. 20002

Telephone: (202) 547-5005
FAX: (202) 547-5008

> 5 0 4 3 6 4 1 1 1 1

RECEIVED
FEDERAL ELECTION
COMMISSION
MAIL ROOM
'92 APR 6 9 53 AM

BAUDINO & CRAWFORD, P.C.
ATTORNEYS AT LAW
510 Liberty Building
Des Moines, Iowa 50309

Gerald W. Crawford

Phone 515/282-1010
Fax 515/282-1066

92 APR -6 AM 3:26
RECEIVED
FEDERAL ELECTION COMMISSION

April 2, 1992

Noriega E. James
Federal Election Commission
Washington, DC 20463

Dear Mr. James:

Enclosed please find an executed "Statement of Designation of Counsel" form for MUR 3325.

We wish to request pre-probable cause conciliation in this matter.

The Iowa Democratic Party had no way of knowing that Mr. Frederick W. Field intended his $5,000 contribution to go into our state account as opposed to our federal account.

The Iowa Democratic Party also had no way of knowing that a $4,000 contribution from John A. Harris was intended for the state account as opposed to the federal account.

Please advise us if you desire further information.

Sincerely,

Gerald W. Crawford

Gerald W. Crawford

enclosure

> 5 0 4 3 6 4 1 1 2

STATEMENT OF DESIGNATION OF COUNSEL

MUR 3325

NAME OF COUNSEL: Gerald W. Crawford

ADDRESS: 510 Liberty Building
Des Moines, Iowa 50309

TELEPHONE: (515) 282-1010
Facsimile (515) 282-1066

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

1-10-92
Date

Signature Chairman

RESPONDENT'S NAME: IOWA DEMOCRATIC PARTY

ADDRESS: 2116 Grand Avenue
Des Moines, IA 50312

HOME PHONE: ---

BUSINESS PHONE: (515) 244-7292
(515) 244-5051 (fax)

2504364113

RECEIVED
F.E.C.
SECRETARIAT
92 MAR 10 AM 11:40

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
Joseph J. Bogdanovich	)	**SENSITIVE**
Morton L. Mandel	)	
New York Republican County Committee and Paul Tvetenstrand, as treasurer	)	MUR 3325
Democratic State Central Committee of California - Federal and Martin H. Eber, as treasurer	)	
Illinois Democratic Party and Stewart R. Winstein, as treasurer	)	

GENERAL COUNSEL'S REPORT

I. **BACKGROUND**

On November 5, 1991, the Commission found reason to believe that Joseph J. Bogdanovich and Morton L. Mandel violated 2 U.S.C. §§ 441a(a)(3) and 441a(a)(1)(B) by exceeding the $25,000 annual contribution limit and by exceeding the amount an individual may contribute to the political committees established and maintained by a national political party in any calendar year. On the same date, the Commission found reason to believe that the New York Republican County Committee and Paul Tvetenstrand, as treasurer, and the Democratic State Central Committee of California - Federal and its treasurer[1] violated 11 C.F.R. § 102.5(a)(2) by improperly depositing into the Committees' federal accounts contributions which were intended for the Committees' non-federal accounts.

1. At the time, Laurie Talcott was the treasurer of the committee.

5043641114

II. **ANALYSIS**

This report includes recommendations regarding those respondents requesting no further action and/or pre-probable cause conciliation and those who have signed conciliation agreements.

The respondents have all responded to the Commission's findings. The Office of the General Counsel thoroughly analyzed the responses and documentation submitted and compared information in the responses with items on disclosure reports. Our review of the available information reveals the following:

Joseph J. Bogdanovich

The Commission found reason to believe that Joseph J. Bogdanovich exceeded the annual aggregate limit on contributions by $6,000 and $15,000 for the 1989 and 1990 calendar years, respectively. Additionally, respondent exceeded, by $800, the $20,000 per calendar year limit on contributions to political committees established and maintained by a national political party.

In response to the Commission's findings, a representative for Joseph J. Bogdanovich requests that the Commission take no further action against Mr. Bogdanovich in this matter on the grounds that the recipient committees mishandled Mr. Bogdanovich's contributions. See Attachment 1, pp. 1-2. According to the response, portions of the contributions made by Mr. Bogdanovich to the Democratic Senatorial Campaign Committee (DSCC) in 1989 and 1990, and a contribution made to the Republican National Finance Committee (RNFC) in 1990, were intended by Mr. Bogdanovich to be deposited into the committees' non-federal accounts. The two committees purportedly advised

7504364115

Mr. Bogdanovich, at the time the contributions were made, that the contributions would be deposited into non-federal accounts. However, respondent has not presented any documentation such as copies of checks and/or allocation instructions to support his contention. Mr. Bogdanovich subsequently requested that the DSCC and the RNFC transfer adequate funds to their non-federal accounts in order to bring him within the limits of the Act. Mr. Bogdanovich's response to the Commission's findings and his attempt to take remedial action with regard to these violations do not vitiate the violations nor do they warrant taking no further action with regard to them. Therefore, based on the evidence of excessive contributions made by the respondent, the Office of the General Counsel recommends that the Commission deny respondent's request to take no further action in this matter.

In order to expedite the resolution of this matter, this Office also recommends that the Commission offer to enter into conciliation with Joseph J. Bogdanovich prior to a finding of probable cause to believe. Attached for the Commission's approval is the proposed conciliation agreement. See Attachment

5043641116

Morton L. Mandel

Attached is a conciliation agreement which has been signed by Morton L. Mandel.

This Office recommends that the Commission accept the attached signed conciliation agreement with Morton L. Mandel and close its file in this matter as it pertains to him.

50433641117

New York Republican County Committee and Paul Tvetenstrand, as treasurer

In their response, respondents deny that they improperly deposited contributions from Lewis Rudin into their federal account which were earmarked for their non-federal account, thereby violating 11 C.F.R. § 102.5(a)(2). See Attachment 1, pp. 3-16. Respondents argue that Mr. Rudin's contributions were a result of solicitations which expressly stated that the contributions would be credited to the committee's federal account unless otherwise requested. Respondents maintain that Mr. Rudin did not indicate on his response card that his contributions should be deposited into the committee's non-federal account. The response also includes sample copies of response cards which respondents indicate are identical to the ones sent Mr. Rudin. See Attachment 1, pp. 14-15. These cards do allow a contributor to allocate contributions between the committee's federal and non-federal accounts and also state that unless otherwise indicated, contributions would be deposited into the committee's federal account. However, respondents did not produce a copy of Mr. Rudin's response cards which would allow us to verify how his contributions were to be credited.

At Mr. Rudin's request, respondents transferred funds equal to his contributions to their non-federal account. Respondents sent Mr. Rudin a letter confirming the transfer and noted that Mr. Rudin apparently believed that the contributions would be deposited into a non-federal account. See Attachment 1, p. 16. Respondents now argue that the letter was not an admission that the committee had improperly deposited

2504364118

Mr. Rudin's contributions into their federal account. The letter, which is ambiguous as to how the error actually occurred, was relied upon by Mr. Rudin to show that his excessive 1988 contributions were attributable to committee error.[2] In light of the foregoing, this Office recommends that the Commission take no further action and close the file in this matter as it pertains to New York Republican County Committee and Paul Tvetenstrand, as treasurer.

Democratic State Central Committee of California - Federal and Martin H. Eber, as treasurer

In their response, respondents admit that they violated 11 C.F.R. § 102.5(a)(2) by improperly depositing a $5,000 contribution from Frederick W. Field, into the committee's federal account that was intended for the committee's non-federal account. See Attachment 1, pp. 17-18. Respondents characterize the violation as a mistake which was "inadvertent and relatively minor." Respondents add that the committee corrected the error by transferring the contribution from its federal account to its non-federal account. Respondents request that the Commission take no further action in this matter or in the alternative, request that this matter be resolved by pre-probable cause conciliation. Given that the violation is uncontested and that the remedial action undertaken does not vitiate the violation, this Office recommends that the Commission deny respondents' request to take no further action in this matter and in the alternative, approve respondents' request for pre-probable cause conciliation. Attached for the

2. On November 5, 1991, the Commission determined to take no further action and closed the file in this matter as it pertains to Lewis Rudin.

2504364119

Commission's approval is a proposed conciliation agreement to resolve this matter. See Attachment 3, pp. 1-3.

Illinois Democratic Party and
Stewart R. Winstein, as treasurer

Attached is a conciliation agreement which has been signed by Michael J. Kasper, counsel for Illinois Democratic Party and Stewart R. Winstein, as treasurer. See Attachment 2, pp. 5-7. The attached agreement contains no changes from the agreement approved by the Commission on January 28, 1992. The civil penalty has been received.

This Office recommends that the Commission accept the attached signed conciliation agreement with Illinois Democratic Party and Stewart R. Winstein, as treasurer, and close its file in this matter as it pertains to these respondents.

III. GENERAL COUNSEL'S RECOMMENDATION

1. Deny Joseph J. Bogdanovich's request to take no further action in this matter.

2. Enter into conciliation with Joseph J. Bogdanovich prior to a finding of probable cause to believe.

3. Accept the attached signed conciliation agreements with the following respondents and close the file in this matter as it pertains to them.

    a) Morton L. Mandel
    b) Illinois Democratic Party and
       Stewart R. Winstein, as treasurer

4. Take no further action and close the file in this matter as it pertains to the New York Republican County Committee and Paul Tvetenstrand, as treasurer.

5. Deny the request of the Democratic State Central Committee

2504364112O

of California - Federal and Martin H. Eber, as treasurer, to take no further action in this matter.

6. Enter into conciliation with the Democratic State Central Committee of California - Federal and Martin H. Eber, as treasurer, prior to a finding of probable cause to believe.

7. Approve the attached proposed conciliation agreements and the appropriate letters.

Lawrence M. Noble
General Counsel

Date 3/9/92 BY: _____
Lois G. Lerner
Associate General Counsel

Attachments
1. Requests for conciliation and/or no further action (3)
2. Signed conciliation agreements (2)
3. Proposed Conciliation Agreement (2)

Staff Assigned: Noriega James

5043641121

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

MEMORANDUM

TO: LAWRENCE M. NOBLE
GENERAL COUNSEL

FROM: MARJORIE W. EMMONS/DONNA ROACH
COMMISSION SECRETARY

DATE: MARCH 12, 1992

SUBJECT: MUR 3325 - GENERAL COUNSEL'S REPORT
DATED MARCH 9, 1992

The above-captioned document was circulated to the Commission on TUESDAY, MARCH 10, 1992 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 McDonald	XXX
Commissioner McGarry	
Commissioner Potter	XXX
Commissioner Thomas	

This matter will be placed on the meeting agenda for WEDNESDAY, MARCH 25, 1992.

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

0504364112 2

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
Joseph J. Bogdanovich;	)	
Morton L. Mandel;	)	
New York Republican County Committee and Paul Tvetenstrand, as treasurer;	)	MUR 3325
Democratic State Central Committee of California - Federal and Martin H. Eber, as treasurer;	)	
Illinois Democratic Party and Stewart R. Winstein, as treasurer.	)	

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session on March 25, 1992, do hereby certify that the Commission decided by a vote of 4-2 to take the following actions in MUR 3325:

1. Deny Joseph J. Bogdanovich's request to take no further action in this matter.

2. Enter into conciliation with Joseph J. Bogdanovich prior to a finding of probable cause to believe.

3. Accept the signed conciliation agreements with the following respondents and close the file in this matter as it pertains to them:

   a) Morton L. Mandel;
   b) Illinois Democratic Party and Stewart R. Winstein, as treasurer.

(continued)

> 5043641123

4. Take no further action and close the file in this matter as it pertains to the New York Republican County Committee and Paul Tvetenstrand, as treasurer.

5. Deny the request of the Democratic State Central Committee of California - Federal and Martin H. Eber, as treasurer, to take no further action in this matter.

6. Enter into conciliation with the Democratic State Central Committee of California - Federal and Martin H. Eber, as treasurer, prior to a finding of probable cause to believe.

7. Approve the proposed conciliation agreements and the appropriate letters as recommended in the General Counsel's report dated March 9, 1992.

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

Attest:

3/27/92
Date

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

5043641124

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 9, 1992

Joseph J. Bogdanovich
c/o David S. Lawson
180 East Ocean Blvd.
Long Beach, CA 90802

RE: MUR 3325
Joseph J. Bogdanovich

Dear Mr. Bogdanovich:

On November 5, 1991, the Federal Election Commission (the "Commission") found reason to believe that you violated 2 U.S.C. §§ 441a(a)(3) and 441a(a)(1)(B) and began an investigation in this matter.

On March 25, 1992, after reviewing your response, dated December 5, 1991, the Commission determined to deny the request to take no further action against you concerning the violations. However, in order to expedite the resolution of this matter, the Commission has also decided to offer 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.

If you are interested in expediting the resolution of this matter by pursuing preprobable cause conciliation and if you agree with the provisions of the enclosed agreement, please sign and return the agreement, 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 a response is not received within this period, this matter will proceed to the next stage of the enforcement process.

If you have any questions, please contact me at (202) 219-3400.

Sincerely,

Noriega E. James
Paralegal

Enclosure
Conciliation Agreement

5043641125

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

April 9, 1992

Lance H. Olson, Esquire
Olson, Connelly, Hagel, Fong & Leidigh
300 Capitol Mall; Suite 350
Sacramento, CA 95814

RE: MUR 3325
Democratic State Central Committee of California - Federal and Martin H. Eber, as treasurer

Dear Mr. Olson:

On November 5, 1991, the Federal Election Commission (the "Commission") found reason to believe that your clients violated 11 C.F.R. § 102.5(a)(2) and began an investigation in this matter.

On March 25, 1992, after reviewing the response which was submitted on your clients' behalf, the Commission determined to deny the request to take no further action against your clients concerning the violation. However, in order to expedite the resolution of this matter, the Commission has also decided to offer 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.

If your clients are interested in expediting the resolution of this matter by pursuing preprobable cause conciliation and if your clients agree with the provisions of the enclosed agreement, please sign and return the agreement, 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 a response is not received within this period, this matter will proceed to the next stage of the enforcement process.

If you have any questions, please contact me at (202) 219-3400.

Sincerely,

Noriega E. James

Noriega E. James
Paralegal

Enclosure
Conciliation Agreement

2043641126

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

April 9, 1992

Peter C. Hein, Esquire
299 Park Avenue, 35th Floor
New York, NY 10171

RE: MUR 3325
New York Republican County Committee and Paul Tvetenstrand, as treasurer

Dear Mr. Hein:

On November 5, 1991, your clients were notified that the Federal Election Commission found reason to believe that New York Republican County Committee and Paul Tvetenstrand, as treasurer, violated 11 C.F.R. § 102.5(a)(2). On December 26, 1991, you submitted a response to the Commission's reason to believe finding.

After considering the circumstances of the matter, the Commission determined on March 25, 1992, to take no further action against New York Republican County Committee and Paul Tvetenstrand, as treasurer, and closed the file as it pertains to them. The file will be made part of the public record within 30 days after this matter has been closed with respect to all other respondents involved. Should you wish to submit any factual or legal materials to appear on the public record, please do so within ten days of your receipt of this letter. Such materials should be sent to the Office of the General Counsel.

The confidentiality provisions of 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A) remain in effect until the entire matter is closed. The Commission will notify you when the entire file has been closed. In the event you wish to waive confidentiality under 2 U.S.C. § 437g(a)(12)(A), written notice of the waiver must be submitted to the Commission. Receipt of the waiver will be acknowledged in writing by the Commission.

If you have any questions, please contact me at (202) 219-3400.

Sincerely,

Noriega E. James
Paralegal

5043641127

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 9, 1992

Jonathan C. Rose, Esquire
Jones, Day, Reavis & Pogue
Metropolitan Square
1450 G Street, N.W.
Washington, DC 20005-2088

RE: MUR 3325
Morton L. Mandel

Dear Mr. Rose:

On March 25, 1992, the Federal Election Commission accepted the signed conciliation agreement and civil penalty submitted on your client's behalf in settlement of violations of 2 U.S.C. §§ 441a(a)(3) and 441a(a)(1)(B), provisions of the Federal Election Campaign Act of 1971, as amended. Accordingly, the file has been closed in this matter as it pertains to your client.

This matter will become a part of the public record within 30 days after it has been closed with respect to all other respondents involved. 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.

The Commission reminds you that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter has been closed. The Commission will notify you when the entire file has been closed. In the event you wish to waive confidentiality under 2 U.S.C. § 437g(a)(12)(A), written notice of the waiver must be submitted to the Commission. Receipt of the waiver will be acknowledged in writing by the Commission.

> 5043641123

Enclosed you will find a copy of the fully executed conciliation agreement for your files. If you have any questions, please contact me at (202) 219-3400.

Sincerely,

Noriega E. James
Paralegal

Enclosure
Conciliation Agreement

50436411 29

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
Morton L. Mandel	)	MUR 3325
	)	

CONCILIATION AGREEMENT

This matter was initiated by a signed, sworn, and notarized complaint by the Center For Responsive Politics. The Federal Election Commission ("Commission") found reason to believe that Morton L. Mandel ("Respondent") violated 2 U.S.C. §§ 441a(a)(3) and 441a(a)(1)(B).

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. § 437(g)(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:

92 FEB 25 PM 3:37
RECEIVED
FEDERAL ELECTION COMMISSION
SECRETARIAT

1. Respondent, Morton L. Mandel, is an individual contributor.

2. 2 U.S.C. § 441a(a)(3) limits total contributions by an individual in any calendar year to $25,000.

3. 2 U.S.C. § 441a(a)(1)(B) limits contributions by an individual to the political committees established and maintained by a national political party, in any calendar year, to $20,000 in the aggregate. For the purposes of 2 U.S.C. § 441a(a)(1)(B), political committees established and maintained by a national political party are defined by 11 C.F.R. § 110.1(c)(2) as the national committee, the House campaign committee and the Senate campaign committee.

4. During the 1989 calendar year, Respondent made contributions totaling $32,500 to political committees.

5. Of this amount, $30,000 were contributions to political committees established and maintained by a national political party as defined by 11 C.F.R. § 110.1(c)(2).

6. Respondent contends that the violations were not knowing and willful.

7. Respondent contends that at the time he made separate contributions to the various political committees established and maintained by a national political party, Respondent understood that the committees would allocate amounts between their federal

5043641131

and nonfederal accounts to insure that no excessive contributions would occur.

8. Respondent has obtained a refund and or transfer to a nonfederal account of the amounts in excess of the limits.

V. Respondent made contributions to federal committees that exceeded, by $7,500 and $10,000 respectively, the limits established by 2 U.S.C. §§ 441a(a)(3) and 441a(a)(1)(B).

VI. Respondent will pay a civil penalty to the Federal Election Commission in the amount of Three Thousand Nine Hundred Dollars ($3,900), 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.

2504364132

X. This agreement, unless violated, shall constitute a complete bar to any further action by the Commission against Respondent in connection with this matter.

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

FOR THE COMMISSION:

Lawrence M. Noble
General Counsel

BY: _____ 4/8/92
Lois G. Lerner
Associate General Counsel
Date

FOR THE RESPONDENT:

_____ February 25, 1992
Morton L. Mandel
Date

50433641133

Doc: DRL866\AGMT\3121.4
Printed: 02/12/92 17:34

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 9, 1992

Michael J. Kasper
Illinois Democratic Party
13126 Merchandise Mart
Chicago, IL 60654

RE: MUR 3325
Illinois Democratic Party
and Stewart R. Winstein,
as treasurer

Dear Mr. Kasper:

On March 25, 1992, the Federal Election Commission accepted the signed conciliation agreement and civil penalty submitted on your clients' behalf in settlement of a violation of 11 C.F.R. § 102.5(a)(2), a provision of the Commission's regulations. Accordingly, the file has been closed in this matter as it pertains to your clients.

This matter will become a part of the public record within 30 days after it has been closed with respect to all other respondents involved. 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.

The Commission reminds you that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter has been closed. The Commission will notify you when the entire file has been closed. In the event you wish to waive confidentiality under 2 U.S.C. § 437g(a)(12)(A), written notice of the waiver must be submitted to the Commission. Receipt of the waiver will be acknowledged in writing by the Commission.

> 5043641134

Enclosed you will find a copy of the fully executed conciliation agreement for your files. If you have any questions, please contact me at (202) 219-3400.

Sincerely,

Noriega E. James
Paralegal

Enclosure
Conciliation Agreement

50436411355

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
Illinois Democratic Party and Stewart R. Winstein, as treasurer	)	MUR 3325

RECEIVED
FEDERAL ELECTION COMMISSION
92 FEB 26 PM 3:48

CONCILIATION AGREEMENT

This matter was initiated by the Federal Election Commission ("Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. The Commission found reason to believe that Illinois Democratic Party and Stewart R. Winstein, as treasurer, ("Respondents") violated 11 C.F.R. § 102.5(a)(2).

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. Illinois Democratic Party is a political committee within the meaning of 2 U.S.C. § 431(4).

2. Stewart R. Winstein is the treasurer of Illinois

50433641136

Democratic Party.

3. According to 11 C.F.R. § 102.5(a)(2), the only contributions that may be deposited into a committee's federal account are those which are designated for the federal account, those which result from a solicitation which expressly states that the contribution will be used in connection with a federal election and contributions from contributors who are informed that all contributions are subject to the prohibitions and limitations of the Act.

4. Respondents' 1989 Mid Year Report discloses a $1,000 contribution from Richard J. Dennis dated April 4, 1989. This contribution actually was intended for Respondents' non-federal account but was improperly deposited into Respondents' federal account.

5. Respondents' 1991 12 Day Pre-Election Report discloses that on June 4, 1991, Respondents transferred $1,000 from their federal account to their non-federal account.

V. Respondents violated 11 C.F.R. § 102.5(a)(2) by depositing a $1,000 contribution from Richard J. Dennis into their federal account when the contribution was intended for Respondents' non-federal account.

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).

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

5043641137

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 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: _____ 4/8/92
Lois G. Lerner
Associate General Counsel
Date

FOR THE RESPONDENTS:

_____ 2/20/92
(Name)
(Position)
Date

> 5043641138

RECEIVED
F.E.C.
SECRETARIAT

92 APR 17 PM 5:02

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Richard M. DeVos, Sr.)
)
Wyoming State Democratic Central Committee)
and John D. Sherman, as treasurer)
)
Iowa Democratic Party (Federal Division))
and Mary Maloney, as treasurer)

MUR 3325

SENSITIVE

GENERAL COUNSEL'S REPORT

I. BACKGROUND

On November 5, 1991, the Commission found reason to believe that Richard M. DeVos, Sr. violated 2 U.S.C. §§ 441a(a)(3) and 441a(a)(1)(B). On the same date, the Commission found reason to believe that Wyoming State Democratic Central Committee and John D. Sherman, as treasurer, and Iowa Democratic Party (Federal Division) and Mary Maloney, as treasurer, violated 11 C.F.R. § 102.5(a)(2).

II. DISCUSSION

As a result of written responses to the Commission's findings and subsequent discussions with counsel, this Office recommends that the Commission proceed as follows with regard to these respondents:

Richard M. DeVos, Sr.

The Commission found reason to believe that Richard M. DeVos, Sr. violated 2 U.S.C. §§ 441a(a)(3) and 441a(a)(1)(B) by exceeding the $25,000 annual contribution limit by $17,250 and by making contributions which exceeded, by $5,000, the amount an individual may contribute to the political committees established and maintained by a national political party in any calendar year. Respondent has requested that the

5043641139

recipient committees reattribute one half of his contributions to his wife. See Attachment 1, page 1. By letter dated March 17, 1992, a representative for Mr. DeVos requests that this matter be resolved prior to a finding of probable cause to believe. Id. at page 2.

This Office recommends that the Commission enter into conciliation with Richard M. DeVos, Sr. prior to a finding of probable cause to believe. Attached for the Commission's approval is a proposed conciliation agreement to resolve this matter. See Attachment 5, pages 1-3.

2504364110

Wyoming State Democratic Central Committee and John D. Sherman, as treasurer

Respondents submitted a signed conciliation agreement

50436411441

Accordingly, this Office recommends that the Commission accept the attached signed conciliation agreement with Wyoming State Democratic Central Committee and John D. Sherman, as treasurer, and close its file in this matter as it pertains to these respondents.

Iowa Democratic Party (Federal Division) and Mary Maloney, as treasurer

The Commission found reason to believe that Iowa Democratic Party (Federal Division) and Mary Maloney, as treasurer, violated 11 C.F.R. § 102.5(a)(2) by improperly depositing into their federal account a $5,000 contribution which was intended for their non-federal account. As a corrective measure, Respondents transferred $5,000 to their

non-federal account.

By letter dated April 2, 1992, counsel for the Respondents requested that this matter be resolved prior to a finding of probable cause to believe. See Attachment 3.

This Office recommends that the Commission enter into conciliation with Iowa Democratic Party (Federal Division) and Mary Maloney, as treasurer, prior to a finding of probable cause to believe. Attached for the Commission's approval is a proposed conciliation agreement to resolve this matter.

2043641142

III. RECOMMENDATIONS

1. Enter into conciliation with the following respondents prior to a finding of probable cause to believe:

   a) Richard M. DeVos, Sr.

   b) Iowa Democratic Party (Federal Division) and Mary Maloney, as treasurer

2. Accept the attached signed conciliation agreement with Wyoming State Democratic Central Committee and John D. Sherman, as treasurer, and close the file in this matter as it pertains to these respondents.

3. Approve the attached proposed conciliation agreements and the appropriate letters.

Lawrence M. Noble
General Counsel

4/17/92
Date

BY: _____
Lois G. Lerner
Associate General Counsel

Attachments
1. Responses from Richard M. DeVos, Sr.

2. Responses from Wyoming State Democratic Central Committee and John D. Sherman, as treasurer
3. Response from Iowa Democratic Party (Federal Division) and Mary Maloney, as treasurer
4. Signed Conciliation Agreement
5. Proposed Conciliation Agreements (2)

Staff assigned: Noriega E. James

50436411443

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
Richard M. DeVos, Sr.;	)	MUR 3325
Wyoming State Democratic Central Committee and John D. Sherman, as treasurer;	)	
Iowa Democratic Party (Federal Division) and Mary Maloney, as treasurer.	)	

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on April 23, 1992, the Commission decided by a vote of 5-0 to take the following actions in MUR 3325:

1. Enter into conciliation with the following respondents prior to a finding of probable cause to believe:

   a) Richard M. DeVos, Sr.

   b) Iowa Democratic Party (Federal Division) and Mary Maloney, as treasurer.

2. Accept the signed conciliation agreement with Wyoming State Democratic Central Committee and John D. Sherman, as treasurer, and close the file in this matter as it pertains to these respondents, as recommended in the General Counsel's Report dated April 17, 1992.

(Continued)

50436114

3. Approve the proposed conciliation agreements and the appropriate letters, as recommended in the General Counsel's Report dated April 17, 1992.

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

Attest:

4-23-92
Date

Delores R. Harris
for Marjorie W. Emmons
Secretary of the Commission

Received in the Secretariat: Fri. April 17, 1992 5:02 p.m.
Circulated to the Commission: Mon., April 20, 1992 4:00 p.m.
Deadline for vote: Thurs., April 23, 1992 4:00 p.m.

dr

5043641195

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 30, 1992

Joseph E. Sandler, Esquire
Arent, Fox, Kintner, Plotkin & Kahn
1050 Connecticut Avenue, N.W.
Washington, DC 20036-5339

RE: MUR 3325
Wyoming State Democratic
Central Committee and
John D. Sherman, as treasurer

Dear Mr. Sandler:

On April 23, 1992, the Federal Election Commission accepted the signed conciliation agreement submitted on your clients' behalf in settlement of a violation of 11 C.F.R. § 102.5(a)(2), a provision of the Commission's regulations. Accordingly, the file has been closed in this matter as it pertains to your clients.

This matter will become a part of the public record within 30 days after it has been closed with respect to all other respondents involved. 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.

The Commission reminds you that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter has been closed. The Commission will notify you when the entire file has been closed. In the event you wish to waive confidentiality under 2 U.S.C. § 437g(a)(12)(A), written notice of the waiver must be submitted to the Commission. Receipt of the waiver will be acknowledged in writing by the Commission.

2504364114146

Enclosed you will find a copy of the fully executed conciliation agreement for your files. Please note that the civil penalty is due within 30 days of the conciliation agreement's effective date. If you have any questions, please contact me at (202) 219-3400.

Sincerely,

Noriega E. James
Paralegal

Enclosure
Conciliation Agreement

7504364114 /

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
Wyoming State Democratic Central Committee and John D. Sherman, as treasurer	)	MUR 3325
	)	
	)	

CONCILIATION AGREEMENT

This matter was initiated by the Federal Election Commission ("Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. The Commission found reason to believe that Wyoming State Democratic Central Committee and John D. Sherman, as treasurer, ("Respondents") violated 11 C.F.R. § 102.5(a)(2).

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. Wyoming State Democratic Central Committee is a political committee within the meaning of 2 U.S.C. § 431(4).

2. John D. Sherman is the treasurer of Wyoming State Democratic Central Committee.

5043641148

3. According to 11 C.F.R. § 102.5(a)(2), the only contributions that may be deposited into a committee's federal account are those which are designated for the federal account, those which result from a solicitation which expressly states that the contribution will be used in connection with a federal election and contributions from contributors who are informed that all contributions are subject to the prohibitions and limitations of the Act.

4. Respondents' 1989 30 Day Post Special Election Report discloses a $5,000 contribution from Richard J. Dennis, dated April 25, 1989. This contribution actually was intended for Respondents' non-federal account but was improperly deposited into Respondents' federal account.

5. Respondents have transferred $5,000 from their federal account to their non-federal account and shall report the transaction in their next report to be filed with the Commission.

V. Respondents violated 11 C.F.R. § 102.5(a)(2) by depositing a $5,000 contribution from Richard J. Dennis into their federal account when the contribution was intended for their non-federal account.

VI. Respondents will pay a civil penalty to the Federal Election Commission in the amount of One Thousand Dollars ($1,000), 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

5043641142

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 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: _____ 4/28/92
Lois G. Lerner
Associate General Counsel
Date

FOR THE RESPONDENTS:

_____ 3/24/92
(Name)
(Position)
Date

2504364110

FEDERAL ELECTION COMMISSION
WASHINGTON D C 20463

April 30, 1992

Gerald W. Crawford, Esquire
Baudino & Crawford, P.C.
510 Liberty Building
Des Moines, IA 50309

RE: MUR 3325
Iowa Democratic Party
(Federal Division) and
Mary Maloney, as treasurer

Dear Mr. Crawford:

On November 5, 1991, the Federal Election Commission found reason to believe that Iowa Democratic Party (Federal Division) and Mary Maloney, as treasurer, violated 11 C.F.R. § 102.5(a)(2). At your request, on April 23, 1992, the Commission determined to enter into negotiations directed towards reaching a conciliation agreement in settlement of this matter prior to a finding of probable cause to believe.

Enclosed is a conciliation agreement that the Commission has approved in settlement of this matter. If your clients 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 me at (202) 219-3400.

Sincerely,

Noriega E. James
Paralegal

Enclosure
Conciliation Agreement

2504364151

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 30, 1992

Mr. Richard M. DeVos, Sr.
Attn.: John Gartland
Amway Corporation
Suite 210
214 Massachusetts Avenue, NE
Washington, D.C. 20002

RE: MUR 3325
Richard M. DeVos, Sr.

Dear Mr. DeVos:

On November 5, 1991, the Federal Election Commission found reason to believe that you violated 2 U.S.C. §§ 441a(a)(3) and 441a(a)(1)(B). At your request, on April 23, 1992, 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 me at (202) 219-3400.

Sincerely,

Noriega E. James
Paralegal

Enclosure
Conciliation Agreement

2504364152

RECEIVED
FEDERAL ELECTION
COMMISSION
MAIL ROOM

MAY 7 10 06 AM '92

DAVID S. LAWSON

c/o Star-Kist Foods, Inc.
180 East Ocean Blvd.
Long Beach, California 90802
Tel. (310) 590-3990
Fax. (310) 590-3413

92 MAY -7 PM 3:20

May 6, 1992

Mr. Noriega E. James
Federal Election Commission
Washington, D.C. 20463

Re: MUR 3325

Dear Mr. James:

As we discussed this morning, I am enclosing copies of letters I received from the Democratic Senatorial Campaign Committee (DSCC) and the Republican National Finance Committee regarding contributions made by Mr. Joseph J. Bogdanovich. As you can tell from the letters, both DSCC and RNFC state that Mr. Bogdanovich's contributions were misdeposited by the committees and apologize for the problems this has caused Mr. Bogdanovich.

In view of the admissions by DSCC and RNFC, I am requesting on behalf of Mr. Bogdanovich that no further action be taken in this case and that the matter be closed as with respect to Mr. Bogdanovich.

Thank you very much for your advice and assistance with this matter.

Very truly yours,

David S. Lawson

5043641153

REPUBLICAN NATIONAL FINANCE COMMITTEE
310 FIRST STREET, SOUTHEAST WASHINGTON, D.C. 20003 202-863-8720

William C. Nixon
Director, Team 100

92 MAY -7 PM 3:20

May 5, 1992

Mr. Joseph J. Bogdanovich
Starkist Foods, Inc.
180 East Ocean Boulevard
Long Beach, California 90802

Dear Mr. Bogdanovich:

This letter is to acknowledge receipt of your $10,000 contribution which you intended for the Republican National State Elections Committee (RNSEC), a non-federal account of the Republican National Committee (RNC) on January 31, 1990.

Through an accounting error at the RNC the contribution was deposited into a federal account rather than a non-federal account and subsequently reported as a federal contribution. After being notified of this error the RNC refunded the contribution soon after it was brought to our attention.

As you know donations to the RNSEC do not count against your annual $25,000 aggregate federal contributions limit unlike monies designated for the RNC's federal account. Since your donation was mistakenly deposited and reported as a federal contribution we apologize for any legal problems caused by our accounting.

Sincerely,

William C. Nixon

William C. Nixon
Director
Team 100

WN: cng

PAID FOR BY THE REPUBLICAN NATIONAL COMMITTEE

PERKINS COIE

A Law Partnership Including Professional Corporations
607 Fourteenth Street, N.W. • Washington, D.C. 20005-2011 • (202) 628-6600

Robert F. Bauer
(202) 434-1602

May 5, 1992

David S. Lawson, Esq.
c/o Starkist Seafood Company
180 East Ocean Boulevard
Long Beach, CA 90802

Dear Mr. Lawson:

This letter serves to advise you of the position of the Democratic Senatorial Campaign Committee ("DSCC") in the matter of Mr. Bogdanovich's compliance with the $25,000 annual limit on contributions for 1989 and 1990. DSCC has been advised of a pending Matter Under Review and related proposed conciliation agreement with Mr. Bogdanovich.

No current officer of the DSCC held a position with the Committee during the period in question. None, therefore, has any personal knowledge of events or discussions relevant to Mr. Bogdanovich's contributions to DSCC, and there does not appear in the Committee's records any documents which would clarify the understanding of the Committee management than in place.

Nevertheless, I have reviewed the circumstances with former Committee personnel, and it is apparent that there was a misunderstanding about the proper treatment of Mr. Bogdanovich's contributions in relation to the $25,000 annual limitation under federal law. Mr. Bogdanovich's contributions which caused him to exceed the annual limit, should have been deposited in the Committee's nonfederal (Building Fund) account, in accordance with his understanding and intention.

The Committee sincerely regrets these circumstances.

Very truly yours,

Robert F. Bauer

RFB:smb

[04005-0001/DA921250.008]

25043641155

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

May 8, 1992

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Lance H. Olson, Esquire
Olson, Connelly, Hagel, Fong & Leidigh
300 Capitol Mall; Suite 350
Sacramento, CA 95814

RE: MUR 3325
Democratic State Central Committee of California - Federal and Martin H. Eber, as treasurer

Dear Mr. Olson:

On April 9, 1992, you were notified that the Commission determined to deny the request to take no further action against your clients concerning a violation of the Commission's regulations. Additionally, you were notified that the Commission also decided to offer to enter into negotiations directed towards reaching a conciliation agreement in settlement of this matter prior to a finding of probable cause to believe. On that same date you were sent a conciliation agreement offered by the Commission in settlement of this matter.

Please note that conciliation negotiations entered into prior to a finding of probable cause to believe are limited to a maximum of 30 days. As the 30 day period for negotiations will soon expire, we ask that you return the signed agreement within five days of receiving this letter. Unless we receive the signed agreement from you within five days, this Office will consider these negotiations terminated and will proceed to the next stage of the enforcement process.

Should you have any questions, please contact me at (202) 219-3400.

Sincerely,

Noriega E. James
Paralegal

2504364115 6

Law Offices of
OLSON, CONNELLY, HAGEL, FONG & LEIDIGH

RECEIVED
FEDERAL ELECTION
COMMISSION
MAIL ROOM

MAY 8 11 38 AM '92

April 24, 1992

Noriega E. James, Paralegal
Federal Election Commission
Washington, D.C. 20461

92 MAY 11 PM 3:28

Re: MUR 3325
Democratic State Central
Committee of California - Federal
And Martin H. Eber, As Treasurer

Dear Mr. James:

Enclosed please find the signed Conciliation Agreement in the above-referenced matter, along with a check in the amount of $1,250.00 for payment of the civil penalty imposed.

Please feel free to call if you have any questions.

Very truly yours,

OLSON, CONNELLY, HAGEL, FONG & LEIDIGH

LANCE H. OLSON

LHO:deh
Enclosures
89103-02

cc: Susan Kennedy
Martin H. Eber

92 MAY 12 PM 3:1

5043641157

LANCE H. OLSON
BRUCE J. HAGEL
LEROY Y. FONG
ROBERT E. LEIDIGH
GEORGE M. WATERS
DIANE M. FISHBURN

OF COUNSEL
LLOYD G. CONNELLY, *Member*
California State Legislature

300 Capitol Mall, Suite 350
Sacramento, California 95814
TELEPHONE: (916) 442-2952
FAX: (916) 442-1280

OGC 4687
Folder copy

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

May 12, 1992

92 MAY 12 PM 3:10

TWO WAY MEMORANDUM

TO: Virginia Whitted
OGC, Docket

FROM: Philomena Brooks
Accounting Technician

SUBJECt: Account Determination for Funds Received

We recently received a check from Democratic State Central Cmte of CA, check number 30318, dated April 23, 1992, and in the amount of $1,250.00. Attached is a copy of the check and any correspondence that was forwarded. Please indicate below the account into which it should be deposited, and the MUR number and name.

TO: Philomena Brooks
Accounting Technician

FROM: Virginia Whitted
OGC, Docket

In reference to the above check in the amount of $1,250.00, the MUR number is 3325 and in the name of DEMOCRATIC STATE CENTRAL CMTE OF CA. The account into which it should be deposited is indicated below:

XXX Budget Clearing Account (OGC), 95F3875.16

__ Civil Penalties Account, 95-1099.160

__ Other: _____

Signature

May 12, 1992
Date

> 50436411 3

DEMOCRATIC STATE CENTRAL COMMITTEE OF CALIFORNIA

50318

04/23/92 penalty fee (MUR 3325) 100-750 $1,250.00

92 MAY 11 PM 3:29

DEMOCRATIC STATE CENTRAL COMMITTEE OF CALIFORNIA
FEDERAL OPERATING ACCOUNT
2424 K STREET, SUITE 100
SACRAMENTO, CA 95816
(916) 442-5707

WELLS FARGO BANK
TENTH AND J STREET OFFICE
SACRAMENTO, CA 95814
11-24-1210 - 340

50318

1532

April 23, 1992 **$1,250.00

DATE AMOUNT

ONE THOUSAND TWO HUNDRED FIFTY DOLLARS & 00/100

PAY TO THE ORDER OF

Federal Election Commission
999 E. St., Northwest-Rm 657
Washington, DC 20463

TWO SIGNATURES REQUIRED OVER $2,500.00

Yolanda C. James

"050318" 1:121000248:0340 104827"

92 MAY 12 PM 3:1n

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 3325
Peter B. Bedford)

SENSITIVE

GENERAL COUNSEL'S REPORT

I. BACKGROUND

Attached is a conciliation agreement which has been signed by Peter B. Bedford.

II. RECOMMENDATIONS

1. Accept the attached conciliation agreement with Peter B. Bedford.

5043641160

2. Close the file as to this respondent.

3. Approve the appropriate letter.

Lawrence M. Noble
General Counsel

5/11/92
Date

BY: _____
Lois G. Lerner
Associate General Counsel

Attachment
Conciliation Agreement

Staff Assigned: Noriega E. James

50433641101

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Peter B. Bedford.) MUR 3325

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on May 15, 1992, the Commission decided by a vote of 6-0 to take the following actions in MUR 3325:

1. Accept the conciliation agreement with Peter B. Bedford, as recommended in the General Counsel's Report dated May 11, 1992.

2. Close the file as to this respondent.

3. Approve the appropriate letter, as recommended in the General Counsel's Report dated May 11, 1992.

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

Attest:

5-15-92
Date

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

Received in the Secretariat: Tues., May 12, 1992 3:18 p.m.
Circulated to the Commission: Tues., May 12, 1992 4:00 p.m.
Deadline for vote: Fri., May 15, 1992 4:00 p.m.

dr

50436411 62

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

June 2, 1992

Benjamin M. Vandegrift, Esquire
1667 K Street, N.W.
Suite 1100
Washington, DC 20006-1676

RE: MUR 3325
Peter B. Bedford

Dear Mr. Vandegrift:

On May 15, 1992, the Federal Election Commission accepted the signed conciliation agreement submitted on your client's behalf in settlement of a violation of 2 U.S.C. § 441a(a)(3), a provision of the Federal Election Campaign Act of 1971, as amended. Accordingly, the file has been closed in this matter as it pertains to your client.

This matter will become a part of the public record within 30 days after it has been closed with respect to all other respondents involved. 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.

The Commission reminds you that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter has been closed. The Commission will notify you when the entire file has been closed. In the event you wish to waive confidentiality under 2 U.S.C. § 437g(a)(12)(A), written notice of the waiver must be submitted to the Commission. Receipt of the waiver will be acknowledged in writing by the Commission.

5043641163

Enclosed you will find a copy of the fully executed conciliation agreement for your files. Please note that the civil penalty is due within 30 days of the conciliation agreement's effective date. If you have any questions, please contact me at (202) 219-3400.

Sincerely,

Noriega E. James
Paralegal

Enclosure
Conciliation Agreement

50436411654

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	MUR 3325
Peter B. Bedford	)	
	)	

92 APR 24 PM 4:24

RECEIVED
FEDERAL ELECTION COMMISSION
SECRETARIAT

CONCILIATION AGREEMENT

This matter was initiated by a signed, sworn, and notarized complaint by the Center For Responsive Politics. The Federal Election Commission ("Commission") found reason to believe that Peter B. Bedford ("Respondent") violated 2 U.S.C. § 441a(a)(3).

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, Peter B. Bedford, is an individual contributor.

2. 2 U.S.C. § 441a(a)(3) limits total contributions by an individual in any calendar year to $25,000. Under this section, any contribution to a candidate or authorized committee with

> 5043641165

respect to a particular election made in a non-election year shall be considered to be made during the calendar year in which such election is held.

3. During the 1990 calendar year, Respondent made contributions totaling $27,750 to political committees.

4. Respondent has obtained refunds totaling $3,000.

V. Respondent made contributions to federal committees which exceeded, by $2,750, the annual contribution limit for 1990 in violation of 2 U.S.C. § 441a(a)(3). Respondent contends that the violation was not knowing and willful.

VI. Pursuant to 2 U.S.C. § 437g(a)(5)(A), if the Commission believes that a violation of the Act has been committed, a conciliation agreement entered into by the Commission may include a requirement that the person involved in such conciliation agreement shall pay a civil penalty.

VII. Respondent will pay Five Hundred Dollars ($500) to the Federal Election Commission pursuant to 2 U.S.C. § 437g(a)(5)(A).

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

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

5043641166

X. 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.

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

FOR THE COMMISSION:

Lawrence M. Noble
General Counsel

BY: _____ 6-1-92
Lois G. Lerner
Associate General Counsel
Date

FOR THE RESPONDENT:

_____ 4/15/92
(Name)
(Position)
Date

50436411167

WYOMING DEMOCRATIC PARTY

P.O. Box 2036
419 Randall Ave.
Cheyenne, WY 82003
(307) 637-8940

Charles E. Graves, Chair
408 West 23rd Street
Suite One
Cheyenne, Wyoming 82001
(307) 638-8985

RECEIVED
FEDERAL ELECTION
COMMISSION
92 JUN -2 AM 10:29
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL

May 29, 1992

Ms. Lois G. Lerner
Associate General Counsel
Federal Election Commission
999 E Street, NW
Washington, DC 20463

RE: MUR 3325 Wyoming State Democratic Central Committee and John D. Sherman, as Treasurer

Dear Ms. Lerner:

I enclose check No. 1960 from the Wyoming Democratic Party Federal Account in the amount of $1,000.00 to pay the fine specified by the Conciliation Agreement, a copy of which I attach.

We did not receive a copy of this agreement until May 6, 1992, and, as such, misconstrued the time schedule.

If you have any questions, please feel free to contact me.

Very truly yours,

Charles E. Graves

Charles E. "Chuck" Graves, Chair
Wyoming Democratic Party

CEG:tck

Enclosure

cc: Mr. Joe Sandler

2504364113

OGC 47 Folder 3 copy

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

June 1, 1992

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL
92 JUN -2 AM 10:29

TWO WAY MEMORANDUM

TO: Virginia Whitted
OGC, Docket

FROM: Philomena Brooks PB
Accounting Technician

SUBJECt: Account Determination for Funds Received

We recently received a check from Wyoming State Democratic Party, check number 1963, dated May 29, 1992, and in the amount of $1000.00. Attached is a copy of the check and any correspondence that was forwarded. Please indicate below the account into which it should be deposited, and the MUR number and name.

TO: Philomena Brooks
Accounting Technician

FROM: Virginia Whitted
OGC, Docket

In reference to the above check in the amount of $ 1,000.00, the MUR number is 3325 and in the name of WYOMING STATE DEMOCRATIC PARTY. The account into which it should be deposited is indicated below:

__ Budget Clearing Account (OGC), 95F3875.16

XX Civil Penalties Account, 95-1099.160

__ Other: _____

Virginia Whitted
Signature

June 2, 1992
Date

'5043641169

1960

WYOMING STATE DEMOCRATIC PARTY 10-89

FEDERAL
P O BOX 2038 PH. 637-8940
CHEYENNE, WY 82003

99-5541/1070

May 29 19 92

PAY TO THE ORDER OF FEDERAL ELECTION COMMISSION $ 1,000.00

THE SUM 1000 DOLS 00 CTS DOLLARS

FRONTIER BANK
OF LARAMIE COUNTY
(307) 637-7547 · P O Box 10750 · Cheyenne, WY 82003

FOR Payment of Fine MUR 3325

⑈001960⑈ ⑆107005542⑆ 01⑈03329⑈

92 JUN -2 AM 10:29

OFFICE OF THE SECRETARY
FEDERAL ELECTION COMMISSION

4 3 6 4 1 1 7 0

Folder copy
OGC 4769

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

June 3 1992

92 JUN -8 AM 10:55
RECEIVED
FEDERAL ELECTION COMMISSION
SECRETARIAT

TWO WAY MEMORANDUM

TO: Virginia Whitted
OGC, Docket

FROM: Philomena Brooks
Accounting Technician

SUBJECt: Account Determination for Funds Received

We recently received a check from P. Bedford, check number [illegible], dated [illegible], and in the amount of $500.00. Attached is a copy of the check and any correspondence that was forwarded. Please indicate below the account into which it should be deposited, and the MUR number and name.

TO: Philomena Brooks
Accounting Technician

FROM: Virginia Whitted
OGC, Docket

In reference to the above check in the amount of $ 500.00, the MUR number is 3325 and in the name of PETER B. BEDFORD. The account into which it should be deposited is indicated below:

__ Budget Clearing Account (OGC), 95F3875.16

XX Civil Penalties Account, 95-1099.160

__ Other: _____

[signature]
Signature

June 9, 1992
Date

50436411711

PETER B BEDFORD II
[redacted]

0848

4/15/ 92
11-35/1210
251

PAY TO THE ORDER OF Federal Election Commission $ 500 00

Five hundred 00/100 DOLLARS

Bank of America
Oakland Main Office 0251
P.O. Box 1079
Oakland, CA 94604

MEMO

Peter B Bedford

[redacted]

RECEIVED
FEDERAL ELECTION COMMISSION
92 JUN -8 AM 10:55

[redacted]

RECEIVED
F.E.C.
SECRETARIAT
92 JUN 10 AM 11:04

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

June 10, 1992

SENSITIVE

Gerald W. Crawford, Esquire
Baudino & Crawford, P.C.
510 Liberty Building
Des Moines, IA 50309

RE: MUR 3325
Iowa Democratic Party
(Federal Division) and
Mary Maloney, as treasurer

Dear Mr. Crawford:

Based on information ascertained in the normal course of carrying out its supervisory responsibilities, on November 5, 1991, the Federal Election Commission found reason to believe that your clients violated 11 C.F.R. § 102.5(a)(2) and instituted an investigation in this matter.

After considering all the evidence available to the Commission, the Office of the General Counsel is prepared to recommend that the Commission find probable cause to believe that a violation has occurred.

The Commission may or may not approve the General Counsel's recommendation. Submitted for your review is a brief stating the position of the General Counsel on the legal and factual issues of the case. Within 15 days of your receipt of this notice, you may file with the Secretary of the Commission a brief (ten copies if possible) stating your position on the issues and replying to the brief of the General Counsel. (Three copies of such brief should also be forwarded to the Office of the General Counsel, if possible.) The General Counsel's brief and any brief which you may submit will be considered by the Commission before proceeding to a vote of whether there is probable cause to believe a violation has occurred.

If you are unable to file a responsive brief within 15 days, you may submit a written request for an extension of time. All requests for extensions of time must be submitted in writing five days prior to the due date, and good cause must be demonstrated. In addition, the Office of the General Counsel ordinarily will not give extensions beyond 20 days.

2504364113

A finding of probable cause to believe requires that the Office of the General Counsel attempt for a period of not less than 30, but not more than 90 days, to settle this matter through a conciliation agreement.

Should you have any questions, please contact Noriega E. James, the staff member assigned to this matter, at (202) 219-3400.

Sincerely,

Lawrence M. Noble
General Counsel

Enclosure
Brief

50436114

In the Matter of)
) MUR 3325
Iowa Democratic Party (Federal Division))
and Mary Maloney, as treasurer)

GENERAL COUNSEL'S BRIEF

I. STATEMENT OF THE CASE

This matter was initiated by the Federal Election Commission ("Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. The Commission found reason to believe that the Iowa Democratic Party (Federal Division) and Mary Maloney, as treasurer, ("Respondents") violated 11 C.F.R. § 102.5(a)(2). Respondents have responded to the Commission's finding. The Office of the General Counsel thoroughly analyzed the response, the response of the contributor and items on disclosure reports.

II. ANALYSIS

According to 11 C.F.R. § 102.5(a)(2) the only contributions that may be deposited into a committee's federal account are those which are either designated for the account, those which result from a solicitation which expressly states that the contribution will be used in connection with a federal election and contributions from contributors who are informed that all contributions are subject to the prohibitions and limitation of the Act.

Respondents' 1990 July Quarterly Report discloses a $5,000 contribution from Frederick W. Field, dated May 11, 1990. This contribution actually was intended for Respondents' non-federal account but was improperly deposited into Respondents' federal account.

5043641175

Therefore, based on evidence that Respondents misdeposited a contribution into their federal account, the Office of the General Counsel is prepared to recommend that the Commission find probable cause to believe that the Iowa Democratic Party (Federal Division) and Mary Maloney, as treasurer, violated 11 C.F.R. § 102.5(a)(2).

III. GENERAL COUNSEL'S RECOMMENDATION

Find probable cause to believe that the Iowa Democratic Party (Federal Division) and Mary Maloney, as treasurer, violated 11 C.F.R. § 102.5(a)(2).

6/9/92
Date

Lawrence M. Noble
General Counsel

5043641176

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

June 25, 1992

Alan W. Weinblatt, Esquire
1616 Pioneer Building
336 North Robert Street
St. Paul, MN 55101

RE: MUR 3325
Committee of the Senate
Assistant Majority Leader
and Michael R. Sieben,
as treasurer

Dear Mr. Weinblatt:

Based on information ascertained in the normal course of carrying out its supervisory responsibilities, on November 5, 1991, the Federal Election Commission found reason to believe that your clients violated 11 C.F.R. § 102.5(a)(2) and instituted an investigation in this matter.

After considering all the evidence available to the Commission, the Office of the General Counsel is prepared to recommend that the Commission find probable cause to believe that a violation has occurred.

The Commission may or may not approve the General Counsel's recommendation. Submitted for your review is a brief stating the position of the General Counsel on the legal and factual issues of the case. Within 15 days of your receipt of this notice, you may file with the Secretary of the Commission a brief (ten copies if possible) stating your position on the issues and replying to the brief of the General Counsel. (Three copies of such brief should also be forwarded to the Office of the General Counsel, if possible.) The General Counsel's brief and any brief which you may submit will be considered by the Commission before proceeding to a vote of whether there is probable cause to believe a violation has occurred.

If you are unable to file a responsive brief within 15 days, you may submit a written request for an extension of time. All requests for extensions of time must be submitted in writing five days prior to the due date, and good cause must be demonstrated. In addition, the Office of the General Counsel ordinarily will not give extensions beyond 20 days.

5043641177

A finding of probable cause to believe requires that the Office of the General Counsel attempt for a period of not less than 30, but not more than 90 days, to settle this matter through a conciliation agreement.

Should you have any questions, please contact Noriega E. James, the staff member assigned to this matter, at (202) 219-3400.

Sincerely,

Lawrence M. Noble
General Counsel

Enclosure
Brief

50436118

In the Matter of)
) MUR 3325
Committee of the Senate Assistant)
Majority Leader and Michael R. Sieben,)
as treasurer)

GENERAL COUNSEL'S BRIEF

I. STATEMENT OF THE CASE

This matter was initiated by the Federal Election Commission ("Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. The Commission found reason to believe that the Committee of the Senate Assistant Majority Leader and Michael R. Sieben, as treasurer, ("Respondents") violated 11 C.F.R. § 102.5(a)(2). Respondents have responded to the Commission's finding. The Office of the General Counsel thoroughly analyzed the response, the response of the contributor and items on disclosure reports.

II. ANALYSIS

According to 11 C.F.R. § 102.5(a)(2) the only contributions that may be deposited into a committee's federal account are those which are either designated for the account, those which result from a solicitation which expressly states that the contribution will be used in connection with a federal election and contributions from contributors who are informed that all contributions are subject to the prohibitions and limitation of the Act.

Respondents' 1989 Year End Report discloses two contributions, totaling $1,200, from Mark B. Dayton. These contributions actually were intended for Respondents' non-federal account but were improperly deposited into Respondents' federal

'5043641179

account.

Therefore, based on evidence that Respondents misdeposited contributions into their federal account, the Office of the General Counsel is prepared to recommend that the Commission find probable cause to believe that the Committee of the Senate Assistant Majority Leader and Michael R. Sieben, as treasurer, violated 11 C.F.R. § 102.5(a)(2).

III. GENERAL COUNSEL'S RECOMMENDATION

Find probable cause to believe that the Committee of the Senate Assistant Majority Leader and Michael R. Sieben, as treasurer, violated 11 C.F.R. § 102.5(a)(2).

6/24/92
Date

Lawrence M. Noble
General Counsel

5043641130

RECEIVED
F.E.C.
SECRETARIAT
92 JUN -9 AM 10: 05

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	MUR 3325
Joseph J. Bogdanovich	)	
	)	**SENSITIVE**
Democratic State Central Committee of California - Federal and Martin H. Eber, as treasurer	)	

GENERAL COUNSEL'S REPORT

I. BACKGROUND

On November 5, 1991, the Commission found reason to believe that Joseph J. Bogdanovich violated 2 U.S.C. §§ 441a(a)(3) and 441a(a)(1)(B) by exceeding the $25,000 annual contribution limit and by exceeding the amount an individual may contribute to the political committees established and maintained by a national political party in any calendar year. On the same date, the Commission found reason to believe that the Democratic State Central Committee of California - Federal and its treasurer[1] violated 11 C.F.R. § 102.5(a)(2) by improperly depositing into the committee's federal account contributions which were intended for the committee's non-federal account.

II. DISCUSSION

As a result of written responses to the Commission's findings and subsequent discussions with counsel, this Office recommends that the Commission proceed as follows with regard to these respondents:

1. At the time, Laurie Talcott was the treasurer of the committee.

Joseph J. Bogdanovich

In response to the Commission's reason to believe findings that Joseph J. Bogdanovich violated 2 U.S.C. §§ 441a(a)(3) and 441a(a)(1)(B), Respondent requested that the Commission take no further action in this matter. A representative for Mr. Bogdanovich argued that no further action was warranted because two recipient committees had mishandled Mr. Bogdanovich's contributions. Specifically, he contended that $10,000 of each contribution made by Mr. Bogdanovich to the Democratic Senatorial Campaign Committee ("DSCC") in 1989 and 1990 and a contribution made to the Republican National Committee ("RNC") in 1990, were to be deposited into the committees' non-federal accounts. The two committees purportedly advised Mr. Bogdanovich, at the time the contributions were made, that the contributions would be deposited into non-federal accounts. However, respondent did not present any documentation such as copies of checks and/or allocation instructions to support his contention. In light of the lack of evidentiary support, the Commission denied the request for no further action.

In a supplemental response, dated May 6, 1992, Mr. Bogdanovich's representative again requests that the Commission take no further action against Mr. Bogdanovich concerning this matter. See Attachment 1. The response includes copies of letters from the RNC and the DSCC. The letter from the RNC states that the $10,000 contribution made by Mr. Bogdanovich during 1990 "[t]hrough an accounting error at the RNC was deposited into a federal account rather than a non-federal account

5043641152

and subsequently reported as a federal contribution." Id. at page 2. The letter from the DSCC states that the contributions made by Mr. Bogdanovich during 1989 and 1990, "which caused him to exceed the annual limit should have been deposited into the Committee's nonfederal (Building Fund) account, in accordance with his understanding and intention." Id. at page 3.[2]

This additional information indicates that Mr. Bogdanovich made contributions to the non-federal accounts of the DSCC and the RNC and that the committees improperly deposited the contributions into their federal accounts. As such, these contributions would not be attributable to any of the limits on contributions made to federal committees. Accordingly, based on this new evidence this Office recommends that the Commission grant respondent's request and take no further action against Joseph J. Bogdanovich in this matter. We also recommend that the Commission find reason to believe that the Democratic Senatorial Campaign Committee and Thomas J. Lehner, as treasurer, and the Republican National Committee and William J. McManus, as treasurer, violated 11 C.F.R. § 102.5(a)(2) by improperly depositing Mr. Bogdanovich's contributions into their federal accounts.

In an effort to expedite the resolution of this matter, this Office recommends that the Commission offer to enter into conciliation with the Democratic Senatorial Campaign Committee and

2. The RNC's 1991 July Monthly Report discloses that on June 6, 1991, the committee refunded $10,000 to Mr. Bogdanovich. The DSCC's 1991 Year End Report discloses that on December 20, 1991, the committee transferred, on behalf of Mr. Bogdanovich, $5,000 from their federal account to their non-federal (Building Fund) account.

5043641183

Thomas J. Lehner, as treasurer, and the Republican National Committee and William J. McManus, as treasurer, prior to findings of probable cause to believe. Attached for the Commission's approval are proposed conciliation agreements.

5043641164

Democratic State Central Committee of California - Federal and Martin H. Eber, as treasurer

Attached is a conciliation agreement which has been signed by the counsel for the Democratic State Central Committee of California - Federal and Martin H. Eber, as treasurer. See Attachment 2. The attached agreement contains no changes from the agreement approved by the Commission on March 25, 1992. The civil penalty has been received. This Office recommends that the Commission accept the attached signed conciliation agreement with Democratic State Central Committee of California - Federal and Martin H. Eber, as treasurer, and close its file in this matter as it pertains to these respondents.

III. GENERAL COUNSEL'S RECOMMENDATION

1. Take no further action against Joseph J. Bogdanovich in this matter and close the file as it pertains to him.

2. Find reason to believe that the Democratic Senatorial Campaign Committee and Thomas J. Lehner, as treasurer, and the Republican National Committee and William J. McManus, as treasurer, violated 11 C.F.R. § 102.5(a)(2) by misdepositing contributions from Joseph J. Bogdanovich into their federal accounts.

3. Enter into conciliation with the Democratic Senatorial Campaign Committee and Thomas J. Lehner, as treasurer, and the Republican National Committee and William J. McManus, as treasurer, prior to findings of probable cause to believe and approve the attached proposed conciliation agreements.

4. Accept the attached signed conciliation agreements with Democratic State Central Committee of California - Federal and Martin H. Eber, as treasurer, and close the file in this matter as it pertains to these respondents.

Lawrence M. Noble
General Counsel

6/9/92
Date

BY: _____
Lois G. Lerner
Associate General Counsel

Attachments
1. Response from Joseph Bogdanovich
2. Signed conciliation agreement and copy of check
3. Proposed conciliation agreements (2)

Staff Person: Noriega James

5041365

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
Joseph J. Bogdanovich;	)	MUR 3325
Democratic State Central Committee of California - Federal and	)	
Martin H. Eber, as treasurer.	)	

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on June 12, 1992, the Commission decided by a vote of 5-0 to take the following actions in MUR 3325:

1. Take no further action against Joseph J. Bogdanovich in this matter and close the file as it pertains to him.

2. Find reason to believe that the Democratic Senatorial Campaign Committee and Thomas J. Lehner, as treasurer, and the Republican National Committee and William J. McManus, as treasurer, violated 11 C.F.R. § 102.5(a)(2) by misdepositing contributions from Joseph J. Bogdanovich into their federal accounts.

3. Enter into conciliation with the Democratic Senatorial Campaign Committee and Thomas J. Lehner, as treasurer, and the Republican National Committee and William J. McManus, as treasurer, prior to findings of probable cause to believe and approve the proposed conciliation agreements, as recommended in the General Counsel's Report dated June 9, 1992.

50436411836

4. Accept the signed conciliation agreements with Democratic State Central Committee of California - Federal and Martin H. Eber, as treasurer, and close the file in this matter as it pertains to these respondents, as recommended in the General Counsel's Report dated June 9, 1992.

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

Attest:

June 6, 1992
Date

Delores R. Harris
for Marjorie W. Emmons
Secretary of the Commission

Received in the Secretariat: Tues., June 09, 1992 10:05 a.m.
Circulated to the Commission: Tues., June 09, 1992 4:00 p.m.
Deadline for vote: Fri., June 12, 1992 4:00 p.m.

bjr

5043641187

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

June 30, 1992

Joseph J. Bogdanovich
c/o David S. Lawson
180 East Ocean Blvd.
Long Beach, CA 90802

RE: MUR 3325
Joseph J. Bogdanovich

Dear Mr. Bogdanovich:

On November 5, 1991, the Federal Election Commission (the "Commission") found reason to believe that you violated 2 U.S.C. §§ 441a(a)(3) and 441a(a)(1)(B) and began an investigation in this matter.

On June 12, 1992, after reviewing your response, dated May 6, 1992, the Commission determined to take no further action against you concerning the violations. The file will be made part of the public record within 30 days after this matter has been closed with respect to all other respondents involved. Should you wish to submit any factual or legal materials to appear on the public record, please do so within ten days of your receipt of this letter. Such materials should be sent to the Office of the General Counsel.

The confidentiality provisions of 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A) remain in effect until the entire matter is closed. The Commission will notify you when the entire file has been closed. In the event you wish to waive confidentiality under 2 U.S.C. § 437g(a)(12)(A), written notice of the waiver must be submitted to the Commission. Receipt of the waiver will be acknowledged in writing by the Commission.

If you have any questions, please contact me at (202) 219-3400.

Sincerely,

Noriega E. James
Paralegal

2043641138

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

June 30, 1992

Lance H. Olson, Esquire
Olson, Connelly, Hagel, Fong & Leidigh
300 Capitol Mall; Suite 350
Sacramento, CA 95814

RE: MUR 3325
Democratic State Central Committee of California - Federal and Martin H. Eber, as treasurer

Dear Mr. Olson:

On June 12, 1992, the Federal Election Commission accepted the signed conciliation agreement and civil penalty submitted on your clients' behalf in settlement of a violation of 11 C.F.R. § 102.5(a)(2), a provision of the Commission's regulations. Accordingly, the file has been closed in this matter as it pertains to your clients.

This matter will become a part of the public record within 30 days after it has been closed with respect to all other respondents involved. 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.

The Commission reminds you that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter has been closed. The Commission will notify you when the entire file has been closed. In the event you wish to waive confidentiality under 2 U.S.C. § 437g(a)(12)(A), written notice of the waiver must be submitted to the Commission. Receipt of the waiver will be acknowledged in writing by the Commission.

2504364139

Enclosed you will find a copy of the fully executed conciliation agreement for your files. If you have any questions, please contact me at (202) 219-3400.

Sincerely,

Noriega E. James
Paralegal

Enclosure
Conciliation Agreement

5043641120

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	MUR 3325
Democratic State Central Committee of California - Federal and Martin H. Eber, as treasurer	)	

92 MAY 11 PM 3:29

CONCILIATION AGREEMENT

This matter was initiated by the Federal Election Commission ("Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. The Commission found reasons to believe that Democratic State Central Committee of California - Federal and its then treasurer ("Respondents"), violated 11 C.F.R. § 102.5(A)(2).

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).

92 MAY 12 PM 3:17

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. Democratic State Central Committee of California - Federal is a political committee within the meaning of 2 U.S.C. § 431(4).

2. Martin H. Eber is the current treasurer of Democratic State Central Committee of California - Federal, but was not the treasurer at the time of the violation.

3. According to 11 C.F.R. § 102.5(a)(2), the only contributions that may be deposited into a committee's federal account are those which are designated for the federal account, those which result from a solicitation which expressly states that the contribution will be used in connection with a federal election and contributions from contributors who are informed that all contributions are subject to the prohibitions and limitations of the Act.

4. Respondents' 1990 July Quarterly Report discloses a $5,000 contribution from Frederick W. Field dated June 1, 1990. This contribution actually was intended for Respondents' non-federal account but was improperly deposited into Respondents' federal account.

5. Respondents' 1991 Year End Report discloses that on August 7, 1991, Respondents transferred $5,000 from their federal account to their non-federal account.

V. Respondents violated 11 C.F.R. § 102.5(a)(2) by depositing a $5,000 contribution from Frederick W. Field into their federal account when the contribution was intended for Respondents' non-federal account.

VI. Respondents will pay a civil penalty to the Federal Election Commission in the amount of One Thousand Two Hundred and Fifty Dollars ($1,250), pursuant to 2 U.S.C. § 437g(a)(5)(A).

VII. The Commission, on request of anyone filing a complaint

5043641192

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 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. Nobel
General Counsel

BY: _____ _____
Lois G. Lerner
Associate General Counsel

Date

FOR THE RESPONDENTS:

BY: _____ _____
Lance H. Olson
General Counsel
California Democratic Party

Date

5043641193

FEDERAL ELECTION COMMISSION
WASHINGTON D C 20463

June 30, 1992

Thomas J. Lehner, Treasurer
Democratic Senatorial Campaign Committee
430 South Capitol Street, SE
Washington, DC 20003

RE: MUR 3325
Democratic Senatorial Campaign Committee and
Thomas J. Lehner, as treasurer

Dear Mr. Lehner:

On June 12, 1992, the Federal Election Commission found that there is reason to believe that the Democratic Senatorial Campaign Committee ("Committee") and you, as treasurer, violated 11 C.F.R. § 102.5(a)(2), a provision of the Commission's regulations. The Factual and Legal Analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against the Committee and 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.

In order to expedite the resolution of this matter, the Commission has also decided to offer 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.

If you are interested in expediting the resolution of this matter by pursuing preprobable cause conciliation and if you agree with the provisions of the enclosed agreement, please sign and return the agreement, 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.

15043641294

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.

For your information, we have attached a brief description of the Commission's procedures for handling possible violations of the Act. If you have any questions, please contact Noriega E. James, the staff member assigned to this matter, at (202) 219-3400.

Sincerely,

Joan D. Aikens

Joan D. Aikens
Chairman

Enclosures
Factual and Legal Analysis
Procedures
Designation of Counsel Form
Conciliation Agreement

5043641195

FEDERAL ELECTION COMMISSION

FACTUAL AND LEGAL ANALYSIS

MUR: 3325

RESPONDENTS: Democratic Senatorial Campaign Committee and Thomas J. Lehner, as treasurer

According to 11 C.F.R. § 102.5(a)(2), the only contributions that may be deposited into a committee's federal account are those which are designated for the federal account, those which result from a solicitation which expressly states that the contribution will be used in connection with a federal election and contributions from contributors who are informed that all contributions are subject to the prohibitions and limitations of the Act.

The 1989 Year End and 1990 April Monthly Reports filed by the Democratic Senatorial Campaign Committee and Thomas J. Lehner, as treasurer, disclose two $20,000 contributions from Joseph J. Bogdanovich dated December 20, 1989, and March 15, 1990, respectively. However, based on information ascertained in the normal course of carrying out its supervisory responsibilities the Commission has found that $10,000 of each contribution actually was intended for Respondents' non-federal account but was improperly deposited into Respondents' federal account. Therefore, there is reason to believe that the Democratic Senatorial Campaign Committee and Thomas J. Lehner, as treasurer, violated 11 C.F.R. § 102.5(a)(2).

5043641196

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

June 30, 1992

William J. McManus, Treasurer
Republican National Committee
310 First Street S.E.
Washington, DC 20003

RE: MUR 3325
Republican National Committee
and William J. McManus, as
treasurer

Dear Mr. McManus:

On June 12, 1992, the Federal Election Commission found that there is reason to believe that the Republican National Committee ("Committee") and you, as treasurer, violated 11 C.F.R. § 102.5(a)(2), a provision of the Commission's regulations. The Factual and Legal Analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against the Committee and 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.

In order to expedite the resolution of this matter, the Commission has also decided to offer 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.

If you are interested in expediting the resolution of this matter by pursuing preprobable cause conciliation and if you agree with the provisions of the enclosed agreement, please sign and return the agreement, 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.

5043641197

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.

For your information, we have attached a brief description of the Commission's procedures for handling possible violations of the Act. If you have any questions, please contact Noriega E. James, the staff member assigned to this matter, at (202) 219-3400.

Sincerely,

Joan D. Aikens

Joan D. Aikens
Chairman

Enclosures
Factual and Legal Analysis
Procedures
Designation of Counsel Form
Conciliation Agreement

5043641123

FEDERAL ELECTION COMMISSION

FACTUAL AND LEGAL ANALYSIS

MUR: 3325

RESPONDENTS: Republican National Committee and
William J. McManus, as treasurer

According to 11 C.F.R. § 102.5(a)(2), the only contributions that may be deposited into a committee's federal account are those which are designated for the federal account, those which result from a solicitation which expressly states that the contribution will be used in connection with a federal election and contributions from contributors who are informed that all contributions are subject to the prohibitions and limitations of the Act.

The 1990 April Quarterly Report filed by the Republican National Committee and William J. McManus, as treasurer, discloses a $10,000 contribution from Joseph J. Bogdanovich with a receipt date of February 20, 1990. However, based on information ascertained in the normal course of carrying out its supervisory responsibilities the Commission has found that this contribution actually was intended for Respondents' non-federal account but was improperly deposited into Respondents' federal account. Therefore, there is reason to believe that the Republican National Committee and William J. McManus, as treasurer, violated 11 C.F.R. § 102.5(a)(2).

5043641129

OGC No. 5045

PERKINS COIE

A Law Partnership Including Professional Corporations
607 Fourteenth Street, N.W. • Washington, D.C. 20005-2011 • (202) 628-6600

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL
92 JUL -6 PM 12:34

July 2, 1992

Noriega E. James
Office of the General Counsel
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463

Re: MUR 3325 - Democratic Senatorial Campaign Committee and Thomas J. Lehner, as Treasurer

Dear Mr. James:

Enclosed is a designation of counsel for the above Matter Under Review.

We ask for an extension of time of 20 days to prepare a response to the Commission's finding of reason to believe in this matter. Because of the upcoming holiday and the involvement of DSCC staff in the Democratic National Convention during the initial response period, we would appreciate the additional time to respond.

With the extension, the response would be due on August 5, 1992. If you have any questions, or need additional information, please do not hesitate to contact one of the undersigned.

Very truly yours,

Robert F. Bauer
Judith L. Corley
Counsel to Democratic Senatorial Campaign Committee

enclosure

[04005-0001/DA921840.021]

5043641280

STATEMENT OF DESIGNATION OF COUNSEL

MUR 3325

NAME OF COUNSEL: Robert F. Bauer/Judith L. Corley - Perkins Coie

ADDRESS: 607 14th Street, NW, Suite 800
Washington, DC 20005

TELEPHONE: 202/628-6600

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.

7/2/92
Date

Thomas J. Lehner
Signature

RESPONDENT'S NAME: Democratic Senatorial Campaign Committee

ADDRESS: 430 South Capitol Street, SE
Washington, DC 20003

HOME PHONE:

BUSINESS PHONE: 202/224-2447

5043641201

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

July 8, 1992

Robert F. Bauer, Esquire
Judith L. Corley, Esquire
Perkins Coie
607 14th Street, N.W., Suite 800
Washington, DC 20005

RE: MUR 3325
Democratic Senatorial Campaign Committee and
Thomas J. Lehner, as treasurer

Dear Ms. Corley:

This is in response to your letter dated July 2, 1992, requesting an extension of 20 days to respond to the Commission's reason to believe finding. After considering the circumstances presented in your letter, the Office of the General Counsel has granted the requested extension. Accordingly, your response is due by the close of business on August 5, 1992.

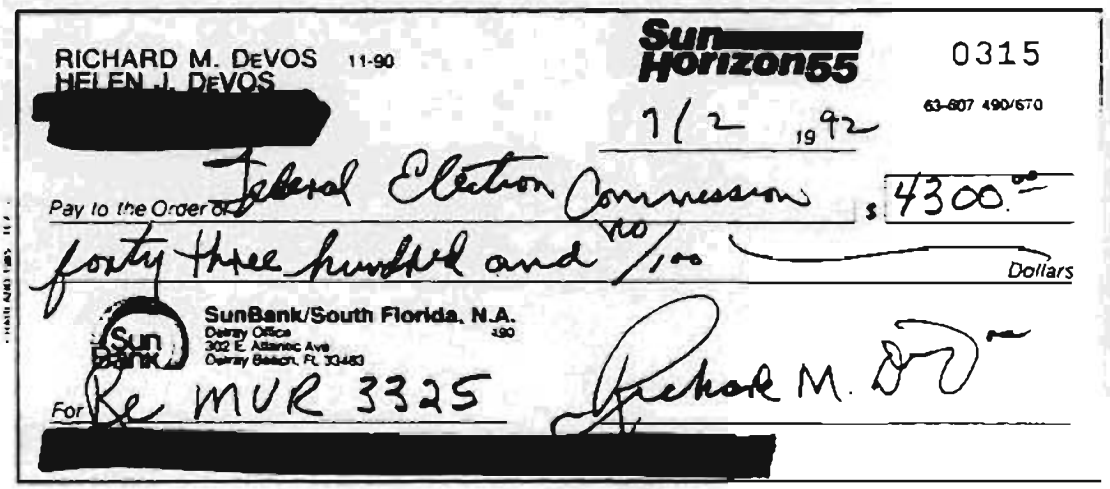
If you have any questions, please contact me at (202) 219-3400.

Sincerely,

Noriega E. James
Paralegal

5043641202

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL
92 JUL 14 PM 4:18



RICHARD M. DeVOS 11-90
HELEN J. DeVOS
[redacted]

Sun Horizon 55

0315

63-607 490/670

7/2 19 92

Pay to the Order of Federal Election Commission $ 4300.00

forty three hundred and 00/100 Dollars

SunBank/South Florida, N.A.
Delray Office
302 E. Atlantic Ave
Delray Beach, FL 33483

For Re MUR 3325

Richard M. DeVos

[redacted]

1504364120 3

Folder Copy

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

July 14, 1992

TWO WAY MEMORANDUM

TO: Virginia Whitted
OGC, Docket

FROM: Philomena Brooks
Accounting Technician

SUBJECt: Account Determination for Funds Received

We recently received a check from Ruchard M. DeVos, check number 0315, dated July 2, 1992, and in the amount of $ 4,300.00. Attached is a copy of the check and any correspondence that was forwarded. Please indicate below the account into which it should be deposited, and the MUR number and name.

TO: Philomena Brooks
Accounting Technician

FROM: Virginia Whitted
OGC, Docket

In reference to the above check in the amount of $ 4,300.00, the MUR number is 3325 and in the name of RICHARD M. DEVOS. The account into which it should be deposited is indicated below:

XX Budget Clearing Account (OGC), 95F3875.16

__ Civil Penalties Account, 95-1099.160

__ Other: _____

Virginia Whitted
Signature

JULY 15,1992
Date

RECEIVED
FEDERAL ELECTION COMMISSION
92 JUL 14 PM 4:18

1504364120 4

Folder Copy

OGC5225

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

July 17, 1992

92 JUL 17 PM 3:30

FEDERAL ELECTION COMMISSION

TWO WAY MEMORANDUM

TO: Virginia Whitted
OGC, Docket

FROM: Philomena Brooks
Accounting Technician

SUBJECt: Account Determination for Funds Received

We recently received a check from Republican National Committee, check number 043551, dated 7-15-92, and in the amount of $ 500.00. Attached is a copy of the check and any correspondence that was forwarded. Please indicate below the account into which it should be deposited, and the MUR number and name.

TO: Philomena Brooks
Accounting Technician

FROM: Virginia Whitted
OGC, Docket

In reference to the above check in the amount of $ 500.00, the MUR number is 3325 and in the name of REPUBLICAN NATIONAL COMMITTEE. The account into which it should be deposited is indicated below:

XX Budget Clearing Account (OGC), 95F3875.16

__ Civil Penalties Account, 95-1099.160

__ Other: _____

Virginia Whitted
Signature

July 20,1992
Date

5043641205

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF
92 JUL 17 PM 3:30

Republican National Committee.

310 First Street Southeast, Washington, D.C. 20003.

CHECK NO 043551

SIGNET BANK
5205 LEESBURG PIKE
FALLS CHURCH VA 22041

PAY EXACTLY **500 DOLLARS AND NO/100**

DATE	CHECK NUMBER
7/15/92	43551

AMOUNT
$500.00**

PAY TO THE ORDER OF FEDERAL ELECTION COMMITTEE

[signature]

⑈043551⑈ ⑆056004089⑆ 651⑈730?499⑈

⑆043364120⑆

BAUDINO & CRAWFORD, P.C.
ATTORNEYS AT LAW
510 Liberty Building
Des Moines, Iowa 50309

Gerald W. Crawford

Phone 515/282-1010
Fax 515/282-1066

RECEIVED
FEDERAL ELECTION
COMMISSION
SECRETARIAT

JUL 17 1 09 PM '92

July 10, 1992

Mr. Noriega James
Federal Election Commission
Washington D.C. 20463

RE: MUR 3325

Mr. James:

Please find enclosed The Iowa Democratic Party's (and Mary Maloney as treasurer) Responsive Brief in the above-captioned matter.

We have included the original plus three copies. Please return the extra filed stamped copies of the brief in the enclosed envelope.

Your cooperation in this matter is greatly appreciated.

Sincerely,

J.D. Hartung

J.D. Hartung

enclosures

92 JUL 17 PM 3:22
RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF

5043642207

In the Matter of *

Iowa Democratic Party *
(Federal Division) and MUR 3325
*

Mary Maloney, as treasurer *

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE

92 JUL 17 PM 3:25

Iowa Democratic Party's
Responsive Brief

I. STATEMENT OF THE CASE

The Federal Election Commission ("Commission") alleges the Iowa Democratic Party and Mary Maloney, as treasurer ("IDP"), violated 11 C.F.R. § 102.5(a)(2) by depositing non-federal funds into a federal account. To the contrary, the IDP asserts that the $5,000.00 in question was appropriately deposited into the federal account for it was contributed towards a federal election campaign.

1504364120

II. ANALYSIS

The Frederick W. Field contribution was solicited by Jake Keitward, on behalf of United States Senator Tom Harkin. Keitward expressly asked Mr. Field to contribute to the Iowa Democratic Party to assist in Senator Harkin's 1990 re-election campaign. Upon receipt, Mr. Field's $5,000.00 contribution was deposited in the IDP federal account.

Section 11 C.F.R. § 102.5(a)(2)(ii), states that "Contributions that result from a solicitation which expressly states that the contribution will be used in connection with a federal election . . ." may be deposited in a federal account.

The instant case, it is apparent the above condition was met, for the solicitor, Jake Keitward, "expressly stated" to Mr. Field that his contribution would benefit Senator Harkin's re-election campaign. (see subpart (ii) above).

III. CONCLUSION

Because the contribution received from Federick W. Field was expressly solicited to benefit Senator Harkin's federal re-election campaign, the IDP was not in violation of 11 C.F.R. § 102.5 (a)(2) when it deposited the funds into its federal account.

Gerald W. Crawford
510 Liberty Building
Des Moines, IA 50309

ATTORNEY FOR IOWA DEMOCRATIC PARTY
AND MARY MALONEY, TREASURER

25043642092

OGC6011

PERKINS COIE

A LAW PARTNERSHIP INCLUDING PROFESSIONAL CORPORATIONS
607 FOURTEENTH STREET, N.W. • WASHINGTON, D.C. 20005-2011 • (202) 628-6600

August 5, 1992

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL
92 AUG -5 PM 4:13

Noriega E. James
Office of the General Counsel
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463

Re: MUR 3325 - Democratic Senatorial Campaign Committee and Thomas J. Lehner, as treasurer

Dear Mr. James:

This is in response to the Commission's letter dated June 30, 1992, in which the Commission notified the Democratic Senatorial Campaign Committee ("DSCC") that it had found reason the believe the DSCC violated the FEC's regulations at 11 C.F.R. § 102.5(a)(2). For the reasons discussed below, Respondents believe the Commission's finding was made in error and ask that the matter be dismissed with no further action.

Section 102.5(a)(2) of the Commission's regulations provide that contributions may be deposited into a committee's federal account only if:

a. the contribution is specifically designated for the federal account; or

b. the contribution results from a solicitation which expressly states that the contribution will be used in connection with a federal election; or

c. the contribution is from a contributor who has been informed that all contributions are subject to the prohibitions and limitations of the Act.

The Commission found that the DSCC violated this provision of the regulations because it erroneously deposited two contributions of $20,000 from Joseph J. Bogdanovich into its federal account when $10,000 of each of the contributions was apparently intended for the Committee's nonfederal account.

TELEX 44-0277 PCSO UI • FACSIMILE (202) 434-1690
ANCHORAGE • BELLEVUE • LOS ANGELES • PORTLAND • SEATTLE • SPOKANE

The DSCC is a national party committee organized to provide support to candidates for election or re-election to the United States Senate. The Committee maintains only a single nonfederal account which was established under the provisions of 2 U.S.C. § 431(8)(b)(viii)(the building fund exemption). Funds deposited into this account are used to defray the DSCC's share of expenses incurred in connection with the construction of the Democratic Party Headquarters Building at 430 S. Capitol Street in Washington, D.C.

As a general rule, the Committee does not actively solicit monies for the building fund. Occasionally, however, a contributor indicates a preference to make a nonfederal contribution to the DSCC. In these cases, it is the Committee's policy for the staff person involved to explain the nature of the building fund account and to ask the individual to designate the donation for this purpose. In the rare instance when an unsolicited contribution not be lawful under federal law is received at the Committee, the Committee's policy is to seek written verification from the contributor that the donation may be used for building fund purposes. If verification is not received, the contribution is refunded.

This policy is designed to ensure compliance with the language of the building fund exemption in the Federal Election Campaign Act, which exempts from the definition of the terms "contribution" and "expenditure" for this purpose only those funds which are "specifically designated to defray any cost for construction or purchase of any office facility . . ."(emphasis added). See also, 11 C.F.R. §§ 100.7(b)(12) and 100.8(b)(13).

All other solicitations by the Committee or on the Committee's behalf are for its federal account. FEC reports filed by the DSCC reflect the fact that its active solicitation efforts are for its federal account: between the period January 1, 1992 through June 30, 1992, for example, out of the close to $14 million raised by the DSCC, less than four percent ($546,393) was placed in the building fund account. See, FEC Press Release "GOP Continues Fundraising Lead Over Democrats," August 5, 1992.

In the case of the two contributions from Mr. Bogdanovich, no current employee of the DSCC was involved in the solicitation of these funds. There is, therefore, no one

5043641211

with any personal knowledge of the events or discussions relevant to Mr. Bogdanovich's contributions to the DSCC. Nonetheless, based on the policy described above, and the written evidence discussed below, the contributions were properly placed in the DSCC's federal account.

Attached as Exhibit A are copies of both contribution checks together with DSCC processing documents and related correspondence. The check dated December 14, 1989 is made payable to "DSCC Majority Trust." The accompanying letter also notes this fact. The Majority Trust is a fundraising program established by the DSCC to raise federal funds for its activities in support of United States Senate candidates. , Among the various benefits provided to participants, members of the Majority Trust receive tickets to various events sponsored by the DSCC during the course of the year, as well as updates on Senate races around the country. There is no mention either on the check or in the letter of any desire or intent to have the funds deposited into the DSCC's building fund account (or into any other nonfederal account).

The second check, dated March 5, 1990, also contains no designation of any kind. As the DSCC Check Tracking Memorandum shows, the contribution was received in connection with the DSCC's "Road Show - Western Swing." The Road Show was the name given to a federal fundraising program involving a series of fundraising events held during the spring of 1990 in the western part of the country. Various United States Senators appeared at the fundraising events held in California, Nevada, and other western states.

As is clear from the DSCC's Check Tracking Memorandum attached to each of the checks, the DSCC had no understanding that the contributions from Mr. Bogdanovich were intended in any part for the nonfederal account. The form contains a clearly marked box for attributing building fund contributions to the proper account[1], but this box was not checked on either of the forms completed for Mr. Bogdanovich's contributions.

---

[1]All other programs listed on the form are fundraising programs for federal funds.

- 5 0 4 3 6 4 1 2 1 2

The deposit of Mr. Bogdanovich's checks in the Committee's federal account is, thus, justifiable for several reasons:

- The contributions were not "specifically designated" for the building fund account as required under the building fund exemption.
- The contributions were not designated in any way for any nonfederal account.
- The contributions were made in connection with fundraising programs of the Committee that are designed and intended to raise federal contributions.
- The amount of each of the contributions ($20,000) is the exact federal contribution limit for an individual contributing to a national party committee.
- There was no evidence on the face of the checks that the contributions were impermissible for use in connection with federal elections.

The Commission, in regulations promulgated after the contributions in question here were made, created a presumption in the law that, in effect, affirms the DSCC's actions in this case. Section 102.5(a)(3) provides that:

> Any party committee solicitation that makes reference to a federal candidate or a federal election shall be presumed to be for the purpose of influencing a federal election, and contributions resulting from that solicitation shall be subject to the prohibitions and limitations of the Act. This presumption may be rebutted by demonstrating to the Commission that the funds were solicited with express notice that they would not be used for federal election purposes.[2]

---

[2]It is interesting to note that this provision appears to conflict with the requirement, still in effect, in section 102.5(a)(2) that all contributions placed in a federal account must be specifically designated

5043612213

As noted above, the DSCC solicits contributions for its federal account through a variety of fundraising programs. As an example of the programs, attached as Exhibit B is a description of the Majority Trust program. Such fundraising programs highlight the fact that the funds are being raised to support the DSCC's activities on behalf of candidates for the United States Senate. Individual Senators are often involved in the solicitation of funds and often attend the fundraising events held for this purpose. Further, the DSCC does not actively solicit contributions for its building fund account.[3]

Based on the foregoing information, the Commission should find that Respondents did not violate 11 C.F.R. § 102.5(a)(2) and should dismiss this matter without taking any further action.

If you have any questions or need additional information, please contact the undersigned.

Very truly yours,

Robert F. Bauer
Judith L. Corley
Counsel to Respondents

enclosures

5043641214

---

for that purpose or made as the result of a solicitation that expressly states the contribution will be used in connection with a federal election.

[3]In June of 1992, Mr. Bogdanovich, through counsel, asked the DSCC to transfer a portion of each of the contributions in question to the Committee's nonfederal account. The DSCC was willing to accommodate this request. This should not be viewed, however, as an admission by the DSCC that the original deposit of the contributions into the federal account was in error, rather than the result of a misunderstanding.

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF
92 AUG -5 PM 4:16

EXHIBIT A

5043641215

Heinz
WORLD HEADQUARTERS
[redacted]

Joseph J. Bogdanovich
Vice Chairman

December 14, 1989

Senator John Breaux
Democratic Senatorial Campaign Committee
430 S. Capitol Street, S.E.
Washington, D. C. 20003

Dear Senator Breaux:

Enclosed is my check in the amount of $20,000 payable to the Majority Trust. I appreciate your help and advice and look forward to meeting with you again.

Very truly yours,

Joseph J. Bogdanovich

Enclosure

JJB:sb

92 AUG -5 PM 4:19
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL
RECEIVED

50433641216

08-03-1989 23:00 202 466 3:20 OSCC P.10

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF SECRETARY
92 AUG -5 PM 4:16

50433641217

CHECK TRACKING MEMORANDUM

TO: Debra Davey

Date 12/20/84

FROM: Attached Check

From (Initial): CMC
Sarah Approval: ____
Kris Approval: ____

Check Amount: $ 20,000.00 Partnership ____ Soft ____

Name: Joseph J. Bogdanovich

Business Address: H. J. Heinz Co, P.O. Box 57
Pittsburgh, PA 15230-0057

Home Address: 71 Saddleback Road
Rolling Hills, CA 90274

Phone: (O) ____ (H) ____

Occupation: Vice Chairman

Employer: Heinz USA Headquarters

Attribute to the Following Program:

____ Circle --
__X__ Majority Trust
____ Roundtable
____ Fall Dinner 19 ____
____ Road Show
(City) ____

____ General Misc.
____ Labor Council
____ Other
____ Building Fund

Source: ____
Tally: ____
Thru: ____

JOSEPH J. BOGDANOVICH
[redacted]

6316

PAY TO THE ORDER OF DSCC MAJORITY TRUST ---------- December 14 19 89 $ 20,000.00

Twenty Thousand and no/100 ---------- DOLLARS

SECURITY PACIFIC NATIONAL BANK

FOR [redacted]

Joseph J. Bogdanovich

11 [redacted] 50

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL
92 AUG -5 PM 4:16

CHECK TRACKING MEMORANDUM

TO: Debra Davey

Date 3/14/90

FROM: Attached Check

From (Initial): CA
Sarah Approval:
Kris Approval: KS

Check Amount: $ 20,000 Partnership ____ Soft ____

Name: Joseph J. Bogdanovich

Business Address: H.J. Heinz Co.
PO Box 57 / Pittsburgh PA 5227

Home Address: 71 Saddleback Rd.
Rolling Hills, CA 90274

Phone: (O) [redacted] (H) [redacted]

Occupation: Chairman

Employer: H.J. Heinz

Attribute to the Following Program:

S-D2 CA

3/15/90

___ Circle — ____
___ Majority Trust
___ Roundtable
___ Fall Dinner 19 ____
X Road Show
(City) Invesco Swing

___ General Misc.
___ Labor Council
___ Other
___ Building Fund

Source: BOGDANOVICH
Tally: PII
Thru:

DATE		AMOUNT

JOSEPH J. BOGDANOVICH [redacted] 6359

19-4/1210

March 5 19 90

PAY TO THE ORDER OF DEMOCRATIC SENATORIAL CAMPAIGN COMMITTEE $ 20,000.00

Twenty Thousand and no/100 DOLLARS

SECURITY PACIFIC NATIONAL BANK
San Pedro Office 00128
500 South Pacific Avenue
San Pedro, CA 90731

FOR ____ Joseph J Bogdanovich

[redacted]

.5043641213

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF SECRETARY

92 AUG -5 PM 4:16

EXHIBIT B

5 0 4 3 6 4 1 2 1 2

Democratic Senatorial Campaign Committee
430 South Capitol Street, S.E., Washington, D.C. 20003 • (202) 224-2447

Chairman
Charles S. Robb, VA

Ex-Officio
George Mitchell, ME

Program Chairmen
John D. Rockefeller IV, WV
National Finance Council

Richard Bryan, NV
Majority Trust

Bob Graham, FL
Leadership Circle

David Pryor, AR
Business Roundtable

Paul Simon, IL
Labor Council

Full Committee
Lloyd Bentsen, TX
Joseph Biden, DE
Bill Bradley, NJ
John Breaux, LA
Alan Cranston, CA
Thomas Daschle, SD
Christopher Dodd, CT
Wyche Fowler, GA
Albert Gore, TN
Daniel Inouye, HI
Bennett Johnston, LA
Edward Kennedy, MA
Robert Kerrey, NE
John Kerry, MA
Herbert Kohl, WI
Frank Lautenberg, NJ
Joseph Lieberman, CT
Howard Metzenbaum, OH
Barbara Mikulski, MD
Sam Nunn, GA
Donald Riegle, MI
Jim Sasser, TN
Paul Wellstone, MN

DEMOCRATIC SENATORIAL CAMPAIGN COMMITTEE

MAJORITY TRUST

The Majority Trust is the premiere program of the DSCC. Members of the Majority Trust are invited to participate in all DSCC donor programs, events and activities throughout the year. These programs include:

Majority Trust Weekends & Retreats: 1992 events include a winter ski weekend in Utah; private visit to the LBJ Ranch Weekend in Austin, Texas; the Kentucky Derby; a special Democratic National Convention package in New York in July; a Summer Weekend on Nantucket August 13-16, the International Balloon Festival in Albuquerque October 2-4, the 1993 Superbowl and other events throughout the year. Members of the Senate Democratic Majority participate with Majority Trust members in these exclusive weekend retreats.

DSCC Fall Dinner: Majority Trust members receive tickets & priority seating to the annual Fall Dinner. Majority Trust members who belong to both the DSCC and DCCC receive tickets to the Joint Spring Dinner.

Regional Dinners & Special Events: Majority Trust members are invited to participate in exclusive dinners, receptions and policy discussions throughout the year with members of the Democratic Senate majority.

Invitations to all Leadership Circle, Business Roundtable & Senate Coalition Events: All Majority Trust members are invited to the Business Roundtable and Senate Coalition breakfasts and events. These include Leadership Circle weekends and forums and monthly Business Roundtable Breakasts and events as scheduled.

Research & Information: Majority Trust members are sent monthly **DSCC Race Updates**, research and information. We will make every effort to secure specific information on request.

Membership in the Majority Trust is $20,000 per person per calendar year. (A combination of PAC and personal funds is acceptable).

For additional information, please call Stephanie Cooper at 202/224-2447.

Paid for and authorized by the Democratic Senatorial Campaign Committee

92 AUG -5 PM 4:16
FEDERAL ELECTION COMMISSION

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

November 24, 1992

Gerald W. Crawford, Esquire
Baudino & Crawford, P.C.
510 Liberty Building
Des Moines, IA 50309

RE: MUR 3325
Iowa Democratic Party
(Federal Division) and
Mary Maloney, as treasurer

Dear Mr. Crawford:

This is to confirm that you have agreed to attend a meeting scheduled for 10:00 a.m. on December 2, 1992, at the Federal Election Commission to discuss matters relating to MUR 3325. The Federal Election Commission is located in Washington, D.C., at 999 E Street N.W. As previously agreed upon, you should arrange to have Jake Reitward available to participate in a telephone conference call with staff from our Office at that time.

If you have any questions or if there are any changes in your plans, please contact me immediately at (202) 219-3400.

Sincerely

Noriega E. James
Paralegal

5043641221

THE INTERSCOPE GROUP
[redacted]
[redacted]
[redacted]

FAX to:
Jerry Crawford
12-9-92
BL

May 1, 1990

John Kulewicz
Citizens for Harkin
P.O. Box 75221
Washington, D.C. 20013

Dear John,

As promised, please find enclosed Ted Field's contribution in the amount of $5,000.00 to the Iowa Democratic Party - hope it helps.

Sincerely,

Bob Burkett

Enclosure

:am

92 DEC -9 PM 3:04
RECEIVED
FEDERAL ELECTION COMMISSION

50436122

FAX to: Jeff Crawford 12-9-92

FREDERICK W. FIELD (I)

10533

DATE	CHECK NO.	DESCRIPTION	AMOUNT	DISCOUNT	NET
/24/90		POLITICAL CONTRIB 8091260	5000.00		5000.00
/28/90	010533	** CHECK TOTALS*	5000.00		5000.00

FREDERICK W. FIELD (I)

10533

DATE 04/23/90 CHECK NO. 010533 AMOUNT IDN100P

**FIVE THOUSAND DOLLARS AND NO CENTS

NET AMOUNT

*****5,000.00

PAY TO THE ORDER OF

IOWA DEMOCRATIC PARTY
2300 FINANCIAL CENTER
DES MOINES, IA 50309

[redacted]

150436412223

ROBERT L BURKETT

August 1, 1990

Dear Jeff,

[illegible]

FREDERICK W. FIELD (R)

11686

FIVE THOUSAND DOLLARS AND NO CENTS 07/25/90 011686 IOWZOOP

$5,000.00

IOWA COORDINATED CAMPAIGN

[redacted]

404030

Fax to Jerry Crawford 12-9-92 BR

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 3325
Committee of the Senate)
Assistant Majority Leader and)
Michael R. Sieben, as treasurer)
)
Richard M. DeVos, Sr.)

SENSITIVE

GENERAL COUNSEL'S REPORT

I. BACKGROUND

On November 5, 1991, the Commission found reason to believe that the Committee of the Senate Assistant Majority Leader and Michael R. Sieben, as treasurer, violated 11 C.F.R. § 102.5(a)(2) and Richard M. DeVos, Sr. violated 2 U.S.C. §§ 441a(a)(3) and 441a(a)(1)(B). At Respondents' request, the Commission determined to enter into negotiations directed towards reaching conciliation agreements in settlement of the matters prior to findings of probable cause to believe. After attempts to negotiate an agreement with the Committee of the Senate Assistant Majority Leader and Michael R. Sieben, as treasurer, failed, this Office proceeded to the next stage of the enforcement process and mailed them the General Counsel's brief recommending that the Commission find probable cause to believe that the committee and its treasurer violated 11 C.F.R. § 102.5(a)(2).

5043641225

II. **ANALYSIS: (The General Counsel's Brief is Incorporated By Reference)**

Committee of the Senate Assistant Majority Leader and Michael R. Sieben, as treasurer

The Commission found reason to believe that the Committee of the Senate Assistant Majority Leader and Michael R. Sieben, as treasurer, ("Respondents") violated 11 C.F.R. § 102.5(a)(2) by improperly depositing contributions totaling $1,200 from Mark B. Dayton into their federal account. Although Respondents requested preprobable cause conciliation, they failed to respond to the Commission's proposed conciliation agreement. Additionally, Respondents have failed to respond to the General Counsel's Brief. Accordingly, this Office recommends that the Commission find probable cause to believe that the Committee of the Senate Assistant Majority Leader and Michael R. Sieben, as treasurer, violated 11 C.F.R. § 102.5(a)(2).

III. **Preprobable Cause Conciliation with Richard M. DeVos, Sr.**

Attached is a conciliation agreement which has been signed by Richard M. DeVos, Sr.

5043641226

IV. DISCUSSION OF CONCILIATION AND CIVIL PENALTY

V. RECOMMENDATIONS

1. Find probable cause to believe that the Committee of the Senate Assistant Majority Leader and Michael R. Sieben, as treasurer, violated 11 C.F.R. § 102.5(a)(2).

2. Accept the attached signed conciliation agreement with Richard M. DeVos, Sr. and close the file in this matter as it pertains to him.

3. Approve the attached conciliation agreement and appropriate letters.

2/10/92
Date

Lawrence M. Noble
General Counsel

Attachments:
1. Signed Conciliation Agreement and copy of check
2. Conciliation Agreement

Staff assigned: Noriega E. James

50436412227

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
Committee of the Senate Assistant Majority Leader and Michael R. Sieben, as treasurer;	)	MUR 3325
	)	
	)	
Richard M. DeVos, Sr.	)	

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on December 22, 1992, the Commission decided by a vote of 5-0 to take the following actions in MUR 3325:

1. Find probable cause to believe that the Committee of the Senate Assistant Majority Leader and Michael R. Sieben, as treasurer, violated 11 C.F.R. § 102.5(a)(2).

2. Accept the signed conciliation agreement with Richard M. DeVos, Sr. and close the file in this matter as it pertains to him.

(Continued)

50436122 3

3. Approve the conciliation agreement and appropriate letters, as recommended in the General Counsel's Report dated December 16, 1992.

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

Attest:

12-23-92
Date

Delores R. Hardy
for Marjorie W. Emmons
Secretary of the Commission

Received in the Secretariat: Wed., Dec. 16, 1992 4:08 p.m.
Circulation to the Commission: Thurs., Dec. 17, 1992 11:00 a.m.
Deadline for vote: Tues., Dec. 22, 1992 4:00 p.m.

dr

5043641229

FEDERAL ELECTION COMMISSION
WASHINGTON D C 20463

January 8, 1993

Alan W. Weinblatt, Esquire
1616 Pioneer Building
336 North Robert Street
St. Paul, MN 55101

RE: MUR 3325
Committee of the Senate Assistant Majority Leader and
Michael R. Sieben, as treasurer

Dear Mr. Weinblatt:

On December 22, 1992, the Federal Election Commission found that there is probable cause to believe your clients violated 11 C.F.R. § 102.5(a)(2), a provision of the Commission's regulations, in connection with MUR 3325.

The Commission has a duty to attempt to correct such violations for a period of 30 to 90 days by informal methods of conference, conciliation, and persuasion, and by entering into a conciliation agreement with a respondent. If we are unable to reach an agreement during that period, the Commission may institute a civil suit in United States District Court and seek payment of a civil penalty.

Enclosed is a conciliation agreement that the Commission has approved in settlement of this matter. If you agree with the provisions of the enclosed agreement, please sign and return it, along with the civil penalty, to the Commission within ten days. I will then recommend that the Commission accept the agreement. Please make your check for the civil penalty payable to the Federal Election Commission.

If you have any questions or suggestions for changes in the enclosed conciliation agreement, or if you wish to arrange a meeting in connection with a mutually satisfactory conciliation agreement, please contact Noriega E. James, the staff member assigned to this matter, at (202) 219-3400.

Sincerely,

Lawrence M. Noble
General Counsel

Enclosure
Conciliation Agreement

50436420

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

January 8, 1993

Mr. Richard M. DeVos, Sr.
Attn.: John Gartland
Amway Corporation
Suite 210
214 Massachusetts Avenue, N.E.
Washington, D.C. 20002

RE: MUR 3325
Richard M. DeVos, Sr.

Dear Mr. DeVos:

On December 22, 1992, the Federal Election Commission accepted the signed conciliation agreement and civil penalty submitted on your behalf in settlement of a violation of 2 U.S.C. § 441a(a)(3), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). Accordingly, the file has been closed in this matter as it pertains to Richard M. DeVos, Sr.

This matter will become public within 30 days after it has been closed with respect to all other respondents involved. 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.

You are advised that the confidentiality provisions of 2 U.S.C. § 437g(a)(12)(A) still apply with respect to all respondents still involved in this matter. The Commission will notify you when the entire file has been closed.

Enclosed you will find a copy of the fully executed conciliation agreement for your files. If you have any questions, please contact me at (202) 219-3400.

Sincerely,

Noriega E. James
Paralegal

Enclosure
Conciliation Agreement

50436412

92 JUL 17 PM 3:25
RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 3325
Richard M. DeVos, Sr.)
)

CONCILIATION AGREEMENT

This matter was initiated by a signed, sworn, and notarized complaint by the Center For Responsive Politics. The Federal Election Commission ("Commission") found reason to believe that Richard M. DeVos, Sr. ("Respondent") violated 2 U.S.C. § 441a(a)(3).

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, Richard M. DeVos, Sr., is an individual contributor.

2. 2 U.S.C. § 441a(a)(3) limits total contributions by an individual in any calendar year to $25,000. Under this section,

50436122

any contribution to a candidate or authorized committee with respect to a particular election made in a non-election year shall be considered to be made during the calendar year in which such election is held.

3. With respect to the 1990 calendar year, Respondent made contributions totaling $42,250 to political committees.

4. Respondent contends that the contributions were made on a joint checking account and that one half of each contribution was intended to be a contribution from his spouse. However, her signature did not appear on the checks or accompanying documents as required under 11 C.F.R. § 110.1(k).

V. With respect to the 1990 calendar year, Respondent made contributions to federal committees which exceeded, by $17,250, the limit established by 2 U.S.C. § 441a(a)(3).

VI. Respondent will pay a civil penalty to the Federal Election Commission in the amount of Four Thousand Three Hundred Dollars ($4,300), 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.

5043641233

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: _____ 1/5/93
Lois G. Lerner
Associate General Counsel
Date

FOR THE RESPONDENT:

_____ 6/10/92
(Name)
(Position)
Date

5043641204

FEDERAL ELECTION COMMISSION
WASHINGTON D C 20463

March 11, 1993

Alan W. Weinblatt, Esquire
1616 Pioneer Building
336 North Robert Street
St. Paul, MN 55101

RE: MUR 3325
Committee of the Senate Assistant Majority Leader and
Michael R. Sieben, as treasurer

Dear Mr. Weinblatt:

On January 8, 1993, you were notified that the Federal Election Commission found probable cause to believe that your clients, Committee of the Senate Assistant Majority Leader and Michael R. Sieben, as treasurer, violated 11 C.F.R. § 102.5(a)(2), a provision of the Commission's regulations. On that same date, you were sent a conciliation agreement offered by the Commission in settlement of this matter.

Please note that pursuant to 2 U.S.C. § 437g(a)(4)(A)(i), the conciliation period in this matter may not extend for more than 90 days, but may cease after 30 days. Insofar as more than 30 days have elapsed without a response from you, a recommendation concerning the filing of a civil suit will be made to the Commission by the Office of the General Counsel unless we receive a response from you before March 19, 1993.

Should you have any questions, please contact me at (202) 219-3400.

Sincerely,

Noriega E. James
Paralegal

5043641235

OGC 6177

RECEIVED
FEDERAL ELECTION COMMISSION

93 MAR 31 AM 10:58

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

March 30, 1993

TWO WAY MEMORANDUM

TO: OGC, Docket

FROM: Philomena Brooks PEB
Accounting Technician

SUBJECt: Account Determination for Funds Received

We recently received a check from Weinblatt and Lavi, check number 1512, dated March 26, 93 and in the amount of $ 300.00. Attached is a copy of the check and any correspondence that was forwarded. Please indicate below the account into which it should be deposited, and the MUR number and name.

TO: Philomena Brooks
Accounting Technician

FROM: OGC, Docket BY JC

In reference to the above check in the amount of $ 300.00, the MUR number is 3325 and in the name of Unit. of the Sun Belt Mexican Bldrs. The account into which it should be deposited is indicated below:

✓ Budget Clearing Account (OGC), 95F3875.16

__ Civil Penalties Account, 95-1099.160

__ Other: _____

Linda Hawes
Signature

3-31-93
Date

5043641206

RECEIVED
FEDERAL ELECTION COMMISSION
93 MAR 31 AM 10:58

INTEREST ON LAWYERS TRUST ACCOUNT
WEINBLATT & DAVIS, TRUSTEES
1616 PIONEER BLDG.
ST. PAUL, MN 55101

1512

3/26 1993

22-82/960

PAY TO THE ORDER OF FEC $ 300.00

Three Hundred and no/100 DOLLARS

COMMERCIAL STATE BANK
35 West 5th Street • St. Paul, MN 55102

MEMO

Alan Weinblatt

⑈0960006⑈ 090⑈175⑈⑈ 1512

5043641237

RECEIVED
F.E.C.
SECRETARIAT

93 APR -5 PM 3:38

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 3325
Committee of the Senate Assistant)
Majority Leader and)
Michael R. Sieben, as treasurer)

SENSITIVE

GENERAL COUNSEL'S REPORT

I. BACKGROUND

Attached is a conciliation agreement which has been signed on behalf of the Committee of the Senate Assistant Majority Leader and Michael R. Sieben, as treasurer.

II. RECOMMENDATIONS

1. Accept the attached conciliation agreement with Committee of the Senate Assistant Majority Leader and Michael R. Sieben, as treasurer.

5043641238

2. Close the file as to this respondent.

3. Approve the appropriate letter.

Lawrence M. Noble
General Counsel

4-2-93
Date

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

Attachments
1. Conciliation Agreement
2. Photocopy of civil penalty check

Staff Assigned: Noriega E. James

50436412202

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
Committee of the Senate Assistant Majority Leader and Michael R. Sieben, as treasurer.	)	MUR 3325

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on April 8, 1993, the Commission decided by a vote of 5-0 to take the following actions in MUR 3325:

1. Accept the conciliation agreement with Committee of the Senate Assistant Majority Leader and Michael R. Sieben, as treasurer, as recommended in the General Counsel's Report dated April 2, 1993.

2. Close the file as to this respondent.

3. Approve the appropriate letter, as recommended in the General Counsel's Report dated April 2, 1993.

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

Attest:

4-8-93
Date

Delores Hardy for Marjorie W. Emmons
Secretary of the Commission

Received in the Secretariat: Mon., April 05, 1993 3:38 p.m.
Circulated to the Commission: Mon., April 05, 1993 4:00 p.m.
Deadline for vote: Thurs., April 08, 1993 4:00 p.m.

bjr

50436412 0

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

APRIL 15, 1993

Alan W. Weinblatt, Esquire
1616 Pioneer Building
336 North Robert Street
St. Paul, MN 55101

RE: MUR 3325
Committee of the Senate
Assistant Majority Leader and
Michael R. Sieben, as treasurer

Dear Mr. Weinblatt:

On April 8, 1993, the Federal Election Commission accepted the signed conciliation agreement and civil penalty submitted on your clients' behalf in settlement of a violation of 11 C.F.R. § 102.5(a)(2), a provision of the Commission's regulations. Accordingly, the file has been closed in this matter as it pertains to the Committee of the Senate Assistant Majority Leader and Michael R. Sieben, as treasurer.

This matter will become public within 30 days after it has been closed with respect to all other respondents involved. 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.

You are advised that the confidentiality provisions of 2 U.S.C. § 437g(a)(12)(A) still apply with respect to all respondents still involved in this matter. The Commission will notify you when the entire file has been closed.

Enclosed you will find a copy of the fully executed conciliation agreement for your files. If you have any questions, please contact me at (202) 219-3400.

Sincerely,

Noriega E. James
Paralegal

Enclosure
Conciliation Agreement

5043641241

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
Committee of the Senate Assistant Majority Leader and Michael R. Sieben, as treasurer	)	MUR 3325

RECEIVED
FEDERAL ELECTION COMMISSION
93 MAR 31 AM 10:58

CONCILIATION AGREEMENT

This matter was initiated by the Federal Election Commission ("Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. The Commission found probable cause to believe that the Committee of the Senate Assistant Majority Leader and Michael R. Sieben, as treasurer, ("Respondents") violated 11 C.F.R. § 102.5(a)(2).

NOW, THEREFORE, the Commission and the Respondents, having duly entered into conciliation pursuant to 2 U.S.C. § 437g(a)(4)(A)(i), do hereby agree as follows:

I. The Commission has jurisdiction over the Respondents and the subject matter of this proceeding.

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

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

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

1. Committee of the Senate Assistant Majority Leader is a political committee within the meaning of 2 U.S.C. § 431(4).

2. Michael R. Sieben is the treasurer of the Committee of the Senate Assistant Majority Leader.

3. According to 11 C.F.R. § 102.5(a)(2), the only

5043641242

contributions that may be deposited into a committee's federal account are those which are designated for the federal account, those which result from a solicitation which expressly states that the contribution will be used in connection with a federal election and contributions from contributors who are informed that all contributions are subject to the prohibitions and limitations of the Act.

4. Respondents' 1989 Year End Report discloses two contributions, totaling $1,200, from Mark B. Dayton. These contributions actually were intended for Respondents' non-federal account but were deposited into Respondents' federal account.

5. Respondents contend that the misdeposit was inadvertent.

6. Respondents' 1991 Mid Year Report discloses that Respondents transferred $1,200 from their federal account to their non-federal account.

V. Respondents violated 11 C.F.R. § 102.5(a)(2) by depositing $1,200 in contributions from Mark B. Dayton into their federal account when the contributions were intended for Respondents' non-federal account.

VI. Respondents will pay a civil penalty to the Federal Election Commission in the amount of Three Hundred Dollars ($300), 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

5043641243

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 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
Associate General Counsel

Date 4/14/93

FOR THE RESPONDENTS:

Alan W. Weinblatt
(Name)
(Position) attorney for Respondents

March 24, 1993
Date

5043364124

OGC 93 17

RECEIVED
FEDERAL ELECTION COMMISSION

93 APR 30 AM 10: 30

FEDERAL ELECTION COMMISSION

April 29 93

TWO WAY MEMORANDUM

TO: OGC, Docket

FROM: Philomena Brooks
Accounting Technician

SUBJECt: Account Determination for Funds Received

We recently received a check from Republican N.C. Victory 92, check number 24-7554 dated June 30, 1993, and in the amount of $ 1000.00. Attached is a copy of the check and any correspondence that was forwarded. Please indicate below the account into which it should be deposited, and the MUR number and name.

Diana Fuller

TO: Philomena Brooks
Accounting Technician

FROM: OGC, Docket

In reference to the above check in the amount of $ 1000.00, the MUR number is 3335 and in the name of Republican National Committee. The account into which it should be deposited is indicated below:

✓ Budget Clearing Account (OGC), 95F3875.16

__ Civil Penalties Account, 95-1099.150

__ Other: _____

Signature

4-30-93
Date

5043641245

Republican National Committee .

310 First Street Southeast, Washington, D.C. 20003

CHECK NO. 049754

SIGNET BANK
8205 LEESBURG PIKE
FALLS CHURCH, VA 22043

DATE	CHECK NUMBER
4/29/93	49754

Pay Exactly **1,000 dollars and no/100**

PAY TO THE ORDER OF: Federal Election Commission

AMOUNT
$ *1,000.00*

Pat Hughes
AUTHORIZED SIGNATURE

"049754" :056004089: 651"730749"

93 APR 30 AM 10:30

5043641 2 6

RECEIVED
F.E.C.
SECRETARIAT
93 MAY -4 PM 12:54

BEFORE THE FEDERAL ELECTION COMMISSION **SENSITIVE**

In the Matter of)
) MUR 3325
Republican National Committee)
and William J. McManus, as treasurer)

GENERAL COUNSEL'S REPORT

I. **BACKGROUND**

Attached is a conciliation agreement which has been signed on behalf of the Republican National Committee and William J. McManus, as treasurer.

5043641247

II. **RECOMMENDATIONS**

1. Accept the attached conciliation agreement with Republican National Committee and William J. McManus, as treasurer.

2. Close the file as to these respondents.

3. Approve the appropriate letter.

Lawrence M. Noble
General Counsel

5/4/93
Date

BY: _____
Lois G. Lerner
Associate General Counsel

Attachments
1. Conciliation Agreement
2. Photocopy of civil penalty checks

Staff Assigned: Noriega E. James

50413641 2

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
Republican National Committee and William J. McManus, as treasurer.	)	MUR 3325

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on May 6, 1993, the Commission decided by a vote of 6-0 to take the following actions in MUR 3325:

1. Accept the conciliation agreement with Republican National Committee and William J. McManus, as treasurer, as recommended in the General Counsel's Report dated May 4, 1993.

2. Close the file as to these respondents.

3. Approve the appropriate letter, as recommended in the General Counsel's Report dated May 4, 1993.

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

Attest:

May 7, 1993
Date

Delores Hardy
for Marjorie W. Emmons
Secretary of the Commission

Received in the Secretariat: Tues., May 4, 1993 12:54 p.m.
Circulated to the Commission: Tues., May 4, 1993 4:00 p.m.
Deadline for vote: Fri., May 7, 1993 4:00 p.m.

bjr

5041364129

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

MAY 12, 1993

Michael Hess, Chief Counsel
Republican National Committee
310 First Street S.E.
Washington, DC 20003

RE: MUR 3325
Republican National Committee
and William J. McManus, as
treasurer

Dear Mr. Hess:

On May 6, 1993, the Federal Election Commission accepted the signed conciliation agreement and civil penalty submitted on your clients' behalf in settlement of a violation of 11 C.F.R. § 102.5(a)(2), a provision of the Commission's regulations. Accordingly, the file has been closed in this matter as it pertains to Republican National Committee and William J. McManus, as treasurer.

This matter will become public within 30 days after it has been closed with respect to all other respondents involved. 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.

You are advised that the confidentiality provisions of 2 U.S.C. § 437g(a)(12)(A) still apply with respect to all respondents still involved in this matter. The Commission will notify you when the entire file has been closed.

Enclosed you will find a copy of the fully executed conciliation agreement for your files. If you have any questions, please contact me at (202) 219-3400.

Sincerely,

Noriega E. James

Noriega E. James
Paralegal

Enclosure
Conciliation Agreement

5043612000

RECEIVED
FEDERAL ELECTION COMMISSION
93 APR 30 AM 10: 38

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	MUR 3325
Republican National Committee	)	
William J. McManus, as Treasurer	)	

CONCILIATION AGREEMENT

This matter was initiated by the Federal Election Commission ("Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. The Commission found reason to believe that the Republican National Committee and William J. McManus, as treasurer, ("Respondents") violated 11 C.F.R. § 102.5(a) (2).

NOW, THEREFORE, the Commission and the Respondents, having participated in informal methods of conciliation, prior 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. The Republican National Committee is a political committee within the meaning of 2 U.S.C. § 431(4).

2. William J. McManus is the treasurer of the Republican National Committee.

3. According to 11 C.F.R. § 102.5(a)(2), the only contributions that may be deposited into a committee's federal account are those which are designated for the federal account, those which result from a solicitation which expressly states that the

15043641231

contribution will be used in connection with a federal election and contributions from contributors who are informed that all contributions are subject to the prohibitions and limitations of the Act.

4. Respondents' 1990 April Quarterly Report discloses a $10,000 contribution from Joseph Bogdanovich dated February 20, 1990. The contribution actually was intended for Respondents' non-federal account but was erroneously deposited into Respondents' federal account.

5. Respondents' 1991 July Monthly Report discloses that on June 6, 1991, Respondents refunded $10,000 to Mr. Bogdanovich after becoming aware of the erroneous deposit.

V. Respondents violated 11 C.F.R. § 102.5(a)(2) by depositing a $10,000 contribution from Joseph J. Bogdanovich into their federal account when the contribution was intended for Respondents' non-federal account.

VI. Respondents will pay a civil penalty to the Federal Election Commission in the amount of Fifteen Hundred Dollars ($1500), 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. Respondents 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.

5043641222

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: _____ 5-11-93
Lois G. Lerner
Associate General Counsel
Date

FOR THE RESPONDENTS:

_____ 4/28/93
Michael A. Hess
RNC Chief Counsel
Date

5043641253

BEFORE THE FEDERAL ELECTION COMMISSION

RECEIVED
F.E.C.
SECRETARIAT
93 JUN 18 PM 3:34

In the Matter of)
) MUR 3329
Democratic Senatorial Campaign)
Committee and Thomas J. Lehner,)
as treasurer)
)
Iowa Democratic Party (Federal Division))
and Mary Maloney, as treasurer)
)
Frederick W. Field)
)
Joseph J. Bogdanovich)

SENSITIVE

RECEIVED
F.E.C.
SECRETARIAT
93 JUN 18 PM 3:57

GENERAL COUNSEL'S REPORT

I. **BACKGROUND**

The Commission found reason to believe that the Democratic Senatorial Campaign Committee and Thomas J. Lehner, as treasurer, (collectively "DSCC"), and the Iowa Democratic Party (Federal Division) and Mary Maloney, as treasurer, violated 11 C.F.R. § 102.5(a)(2) by improperly depositing contributions from Joseph J. Bogdanovich and Frederick W. Field, respectively, into the committees' federal accounts when the contributions were intended for the committees' non-federal accounts. Based upon the same information that led to the above findings, the Commission determined to take no further action against Joseph J. Bogdanovich and Frederick W. Field and to close the file in this matter as it pertains to them.

II. **DISCUSSION**

A. Democratic Senatorial Campaign Committee and Thomas J. Lehner, as treasurer,

In response to the Commission's reason to believe finding and preprobable cause conciliation offer, counsel for the DSCC submitted a response which asserts that the Commission's Section 102.5(a)(2) finding against DSCC was made in error and the matter should be dismissed with no further action. See Attachment

5043641254

1. However, this Office notes that in reaching its earlier decision, the Commission considered a letter signed by counsel which was submitted by Mr. Bogdanovich's representative, David S. Lawson. In that letter counsel states that he has reviewed the circumstances with former DSCC personnel and concludes that Mr. Bogdanovich's contributions "which caused him to exceed the annual limit, should have been deposited in the Committee's nonfederal (Building Fund) account, in accordance with his understanding and intention." See Attachment 2 at page 4.[1] Additionally, DSCC's 1991 Year End Report discloses that on December 20, 1991, DSCC transferred, on behalf of Mr. Bogdanovich, $5,000 from its federal account to its non-federal account.

Now, subsequent to the Commission's reason to believe finding, counsel argues fiercely that the contributions were properly deposited into DSCC's federal account in accordance with 11 C.F.R. § 102.5(a)(2). In support of this new position, counsel has provided copies of the checks for the two contributions; DSCC's "Check Tracking Memorandum" for each contribution; the cover letter from the check dated December 14, 1989; and a flyer for the Majority Trust. See Attachment 1.

Counsel notes that Mr. Bogdanovich's check that is dated December 14, 1989, is made payable to "DSCC Majority Trust." The letter signed by Mr. Bogdanovich, which apparently accompanied the check, and DSCC's internal check tracking memorandum both note that the contribution is for DSCC's Majority Trust. According to counsel, the Majority Trust is a fundraising program established

1. Mr. Bogdanovich contributed $20,000 to the DSCC in 1989 and 1990 with the asserted intent that $10,000 of each contribution be deposited into the committee's nonfederal account.

5043641225

by the DSCC to raise federal funds in support of senate candidates. The flyer provided by counsel describes the Majority Trust as the premiere program of the DSCC and details some of the events and activities in which members are entitled to participate. Counsel also notes that the check dated March 5, 1990, is payable to the "Democratic Senatorial Campaign Committee" and that DSCC's internal check tracking memorandum indicates that the contribution was received in connection with the DSCC's "Road Show - Western Swing". According to counsel, the "Road Show - Western Swing" was the name given to a federal fundraising program involving a series of fundraising events held during the spring of 1990 in the western part of the country.

Counsel goes on to explain that the DSCC maintains only a single nonfederal account which was established under the provisions of 2 U.S.C. § 431(8)(B)(viii) (the building fund exemption). And, as a general rule, the committee does not actively solicit contributions for the building fund. In fact, if a contributor indicates a preference to make a nonfederal contribution to the DSCC, it is the policy of the DSCC to have a staff person contact the contributor and explain the nature of the building fund account and to ask the individual to specifically designate the contribution for this purpose. Counsel adds that Mr. Bogdanovich's contributions were not designated in any way for DSCC's nonfederal account.

Although the evidence provided by counsel may support DSCC's new position, it contradicts their previous admission that the contributions should have been deposited into DSCC's nonfederal (Building Fund) account in accordance with Mr. Bogdanovich's understanding and intention. Further, this new evidence is

5043641256

inconsistent with Mr. Bogdanovich's assertion that $10,000 of each contribution he contributed to the DSCC in 1989 and 1990 was to be deposited into DSCC's non-federal account and that he was so advised by the DSCC. See General Counsel's Reports signed June 9, 1992 and March 9, 1992, and Attachment 2.

Therefore, this Office recommends that the Commission deny the request to take no further action against the Democratic Senatorial Campaign Committee and Thomas J. Lehner, as treasurer, in this matter. Further, this Office recommends that the Commission reopen this matter with respect to Joseph J. Bogdanovich. This Office also recommends that the Commission approve an Order to Submit Written Answers for the counsel for DSCC which will require counsel to identify the former personnel with whom he consulted concerning Mr. Bogdanovich's contributions. Then, this Office is requesting that the Commission issue subpoenas for deposition to the individuals so identified. Finally, this Office is requesting that the Commission issue subpoenas for depositions to Joseph J. Bogdanovich and his representative, David S. Lawson, in order to flush out the contradictions in respondents' assertions.

B. Iowa Democratic Party (Federal Division) and Mary Maloney, as treasurer

Based upon reports filed with the Commission, the Commission determined that the Iowa Democratic Party (Federal Division) and Mary Maloney, as treasurer, (collectively "IDP") misdeposited a contribution from Frederick W. Field. Specifically, Respondents' 1991 Mid-Year Report includes a letter to the Commission which states that a $5,000 contribution from Frederick W. Field "should have been deposited in our state account" and that Respondents

5043641257

have transferred "$5,000 from our federal account to our state account to reflect the intentions of the donor." The report also includes a copy of the transfer check which contains a notation that the transfer was being made because the contribution was deposited into IDP's federal account "in error." In addition, an amendment to the report includes a Schedule B disclosing the transfer with a notation that the purpose of the disbursement is to transfer money which was "[D]eposited in error in Federal Account." See First General Counsel's Report signed November 25, 1991, and Attachment 4. Having been notified of the Commission's Section 102.5(a)(2) reason to believe finding against IDP and in response to the General Counsel's Brief, counsel for IDP submitted a brief which argues that the contribution was properly deposited into the committee's federal account because the "contribution was solicited by Jake Kuitwaard, on behalf of United States Senator Tom Harkin." See General Counsel's Report signed September 9, 1992. Because counsel's response brief contradicted both the committee's earlier statements as well as the information presented on behalf on Frederick W. Field, the Commission directed this Office to conduct informal interviews with the principals in this matter in an effort to clarify the discrepancies. When contacted, counsel for Frederick W. Field stated that Mr. Field was too busy to be interviewed and suggested that this Office would be able to resolve this matter by talking to representatives for IDP. Counsel for IDP met with staff from this Office and arranged telephone interviews between staff and persons associated with IDP who might have information concerning the contribution in question.

Darlene Russett, the committee's bookkeeper, stated that her

5043641258

job is to take care of the committee's financial matters which includes depositing checks, paying bills and preparing FEC reports for filing. However, she explained that she has never been responsible for determining into which account contributions would be deposited as that was a decision made by the executive director.[2] According to Ms. Russett, Elizabeth Buck, who was the committee's executive director at the time, would have made the decision to deposit Mr. Field's check, dated May 25, 1990, into the committee's federal account.[3] When questioned about why the committee transferred the contribution out of the federal account and why reports were filed stating that the contribution was erroneously deposited into the federal account, Ms. Russett responded that she was directed to do so by Jay Steffen, the committee's present executive director. Mr. Steffen, who was present with Ms. Russett, interjected and confirmed that Ms. Russett was following his instructions. He added that shortly after he became the committee's executive director in early 1991, Jacob Kuitwaard called to say that Mr. Field's office told him that the contribution had been placed into the wrong account. He stated that on the advice of counsel the committee decided to transfer $5,000 to the committee's state account. Ms. Russett added that she was unaware of any special research being done to

5043641259

2. Ms. Russett explains that contributions are routinely placed on her desk in two piles: one for contributions which are to be deposited into the federal account and another for contributions which are to be deposited into the committee's nonfederal account.

3. Ms. Buck, who no longer works for the committee, told staff that she had no concrete memory of why she designated the contribution for the federal account but stated that it was probably because she did not see anything on the check saying that it should not be deposited in the federal account. She also stated that she does not recall checking with Jacob Kuitwaard about the contribution.

determine whether the contribution had actually been placed in the wrong account.

During the course of the interviews, it was learned that Mr. Field made a second contribution during 1990 that was not deposited into the committee's federal account. Staff requested and received a facsimile of the check. The second contribution, a $5,000 check dated July 25, 1990, was deposited into the committee's nonfederal account. It is distinguishable from the earlier contribution check in that it is made payable to the "Coordinated Campaign". See Attachment 3.

The contribution in question was solicited by Jacob Kuitwaard. Mr. Kuitwaard estimated that he worked for the committee from January 1990 to November 1990; previously, he worked for Senator Harkin.[4] He said that he was a consultant to the committee and worked as a fundraiser for its "coordinated campaign," a nonfederal account.[5] He explained that his duties were to ensure that the state and congressional democratic races ran "cohesive" campaigns. He stated that he solicited Mr. Field's contribution for the committee's coordinated campaign through Robert L. Burkett, a representative for Mr. Field. Contrary to counsel's assertion in his response brief, Mr. Kuitwaard denied expressly telling Mr. Burkett that the contribution would benefit Senator Harkin's re-election campaign; he did acknowledge that he

4. The apparent cover letter for the contribution is addressed to Mr. Kuitwaard at Citizens for Harkin in Washington, DC. See Attachment 3.

5. Elizabeth Buck stated that Jacob Kuitwaard and others were hired to do fundraising for the committee's "coordinated campaign" which referred to activities by the committee relating to the election of democrats statewide and included activities such as voter registration, absentee balloting and voter identification.

5043641260

would have stated that he was working on a coordinated campaign effort and that he probably would have gone through a full run down of the races the coordinated campaign would benefit. In 1990, these races included governor, state legislators, a couple of congressional races and Senator's Harkin's senate race.

In summary, the telephone interviews were inconclusive and failed to resolve the evidentiary contradictions in the record. Although all of the persons interviewed opined that the first $5,000 (check dated April 25, 1990) contribution from Frederick W. Field was improperly deposited into the committee's federal account, none of them could provide a verifiable basis for their opinions. However, the second contribution (check dated July 25, 1990) expressly states that it is to be deposited into the coordinated account which raises the inference that the first $5,000 contribution was designated and correctly deposited into the committee's federal account. Based on the foregoing, this Office recommends that the Commission reopen this matter with respect to Frederick W. Field. This Office believes that the information needed to resolve this matter will come from deposing the individuals actually involved in the transactions. Therefore, this Office requests that the Commission issue subpoenas for deposition to Frederick W. Field; his representative Robert L. Burkett; the Executive Director for the Iowa Democratic Party (Federal Division), Jay Steffen and Jacob Kuitwaard.

III. RECOMMENDATIONS

1. Deny the request of the Democratic Senatorial Campaign Committee ("DSCC") and Thomas J. Lehner, as treasurer, to take no further action in this matter.

2. Reopen this matter with respect to Frederick W. Field and Joseph J. Bogdanovich.

3. Approve the attached Order to Submit Written Answers for

5043641261

counsel representing the Democratic Senatorial Campaign Committee and Thomas J. Lehner, as treasurer.

4. Approve the attached subpoena for deposition to Frederick W. Field and the appropriate subpoenas to Joseph J. Bogdanovich, Jay Steffen, David S. Lawson, Jacob Kuitwaard, Robert L. Burkett and the individuals to be identified in response to the Commission's Order to Submit Written Answers.

5. Approve the appropriate letters.

Lawrence M. Noble
General Counsel

6/18/93
Date

BY: Lois G. Lerner
Associate General Counsel

Attachments
1. Response submitted on behalf of DSCC
2. Responses submitted on behalf of Joseph J. Bogdanovich
3. Copies of checks from Joseph J. Bogdanovich
4. Disclosure Reports file by DSCC
5. Order to Submit Written Answers
6. Subpoena for Frederick W. Field

Staff Assigned: Noriega E. James
Dawn M. Odrowski

5043641262

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	MUR 3325
Democratic Senatorial Campaign Committee and Thomas J. Lehner, as treasurer;	)	
Iowa Democratic Party (Federal Division) and Mary Maloney, as treasurer;	)	
Frederick W. Field;	)	
Joseph J. Bogdanovich	)	

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session on June 29, 1993, do hereby certify that the Commission decided by a vote of 5-0 to continue the above-captioned matter to the executive session of July 20, 1993.

Commissioners Aikens, Elliott, McGarry, Potter, and Thomas voted affirmatively for the decision; Commissioner McDonald was not present.

Attest:

6-30-93
Date

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

5043641263

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	MUR 3325
Democratic Senatorial Campaign Committee and Thomas J. Lehner, as treasurer;	)	
Iowa Democratic Party (Federal Division) and Mary Maloney, as treasurer;	)	
Frederick W. Field;	)	
Joseph J. Bogdanovich.	)	

5043641264

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session on July 20, 1993, do hereby certify that the Commission decided by a vote of 5-1 to take the following actions in MUR 3325:

1. Deny the request of the Democratic Senatorial Campaign Committee ("DSCC") and Thomas J. Lehner, as treasurer, to take no further action in this matter.

2. Reopen this matter with respect to Frederick W. Field and Joseph J. Bogdanovich.

(continued)

3. Approve the Order to Submit Written Answers for counsel representing the Democratic Senatorial Campaign Committee and Thomas J. Lehner, as treasurer, as recommended in the FEC General Counsel's report dated June 18, 1993.

4. Approve the subpoena for deposition to Frederick W. Field and the appropriate subpoenas to Joseph J. Bogdanovich, Jay Steffen, David S. Lawson, Jacob Kuitwaard, Robert L. Burkett and the individuals to be identified in response to the Commission's Order to Submit Written Answers, as recommended in the FEC General Counsel's report dated June 18, 1993.

5. Approve the appropriate letters as recommended in the FEC General Counsel's report dated June 18, 1993.

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

Attest:

7-21-93
Date

Marjorie W. Emmons
Secretary of the Commission

5043641265

PERKINS COIE

A Law Partnership Including Professional Corporations
607 Fourteenth Street, N.W. • Washington, D.C. 20005-2011 • (202) 628-6600

Robert F. Bauer
(202) 434-1602

May 5, 1992

David S. Lawson, Esq.
c/o Starkist Seafood Company
180 East Ocean Boulevard
Long Beach, CA 90802

Dear Mr. Lawson:

This letter serves to advise you of the position of the Democratic Senatorial Campaign Committee ("DSCC") in the matter of Mr. Bogdanovich's compliance with the $25,000 annual limit on contributions for 1989 and 1990. DSCC has been advised of a pending Matter Under Review and related proposed conciliation agreement with Mr. Bogdanovich.

No current officer of the DSCC held a position with the Committee during the period in question. None, therefore, has any personal knowledge of events or discussions relevant to Mr. Bogdanovich's contributions to DSCC, and there does not appear in the Committee's records any documents which would clarify the understanding of the Committee management then in place.

Nevertheless, I have reviewed the circumstances with former Committee personnel, and it is apparent that there was a misunderstanding about the proper treatment of Mr. Bogdanovich's contributions in relation to the $25,000 annual limitation under federal law. Mr. Bogdanovich's contributions which caused him to exceed the annual limit, should have been deposited in the Committee's nonfederal (Building Fund) account, in accordance with his understanding and intention.

The Committee sincerely regrets these circumstances.

Very truly yours,

Robert F. Bauer

RFB:smb

[04003-0001/DA921250.008]

5043641206

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

AUGUST 2, 1993

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Robert F. Bauer, Esquire
Perkins Coie
607 14th Street, N.W., Suite 800
Washington, DC 20005

RE: MUR 3325
Democratic Senatorial Campaign Committee and Donald J. Foley, as treasurer

Dear Mr. Bauer:

On June 30, 1992, your clients were notified that on June 12, 1992, the Federal Election Commission had found reason to believe the Democratic Senatorial Campaign Committee and its treasurer violated 11 C.F.R. § 102.5(a)(2), a provision of the Commission's regulations.

Pursuant to its investigation of this matter, the Commission has issued the attached order requiring you to provide information which will assist the Commission in carrying out its statutory duty of supervising compliance with the Federal Election Campaign Act of 1971, as amended, and Chapters 95 and 96 of Title 26, U.S. Code. It is required that you submit an answer to the question under oath within 20 days of your receipt of this order.

If you have any questions, please contact me at (202) 219-3400.

Sincerely,

Noriega E. James
Paralegal

Enclosure
Order

5043641267/

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
Democratic Senatorial Campaign Committee and Donald J. Foley, as treasurer	)	MUR 3325

ORDER TO SUBMIT WRITTEN ANSWERS

TO: Robert F. Bauer, Esquire
Perkins Coie
607 14th Street, N.W., Suite 800
Washington, DC 20005

Pursuant to 2 U.S.C. § 437d(a)(1), and in furtherance of its investigation in the above-captioned matter, the Federal Election Commission hereby orders you to submit a written answer to the following question:

> Identify all former personnel of Democratic Senatorial Campaign Committee ("DSCC"), referenced in your May 5, 1992 letter addressed to David S. Lawson, with whom you consulted concerning Joseph J. Bogdanovich's contributions which the DSCC received on December 20, 1989 and March 15, 1990.

Your answer must be submitted under oath and must be forwarded to the Office of the General Counsel, Federal Election Commission, 999 E Street, N.W., Washington, D.C. 20463, within 20 days of your receipt of this Order.

5043641268

WHEREFORE, the Chairman of the Federal Election Commission has hereunto set his hand in Washington, D.C. on this 2nd day of August, 1993.

Scott E. Thomas, Chairman
Federal Election Commission

ATTEST:

Marjorie W. Emmons
Secretary to the Commission

Attachments
Instructions
Definitions
May 5, 1992 Letter

5043641212

INSTRUCTIONS

In answering the interrogatory, furnish all information, however obtained, including hearsay, that is in possession of, known by or otherwise available to you, including documents and information appearing in your records.

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

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

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

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

5043641270

DEFINITIONS

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

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

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

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

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

5043641211

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

AUGUST 2, 1993

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Leslie J. Kerman, Esquire
Epstein Becker & Green, P.C.
1227 25th Street, N.W.; Suite 700
Washington, DC 20037

RE: MUR 3325
Frederick W. Field

Dear Ms. Kerman:

On November 21, 1991, you were notified that on November 5, 1991, the Federal Election Commission had found, on the basis of information provided by your client, that there was no reason to believe your client violated 2 U.S.C. § 441a(a)(3). At the same time, you were notified that the Commission closed its file in this matter as it pertains to your client. Since then, based on information obtained in the course of its investigation in this matter, the Commission determined, on July 20, 1993, to reopen this matter with respect to your client so that the Commission may obtain information necessary to complete its investigation.

Moreover, in furtherance of its investigation, the Commission has issued the attached subpoena requiring your client to appear and give sworn testimony on the date, place and time noted in the subpoena which will assist the Commission in carrying out its statutory duty of supervising compliance with the Federal Election Campaign Act of 1971, as amended.

Pursuant to 11 C.F.R. § 111.14, a witness summoned by the Commission shall be paid $40, plus mileage. Subsequent to the deposition, your client will be sent a check for the witness fee and mileage.

5043641272

Within two days of your receipt of this notification, please confirm the scheduled appearance with me at (202) 219-3400.

Sincerely,

Noriega E. James
Paralegal

Enclosure
Subpoena

5043641273

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of) MUR 3325)

SUBPOENA

TO: Frederick W. Field
c/o Leslie J. Kerman, Esquire
Epstein Becker & Green, P.C.
1227 25th Street, N.W., Suite 700
Washington, DC 20037

Pursuant to 2 U.S.C. § 437d(a)(3), and in furtherance of its investigation in the above-captioned matter, the Federal Election Commission hereby subpoenas you to appear for deposition. Notice is hereby given that the deposition is to be taken on September 1, 1993, in Room 7516 at the U.S. Attorney's Office at 300 N. Los Angeles Street, Los Angeles, California 90012, beginning at 1:00 p.m. and continuing each day thereafter as necessary.

WHEREFORE, the Chairman of the Federal Election Commission has hereunto set his hand in Washington, D.C., on this 2nd day of August, 1993.

Scott E. Thomas
Chairman
Federal Election Commission

ATTEST:

Marjorie W. Emmons
Secretary to the Commission

5045641274

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

AUGUST 2, 1993.

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Joseph J. Bogdanovich
c/o David S. Lawson
Star Kist Seafoods, Inc.
180 East Ocean Blvd.
Long Beach, CA 90802

RE: MUR 3325
Joseph J. Bogdanovich

Dear Mr. Bogdanovich:

On November 21, 1991, you were notified that on November 5, 1991, the Federal Election Commission had found reason to believe you violated 2 U.S.C. § 441a(a)(3), a provision of the Federal Election Campaign Act of 1971, as amended. You were subsequently notified that on June 12, 1992, after reviewing your response, dated May 6, 1992, the Commission determined to take no further action against you concerning the violation and to close the file with respect to you. Since then, based on information obtained in the course of its investigation in this matter, the Commission determined, on July 20, 1993, to reopen this matter with respect to you so that the Commission may obtain information necessary to complete its investigation.

Moreover, in furtherance of its investigation, the Commission has issued the attached subpoena requiring you to appear and give sworn testimony on the date, place and time noted in the subpoena which will assist the Commission in carrying out its statutory duty of supervising compliance with the Federal Election Campaign Act of 1971, as amended.

You may consult with an attorney and have an attorney present with you at the deposition. If you intend to be so represented, please advise us of the name and address of your attorney prior to the date of the deposition.

Pursuant to 11 C.F.R. § 111.14, a witness summoned by the Commission shall be paid $40, plus mileage. Subsequent to the deposition, you will be sent a check for the witness fee and mileage.

5043641275

Within two days of your receipt of this notification, please confirm the scheduled appearance with me at (202) 219-3400.

Sincerely,

Noriega E. James
Paralegal

Enclosure
Subpoena

5043641276

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 3325
)

SUBPOENA

TO: Joseph J. Bogdanovich
c/o David S. Lawson
Star Kist Seafoods, Inc.
180 East Ocean Blvd.
Long Beach, CA 90802

Pursuant to 2 U.S.C. § 437d(a)(3), and in furtherance of its investigation in the above-captioned matter, the Federal Election Commission hereby subpoenas you to appear for deposition. Notice is hereby given that the deposition is to be taken on September 2, 1993, in Room 7516 at the U.S. Attorney's Office at 300 N. Los Angeles Street, Los Angeles, California 90012, beginning at 10:00 a.m. and continuing each day thereafter as necessary.

WHEREFORE, the Chairman of the Federal Election Commission has hereunto set his hand in Washington, D.C., on this 2nd day of August, 1993.

Scott E. Thomas
Chairman
Federal Election Commission

ATTEST:

Marjorie W. Emmons
Secretary to the Commission

3043612771

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

AUGUST 2, 1993

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Jacob Kuitwaard
421 7th Street, S.E.
Washington, DC 20003

RE: MUR 3325

Dear Mr. Kuitwaard:

The Federal Election Commission has the statutory duty of enforcing the Federal Election Campaign Act of 1971, as amended, and Chapters 95 and 96 of Title 26, United States Code. The Commission has issued the attached subpoena which requires you to appear and give sworn testimony on the date, place and time noted in the subpoena. The Commission does not consider you a respondent in this matter, but rather a witness only.

Because this information is being sought as part of an investigation being conducted by the Commission, the confidentiality provision of 2 U.S.C. § 437g(a)(12)(A) applies. That section prohibits making public any investigation conducted by the Commission without the express written consent of the person with respect to whom the investigation is made. You are advised that no such consent has been given in this case.

You may consult with an attorney and have an attorney present with you at the deposition. If you intend to be so represented, please advise us of the name and address of your attorney prior to the date of the deposition.

Pursuant to 11 C.F.R. § 111.14, a witness summoned by the Commission shall be paid $40, plus mileage. Subsequent to the deposition, you will be sent a check for the witness fee and mileage.

5043641273

Within two days of your receipt of this notification, please confirm your scheduled appearance with me at (202) 219-3690.

Sincerely,

Noriega E. James
Paralegal

Enclosure
Subpoena

5043641272

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 3325
)

SUBPOENA

TO: Jacob Kuitwaard
421 7th Street, S.E.
Washington, DC 20003

Pursuant to 2 U.S.C. § 437d(a)(3), and in furtherance of its investigation in the above-captioned matter, the Federal Election Commission hereby subpoenas you to appear for deposition. Notice is hereby given that the deposition is to be taken on September 8, 1993, in Room 657 at the Office of the General Counsel, Federal Election Commission, 999 E Street, N.W., Washington, D.C. 20463, beginning at 1:30 p.m. and continuing each day thereafter as necessary.

WHEREFORE, the Chairman of the Federal Election Commission has hereunto set his hand in Washington, D.C., on this 2nd day of August, 1993.

Scott E. Thomas
Chairman
Federal Election Commission

ATTEST:

Marjorie W. Emmons
Secretary to the Commission

5043641230

FEDERAL ELECTION COMMISSION
WASHINGTON D C 20463

AUGUST 2, 1993

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Gerald Crawford, Esquire
Baudino & Crawford, P.C.
510 Liberty Building
Des Moines, IA 50309

RE: MUR 3325
Iowa Democratic Party (Federal Division) and
Mary Maloney, as treasurer

Dear Mr. Crawford:

On November 21, 1991, your clients were notified that on November 5, 1991, the Federal Election Commission had found reason to believe the Committee and its treasurer violated 11 C.F.R. § 102.5(a)(2), a provision of the Commission's regulations.

Pursuant to its investigation of this matter, the Commission has issued the attached subpoena requiring John P. Steffen, the Executive Director of the Iowa Democratic Party, to appear and give sworn testimony on date, place and time noted in the subpoena which will assist the Commission in carrying out its statutory duty of supervising compliance with the Federal Election Campaign Act of 1971, as amended, and Chapters 95 and 96 of Title 26, U.S. Code.

Pursuant to 11 C.F.R. § 111.14, a witness summoned by the Commission shall be paid $40, plus mileage. Subsequent to the deposition, your client will be sent a check for the witness fee and mileage.

5043641231

Within two days of your receipt of this notification, please confirm the scheduled appearance with me at (800) 424-9530.

Sincerely,

Noriega E. James
Paralegal

Enclosure
Subpoena

5043641202

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 3325
)

SUBPOENA

TO: John P. Steffen
c/o Gerald Crawford, Esquire
Baudino & Crawford, P.C.
510 Liberty Building
Des Moines, IA 50309

Pursuant to 2 U.S.C. § 437d(a)(3), and in furtherance of its investigation in the above-captioned matter, the Federal Election Commission hereby subpoenas you to appear for deposition. Notice is hereby given that the deposition is to be taken on September 8, 1993, in Room 657 at the Office of the General Counsel, Federal Election Commission, 999 E Street, N.W., Washington, D.C. 20463, beginning at 10:00 a.m. and continuing each day thereafter as necessary.

WHEREFORE, the Chairman of the Federal Election Commission has hereunto set his hand in Washington, D.C., on this 2nd day of August, 1993.

Scott E. Thomas
Chairman
Federal Election Commission

ATTEST:

Marjorie W. Emmons
Secretary to the Commission

5043641203

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

AUGUST 2, 1993

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

David S. Lawson
Star Kist Seafoods, Inc.
180 East Ocean Blvd.
Long Beach, CA 90802

RE: MUR 3325

Dear Mr. Lawson:

The Federal Election Commission has the statutory duty of enforcing the Federal Election Campaign Act of 1971, as amended, and Chapters 95 and 96 of Title 26, United States Code. The Commission has issued the attached subpoena which requires you to appear and give sworn testimony on the date, place and time noted in the subpoena. The Commission does not consider you a respondent in this matter, but rather a witness only.

Because this information is being sought as part of an investigation being conducted by the Commission, the confidentiality provision of 2 U.S.C. § 437g(a)(12)(A) applies. That section prohibits making public any investigation conducted by the Commission without the express written consent of the person with respect to whom the investigation is made. You are advised that no such consent has been given in this case.

You may consult with an attorney and have an attorney present with you at the deposition. If you intend to be so represented, please advise us of the name and address of your attorney prior to the date of the deposition.

Pursuant to 11 C.F.R. § 111.14, a witness summoned by the Commission shall be paid $40, plus mileage. Subsequent to the deposition, you will be sent a check for the witness fee and mileage.

5043641254

Within two days of your receipt of this notification, please confirm your scheduled appearance with me at (800) 424-9530.

Sincerely,

Noriega E. James
Paralegal

Enclosure
Subpoena

5043641283

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of) MUR 3325

SUBPOENA

TO: David S. Lawson
Star Kist Seafoods, Inc.
180 East Ocean Blvd.
Long Beach, CA 90802

Pursuant to 2 U.S.C. § 437d(a)(3), and in furtherance of its investigation in the above-captioned matter, the Federal Election Commission hereby subpoenas you to appear for deposition. Notice is hereby given that the deposition is to be taken on August 31, 1993, in Room 7516 at the U.S. Attorney's Office at 300 N. Los Angeles Street, Los Angeles, California 90012, beginning at 2:00 p.m. and continuing each day thereafter as necessary.

WHEREFORE, the Chairman of the Federal Election Commission has hereunto set his hand in Washington, D.C., on this 2nd day of August, 1993.

Scott E. Thomas
Chairman
Federal Election Commission

ATTEST:

Marjorie W. Emmons
Secretary to the Commission

5043641236

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

AUGUST 2, 1993

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Robert L. Burkett
c/o The Interscope Group
10900 Wilshire Boulevard, Suite 1400
Los Angeles, CA 90024

RE: MUR 3325

Dear Mr. Burkett:

The Federal Election Commission has the statutory duty of enforcing the Federal Election Campaign Act of 1971, as amended, and Chapters 95 and 96 of Title 26, United States Code. The Commission has issued the attached subpoena which requires you to appear and give sworn testimony on the date, place and time noted in the subpoena. The Commission does not consider you a respondent in this matter, but rather a witness only.

Because this information is being sought as part of an investigation being conducted by the Commission, the confidentiality provision of 2 U.S.C. § 437g(a)(12)(A) applies. That section prohibits making public any investigation conducted by the Commission without the express written consent of the person with respect to whom the investigation is made. You are advised that no such consent has been given in this case.

You may consult with an attorney and have an attorney present with you at the deposition. If you intend to be so represented, please advise us of the name and address of your attorney prior to the date of the deposition.

Pursuant to 11 C.F.R. § 111.14, a witness summoned by the Commission shall be paid $40, plus mileage. Subsequent to the deposition, you will be sent a check for the witness fee and mileage.

5043641287

Within two days of your receipt of this notification, please confirm your scheduled appearance with me at (800) 424-9530.

Sincerely,

Norlega E. James

Norlega E. James
Paralegal

Enclosure
Subpoena

5043641288

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of) MUR 3325)

SUBPOENA

TO: Robert L. Burkett
c/o The Interscope Group
10900 Wilshire Boulevard, Suite 1400
Los Angeles, CA 90024

Pursuant to 2 U.S.C. § 437d(a)(3), and in furtherance of its investigation in the above-captioned matter, the Federal Election Commission hereby subpoenas you to appear for deposition. Notice is hereby given that the deposition is to be taken on September 1, 1993, in Room 7516 at the U.S. Attorney's Office at 300 N. Los Angeles Street, Los Angeles, California 90012, beginning at 10:00 a.m. and continuing each day thereafter as necessary.

WHEREFORE, the Chairman of the Federal Election Commission has hereunto set his hand in Washington, D.C., on this 2nd day of August, 1993.

Scott E. Thomas
Chairman
Federal Election Commission

ATTEST:

Marjorie W. Emmons
Secretary to the Commission

5043641209

EPSTEIN BECKER & GREEN, P.C.
ATTORNEYS AT LAW
1227 25TH STREET, N.W.
WASHINGTON, D.C. 20037-1156
(202) 861-0900
FAX: (202) 296-2882
DIRECT LINE

250 PARK AVENUE
NEW YORK, NEW YORK 10177-0077
(212) 351-4500

1875 CENTURY PARK EAST
LOS ANGELES, CALIFORNIA 90067-2501
(310) 556-8861

501 LANDMARK SQUARE
STAMFORD, CONNECTICUT 06901-2704
(203) 348-3737

ONE RIVERFRONT PLAZA
NEWARK, NEW JERSEY 07102-5401
(201) 642-1500

75 STATE STREET
BOSTON, MASSACHUSETTS 02109
(617) 342-4000

111 PINE STREET
SAN FRANCISCO, CALIFORNIA 94111-5614
(415) 398-3500

12750 MERIT DRIVE
DALLAS, TEXAS 75251-1260
(214) 490-3143

115 SOUTH MONROE STREET
TALLAHASSEE, FLORIDA 32301-1530
(904) 681-0586

2400 SOUTH DIXIE HIGHWAY, SUITE 100
MIAMI, FLORIDA 33133
(305) 856-1100

540 [illegible] STREET, SUITE 301
ALEXANDRIA, VIRGINIA 22314-3132
(703) 684-6804

†P.C. NEW YORK, WASHINGTON, D.C., NEW JERSEY, CONNECTICUT, BOSTON, AND TEXAS ONLY

August 4, 1993

VIA TELECOPY (202/219-3923)

Noriega E. James
Office of the General Counsel
Federal Election Commission
999 E Street, N.W., Room 657
Washington, D.C. 20463

RE: M.U.R. 3325: Frederick W. Field

Dear Mr. James:

This is to confirm the telephone conversation of yesterday between Laura Ryan Shachoy of our office and you regarding the official date of receipt of the subpoena issued to my client, Frederick W. Field, by the Commission. You graciously provided me, via telecopy, with a courtesy copy of a letter addressed to me and dated August 2, 1993 regarding the reopening of MUR 3325 with respect to my client, as well as a copy of the subpoena issued to Mr. Field. However, as you confirmed with Ms. Shachoy, the actual receipt of the subpoena, for purposes of determining when a Motion to Quash must be filed pursuant to 11 C.F.R. §111.15, shall be the date upon which our office receives the official subpoena by mail, as evidenced by the completed return receipt. Furthermore, because service is by mail, Mr. Field shall have an additional three (3) days in which to respond to such subpoena, pursuant to 11 C.F.R. §111.2(c).

Thank you for your assistance regarding this matter.

Sincerely,

Leslie J. Kerman

5043364120

EPSTEIN BECKER & GREEN, P.C.
ATTORNEYS AT LAW
1227 25TH STREET, N.W.
WASHINGTON, D.C. 20037-1156
(202) 861-0900
FAX: (202) 296-2882
DIRECT LINE

250 PARK AVENUE
NEW YORK, NEW YORK 10177-0077
(212) 351-4500

1875 CENTURY PARK EAST
LOS ANGELES, CALIFORNIA 90067-2501
(310) 556-8861

BOX LANDMARK SQUARE
STAMFORD, CONNECTICUT 06901-2704
(203) 348-3737

ONE RIVERFRONT PLAZA
NEWARK, NEW JERSEY 07102-5401
(201) 642-1500

75 STATE STREET
BOSTON, MASSACHUSETTS 02109
(617) 342-4000

111 PINE STREET
SAN FRANCISCO, CALIFORNIA 94111-5614
(415) 398-3500

13760 NOEL ROAD
DALLAS, TEXAS 75240-6601
(214) 450-2140

116 SOUTH MONROE STREET
TALLAHASSEE, FLORIDA 32301-1510
(904) 681-0300

2400 SOUTH DIXIE HIGHWAY, SUITE 100
MIAMI, FLORIDA 33133
(305) 858-1100

540 KING STREET, SUITE 301
ALEXANDRIA, VIRGINIA 22314-3102
(703) 684-1304

P.C. NEW YORK, WASHINGTON, D.C., NEW JERSEY, CONNECTICUT, BOSTON, AND TEXAS ONLY

August 4, 1993

VIA TELECOPY (202/219-3923)

Noriega E. James
Office of the General Counsel
Federal Election Commission
999 E Street, N.W., Room 657
Washington, D.C. 20463

RE: M.U.R. 3325; Frederick W. Field

Dear Mr. James:

This office is in receipt of a courtesy copy of an August 2, 1993 letter addressed to me regarding the reopening of M.U.R. 3325 with respect to my client, Frederick W. Field, as well as a courtesy copy of a subpoena issued to Mr. Field.[1]

According to the above-referenced letter, this matter, which was closed with respect to Mr. Field on November 5, 1991, was reopened with respect to him practically two years later – on July 20, 1993 -- based upon information obtained in the course of the Commission's investigation. Such letter does not provide any information regarding the factual or legal basis for the Commission's determination to reopen the matter with respect to Mr. Field.

Please provide to this office specific information supporting the factual and legal bases for the Commission's actions, as well as a copy of the General Counsel's Report in connection with this matter. My client clearly is entitled to these documents and information regarding the basis for the Commission's

[1]As you are aware, the referenced documents were faxed to me by your office on Monday, August 2, 1993.

5043641271

extraordinary and, in our opinion, unjustified and troubling, recent actions in this matter. Such information and documentation is critical for us to prepare a meaningful challenge to the Commission's decision to reopen this matter and the issuance of a subpoena to my client.

In view of the extremely limited time period allowed to file a Motion to Quash a Subpoena, we request that the information and documentation detailed above be forwarded to our office by close-of-business tomorrow, August 5, 1993[2]. If this cannot be accomplished, we request that the time-period allowed for Mr. Field to file a Motion to Quash be extended by the additional days necessary to fulfill this request.

I look forward to hearing from you regarding this matter at your earliest convenience.

Sincerely,

Leslie J. Kerman

[2]We will be happy to send a messenger to pick up the documents from your office.

5043641222

RECEIVED
FEDERAL ELECTION COMMISSION
93 AUG -5 AM 8:53

EPSTEIN BECKER & GREEN, P.C.
ATTORNEYS AT LAW
1227 25TH STREET, N.W.
WASHINGTON, D.C. 20037-1156
(202) 861-0900
FAX: (202) 296-2882
DIRECT LINE

250 PARK AVENUE
NEW YORK, NEW YORK 10177-0077
(212) 351-4500

1875 CENTURY PARK EAST
LOS ANGELES, CALIFORNIA 90067-2501
(310) 556-8861

SIX LANDMARK SQUARE
STAMFORD, CONNECTICUT 06901-2704
(203) 348-3737

ONE RIVERFRONT PLAZA
NEWARK, NEW JERSEY 07102-5401
(201) 642-1900

75 STATE STREET
BOSTON, MASSACHUSETTS 02109
(617) 342-4000

111 PINE STREET
SAN FRANCISCO, CALIFORNIA 94111-5614
(415) 398-3500

13750 MERIT DRIVE
DALLAS, TEXAS 75251-1209
(214) 450-3140

110 SOUTH MONROE STREET
TALLAHASSEE, FLORIDA 32301-1230
(904) 681-0888

2400 SOUTH DIXIE HIGHWAY, SUITE 100
MIAMI, FLORIDA 33133
(305) 858-1100

310 KING STREET, SUITE 301
ALEXANDRIA, VIRGINIA 22314-3135
(703) 684-1204

P.C. NEW YORK, WASHINGTON, D.C., NEW JERSEY, CONNECTICUT, BOSTON, AND TEXAS ONLY

August 4, 1993

VIA TELECOPY (202/219-3923)

Noriega E. James
Office of the General Counsel
Federal Election Commission
999 E Street, N.W.
Room 657
Washington, D.C. 20463

RE: M.U.R. 3325; Frederick W. Field

Dear Mr. James:

This is to follow-up on the letter which we telecopied to your office earlier today in connection with the above-referenced matter.

In addition to the information and documentation requested from your office in my previous letter, would you kindly confirm to me in writing regarding whether or not the Commission has reversed its decision of November 5, 1991, and now has found reason-to-believe that my client, Mr. Field, has violated 2 U.S.C. §441a(a)(3).

Assuming there has not been a reason-to-believe determination by the Commission (which is a reasonable assumption since we were not notified of any such finding), would you further detail for me in writing the legal authority and precedent for issuing a subpoena to depose an outstanding Respondent in an enforcement action where the Commission has yet to find reason-to-believe that the Respondent has violated any laws, and, to the contrary, has specifically determined that the Respondent has not violated the statutory provision referenced in the

5043641223

applicable complaint[1].

Due to the time limitations involved in filing a Motion to Quash a Subpoena, I respectfully request an immediate response to this request.

As always, thank you for your assistance.

Sincerely,

Leslie J. Kerman

5043641274

[1] In the past, the Commission has found no reason-to-believe with respect to a particular Respondent, and then subpoenaed that former Respondent in connection with its continuing investigation of other respondents. However, in the instant case, the Commission has reopened its file on Mr. Field -- thus making him an outstanding Respondent in this matter, but one for which there has been no affirmative reason-to-believe determination -- only a no reason-to-believe finding.

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 5, 1993

Leslie J. Kerman, Esquire
Epstein Becker & Green, P.C.
1227 25th Street, N.W.; Suite 700
Washington, DC 20037

RE: MUR 3325
Frederick W. Field

Dear Ms. Kerman:

We are in receipt of your two letters dated August 4, 1993, which arrived after business hours yesterday. In them, you request information regarding the Commission's decision to reopened MUR 3325 with respect to your client. As we discussed by telephone earlier today, this Office has decided to withdraw the subpoena which was mailed to you on August 2, 1993. As I further explained, this Office will make additional recommendations to the Commission concerning your client and will advised you of the factual and legal basis for any further Commission determination.

If you have any questions, please contact me at (202) 219-3400.

Sincerely,

Noriega E. James
Paralegal

5043641295

RECEIVED
F.E.C.
SECRETARIAT
93 AUG -6 PM 4:03

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Frederick W. Field) MUR 3325

GENERAL COUNSEL'S REPORT **SENSITIVE**

I. DISCUSSION

On July 20, 1993, the Commission adopted the General Counsel's recommendation to reopen this matter with respect to Frederick W. Field and Joseph J. Bogdanovich, contributors originally alleged to have violated 2 U.S.C § 441a(a)(3) in this complaint-generated matter. The Commission also approved the issuance of deposition subpoenas to various individuals, including Messrs. Field and Bogdanovich and their respective representatives. This Office based its recommendation to reopen the matter on assertions made by the recipient committees' that they had properly deposited Messrs. Field's and Bogdanovich's contributions into their respective federal accounts. These assertions conflicted with other information previously provided to the Commission indicating the subject contributions were made to the recipient committees' nonfederal accounts. Based upon this earlier information, the Commission had closed the matter as it pertained to Messrs. Field and Bogdanovich.

Upon further review, it has become apparent that a procedural anomaly was made regarding the recommendation to reopen the matter with respect to Mr. Field.[1] Although the reopening of the investigation with respect to Mr. Bogdanovich is appropriate

1. Mr. Field's counsel suggested in letters faxed to this Office that there may have been a procedural defect in the issuance of the subpoena to her client given the Commission's previous action. Attachment 1. Counsel has since been advised that this Office has withdrawn that subpoena, is making additional recommendations to the Commission regarding Mr. Field, and will promptly notify her of any action taken.

5043641226

given the Commission's prior reason to believe findings against him in November 1991,[2] there was never a reason to believe finding made against Mr. Field. On November 5, 1991, the Commission had found no reason to believe that Mr. Field violated 2 U.S.C. § 441a(a)(3) and closed the file as it pertained to him based on information he provided in response to the complaint. Accordingly, this Office now recommends that, based on the information set forth in the General Counsel's report dated June 18, 1993, the Commission find reason to believe that Frederick W. Field violated 2 U.S.C. § 441a(a)(3), approve the attached factual and legal analysis and authorize the issuance of another subpoena to Mr. Field.

II. **RECOMMENDATIONS**

1. Find reason to believe that Frederick W. Field violated 2 U.S.C. § 441a(a)(3).
2. Approve the attached factual and legal analysis.
3. Approve the appropriate subpoena for deposition of Frederick W. Field.
4. Approve the appropriate letter.

Lawrence M. Noble
General Counsel

August 6, 1993 BY: [signature]
Date Lois G. Lerner
Associate General Counsel

Attachments
1. Correspondence from Respondent's Counsel
2. Factual and Legal Analysis

Staff Assigned: Noriega E. James
Dawn M. Odrowski

2. On June 12, 1992, the Commission subsequently took no further action and closed the file as it pertained to Mr. Bogdanovich based on additional information provided by his representative.

5043641227

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

MEMORANDUM

TO: LAWRENCE M. NOBLE
GENERAL COUNSEL

FROM: MARJORIE W. EMMONS/BONNIE J. ROSS
COMMISSION SECRETARY

DATE: AUGUST 9, 1993

SUBJECT: MUR 3325 - GENERAL COUNSEL'S REPORT DATED AUGUST 6, 1993.

The above-captioned document was circulated to the Commission on Monday, August 9, 1993 at 11:00 a.m.

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

Commissioner Aikens		
Commissioner Elliott	XXX	FOR THE RECORD ONLY
Commissioner McDonald		
Commissioner McGarry		
Commissioner Potter		
Commissioner Thomas		

This matter will be placed on the meeting agenda for _____.

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

5043641298

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
Frederick W. Field.	)	MUR 3325
	)	

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on August 12, 1993, the Commission decided by a vote of 5-1 to take the following actions in MUR 3325:

1. Find reason to believe that Frederick W. Field violated 2 U.S.C. § 441a(a)(3).

2. Approve the factual and legal analysis, as recommended in the General Counsel's Report dated August 6, 1993.

(continued)

5043641220

3. Approve the appropriate subpoena for deposition of Frederick W. Field, as recommended in the General Counsel's Report dated August 6, 1993.

4. Approve the appropriate letter, as recommended in the General Counsel's Report dated August 6, 1993.

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

Attest:

8-12-93
Date

Marjorie W. Emmons
Secretary of the Commission

Received in the Secretariat: Fri., Aug. 06, 1993 4:03 p.m.
Circulated to the Commission: Mon., Aug. 09, 1993 11:00 a.m.
Deadline for vote: Thurs., Aug. 12, 1993 4:00 p.m.

bjr

5043641300

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

AUGUST 20, 1993

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Leslie J. Kerman, Esquire
Epstein Becker & Green, P.C.
1227 25th Street, N.W., Suite 700
Washington, DC 20037

RE: MUR 3325
Frederick W. Field

Dear Ms. Kerman:

On August 12, 1993, the Federal Election Commission found reason to believe that your client, Frederick W. Field, violated 2 U.S.C. § 441a(a)(3), a provision of the Federal Election Campaign Act of 1971, as amended. The Factual and Legal Analysis, which formed a basis for the Commission's finding, is attached for your information.

In furtherance of its investigation of this matter, the Commission also has issued the attached subpoena requiring Mr. Field to appear and give sworn testimony on the date, place and time noted in the subpoena which will assist the Commission in carrying out its statutory duty of supervising compliance with the Federal Election Campaign Act of 1971, as amended.

Pursuant to 11 C.F.R. § 111.14, a witness summoned by the Commission shall be paid $40, plus mileage. Subsequent to the deposition, your client will be sent a check for the witness fee and mileage.

You also may submit additional factual or legal materials that you believe are relevant to the Commission's consideration of this matter. Where appropriate, statements should be submitted under oath. In the absence of additional information, and after relevant further investigation, the Commission may find probable cause to believe that a violation has occurred and proceed with conciliation.

If after Mr. Field's deposition, 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

5043641301

recommendations to the Commission either proposing an agreement in settlement of the matter or recommending declining that pre-probable cause conciliation be pursued. The Office of the General Counsel may recommend that pre-probable cause conciliation not be entered into at this time so that it may complete its investigation of the matter. Further, the Commission will not entertain requests for pre-probable cause conciliation after briefs on probable cause have been mailed to the respondent.

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

Within two days of your receipt of this notification, please confirm the scheduled appearance with either Noriega James or Dawn Odrowski, the respective staff member and attorney assigned to this matter, at (202) 219-3400.

Sincerely,

Scott E. Thomas
Chairman

Enclosures
Factual & Legal Analysis
Subpoena

50433641302

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 3325
)

SUBPOENA

TO: Frederick W. Field
c/o Leslie J. Kerman, Esquire
Epstein Becker & Green, P.C.
1227 25th Street, N.W., Suite 700
Washington, DC 20037

Pursuant to 2 U.S.C. § 437d(a)(3), and in furtherance of its investigation in the above-captioned matter, the Federal Election Commission hereby subpoenas you to appear for deposition. Notice is hereby given that the deposition is to be taken on September 30, 1993 in Room 7516, Conference Room #2, at the U.S. Attorney's Office at 300 N. Los Angeles Street, Los Angeles, California 90012, beginning at 2 p.m. and continuing each day thereafter as necessary.

WHEREFORE, the Chairman of the Federal Election Commission has hereunto set his hand in Washington, D.C., on this 20th day of August, 1993.

Scott E. Thomas
Chairman
Federal Election Commission

ATTEST:

Marjorie W. Emmons
Secretary to the Commission

5043641803

FEDERAL ELECTION COMMISSION

FACTUAL AND LEGAL ANALYSIS

MUR: 3325

RESPONDENT: Frederick W. Field

The Federal Election Campaign Act of 1971, as amended ("the Act") limits total contributions by an individual in any calendar year to $25,000. Under this section, any contribution to a candidate or authorized committee with respect to a particular election made in a non-election year shall be considered to be made during the calendar year in which such election is held. 2 U.S.C. § 441a(a)(3).

On April 2, 1991, the Commission received a signed and sworn complaint from the Center for Responsive Politics against Frederick W. Field that alleges Mr. Field exceeded the $25,000 annual aggregate limit on contributions by $7,750 with respect to the 1990 calendar year. An initial review of the Commission's records disclosed that contributions totaling $31,750 were apparently attributable to Mr. Field for the 1990 calendar year, exceeding the $25,000 annual limit by $6,750.[1] These contributions were:

03-MAY-1989	$1,000.00	90 Kerry Committee
03-MAY-1989	$1,000.00	90 Kerry Committee
05-JUN-1989	$250.00	90 Wyden for Congress
30-JUN-1989	$1,000.00	90 Harkin, Citz for/Sen
30-JUN-1989	$1,000.00	90 Harkin, Citz for/Sen
30-JUN-1989	$500.00	90 Heflin, Howell/Senate
02-OCT-1989	$1,000.00	90 Parmer, Hugh/Senate
17-OCT-1989	$1,000.00	90 Levin, Carl/Senate

1. The complaint also listed a $1,000 contribution made by Mr. Field to the Sam Beard for Senate Committee ("Beard Committee") in 1989 which was in fact made with respect to the 1988 election.

5043641304

17-OCT-1989	$1,000.00	90 Levin, Carl/Senate
18-DEC-1989	$1,000.00	90 Simon for Senate
18-DEC-1989	$1,000.00	90 Simon for Senate
27-DEC-1989	$1,000.00	90 Levine, Mel for Congress
27-DEC-1989	$1,000.00	90 Levine, Mel for Congress
28-DEC-1989	$1,000.00	90 Muenster, Ted/Senate
02-FEB-1990	$2,500.00	90 Religion and Tolerance PA
19-MAR-1990	$1,000.00	90 Baucus, Max/Sen '90
19-MAR-1990	$1,000.00	90 Baucus, Max/Sen '90
11-MAY-1990	$5,000.00	90 Iowa Democratic Party
29-MAY-1990	$1,000.00	90 Rockefeller/Senate
01-JUN-1990	$5,000.00	90 Dem State Cent Comm/CA
29-AUG-1990	$500.00	90 Akaka, Daniel/Senate
30-AUG-1990	$1,000.00	90 Gore, Albert/Sen
10-SEP-1990	$1,000.00	90 Heath, Josie/Senate
17-OCT-1990	$1,000.00	90 Lonsdale for Senate
TOTAL:	$31,750.00	

Counsel for Mr. Field filed a response which stated that the contribution made to the Iowa Democratic Party, "was not earmarked, directed or intended for the Party's Federal Division." The response noted that the check was made payable to the "Iowa Democratic Party ... the name of the state party committee, and not the "Iowa Democratic Party (Federal Division) ... the name of the state party committee's federal account." Counsel argues that "the apparent mistaken deposit of Mr. Field's check into the Iowa Democratic Party's federal bank account is an action over which Mr. Field had no control, and for which Mr. Field is not responsible." Subsequently, counsel submitted a copy of a letter from the Iowa Democratic Party which stated that Mr. Field's $5,000 "should have been deposited in our state account."[2] Based on counsel's submissions, on

2. Counsel also challenged the inclusion of Mr. Field's $5,000 contribution to the Democratic State Central Committee of California ("California Committee") and submitted documentation establishing that this contribution was actually a contribution to the California Committee's nonfederal account.

5043641305

November 5, 1991, the Commission found no reason to believe that Mr. Field had violated 2 U.S.C. § 441a(a)(3).

Since counsel's submissions, the Commission has obtained information in the course of its investigation suggesting the contribution to the Iowa Democratic Party may have been solicited for the Committee's federal account and correctly deposited into that account. Specifically, representations were made that Mr. Jake Kuitwaard expressly solicited this contribution to assist in Senator Harkin's 1990 re-election campaign. Moreover, Mr. Field apparently made a subsequent contribution to the Iowa Democratic Party which, in contrast to the contribution in question, was payable to the "Iowa Coordinated Campaign" and deposited into the Party's non-federal account. The note transmitting the second contribution to Mr. Kuitwaard stated that Mr. Field's federal funds "were tapped."

In light of the foregoing discrepancies surrounding Mr. Field's initial contribution to the Iowa Democratic Party, there is reason to believe that Frederick W. Field violated 2 U.S.C. § 441a(a)(3).

5043641306

OGC 9703

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL

93 AUG 16 PM 5:16

EPSTEIN BECKER & GREEN, P.C.
ATTORNEYS AT LAW
1227 25TH STREET, N.W.
WASHINGTON, D.C. 20037-1156†

(202) 861-0900
FAX: (202) 296-2882
DIRECT LINE

250 PARK AVENUE
NEW YORK, NEW YORK 10177-0077†
(212) 351-4500

1875 CENTURY PARK EAST
LOS ANGELES, CALIFORNIA 90067-2501
(310) 556-8861

SIX LANDMARK SQUARE
STAMFORD, CONNECTICUT 06901-2704†
(203) 348-3737

ONE RIVERFRONT PLAZA
NEWARK, NEW JERSEY 07102-5401†
(201) 642-1900

75 STATE STREET
BOSTON, MASSACHUSETTS 02109†
(617) 342-4000

111 PINE STREET
SAN FRANCISCO, CALIFORNIA 94111-5614
(415) 398-3500

12750 MERIT DRIVE
DALLAS, TEXAS 75251-1209†
(214) 490-3143

116 SOUTH MONROE STREET
TALLAHASSEE, FLORIDA 32301-1530
(904) 681-0586

2400 SOUTH DIXIE HIGHWAY, SUITE 100
MIAMI, FLORIDA 33133
(305) 856-1100

810 KING STREET, SUITE 301
ALEXANDRIA, VIRGINIA 22314-3132
(703) 684-1204

†P.C. NEW YORK, WASHINGTON, D.C., NEW JERSEY, CONNECTICUT, BOSTON, AND TEXAS ONLY

August 16, 1993

HAND-DELIVERED

Lawrence M. Noble, Esquire
General Counsel
Federal Election Commission
999 E Street, N.W.
Room 657
Washington, D.C. 20463

RE: M.U.R. 3325: Frederick W. Field - Status Of This Matter Subsequent To FEC's Withdrawal Of Subpoena Issued To Mr. Field

Dear Mr. Noble:

We are writing to express our serious concerns regarding the Commission's recent actions involving our client, Frederick W. Field, in connection with the above-referenced matter, and to request that the Commission, and your office, immediately take certain actions to conclude this matter with respect to Mr. Field.

I. BACKGROUND

As you are aware, the instant enforcement action involves allegations by a complainant, the Center for Responsive Politics, that for calendar year 1990, a number of individuals, including Mr. Field, exceeded the $25,000 annual limit set by 2 U.S.C. §441a(a)(3). We refuted this allegation with respect to Mr. Field, by demonstrating to the Commission that two of the contributions cited by the Complainant – a $5,000 contribution to the "California Democratic Party" of May 31, 1990, and a $5,000 contribution to the "Iowa Democratic Party" dated April 25, 1990 – were donations by Mr. Field to the non-federal accounts of state party committees, and thus were not federal political contributions attributable to Mr. Field's $25,000 annual federal limit.

5043641307

Accordingly, on November 5, 1991, the Commission found that there was no reason-to-believe Mr. Field violated 2 U.S.C. §441a(a)(3) and closed its file in this matter as it pertained to Mr. Field. We were notified of this decision by a letter dated November 21, 1991, signed by Lois G. Lerner, Associate General Counsel.

Approximately two years later, we were informed that, on July 20, 1993, the Commission decided to reopen this matter with respect to Mr. Field ". . . so that the Commission may obtain information necessary to complete its investigation." Moreover, on the same date, the Commission issued a subpoena requiring that Mr. Field appear and give sworn testimony on September 1, 1993 at the U.S. Attorney's Office in Los Angeles, California. We were not provided with any information and/or documents supporting the Commission's legal and factual bases for these actions, other than informally being informed that the issues at hand involved Mr. Field's April 25, 1990 contribution to the Iowa Democratic Party.

On August 3-4, 1993, we raised numerous issues, and posed multiple questions, to your office regarding the Commission's actions of July 20, 1993. In particular, we questioned the legal basis for the Commission's issuance of a subpoena to depose an outstanding Respondent in an enforcement action where the Commission has not found reason-to-believe that the Respondent violated any laws, and, to the contrary, has specifically determined that the Respondent has not violated the statutory provision referenced in the complaint.

On August 5, 1993, your office acknowledged that the Commission lacked the legal authority to issue the instant subpoena to Mr. Field, and thus withdrew the subpoena. However, we were also informed that your office would be making additional recommendations to the Commission concerning Mr. Field.

II. OBJECTIONS

We strongly object to the Commission's recent actions in this matter concerning Mr. Field. Moreover, we vehemently object to any additional recommendation from your office which may request (1) that the Commission reverse its November 5, 1991 finding, and now make a reason-to-believe determination against Mr. Field; and (2) that the Commission issue a new subpoena to Mr. Field.

A. Reopening Of File And Possible Reversal Of Prior No Reason-To-Believe Determination

Reopening a Respondent's file almost two years after an earlier finding of no reason-to-believe is, to the best of our knowledge, an unprecedented action which, in the instant case, is neither permitted by law nor justified by the facts.

From a legal standpoint, the Commission's action violates fundamental principles of equity and justice, and contravenes basis procedural safeguards established to protect respondents' rights. Specifically, the doctrines of res judicata, collateral estoppel and issue preclusion prevent the

5043641308

Commission from readjucating this matter with respect to Mr. Field. As you are aware, these doctrines protect successful parties from being subject to needlessly duplicitous proceedings.

Moreover, there is no factual basis for a reversal of the Commission's no reason-to-believe finding with regard to Mr. Field. As was explicitly set forth in documents provided to the Commission over two years ago, Mr. Field's contribution in the amount of Five Thousand Dollars ($5,000.00), dated April 25, 1990, was clearly made to the state, non-federal account of the Iowa Democratic Party as is evidenced by the face of the check. Specifically, the payee on the check is the **Iowa Democratic Party**, the official name of the state party's non-federal account, as opposed to the **Iowa Democratic Party (Federal Division)**, the name of the federal account.

We understand, through informal conversations with your office and others, that there has been conflicting information from the Iowa Democratic Party regarding its handling of Mr. Field's contribution check. This information is irrelevant to the allegations with respect to my client.

Mr. Field's check, on its face, was a contribution to the Iowa Democratic Party's state, non-federal account. Moreover, upon learning that his check erroneously was deposited into the Party's federal account, Mr. Field, through counsel, instructed the Party to rectify the situation, and the $5,000 was transferred on June 24, 1991 into the Party's state, non-federal account. Thus, there is absolutely no factual basis for reversing the Commission's November 5, 1991 decision and now finding reason-to-believe against Mr. Field in the instant matter.

B. Possible Issuance Of New Subpoena To Mr. Field

Similarly, there are no legal or factual bases for the possible issuance of a new subpoena to Mr. Field in this matter. And, apart from the relevant legal considerations, the results of any deposition of Mr. Field -- if one were to occur -- would not prove particularly enlightening.

Mr. Field is an active entertainment-industry executive, businessman, and civic leader who is engaged in numerous and diverse ventures. From April, 1990 to date, Mr. Field has contributed hundreds of thousands of dollars of his personal funds to civic, charitable and political organizations all over the country. Understandably, Mr. Field, at this time, has no specific recollections whatsoever regarding the contribution he made to the Iowa Democratic Party by check dated April 25, 1990.

Thus, deposing Mr. Field regarding this transaction would be pointless.

III. REQUESTED COMMISSION ACTIONS

Based on the facts and arguments set forth above, we therefore respectfully request:

(1) That the Commission decline to reverse its November 5, 1991 decision, and that the Commission decline to make a reason-to-believe determination that Mr. Field violated 2 U.S.C. §441a(a)(3) in the instant matter;

5043641309

(2) That the Commission decline to issue a new subpoena to Mr. Field; and

(3) That the Commission re-close its file in this matter with respect to Mr. Field.

Thank you for your attention. Should you have any questions regarding the matters discussed herein, please do not hesitate to contact me at 202/861-1877.

Sincerely,

Leslie J. Kerman

cc: Chairman Scott E. Thomas
Noriega James

5043641310

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 23, 1993

VIA FIRST CLASS MAIL
& FACSIMILE

Mr. David Lawson
Mr. Joseph J. Bogdanovich
c/o H.J. Heinz Co.
222 N. 6th St.
Suite 710
San Pedro, CA 90731

Re: MUR 3325

Dear Messrs. Lawson and Bogdanovich:

This confirms my August 20, 1993 phone conversation with Sandy Brass of your office in which we rescheduled your depositions from September 2 to September 28, 1993. Mr. Lawson's deposition is scheduled to begin on that day at 10 a.m. and Mr. Bogdanovich's at 2 p.m. Both will still be held at the place indicated in the subpoenas for deposition mailed to you earlier -- the U.S. Attorney's Office, Room 7516, 300 N. Los Angeles St., Los Angeles, Calif. 90012.

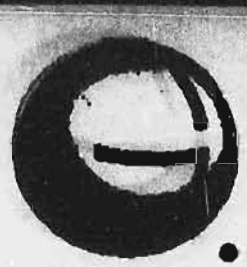
Thank you for your cooperation. If you have any questions, please contact me or Noriega James, the paralegal assigned to this matter, at (202) 219-3400.

Sincerely,

Dawn M. Odrowski

Dawn M. Odrowski
Attorney

2504364311



THE GEFFEN COMPANY

Bob Burkett
Executive Vice President of Public Affairs

MEMORANDUM

TO: Dawn Odrowski

From: Bob Burkett

Date: August 20, 1993

Re: Legal Representation

This is to confirm our telephone conversation of August 20, 1993 when I informed you that Leslie Kerman will be my legal representation in all matters regarding the investigation about which we spoke.

5043641312

9130 Sunset Boulevard
Los Angeles California 90069
Telephone 310 288 7962
Fax 310 278 9766

STATEMENT OF DESIGNATION OF COUNSEL

MUR 3325

NAME OF COUNSEL: Leslie Kerman, Esq.

ADDRESS: Epstein Becker & Green, P.C.
1227 25th Street, N.W.
Washington, D.C. 20037-1156

TELEPHONE: (202) 861-0900

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

August 24, 1993
Date

Signature

RESPONDENT'S NAME: Bob Burkett

ADDRESS: 9130 Sunset Blvd.
Los Angeles, CA 90069

HOME PHONE:

BUSINESS PHONE: (310) 285-7962

5043641313

OGC 9789

PERKINS COIE

A LAW PARTNERSHIP INCLUDING PROFESSIONAL CORPORATIONS
607 FOURTEENTH STREET, N.W. • WASHINGTON, D.C. 20005-2011
(202) 628-6600 • FACSIMILE (202) 434-1690

RECEIVED
FEDERAL ELECTION COMMISSION
93 AUG 25 PM 4:50

August 25, 1993

Lawrence M. Noble
General Counsel
Federal Election Commission
999 E Street, N.W.
Washington, DC 20463

Re: MUR 3325

Dear Mr. Noble:

I received your interrogatory ordering me to identify the former Democratic Senatorial Campaign Committee ("DSCC") staff whom I contacted regarding Mr. Bogdanovich's compliance with the $25,000 annual limit on contributions. Because this information is protected by the work product doctrine and attorney-client privilege, I decline to answer this interrogatory.

As an initial matter, your office should direct interrogatories to the DSCC itself, as party to this action, rather than to myself or Perkins Coie, their attorneys. Federal Rule of Civil Procedure 33, for example, provides that "[a]ny party may serve upon **any other party** written interrogatories" (emphasis added). More specifically, "Rule 33 authorizes interrogatories to parties to lawsuits, not to their attorneys." United States v. Shelby, 25 F.R.D. 12, 14 (N.D.Ohio 1960). See also Hickman v. Taylor, 67 S.Ct. 385, 390 (1947) (party "did not, and could not under Rule 33, address such interrogatories to [opposing] counsel").

The work product doctrine established in Hickman v. Taylor, 67 S.Ct. 385 (1947), protects materials an attorney produces in preparation for trial from discovery. Under the circumstances here, this protection would appear to conflict with Federal Rule of Civil Procedure 26 which authorizes discovery of, among other relevant matter, "the identity and

[04005-0046/DA932360.064]

5041364314

location of persons having knowledge of any discoverable matter."[1]

However, the FEC interrogatory as it is now worded demands the identity of persons contacted by the party's attorney, not a general list of "persons having knowledge." A pattern of interviewing and investigation is protected by the work-product doctrine.[2] "The cases seem to support the distinction between asking the identity of persons with knowledge, which is clearly permissible, and asking the identity of persons contacted and/or interviewed during an investigation, which is not." Commonwealth of Massachusetts v. First National Supermarkets, Inc., 112 F.R.D. 149, 152 (D.Mass. 1986). See also Laxalt v. McClatchy, 116 F.R.D. 438, 443 (D.Nev. 1987) ("The deponents in this case may thus be compelled to disclose the identity and whereabouts of the persons having relevant knowledge, but they may not be forced to disclose which of these individuals they have in fact interviewed").

Moreover, the information you seek falls within the attorney-client privilege. As the Eastern District of Virginia held in Federal Election Commission v. Franklin, 718 F. Supp. 1272, 1279 (E.D.Va. 1989):

> (1) Where legal advice of any kind is sought (2) from a professional legal advisor in his capacity as such, (3) the communications relating to that purpose, (4) made in confidence (5) by the client, (6) are at his instance permanently protected (7) from disclosure by himself or

---

[1]Although the Commission is proceeding under 2 U.S.C. § 437d(a)(1), not the Federal Rules of Civil Procedure, courts have applied the range of privileges and immunities to proceedings under 2 U.S.C. § 437d(a)(1) as well. See, e.g., Federal Election Commission v. Franklin, 718 F. Supp. 1272 (E.D.Va. 1989) (applying attorney-client privilege in Federal Election Campaign Act context).

[2]As the court noted in First National Supermarkets, "the plaintiff can gain the information which it seeks by these interrogatories merely by rephrasing them so as to ask [the opposing party] to list the names and addresses of any witnesses . . . who have knowledge of [relevant] facts." 112 F.R.D. at 153.

5043631315

by the legal advisor, (8) except the protection be waived.

I received the names of the individuals to contract regarding Mr. Bogdanovich's contribution from my client confidentially and in the course of preparing for possible litigation regarding this matter. Therefore, the information is privileged and I consequently decline to respond to the interrogatory submitted by the Commission.

Of course, I would advise the DSCC to respond to an appropriate interrogatory from the Commission requesting the names of any individuals who have information regarding Mr. Bogdanovich's contribution. Please do not hesitate to contact me should you have any questions regarding this response.

Very truly yours,

Robert F. Bauer
Counsel for DSCC

cc: Noriega James

5043641315

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

AUGUST 26, 1993

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Leslie J. Kerman, Esq.
Epstein Becker & Green, P.C.
1227 25th St., N.W. Suite 700
Washington, D.C. 20037-1156

RE: MUR 3325

Dear Ms. Kerman:

The Federal Election Commission has the statutory duty of enforcing the Federal Election Campaign Act of 1971, as amended, and Chapters 95 and 96 of Title 26, United States Code. The Commission has issued the attached subpoena for deposition to your client, Robert L. Burkett, which requires him to appear and give sworn testimony on September 30, 1993 at the time and place noted in the subpoena, in connection with an investigation it is conducting. Please note that the Commission does not consider Mr. Burkett a respondent in this matter, but rather a witness only. Additionally, this subpoena supersedes a prior subpoena mailed to Mr. Burkett on August 2, 1993 which Mr. Burkett apparently did not receive.

Because this information is being sought as part of an investigation being conducted by the Commission, the confidentiality provision of 2 U.S.C. § 437g(a)(12)(A) applies. That section prohibits making public any investigation conducted by the Commission without the express written consent of the person with respect to whom the investigation is made. You and Mr. Burkett are advised that no such consent has been given in this case.

Pursuant to 11 C.F.R. § 111.14, a witness summoned by the Commission shall be paid $40, plus mileage. Subsequent to the deposition, Mr. Burkett will be sent a check for the witness fee and mileage.

5043641317

Within two days of your receipt of this notification, please confirm Mr. Burkett's scheduled appearance with me or Noriega James, the paralegal assigned to this matter, at (202) 219-3400.

Sincerely;

Dawn M. Odrowski

Dawn M. Odrowski
Attorney

Enclosure
Subpoena
Executed Designation of Counsel Form

5043641318

FEC General Counsel

STATEMENT OF DESIGNATION OF COUNSEL

MUR 3325

NAME OF COUNSEL: Leslie Kerman, Esq.

ADDRESS: Epstein Becker & Green, P.C.
1227 25th Street, N.W.
Washington, D.C. 20037-1156

TELEPHONE: (202) 861-0900

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

August 24, 1993
Date

Signature

RESPONDENT'S NAME: Bob Burkett

ADDRESS: 9130 Sunset Blvd.
Los Angeles, CA 90069

HOME PHONE:

BUSINESS PHONE: (310) 285-7962

5043643129

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 3325
)

SUBPOENA

TO: Mr. Robert L. Burkett
c/o Leslie J. Kerman, Esq.
Epstein, Becker & Green, P.C.
1227 25th St. N.W., Suite 700
Washington, D.C. 20037

Pursuant to 2 U.S.C. § 437d(a)(3), and in furtherance of its investigation in the above-captioned matter, the Federal Election Commission hereby subpoenas you to appear for deposition. Notice is hereby given that the deposition is to be taken on September 30, 1993 in Room 7516, Conference Room #2, at the U.S. Attorney's Office at 300 N. Los Angeles Street, Los Angeles, California 90012, beginning at 9 a.m. and continuing each day thereafter as necessary.

WHEREFORE, the Chairman of the Federal Election Commission has hereunto set his hand in Washington, D.C., on this 25th day of August, 1993.

Scott E. Thomas
Chairman
Federal Election Commission

ATTEST:

for Delores Hardy
Marjorie W. Emmons
Secretary to the Commission

5043641320

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 30, 1993

VIA FIRST CLASS MAIL
& FACSIMILE

Mr. David Lawson
Mr. Joseph J. Bogdanovich
c/o H.J. Heinz Co.
222 N. 6th St.
Suite 710
San Pedro, CA 90731

Re: MUR 3325

Dear Messrs. Lawson and Bogdanovich:

This confirms my August 27th phone call with Sandy Brass of your office. At your request, we have agreed to reschedule your depositions in this matter to September 29, 1993 to accommodate Mr. Bogdanovich's travel schedule. The scheduled deposition times will remain the same: Mr. Lawson's deposition will begin at 10 a.m. and Mr. Bogdanovich's at 2 p.m. The depositions will still be held at the place indicated in the subpoenas: the U.S. Attorney's Office, Room 7516, 300 N. Los Angeles St., Los Angeles, Calif. 90012.

Again, if you have any questions, please contact me or Noriega James, the paralegal assigned to this matter, at (202) 219-3400.

Sincerely,

Dawn M. Odrowski

Dawn M. Odrowski
Attorney

5043641321

OGC 9811

EPSTEIN BECKER & GREEN, P.C.
ATTORNEYS AT LAW
1227 25TH STREET, N.W.
WASHINGTON, D.C. 20037-1156†

(202) 861-0900
TELECOPIER (202) 296-2882
DIRECT LINE

250 PARK AVENUE
NEW YORK, NEW YORK 10177-0077†
(212) 351-4500

1875 CENTURY PARK EAST
LOS ANGELES, CALIFORNIA 90067-2501
(310) 556-8861

SIX LANDMARK SQUARE
STAMFORD, CONNECTICUT 06901-2704†
(203) 348-3737

ONE RIVERFRONT PLAZA
NEWARK, NEW JERSEY 07102-5401†
(201) 642-1900

101 FEDERAL STREET
BOSTON, MASSACHUSETTS 02110-1600
(617) 342-7052

111 PINE STREET
SAN FRANCISCO, CALIFORNIA 94111-5614
(415) 398-3500

12750 MERIT DRIVE
DALLAS, TEXAS 75251-1206†
(214) 490-3143

116 SOUTH MONROE STREET
TALLAHASSEE, FLORIDA 32301-1530
(904) 681-0596

2400 SOUTH DIXIE HIGHWAY, SUITE 100
MIAMI, FLORIDA 33133
(305) 856-1100

810 KING STREET, SUITE 301
ALEXANDRIA, VIRGINIA 22314-3132†
(703) 684-1204

†P.C. NEW YORK, WASHINGTON, D.C. NEW JERSEY CONNECTICUT, VIRGINIA AND TEXAS ONLY

August 24, 1993

Dawn Odrowski
Office of the General Counsel
Federal Election Commission
999 E Street, N.W., Room 657
Washington, D.C. 20463

RE: M.U.R. 3325: Subpoena Issued to Robert L. Burkett

Dear Ms. Odrowski:

Enclosed please find a Statement of Designation of Counsel executed by Robert L. Burkett in connection with the above-referenced matter. You will note that the Statement designates Leslie J. Kerman, Epstein, Becker & Green, as counsel for Mr. Burkett.

This is also to confirm that the actual date of receipt of the subpoena, for purposes of determining when any motions must be filed, shall be the date upon which our office receives the original subpoena.

Thank you for your assistance regarding this matter.

Sincerely,

Peter Sherman

50436412322

STATEMENT OF DESIGNATION OF COUNSEL

MUR 3325

NAME OF COUNSEL: Leslie Kerman, Esq.

ADDRESS: Epstein Becker & Green, P.C.
1227 25th Street, N.W.
Washington, D.C. 20037-1156

TELEPHONE: (202) 861-0900

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.

Aug. 24, 1993
Date

Signature

RESPONDENT'S NAME: Bob Burkett

ADDRESS: 9130 Sunset Blvd.
Los Angeles, CA 90069

HOME PHONE:

BUSINESS PHONE: (310) 285-7962

5043641323

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 30, 1993

VIA FACSIMILE &
FIRST CLASS MAIL

Gerald Crawford, Esq.
Baudino & Crawford, P.C.
510 Liberty Building
Des Moines, IA 503909

RE: MUR 3325

Dear Mr. Crawford,

This is a follow-up to our phone conversations of August 13 and 20, 1993 concerning the depositions of Messrs. John Steffen and Jacob Kuitwaard, originally scheduled for September 8, 1993 pursuant to subpoenas mailed to both individuals on August 2, 1993. During our conversations, you stated that you expected to represent both Messrs. Kuitwaard and Steffen as former employees of Iowa Democratic Party. I asked you to send us written confirmation that you would be representing both individuals in this matter and to confirm their appearances for depositions in Washington, D.C. Although you indicated during our last conversation that you have spoken with Messrs. Kuitwaard and Steffen, we have not yet received the requested written confirmation.

As I advised you on August 20, this Office must reschedule both depositions to October due to unforeseen circumstances. You and I tentatively agreed to reschedule both depositions to October 15 pending your confirming these dates with Messrs. Kuitwaard and Steffen and our receipt of the requested letter confirming your representation. It is imperative that we receive written confirmation no later than September 3 that you are representing Messrs. Steffen and Kuitwaard and that both will appear for depositions in Washington, D.C. on October 15. If we do not receive such confirmation by then, we will have to contact Messrs. Kuitwaard and Steffen directly to schedule new deposition dates. For your convenience, designation of counsel forms are enclosed. These executed forms may be faxed to us at 202/219-3923 and the originals mailed to me or Noriega James at the above address.

5043641324

As an additional matter, I left a message for you to call me on Friday afternoon, August 20, with regard to your inquiry concerning our travel reimbursement policy. Since I have not heard from you, I assume that you no longer need further information on this issue. If this is incorrect, please contact me at (202) 219-3400.

Thank you for your anticipated cooperation.

Sincerely,

Dawn M. Odrowski

Dawn M. Odrowski
Attorney

cc: John Steffen
Jacob Kuitwaard

Enclosure
Designation of Counsel Forms (2)

5043641325

DGC 9873

CRAWFORD & ASSOCIATES
Attorneys at Law

Gerald W. Crawford
J. D. Hartung

510 Liberty Building
Des Moines, Iowa 50309

Telephone: (515)282-1010
Telecopier: (515)282-1066

RECEIVED
FEDERAL ELECTION
COMMISSION
MAIN COPY ROOM

SEP 13 2 16 PM '93

September 7, 1993

Via Facsimile & U.S. Mail
1-202-219-3923

Ms. Dawn M. Odrowski
Attorney at Law
Federal Election Commission
Office of the General Counsel
999 E. Street N.W.
Washington, D.C. 20463

Re: MUR 3325

Dear Ms. Odrowski:

Pursuant to your August 30, 1993, letter enclosed please find a Statement of Designation of Counsel regarding John Paul Steffen.

If you have any questions with regard to this matter please contact me. Thank you.

Sincerely,

Gerald W. Crawford

Gerald W. Crawford

Enclosure

5043641326

STATEMENT OF DESIGNATION OF COUNSEL

MUR 3325

NAME OF COUNSEL: Gerald W. Crawford

ADDRESS: 510 Liberty Building
Des Moines, Iowa 50309

TELEPHONE: (515) 282-1010
Facsimile (515) 282-1066

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

9/7/93
Date

Signature

RESPONDENT'S NAME: John Paul Steffen

ADDRESS: 725 Grandview Ave
Des Moines, IA 50316

HOME PHONE: 515-266-0975

BUSINESS PHONE: SAME

5043641327

OGC 9858

RECEIVED
FEDERAL ELECTION COMMISSION

93 SEP -8 AM 10: 10

EPSTEIN BECKER & GREEN, P.C.
ATTORNEYS AT LAW
1227 25TH STREET, N.W.
WASHINGTON, D.C. 20037-1156†

(202) 861-0900
TELECOPIER: (202) 296-2882
DIRECT LINE

250 PARK AVENUE
NEW YORK, NEW YORK 10177-0077†
(212) 351-4500

1875 CENTURY PARK EAST
LOS ANGELES, CALIFORNIA 90067-2501
(310) 556-8861

SIX LANDMARK SQUARE
STAMFORD, CONNECTICUT 06901-2704†
(203) 348-3737

ONE RIVERFRONT PLAZA
NEWARK, NEW JERSEY 07102-5401†
(201) 642-1900

101 FEDERAL STREET
BOSTON, MASSACHUSETTS 02110-1600
(617) 342-7052

111 PINE STREET
SAN FRANCISCO, CALIFORNIA 94111-5614
(415) 398-3500

12750 MERIT DRIVE
DALLAS, TEXAS 75251-1209†
(214) 490-3143

116 SOUTH MONROE STREET
TALLAHASSEE, FLORIDA 32301-1530
(904) 681-0886

2400 SOUTH DIXIE HIGHWAY, SUITE 100
MIAMI, FLORIDA 33133
(305) 858-1100

810 KING STREET, SUITE 301
ALEXANDRIA, VIRGINIA 22314-3132
(703) 684-1204

†P.C. NEW YORK, WASHINGTON, D.C., NEW JERSEY, CONNECTICUT AND TEXAS ONLY

September 7, 1993

VIA TELECOPY &
HAND-DELIVERED

Dawn Odrowski, Esquire
Office of the General Counsel
Federal Election Commission
999 E Street, N.W.
Room 657
Washington, DC 20463

RE: M.U.R. 3325: Respondent Frederick W. Field: Motion To Quash Subpoena

Dear Ms. Odrowski:

In accordance with 11 C.F.R. §111.15, this constitutes a motion to quash the subpoena issued to Mr. Field in the above-referenced matter.

As your office was specifically aware, I was out of the country for the last two weeks, and thus only received the Subpoena today[1]. Accordingly, as previously discussed, I will file a supplemental document with your office in support of this motion to quash within four business days of today. This document will include the arguments set forth in my August 16, 1993 letter to Lawrence M. Noble, Esquire (which is attached hereto and is incorporated as part of this motion to quash).

As always, please do not hesitate to contact me at (202) 861-1877 if you have any questions regarding this matter.

Sincerely,

Leslie J. Kerman

Leslie J. Kerman

[1]It is my understanding that the Subpoena was received by our office's mailroom on Friday, August 27, 1993.

5043641323

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

SEPTEMBER 8, 1993

Mr. Jacob Kuitwaard
421 7th Street, S.E.
Washington, D.C. 20003

RE: MUR 3325

This confirms your phone conversation yesterday with Eric Brown, a paralegal in our office, verifying that you had received a copy of our August 30 letter to Gerry Crawford. As you know, that letter confirmed our need to reschedule your deposition from September 8, 1993, to October 15, 1993, and sought confirmation that Mr. Crawford was representing you in this matter. Since you stated that you have not yet decided whether Mr. Crawford or any other attorney will be representing you, we need to confirm your availability for the rescheduled deposition on October 15. The deposition time (1:30 p.m.) and place (FEC offices at 999 E St. N.W.) will remain unchanged from the August 2nd subpoena. Please confirm your appearance on the new date by contacting Noriega James or me at (202) 219-3400 within two days of receiving this letter.

Additionally, should you decide to have Mr. Crawford or another attorney present at the deposition, please advise us of the attorney's name and address prior to the deposition date.

Finally, it appears that a misunderstanding arose at the end of our phone interview last November. At that time, we asked whether you would be willing to sign an affidavit if we determined one was necessary. However, as I advised you in our August 12th phone conversation, the Commission instead issued the aforementioned subpoena for you to appear for oral deposition.

Thank you for your anticipated cooperation.

Sincerely,

Dawn Odrowski

Dawn M. Odrowski
Attorney

5043641329

OGC 9885

RECEIVED

93 SEP 10 PM 3:46

EPSTEIN BECKER & GREEN, P.C.
ATTORNEYS AT LAW
1227 25TH STREET, N.W.
WASHINGTON, D.C. 20037-1156†

(202) 861-0900
FAX: (202) 296-2882
DIRECT LINE

250 PARK AVENUE
NEW YORK, NEW YORK 10177-0077†
(212) 351-4500

1875 CENTURY PARK EAST
LOS ANGELES, CALIFORNIA 90067-2501
(310) 556-8861

SIX LANDMARK SQUARE
STAMFORD, CONNECTICUT 06901-2704†
(203) 348-3737

ONE RIVERFRONT PLAZA
NEWARK, NEW JERSEY 07102-5401†
(201) 642-1900

75 STATE STREET
BOSTON, MASSACHUSETTS 02109†
(617) 342-4000

111 PINE STREET
SAN FRANCISCO, CALIFORNIA 94111-5614
(415) 398-3500

12750 MERIT DRIVE
DALLAS, TEXAS 75251-1209†
(214) 490-3143

116 SOUTH MONROE STREET
TALLAHASSEE, FLORIDA 32301-1530
(904) 681-0586

2400 SOUTH DIXIE HIGHWAY, SUITE 100
MIAMI, FLORIDA 33133
(305) 858-1100

510 KING STREET, SUITE 301
ALEXANDRIA, VIRGINIA 22314-3132
(703) 684-1204

†P.C. NEW YORK, WASHINGTON, D.C., NEW JERSEY, CONNECTICUT, BOSTON, AND TEXAS ONLY

September 10, 1993

VIA TELECOPY &
HAND-DELIVERED

Dawn M. Odrowski, Esquire
Office of the General Counsel
Federal Election Commission
999 E Street, N.W.
Room 657
Washington, DC 20463

RE: M.U.R. 3325: Subpoena Issued To Robert L. Burkett

Dear Ms. Odrowski:

As you are aware, last Friday, September 3, 1993, this office received a subpoena for the deposition of Robert L. Burkett in connection with M.U.R. 3325. Your cover letter specifically stated that the Commission did not consider Mr. Burkett a respondent in this matter, but simply a witness.

On Wednesday, September 8, 1993, I called your office to confirm Mr. Burkett's scheduled appearance on the date and time set forth in the Subpoena.

Subsequently, I have been informed by Mr. Burkett that he has business-related obligations which conflict with the scheduled September 30, 1993 date stated in the Subpoena. Mr. Burkett changed his employer at the beginning of this month, and thus was unaware of these conflicts when he initially assented to the September 30th date. Due to his various commitments, he requests that the deposition be rescheduled to a date in late October.

5043641330

At your convenience, please let me know what dates in late October are available, so that we can arrive at a mutually-acceptable date.

Thank you for your assistance with this matter.

Sincerely,

Leslie J. Kerman

5043641331

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 10, 1993

VIA FACSIMILE &
FIRST-CLASS MAIL

Leslie J. Kerman, Esq.
Epstein Becker & Green, P.C.
1227 25th St. N.W.
Washington, D.C. 20037-1156

Re: MUR 3325
Frederick W. Field

Dear Ms. Kerman,

This acknowledges receipt of your September 7, 1993 letter which you state constitutes a motion to quash the subpoena for deposition issued to Mr. Field on August 20.

For the record, this Office never agreed you would have four business days from September 7th in which to supplement your motion to quash. At our meeting on August 19th, this Office offered to consider any supplemental documentation submitted within a couple of days of a timely motion to quash. Given your assertion that the subpoena was received on August 27th, your motion to quash should have been filed no later than September 3, 1993. Even if two or three days were allowed for supplementation, the time for completing your motion to quash would expire well before the time-table you propose in your September 7th letter.

Additionally, this confirms that Mr. Burkett has agreed to appear for deposition on September 30, 1993 in Los Angeles at the time and place set forth in the August 25th deposition subpoena issued to him.

Should you have any questions regarding this matter, please call me at (202) 219-3400.

Sincerely,

Dawn M. Odrowski

Dawn M. Odrowski
Attorney

5043641332

OGC 9912

EPSTEIN BECKER & GREEN, P.C.
ATTORNEYS AT LAW
1227 25TH STREET, N.W.
WASHINGTON, D.C. 20037-1156†

(202) 861-0900
FAX: (202) 296-2882
DIRECT LINE

250 PARK AVENUE
NEW YORK, NEW YORK 10177-0077†
(212) 351-4500

1875 CENTURY PARK EAST
LOS ANGELES, CALIFORNIA 90067-2501
(310) 556-8861

SIX LANDMARK SQUARE
STAMFORD, CONNECTICUT 06901-2704†
(203) 348-3737

ONE RIVERFRONT PLAZA
NEWARK, NEW JERSEY 07102-5401†
(201) 642-1900

75 STATE STREET
BOSTON, MASSACHUSETTS 02109†
(617) 342-4000

111 PINE STREET
SAN FRANCISCO, CALIFORNIA 94111-5614
(415) 398-3500

12750 MERIT DRIVE
DALLAS, TEXAS 75251-1209†
(214) 490-3143

116 SOUTH MONROE STREET
TALLAHASSEE, FLORIDA 32301-1530
(904) 681-0590

2400 SOUTH DIXIE HIGHWAY, SUITE 100
MIAMI, FLORIDA 33133
(305) 856-1100

810 KING STREET, SUITE 301
ALEXANDRIA, VIRGINIA 22314-3132
(703) 684-1204

†P.C. NEW YORK, WASHINGTON, D.C. NEW JERSEY, CONNECTICUT, BOSTON, AND TEXAS ONLY

September 13, 1993

5043641333

VIA TELECOPY &
HAND-DELIVERED

Dawn M. Odrowski, Esquire
Office of the General Counsel
Federal Election Commission
999 E Street, N.W.
Room 657
Washington, DC 20463

RE: M.U.R. 3325: Respondent Frederick W. Field: Motion To Quash Subpoena

Dear Ms. Odrowski:

This serves to supplement the timely Motion to Quash the Subpoena of Mr. Field, which was received by your office on September 7, 1993. Specifically, for the reasons set forth herein and in our September 7, 1993 filing (including the attached copy of an August 16, 1993 letter to Mr. Noble), we request that the Commission's subpoena to depose Mr. Field be quashed, and replaced with either interrogatories or simply an affidavit from Mr. Field addressing any outstanding issues in this matter which pertain to him.

I. TIMELINESS OF MOTION TO QUASH

11 C.F.R. §111.15(a) provides that a motion to quash or modify a subpoena must be filed within five days after the date of receipt of such subpoena. In computing any due date, 11 C.F.R. §111.2(a) provides that the due date cannot fall on a Saturday, a Sunday, or a legal

holiday. In addition, 11 C.F.R. §111.2(c) provides that whenever any person has the right or is required to do some act within a prescribed period after the service of any paper by or upon such person and the paper is served by or upon such person by mail, three days shall be added to the prescribed period.

The instant Motion to Quash was filed in a timely manner. The Motion to Quash was received by our firm's mailroom on Friday, August 27, 1993 via certified mail. Thus, in accordance with §111.15(a) [providing five days] and §111.2(c) [adding three days to the prescribed five day period], we had eight days in which to file a Motion to Quash. As eight days from August 27, 1993 was Saturday, September 4, 1993 (followed, of course, by a Sunday and then Labor Day), we had until Tuesday, September 7, 1993 to file a timely Motion to Quash, which is what we did.

Your office has alleged that the additional three day period set forth at §111.2(c) does not apply when a subpoena is sent by certified mail, as opposed to regular mail. This position is contrary to the plain language of the regulation. §111.2(c) addresses receipt of documents by mail -- and does not distinguish in any manner between certified mail and regular mail. As you are aware, the Office of the General Counsel cannot adopt a policy that is in clear conflict with the plain language of the Commission's regulations. Thus, pursuant to the Commission's regulations, the instant Motion to Quash was filed in a timely manner.

II. MR. FIELD SHOULD NOT BE DEPOSED WHEN THERE ARE LESS BURDENSOME MEANS OF OBTAINING THE SAME INFORMATION

As set forth in our August 16, 1993 letter to Mr. Noble, Mr. Field has no specific recollections at this time regarding the contribution be made to the Iowa Democratic Party by check dated April 25, 1990. Mr. Field signed the contribution check, which represents his personal funds. However, he has no specific recollection at this time regarding the contribution. To the best of his recollection, he was never solicited, directly or indirectly, by the Iowa Democratic Party or by anyone acting at its agent, including Senator Harkin and/or Mr. Kuitward, for contribution(s) to the Party[1]. Rather, he believes that he relied on the recommendation of Robert L. Burkett, his then chief political advisor, regarding his 1990 contributions to the Iowa Democratic Party, including his contribution to the Iowa Coordinated Campaign (a belief that is shared by Mr. Burkett).

---

[1]It is our understanding that the Iowa Democratic Party erroneously informed the Commission that Mr. Kuitward directly solicited Mr. Field in connection with his April 25, 1990 contribution, when in fact Mr. Kuitward solicited Mr. Burkett, and never Mr. Field directly. Jerry Crawford, the Party's lawyer, has acknowledged this error to us, and Mr. Crawford, as well as Mr. Kuitward, will correct this point with your office.

5043641334

Given Mr. Field's lack of any specific recollections regarding the April 25, 1990 contribution, it is unreasonable to require the deposition of Mr. Field at this time. Rather, to the extent the Commission has any questions which it needs to address to Mr. Field, we propose that the Commission substitute interrogatories for its outstanding subpoena to depose Mr. Field. Alternatively, we can prepare an affidavit for Mr. Field's signature which addresses any outstanding issues that pertain to Mr. Field. Both our alternatives will provide the Commission with responses to outstanding questions from Mr. Field in a far less burdensome and costly manner than a deposition.

* * * * *

Thus, we request that our alternative suggestion be presented to, and specifically voted on, by the Commission.

As always, please do not hesitate to contact me at (202) 861-1877 if you have any questions regarding this matter.

Sincerely,

Leslie J. Kerman

Leslie J. Kerman

5043641335

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Frederick W. Field) MUR 3325
)

GENERAL COUNSEL'S REPORT

I. BACKGROUND

On August 12, 1993, the Commission found reason to believe that Frederick W. Field ("Respondent") violated 2 U.S.C. § 441a(a)(3). At the same time, the Commission authorized issuance of a subpoena requiring Respondent to appear for oral deposition to clarify the record regarding his contributions to the Iowa Democratic Party ("the recipient committee"). Official notification of the Commission's finding and the subpoena for deposition was sent to Respondent's counsel by certified mail on August 20 and apparently were received on August 27. On September 7, Respondent filed a partial motion to quash the subpoena and stated that a supplemental submission would be filed by September 11. Attachment 1 at 1.[1]

II. FACTUAL AND LEGAL ANALYSIS

Pursuant to 11 C.F.R. § 111.15(a), a motion to quash or to modify a subpoena must be made prior to the time specified therein

1. Upon receiving this motion, the staff attorney advised Respondent's counsel that this Office intended to submit this matter for the Commission's consideration at its September 14th meeting so that Respondent's scheduled deposition could go forward in the event the Commission denied the motion. Respondent initially agreed to send a supplemental submission by close of business on September 8. However, on the agreed date, Respondent's counsel called to say she would be unable to submit a "complete" supplemental submission until Friday, September 10. This Office will, of course, forward to the Commission any supplemental materials it receives.

5043641336

for compliance, but in no event more than 5 days after the date of receipt of such subpoena. If such motion is timely filed, the Commission may deny the motion, or quash or modify the subpoena. 11 C.F.R. § 111.15(b).

A. Timeliness of Motion

As noted, Respondent received the subpoena at issue on August 27 and any motion to quash, therefore, should have been made by Friday, September 3. Respondent did not move to quash the subpoena until September 7. In support of this motion, counsel attached a copy of her August 16th letter, written in response to notification that this Office was withdrawing an earlier subpoena issued to Mr. Field in light of a procedural error counsel had brought to this Office's attention. Attachment 2.[2]

Respondent's counsel states that she was unable to file a complete motion to quash within the prescribed time because she was on vacation when the subpoena and notification were received. Attachment 1 at 1. During an August 19th meeting with the General Counsel and other representatives from this Office,[3] counsel did inform this Office that she would soon be leaving for vacation.

5043641337

---

2. After discussions with counsel regarding the first subpoena, this Office withdrew the subpoena and advised counsel that we would be making additional recommendations to the Commission concerning Respondent. See Attachment 2. Counsel subsequently faxed the August 16th letter to this Office in an apparent attempt to persuade the Commission not to make a reason to believe finding against Respondent or authorize another subpoena for his deposition. Since the Commission had already approved this Office's recommendation by tally vote on August 12, the letter was moot when received.

3. The General Counsel and staff met with counsel at her request to discuss the bases for the Commission's reason to believe finding against Respondent.

To accommodate counsel's schedule, this Office gave her a courtesy copy of the Commission's factual and legal analysis so that a timely motion to quash could be made. Moreover, this Office offered to consider any supplemental documentation filed within a couple of days of a timely motion to quash. Respondent, however, did not timely file a motion to quash, and to date, has not supplemented the untimely submission.

Accordingly, this Office recommends that the Commission deny Respondent's motion to quash the deposition subpoena as untimely filed.

B. Substance of Motion

In addition to being untimely filed, Respondent's motion fails to apply the proper standards to determine whether administrative agency subpoenas shall be enforced. It is well established that an administrative agency subpoena or order will be enforced so long as it was issued for a proper purpose, the information sought is relevant to the purpose and the statutory procedures were observed. United States v. Powell, 379 U.S. 48, 57-58 (1964); United States v. Morton Salt Co., 338 U.S. 632, 652 (1950); SEC v. Blackfoot Bituminous, Inc., 622 F.2d 512, 514 (10th Cir.), cert. denied, 449 U.S. 955 (1980).

The grounds for the motion to quash appear to be: (1) that the Commission is precluded by the doctrines of res judicata, collateral estoppel and issue preclusion from reopening this matter with respect to Respondent in light of the Commission's prior no-reason-to-believe finding against him; (2) that no factual basis exists for a reason-to-believe finding

5043641333

against Respondent and, consequently, the outstanding deposition subpoena; and (3) that taking Respondent's deposition would be "pointless" because he has no specific recollections at this time regarding his April 25, 1990 contribution to the Iowa Democratic Party.

1. Statutory Procedures

To the extent that counsel's argument can be construed as a procedural challenge, it must fail. The Commission has broad authority to administer and enforce the statute. See 2 U.S.C. §§ 437c(b)(1), 437d, 437g and 438. In order to investigate whether a violation has occurred, the Commission, by an affirmative vote of at least four of its members, need determine only that there is "reason to believe" a violation has occurred. 2 U.S.C. § 437g(a)(2). Once this threshold is reached the Act authorizes the Commission to conduct investigations into possible violations of the Act, see 2 U.S.C. § 437g(a)(2), and grants the Commission power to order that testimony be taken by deposition and to compel testimony and the production of evidence relating to the execution of its duties, by subpoena. 2 U.S.C. §§ 437d(a)(3) and (4).

In this matter, the Commission followed the statutorily mandated procedures. Although it initially found no reason to believe against Respondent, evidence adduced during its investigation of the recipient committee's involvement conflicted with information provided earlier by Respondent. Accordingly, the Commission voted to reopen this matter with regard to Respondent, found reason to believe he violated Section 441a(a)(3) and issued

5043641382

the appropriate subpoena.

Respondent argues that the reopening of the investigation "contravenes basis [sic] procedural safeguards" and that "the doctrines of res judicata, collateral estoppel, and issue preclusion prevent the Commission from readjudicating this matter with respect to Mr. Field." Attachment 1 at 3-4. As this Office explained to counsel at the August 19th meeting, the Commission's proceedings are non-adjudicatory in nature and the doctrines relied upon do not apply to non-adjudicatory administrative investigations. See e.g., Astoria Federal Sav. and Loan Ass'n. v. Solimino, 500 U.S. --, 111 S.Ct. 2166, 2169 (1991) (acknowledging the applicability of the doctrine of res judicata when an agency acts in a judicial capacity and resolves disputed issues of facts which the parties have had an adequate opportunity to litigate).

2. **Proper Purpose and Relevance**

Respondent also argues there is no factual basis for the Commission's reason-to-believe finding and that taking Respondent's deposition would be "pointless." Attachment 1 at 4. The first argument is premised on Respondent's view of the evidence, which Respondent contends clearly established that his April 25th contribution was made to the recipient committee's non-federal account. Attachment 1 at 4. As stated in the factual and legal analysis sent to Respondent, the Commission's decision to reopen this matter with respect to him was based on apparent contradictory information obtained from him and the recipient committee. Respondent asserted the contribution was made to the

5043641340

recipient committee's non-federal account while the recipient committee maintained his contribution had been properly deposited in its federal account because it had been solicited on behalf of, and to assist the election of, a federal candidate. Additionally, this Office obtained a copy of a second contribution check made by Respondent to the committee, which in contrast to the contribution at issue, was payable to "the Iowa Coordinated Campaign" and deposited into the recipient committee's non-federal account. The note transmitting the second contribution stated that Respondent's federal funds "were tapped." The conflicting statements from Respondent and the recipient committee, the differences in the two checks and the fact that the recipient committee initially deposited the respective checks as it did, at minimum, raise a question as to whether the first check was a federal or non-federal contribution.

The Commission determined that depositions were necessary after informal interviews with committee personnel failed to explain the apparent discrepancies and after requests to informally interview Respondent were refused. Thus, the subpoena was issued for a proper purpose and the information sought is relevant to that purpose. Finally, if, as counsel argues, Respondent has no specific recollection regarding that contribution, he may so testify.

In sum, because Respondent's motion has been untimely filed and, in any event, the Commission's subpoena was issued in accordance with statutory procedures and for a proper statutory purpose, this Office recommends that the Commission deny

5043641341

Respondent's motion to quash the subpoena requiring him to appear for deposition.

III. **RECOMMENDATIONS**

1. Deny the motion of Frederick Field to quash the subpoena to appear for deposition on September 30, 1993.

2. Approve the appropriate letter.

Lawrence M. Noble
General Counsel

9/10/93
Date

By: _____
Lois G. Lerner
Associate General Counsel

Attachments
1. Motion to Quash from Frederick Field
2. Correspondence

Staff Assigned: Noriega James
Dawn M. Odrowski

50436412

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	MUR 3325
Frederick W. Field	)	

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session on September 14, 1993, do hereby certify that the Commission decided by a vote of 5-0 to take the following actions in MUR 3325:

1. Deny the motion of Frederick Field to quash the subpoena to appear for deposition on September 30, 1993.

2. Approve the appropriate letter as recommended in the General Counsel's report dated September 10, 1993.

Commissioners Aikens, Elliott, McGarry, Potter, and Thomas voted affirmatively for the decision; Commissioner McDonald was not present.

Attest:

9-15-93
Date

Marjorie W. Emmons
Secretary of the Commission

5043641343

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 16, 1993

BY FACSIMILE &
FIRST CLASS MAIL

Leslie Kerman, Esq.
Epstein Becker & Green, P.C.
1227 25th St. N.W.
Washington, D.C. 20037-1156

Re: MUR 3325
Frederick W. Field
Robert L. Burkett

Dear Ms. Kerman:

As I advised you on September 14, 1993, on that date, the Federal Election Commission considered both your motion to quash the deposition subpoena issued to your client, Frederick W. Field, and your September 13 supplemental submission, and denied the motion. Accordingly, Mr. Field's deposition will go forward.

As you know, the subpoena requires Mr. Field to appear for deposition on September 30, 1993 in Los Angeles, California. We have asked you to confirm his appearance on that date. As we discussed today, Mr. Field is out of town and you have not yet talked with him. However, you have agreed to contact us no later than Monday, September 20, 1993, either to confirm his appearance on September 30, or as discussed below, to propose a mutually acceptable alternate date if he cannot appear at that time.

Additionally, you requested on September 10th that we reschedule the September 30th deposition of your other client, Mr. Robert Burkett, because he has changed employers and now has a business-related obligation on that day. In response, we informed you that OGC staff would be in California on other business in late September and early October and proposed the following alternate deposition dates, in Los Angeles: the evening of September 30, any time on October 1, and the morning of October 2. Alternatively, we proposed taking Mr. Burkett's deposition in Washington, D.C., on either October 8, 12 or 13, provided he travels here at his own expense.

5043641344

You informed me yesterday that Mr. Burkett could not appear for deposition on any of the proposed alternate Los Angeles dates. You then proposed that Mr. Burkett be deposed on October 6 in Washington, D.C., since he will be in town on other business. However, as I told you today, staff assigned to this case will be in California from October 4-6 and, therefore, cannot depose Mr. Burkett on that day.

As you know, it is important that we agree to mutually acceptable deposition dates for both Messrs. Field and Burkett as soon as possible since the scheduled date for their respective depositions is less than two weeks away. Additionally, we would conserve both government resources and your own by deposing Messrs. Burkett and Field in the same trip. Consequently, we proposed to you today the following alternate deposition dates, in Los Angeles, for Messrs. Burkett and Field if neither can appear for deposition on September 30: September 28, the evening of September 30, October 1, the morning of October 2 or October 8. Also, as previously mentioned, if your clients travel to Washington at their own expense, we can arrange depositions here on October 8, 12 or 13.

You have agreed to consult with your clients about these proposed dates and will contact either me or Lisa Klein with your response, at (202) 219-3400, no later than Monday, September 20, 1993. As previously discussed, absent an agreement to mutually acceptable alternate dates, we plan to depose both Messrs. Field and Burkett on September 30, 1993, in Los Angeles, as scheduled.

We look forward to hearing from you.

Sincerely,

Dawn M. Odrowski

Dawn M. Odrowski
Attorney

5043641345

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 16, 1993

VIA FACSIMILE &
FIRST CLASS MAIL

Gerald Crawford, Esq.
Baudino & Crawford, P.C.
510 Liberty Building
Des Moines, IA 503909

RE: MUR 3325

Dear Mr. Crawford,

This confirms our agreement to reschedule Mr. John Steffen's deposition to October 15, 1993 in Washington, D.C., pursuant to the Commission's August 2nd deposition subpoena.

Should you have any further questions regarding our reimbursement policy, please call me or Noriega James at (202) 219-3400.

Sincerely,

Dawn M. Odrowski

Dawn M. Odrowski
Attorney

5043641346

OAC 9940

EPSTEIN BECKER & GREEN, P.C.
ATTORNEYS AT LAW
1227 25TH STREET, N.W.
WASHINGTON, D.C. 20037-1156†

(202) 861-0900
FAX: (202) 296-2882
DIRECT LINE

250 PARK AVENUE
NEW YORK, NEW YORK 10177-0077†
(212) 351-4500

1875 CENTURY PARK EAST
LOS ANGELES, CALIFORNIA 90067-2501
(310) 556-8861

SIX LANDMARK SQUARE
STAMFORD, CONNECTICUT 06901-2704†
(203) 348-3737

ONE RIVERFRONT PLAZA
NEWARK, NEW JERSEY 07102-5401†
(201) 642-1900

75 STATE STREET
BOSTON, MASSACHUSETTS 02109†
(617) 342-4000

111 PINE STREET
SAN FRANCISCO, CALIFORNIA 94111-5614
(415) 398-3500

12750 MERIT DRIVE
DALLAS, TEXAS 75251-1209†
(214) 490-3143

116 SOUTH MONROE STREET
TALLAHASSEE, FLORIDA 32301-1530
(904) 681-0886

2400 SOUTH DIXIE HIGHWAY, SUITE 100
MIAMI, FLORIDA 33133
(305) 856-1100

510 KING STREET, SUITE 301
ALEXANDRIA, VIRGINIA 22314-3132
(703) 684-1204

†P.C. NEW YORK, WASHINGTON, D.C., NEW JERSEY, CONNECTICUT, BOSTON AND TEXAS ONLY

SEP 17 5 15 PM '93

September 15, 1993

VIA TELECOPY &
FIRST CLASS MAIL

Dawn M. Odrowski, Esquire
Office of the General Counsel
Federal Election Commission
999 E Street, N.W.
Room 657
Washington, DC 20463

RE: M.U.R. 3325: Subpoena Issued To Robert L. Burkett

Dear Ms. Odrowski:

This is to follow-up on our conversation of this afternoon regarding the deposition of Robert L. Burkett as a witness in the above-referenced matter.

The Subpoena calls for the deposition to occur on September 30, 1993 in Los Angeles, California. As we previously informed your office, Mr. Burkett is unavailable on September 30, 1993. However, he is willing to be deposed in Washington, D.C. on the afternoon of October 6, 1993, and to assume his own travel expenses in connection therewith.

It is my understanding that the October 6, 1993 date is not feasible for your office, because the particular lawyers assigned to depose Mr. Burkett will be out-of-town. Accordingly, I will contact Mr. Burkett to obtain other possible deposition dates.

5043364147

Meanwhile, please let me know if it would be possible for other FEC attorneys to conduct Mr. Burkett's deposition on the afternoon of October 6, 1993 in Washington, D.C. while my client is in-town at his own, as opposed to the government, expense. Moreover, the attorneys who are out-of-town could, if so desired, participate in the deposition by telephone.

I look forward to speaking with you shortly.

Sincerely,

Leslie J. Kerman

5043364130

OAC 0007

CRAWFORD & ASSOCIATES
Attorneys at Law

510 Liberty Building
Des Moines, Iowa 50309

Telephone: (515)282-1010
Telecopier: (515)282-1066

Gerald W. Crawford
J. D. Hartung

FEDERAL ELECTION COMMISSION MAIL ROOM
Sep 27 9 39 AM '93

September 15, 1993

Ms. Dawn Odrosky
Attorney at Law
Office of the General Counsel
Federal Election Commission
999 E Street N.W.
Washington, D.C. 20463

Re: MUR 3325, The Iowa Democratic Party

Dear Ms. Odrosky:

I am writing in reference to MUR 3325 regarding my client the Iowa Democratic Party. Presently, you have scheduled depositions for J. P. Steffen and Jake Kuitwaard on October 15, 1993. I have filed a Designation of Counsel form on behalf of Mr. Steffen; Mr. Kuitwaard has not yet informed us as to his intention with regard to Counsel. In any event we plan to be in your offices on October 15, 1993, if that continues to be your desire.

My purpose in writing today is to try and bring some clarity to this matter. This matter began in April/May 1990. Jake Kuitwaard, a Harkin functionary until January 1, 1990, when he was transferred to the payroll of the Iowa Democratic Party, solicited a campaign contribution from Frederick W. Field through Field's Vice President for corporate affairs, Bob Burkett. Field, through Burkett, responded with a check for $5,000.00 made payable to "The Iowa Democratic Party"; (The "Iowa Democratic Party" is the legal name of our state account).

We now know that Field's (& Burkett's) intention was that this be a "state account" contribution to the Iowa Democratic Party. Unfortunately, at that time, there was a breakdown in communication and the check was deposited to our federal account. The Iowa Democratic Party assumed at the time that since the contribution had been solicited by Kuitwaard who was associated with Senator Harkin, and since it was made by a California contributor that it could properly be placed in the federal account. I believe this was a perfectly logical conclusion although wrong.

50436413492

I should note two things at this point. First, the Iowa Democratic Party had no motive or incentive to put this check in the federal account. The federal account had adequate funds and the Iowa Democratic Party. received no benefit whatever from putting the contribution there. It was simply the logical conclusion reached at the time Second, the Iowa Democratic Party now requires written designation when contributions are to be placed in the federal account.

In 1991 we were notified by persons associated with Mr. Field's that we had incorrectly deposited his contribution to our federal account. We immediately transferred his contribution to our state account and promptly notified the F.E.C. of the transfer. We also apologized to Mr. Field's for any inconvenience.

Thereafter the F.E.C. (November 5, 1991) found reason to believe that we had violated 11 C.F.R. § 102.5 (a) (2) by making an improper deposit.

We then attempted, in our letter of April 2, 1992, and in our Response Brief of July 17, 1992, to explain that we did not believe we had done anything wrong; that we had no way of knowing Field's had in fact intended his contribution as a "state party" contribution. It should be noted, however, that our brief of July 17, 1992 contained an error in that it states Kuitwaard talked directly with Field when in fact he spoke with Bob Burkett who was acting on behalf of Field.

The simple fact is that we should have been more careful. Some place between Burkett and Kuitwaard a breakdown in communication occurred. This would not have happened if we had checked directly with the donor.

In conclusion we were wrong in our deposit and we accept responsibility. There is no conspiracy here nor any effort to do anything other than close this matter up once and for all. We remain willing to enter into the conciliation agreement proposed by the Commission on April 30, 1992.

If the General Counsel desires to take the depositions on October 15 to confirm what I am saying in this letter that is also acceptable though we view this as a significant economic hardship.

Please advise as to your thoughts.

Sincerely,

Gerald W. Crawford

5043641350

THE DEPOSITION TRANSCRIPTS OF DAVID S. LAWSON, JOSEPH BOGDANOVICH, FREDERICK WOODRUFF FIELD, ROBERT LARRY BURKETT, JACOB KUITWAARD AND JOHN P. STEFFEN CAN BE FOUND AT THE END OF THIS CASE FILE.

5043641351

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

OCTOBER 5, 1993

Mr. Jacob Kuitwaard
421 7th Street, S.E.
Washington, DC 2003

RE: MUR 3325

Dear Mr. Kuitwaard:

As Noriega E. James, a paralegal in our office, advised you yesterday, this confirms that your deposition will take place as scheduled on October 15, 1993, at 1:30 p.m. at the Federal Election Commission, 999 E St., N.W., Washington D.C., pursuant to the Commission's August 2nd deposition subpoena.

As a reminder, if you intend to have an attorney present with you at the deposition, please advise us of his or her name and address prior to the date of the deposition.

As always, if you have any questions, please contact me at (202)-3400.

Sincerely

Dawn M. Odrowski

Dawn M. Odrowski
Attorney

5043641352

OGC 0154

BELL, MCANDREWS & HILTACHK
ATTORNEYS AND COUNSELORS AT LAW
865 CAPITOL MALL, SUITE 830
SACRAMENTO, CALIFORNIA 95814

(916) 442-7757
FAX (916) 442-7759

CHARLES H BELL JR
COLLEEN C McANDREWS
THOMAS W HILTACHK

1441 FOURTH STREET
SANTA MONICA, CA 90401
(310) 458-1406

Oct 11 12 35 PM '93

October 11, 1993

93 OCT 18 PM 12:13
RECEIVED
FEDERAL ELECTION COMMISSION

Lisa E. Klein, Esq.
Assistant General Counsel
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463

Re: MUR 3325

Dear Ms. Klein:

Pursuant to our discussion at the deposition of Mr. David Lawson on September 29, 1993 in San Pedro, California, I have enclosed the following documents from Mr. Lawson's files relative to this matter under review.

(1) Facsimile transmission dated June 5, 1991 to Mr. Tom Lehner, Democratic Senatorial Campaign Committee, with attached draft letter (two pages). This document was prepared after Mr. Lawson's discussion with Mr. Lehner about misdeposit of Mr. Bogdanovich's funds. The $5,000 reference was based upon Mr. Lehner's original response that DSCC did not have sufficient funds in its federal account to make a transfer out of all of Mr. Bogdanovich's contribution.

(2) Facsimile transmission dated June 11, 1991 to Mr. Tom Lehner, Democratic Senatorial Campaign Committee, with attached letter dated June 11, 1991 to Mr. Robert Hickmott, Democratic Senatorial Campaign Committee (two pages). This document was prepared after Mr. Lawson's further discussion with Mr. Lehner about the availability of federal funds in the DSCC account with which to correct the misdeposit of Mr. Bogdanovich's funds. The cover note on the facsimile transmission page is self-explanatory.

(3) One page message for Mr. Lawson to contact Mr. Bob Bauer, counsel to DSCC, dated "7/11/[91]."

5043641355

(4) One page of notepad titled "StarKist Seafood Company/Making New Waves," containing notes in Mr. Lawson's handwriting of two conversations with Mr. Robert Bauer, one on 11/25/91 and a second on 12/2/91. The notes are self-explanatory.

(5) Letter dated January 29, 1992 from Robert F. Bauer, Esq. to Mr. Lawson informing him that DSCC had transferred funds from its federal to its "Building Fund" account. Although there are various references in Mr. Bauer's correspondence to Mr. Bogdanovich's intention to contribute to a DSCC Building Fund account, Mr. Lawson has made clear that the intention was more generally to contribute to a DSCC non-federal account. Mr. Lawson does not to this day know whether DSCC has more than one non-federal account.

If you have any further questions concerning this matter, or these materials, please feel free to contact me. I have just received the original deposition transcripts and will review them and send them to Mr. Bogdanovich and Mr. Lawson for signature. Due to Mr. Bogdanovich's travel schedule out of the country, we will endeavor to send the original to you as soon as it is possible for him to review and sign.

Very truly yours,

Charles H. Bell, Jr.

CHB/man
1008.01

Enclosures

cc: Mr. David S. Lawson

5043641334

Heinz
WORLD HEADQUARTERS
600 Grant Street
Pittsburgh, Pennsylvania 15219-2857

Joseph J. Bogdanovich
Vice Chairman

DATE: June 5, 1991

PANAFAX TRANSMISSION TO: Tom Lehner

PANAFAX #: (202) 485 3120

PERSONAL ATTENTION OF:

FROM: Dave Lawson

TELEPHONE #: (213) 590-3990

Tom--Attached is a draft of the letter I propose to send you. Please discuss with Bob.
Thanks, Dave Lawson

Page 1 of 2 pages

TRANSMITTING PANAFAX #: (213) 590-3413

5043641355

DRAFT

DAVID S. LAWSON

180 East Ocean Blvd.
Long Beach, Calif. 90802
Tele. (213) 590-3990

June 5, 1991

Mr. Robert Hickmott
Deputy Director
Democratic Senatorial Campaign Committee
430 South Capital Street, S.E.
Washington, D.C., 20003

50436413506

Dear Mr. Hickmott,

It has come to my attention after a review of the records that Mr. Joseph J. Bogdanovich made a $20,000 contribution to the Democratic Senatorial Campaign Committee on March 5, 1990, $5,000 of which was intended for the Non-Federal account.

Therefore, please immediately refund the $5,000 payment to the Federal Account and it will be replaced with a payment for $5,000 to the Democratic Senatorial Campaign Committee-Non Federal Account.
Thank you for your assistance.

Very truly yours,

David S. Lawson

Plus
6,000 in 89

Heinz

WORLD HEADQUARTERS
600 Grant Street
Pittsburgh, Pennsylvania 15219-7847

Joseph J. Bogdanovich
Vice Chairman

Post-it™ brand fax transmittal memo 7671 | # of pages ▸

To PAMELA	From DAVE LAWSON
Co. PER OUR TELCON	Co. on 6/12/91
Dept.	Phone #
Fax # 202 224 2455	Fax #

DATE: June 11, 1991

PANAFAX TRANSMISSION TO: Democratic Senatorial Campaign Committee

PANAFAX #: ( ) _____

PERSONAL ATTENTION OF: Tom Lehner

FROM: Dave Lawson

TELEPHONE #: (213) 590-3990

Page 1 of 2 pages

TRANSMITTING PANAFAX #: (213) 590-3413

Tom---Attached is the letter I am forwarding to you this week to correct the accounting errors in 1989 and 1990. Since this refund may cause a short-fall in the Federal Acccount, we will not ask that you adjust the 1991 $20,000 contribution, which I assume also all was deposited to the Federal Account. I will send a copy of this letter to the Federal Election Commission with an explanation of the actions Mr. Bogdanovich has taken to correct the accounting treatment of his contribuitions.

Thanks for your assistance.--Dave Lawson

50433641357

DAVID S. LAWSON

180 East Ocean Blvd.
Long Beach, Calif. 90802
Tele. (213) 590-3990

June 11, 1991

Mr. Robert Hickmott
Deputy Director
Democratic Senatorial Campaign Committee
430 South Capital Street, S.E.
Washington, D.C., 20003

Re: 1989/90 Democratic Senatorial Campaign Committee Contributions

Dear Mr. Hickmott:

It has come to my attention after a review of the records that Mr. Joseph J. Bogdanovich made $20,000 contributions to the Democratic Senatorial Campaign Committee on December 14, 1989 and March 5, 1990, of which $10,000 from each contribution was intended for the Non-Federal account.

Therefore, please immediately refund the $10,000 payments for 1989 and 1990 to the Federal Account and replace them with payments of $10,000 to the Democratic Senatorial Campaign Committee-Non Federal Account as originally intended by Mr. Bogdanovich.

Thank you for your assistance.

Very truly yours,

David S. Lawson

50436413553

To Dave

Date 7/11 Time 12:50

While You Were Out

M Bob Bauer

of 202 - 434 - 1602

Phone
AREA CODE NUMBER EXTENSION

TELEPHONED	✓	PLEASE CALL	✓
CALLED TO SEE YOU		WILL CALL AGAIN	
WANTS TO SEE YOU		URGENT	
RETURNED YOUR CALL			

Message

D.

Operator

CARDINAL 4C200

5043641352

Starkist Seafood Company
MAKING NEW WAVES

11/25/91

Robert Bauer called to advise he is having a meeting on Tues 11/26/91 in DSCC with Dickmatt to sort-out the problem with be refused.

Tel. (202) 434 - 1602
FAX (202) 434 - 1690

12/2/91
Bauer called to advise he had meeting on 26th and DSCC waived transfer the funds to a Non-Federal Account and report to Lorenz for a FEC. — I called back and asked for a letter of confirmation.

5043641300

PERKINS COIE

A LAW PARTNERSHIP INCLUDING PROFESSIONAL CORPORATIONS
607 FOURTEENTH STREET, N.W. • WASHINGTON, D.C. 20005-2011 • (202) 628-6600

January 29, 1992

David S. Lawson, Esq.
Star Kist Seafoods, Inc.
180 East Ocean Boulevard
Long Beach, CA 90802

Re: Bogdanovich Contribution

Dear Mr. Lawson:

This letter confirms that on December 21, 1991, on the basis of your letter of June 5, 1991 the Democratic Senatorial Campaign Committee complied with your request for a transfer from its federal to its "Building Fund" account reflecting a contribution made by Mr. Bogdanovich to the DSCC, but intended by him for the Fund only.

Very truly yours,

Robert F. Bauer

RFB:smb

[04005-0001/DA920170.038]

TELEX 44-0277 PCSO UI • FACSIMILE: (202) 434-1690
ANCHORAGE • BELLEVUE • LOS ANGELES • PORTLAND • SEATTLE • SPOKANE

50433641301

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL
93 OCT 14 PM 5:55

EPSTEIN BECKER & GREEN, P.C.
ATTORNEYS AT LAW
1227 25TH STREET, N.W.
WASHINGTON, D.C. 20037-1156
(202) 861-0900
TELECOPIER: (202) 296-2882
DIRECT LINE

250 PARK AVENUE
NEW YORK, NEW YORK 10177-0077
(212) 351-4500

1875 CENTURY PARK EAST
LOS ANGELES, CALIFORNIA 90067-2501
(310) 556-8861

SIX LANDMARK SQUARE
STAMFORD, CONNECTICUT 06901-2704
(203) 348-3737

ONE RIVERFRONT PLAZA
NEWARK, NEW JERSEY 07102-5401
(201) 643-1500

101 FEDERAL STREET
BOSTON, MASSACHUSETTS 02110-1800
(617) 342-7000

111 PINE STREET
SAN FRANCISCO, CALIFORNIA 94111-5614
(415) 398-3500

13730 NOEL ROAD
DALLAS, TEXAS 75240-6602
(214) 450-3143

115 SOUTH MONROE STREET
TALLAHASSEE, FLORIDA 32301-1550
(904) 681-0300

2400 SOUTH DIXIE HIGHWAY, SUITE 100
MIAMI, FLORIDA 33133
(305) 856-1100

810 KING STREET, SUITE 301
ALEXANDRIA, VIRGINIA 22314-3157
(703) 684-1204

†P.C. NEW YORK, WASHINGTON, D.C., NEW JERSEY
CONNECTICUT, VIRGINIA AND TEXAS ONLY

October 14, 1993

VIA TELECOPY (202/219-3923)

Lisa E. Klein, Esquire
Office of the General Counsel
Federal Election Commission
999 E Street, N.W., Room 657
Washington, D.C. 20463

RE: M.U.R. 3325; Frederick W. Field

Dear Lisa:

As discussed, attached please find copies of the four most recent Statements of Organization filed by the Iowa Democratic Party with the Iowa Campaign Finance Disclosure Commission. As you will note, the official name of Iowa's state party account is "Iowa Democratic Party" – the same name reflected on Mr. Field's April 25, 1990 contribution.

In addition, attached is a copy of the most recent FEC Statement of Organization of the Iowa Democratic Party's federal account – which is named the "Iowa Democratic Party (Federal Division)".

Best regards,

Leslie J. Kerman

Enclosures (5)

- 5 0 4 3 6 4 1 3 6 2

PLEASE COMPLETE ALL BLANKS

FOR INSTRUCTIONS, SEE MANUAL
CHECK ONE:

☐ This is an "initial" Statement of Organization

☒ This is an "amended" Statement of Organization

"An initial Statement of Organization should be filed within 10 days of the committee's accepting contributions, making expenditures or incurring indebtedness exceeding $250. Amendments should be filed within 10 days of a change.

DO NOT FILE AMENDED DR-1P UNLESS A CHANGE HAS OCCURRED.

POSTMARK DATE
INITIALED BY
RECEIVED
1993 FEB -5 PM 12:54
IOWA CAMPAIGN FINANCE DISCLOSURE COMMISSION

FORM DR-1P PARTISAN — STATEMENT OF ORGANIZATION

For office use only
Comm. # 9098
Indexed
Audited
Checked
Computer

COMMITTEE NAME (Required by law)

Official Name of Political Committee (Do not abbreviate committee name)
Iowa Democratic Party

Mailing Address if a separate headquarters is established
2116 Grand Ave

City, State, Zip Code: Des Moines, IA 50312
Area Code Telephone No.: 515 244-7292

TREASURER (Required by law) (This address used for all mailings & correspondence)

Name of Treasurer: Mary Maloney
Mailing Address: 2116 Grand Ave
City, State, Zip Code: Des Moines, IA 50312
Telephone: 515 244-7292

OTHER OFFICERS (All required by law) (Use back if needed)

Name of Chairperson: Eric Tabor
Mailing Address: 2116 Grand Ave
City, State, Zip Code: Des Moines, IA 50312
Telephone: SAME

SEPARATE BANK ACCOUNT (Required by law)

Bank Account Name
Name of Financial Institution
Mailing Address
City State Zip

PARENT ENTITY, AFFILIATE, SPONSOR OF COMMITTEE (Required by Law - See Back of Form if Needed)

Name
Mailing Address
City State Zip
Relationship to Your Committee

PURPOSE OF COMMITTEE

DISPOSITION OF BALANCE OF FUNDS UPON DISSOLUTION (Statement of Intent required by law for all committees, except state parties and county committees.)

☐ PRORATED REFUND TO CONTRIBUTORS
☐ RETURN TO PARENT ENTITY GENERAL FUND
☐ DONATED TO (specify)
☐ REMARKS

STATEMENT OF AFFIRMATION BY TREASURER AND CHAIRPERSON

I am aware that I am required to file disclosure reports if the committee receives contributions, makes expenditures, or incurs indebtedness in excess of two hundred fifty dollars in a calendar year for the purpose of supporting or opposing any candidate for public office or ballot issue. I am also aware that late filed reports are subject to civil penalties (fines) under the disclosure law. I am also aware that the treasurer and chairperson share equal responsibility under the law for accurate and timely disclosure reports.

Mary Maloney — Signature of Treasurer — 2/3/93 — Date Signed

Signature of Chairperson — 1/28/93 — Date Signed

146-6057 (Rev. 1991)

5043641363

PLEASE COMPLETE ALL BLANKS

FOR INSTRUCTIONS, SEE MANUAL
CHECK ONE:

☐ This is an Initial* Statement of Organization

☒ This is an amended* Statement of Organization

*An initial Statement of Organization should be filed within 10 days of the committee's accepting contributions, making expenditures or incurring indebtedness exceeding $250. Amendments should be filed within 30 days of a change.

DO NOT FILE AMENDED DR-1P UNLESS A CHANGE HAS OCCURRED.

FORM DR-1P PARTISAN — STATEMENT OF ORGANIZATION

For office use only
Comm. # 9018
Indexed
Audited
Checked
Computer

COMMITTEE NAME (Required by law)

Official Name of Political Committee (Do not abbreviate committee name)
Iowa Democratic Party

Mailing Address if a separate headquarters is established
2116 Grand Ave

City, State, Zip Code — Area Code Telephone No.
Des Moines, IA 50312 — 515 244-7292

TREASURER (Required by law) (This address used for all notices & correspondence)

Name of Treasurer
Mary Maloney

Mailing Address
2116 Grand Ave

City, State, Zip Code — Telephone
Des Moines, IA 50312 (515) 244-7292

OTHER OFFICERS (All required by law) (Use back of form if needed)

Name of Chairperson
John Roehrick

Mailing Address
2116 Grand Ave

City, State, Zip Code — Telephone
Des Moines, IA 50312 (515) 244-7292

SEPARATE BANK ACCOUNT (Required by law)

Bank Account Name
Iowa Democartic Parry (State Acct)

Name of Financial Institution
Bankers Trust Company

Mailing Address
7th and Locust

City — State — Zip
Des Moines, Iowa 50312

PARENT ENTITY, AFFILIATE, SPONSOR OF COMMITTEE (Required by Law - Use back of Form if needed)

Name

Mailing Address

City — State

Relationship to Your Committee

IOWA CAMPAIGN DISCLOSURE COMMISSION — RECEIVED BY — JAN 15 — INITIALED BY

POSTMARK DATE

PURPOSE OF COMMITTEE

DISPOSITION OF BALANCE OF FUNDS UPON DISSOLUTION (Statement of intent required by law for all committees, except state parties and county committees.)

☐ PRORATED REFUND TO CONTRIBUTORS ☐ RETURN TO PARENT ENTITY GENERAL FUND

☐ DONATED TO (specify) ☐ REMARKS

STATEMENT OF AFFIRMATION BY TREASURER AND CHAIRPERSON

I am aware that I am required to file disclosure reports if the committee receives contributions, makes expenditures, or incurs indebtedness in excess of two hundred fifty dollars in a calendar year for the purpose of supporting or opposing any candidate for public office or ballot issue. I am also aware that late filed reports are subject to civil penalties (fines) under the disclosure law. I am also aware that the treasurer and chairperson share equal responsibility under the law for accurate and timely disclosure reports.

Signature of Treasurer — Date Signed: 1/15/91

Signature of Chairperson — Date Signed: JAN 15, 1991

140-0007 (Rev. 1990)

50043613064

Hand Delivered

PLEASE COMPLETE ALL BLANKS

FOR INSTRUCTIONS, SEE MANUAL
CHECK ONE:

☐ This is an Initial* Statement of Organization

☒ This is an amended* Statement of Organization

*An Initial Statement of Organization should be filed within 10 days of the committee's accepting contributions, making expenditures or incurring indebtedness exceeding $250. Amendments should be filed within 30 days of a change.

DO NOT FILE AMENDED DR-1P UNLESS A CHANGE HAS OCCURRED.

FORM DR-1P PARTISAN — STATEMENT OF ORGANIZATION

For office use only
Comm. # 9098
Indexed MM
Audited MM
Checked
Computer 5/21 MM

COMMITTEE NAME (Required by law)

Official Name of Political Committee (Do not abbreviate committee name)
IOWA DEMOCRATIC PARTY

Mailing Address if a separate headquarters is established
2116 Grand Ave

City, State, Zip Code — Area Code — Telephone No.
Des Moines, IA 50312 — 515 — 244-7292

TREASURER (Required by law) (This address used for all mailings & correspondence)

Name of Treasurer
Charles Hanson

Mailing Address
2116 Grand Ave

City, State, Zip Code — Telephone
Des Moines, IA 50312 (515) 244-7292

OTHER OFFICERS (All required by law) (Use back if more than 2 needed)

Name of Chairperson
John Roehrick

Mailing Address
2116 Grand Ave

City, State, Zip Code — Telephone
Des Moines, IA 50312 515-244-7292

SEPARATE BANK ACCOUNT (Required by law)

Bank Account Name
State Central Committee

Name of Financial Institution
Bankers Trust Company

Mailing Address
7th and Locust

City — State — Zip
Des Moines, IA 50309

PARENT ENTITY, AFFILIATE, SPONSOR OF COMMITTEE (Required by Law - Use Back of Form if Needed)

Name

Mailing Address

City — State — Zip

Relationship to Your Committee

PURPOSE OF COMMITTEE

DISPOSITION OF BALANCE OF FUNDS UPON DISSOLUTION (Statement of intent required for each tier of committee except state parties and central committees)

☐ PRORATED REFUND TO CONTRIBUTORS
☐ RETURN TO PARENT ENTITY GENERAL FUND
☐ DONATED TO (specify)
☐ REMARKS

STATEMENT OF AFFIRMATION BY TREASURER AND CHAIRPERSON

I am aware that I am required to file disclosure reports if the committee receives contributions, makes expenditures, or incurs indebtedness in excess of two hundred fifty dollars in a calendar year for the purpose of supporting or opposing any candidate for public office or ballot issue. I am also aware that late filed reports are subject to civil penalties (fines) under the disclosure law. I am also aware that the treasurer and chairperson share equal responsibility under the law for accurate and timely disclosure reports.

Signature of Treasurer — May 16, 1990 — Date Signed

Signature of Chairperson — May 16, 1990 — Date Signed

140-0007 (Rev. 1990)

POSTMARK DATE — IOWA DISCLOSURE BOARD 1990 MAY 21 AM 8:30 — RECEIVED BY UNITED STATES POSTAL SERVICE

50436413065

PLEASE COMPLETE ALL BLANKS

FOR INSTRUCTIONS, SEE MANUAL FOR COMPLIANCE

CHECK ONE: Recd 5-3-90 MM

☐ This is an Initial* Statement of Organization

☒ This is an Amended* Statement of Organization

1990 2 AM 9:35

IOWA DISCL... SION

*An Initial Statement of Organization should be filed within 10 days of the committee's accepting contributions, making expenditures or incurring indebtedness exceeding $200. Amendments should be filed within 30 days of a change occuring. It is not necessary to file an amendment every time a report is filed.

FORM DR-1P PARTISAN

For office use only
Comm. # 9098
Indexed
Audited
Checked
Computer

COMMITTEE NAME (Required by law)

Official Name of Political Committee (Do not abbreviate committee name)
Iowa Democratic Party

Street
2116 GRAND AVE

City, State, Zip Code — Area Code — Telephone No.
Des Moines IA 50312 515-244-7292

TREASURER (Required by law) — OTHER OFFICERS (All required by law)

Name of Treasurer	Name of Chairperson
Charles Hanson	John Rochrick
Mailing Address: 2116 GRAND	Mailing Address: 2116 GRAND AVE
City, State, Zip Code — Telephone: Des Moines 50312 515-244-7292	City, State, Zip Code — Telephone: Des Moines IA 515-244-7292

SEPARATE BANK ACCOUNT (Required by law) — PARENT ENTITY, AFFILIATE, SPONSOR OF POLITICAL COMMITTEE (If applicable)

Name of Financial Institution	Name
Bankers Trust	
Mailing Address: 7th & Locust	Mailing Address:
City, State, Zip Code: Des Moines IA 50309	City, State, Zip Code:

PARTY SUPPORTED:

DISPOSITION OF BALANCE OF FUNDS UPON DISSOLUTION

☐ PRORATED REFUND TO CONTRIBUTORS ☐ RETURN TO PARENT ENTITY GENERAL FUND

☐ DONATED TO (specify) ☐ REMARKS

STATEMENT OF AFFIRMATION BY TREASURER

"I am aware that I am required to file disclosure reports if the committee receives contributions, makes expenditures, or incurs indebtedness in excess of two hundred fifty dollars in a calendar year for the purpose of supporting or opposing any candidate for public office or ballot issue. I am also aware that late filed reports are subject to civil penalties (fines) under the disclosure law."

Charles Hanson — Signature of Treasurer

4-27-90 — Date Signed

5043641366

[redacted]

[redacted] Party (Federal Election)

[redacted]

[redacted], VA 22312

[redacted]

02/16/92

[redacted]

[redacted]

(a) This statement is a principal campaign committee. (Complete the candidate information below.)

(b) This committee is an authorized committee, and is NOT a principal campaign committee. (Complete the candidate information below.)

Name of Candidate [redacted] Office Sought [redacted]

(c) This committee supports only one candidate, [redacted] and is NOT an authorized committee.

(d) This committee is a [redacted] committee of the [redacted] Party.

(e) This committee is a separate segregated fund.

(f) This committee supports more than one Federal candidate and is NOT a separate segregated fund or a party committee.

[redacted]	[redacted]	[redacted]

[redacted] Corporation [redacted] Corporation not Organized for Profit [redacted] Labor Organization [redacted] Membership Organization [redacted] Trade Association [redacted] Cooperative [redacted] Corporation without Capital Stock

Full Name | Mailing Address | Title or Position

[redacted]

Full Name | Mailing Address | Title or Position

[redacted]

Name of Bank, Depository, etc. | Mailing Address and ZIP Code

Democratic State Party Victory Fund (account name)
C & S SOVRAN BANK, 1801 K St., NW Washington, DC 20006

[redacted]

TYPE OR PRINT NAME OF TREASURER | SIGNATURE OF TREASURER | DATE SIGNED

02/17/92

X Mary Maloney X Mary Maloney

NOTE: Submission of false, erroneous, or incomplete information may subject the person signing this statement to the penalties of 2 USC 437g. ANY CHANGES IN INFORMATION PREVIOUSLY SUBMITTED MUST BE REPORTED WITHIN 10 DAYS.

[redacted]

FEC FORM 1

-92037403522

5 4364136 7

STATEMENT OF DESIGNATION OF COUNSEL

MUR 3325

NAME OF COUNSEL: Charles H. Bell, Jr.

ADDRESS: Bell, McAndrews & Hiltachk
555 Capitol Mall #570
Sacramento, CA 95814

TELEPHONE: 916 442-7757

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.

9/29/93
Date

Joseph J. Boydanovich
Signature

RESPONDENT'S NAME: Joseph Boydanovich

ADDRESS: _____

_____

_____

HOME PHONE: _____

BUSINESS PHONE: _____

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL
93 OCT 12 PM 3:34

5043641368

STATEMENT OF DESIGNATION OF COUNSEL

MUR 3325

NAME OF COUNSEL: Charles H. Bell, Jr.

ADDRESS: Bell, McAndrews & Hiltachk
555 Capitol Mall #530
Sacramento, CA 95814

TELEPHONE: 916 442-7757

RECEIVED
FEDERAL ELECTION COMMISSION
93 OCT 12 PM 2:

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.

9/29/93
Date

Signature

WITNESS
RESPONDENT'S NAME: David Lawson

ADDRESS: _____

_____

_____

HOME PHONE: _____

BUSINESS PHONE: _____

5043641369

OGC 0231

EPSTEIN BECKER & GREEN, P.C.
ATTORNEYS AT LAW
1227 25TH STREET, N.W.
WASHINGTON, D.C. 20037-1156†

(202) 861-0900
TELECOPIER: (202) 296-2882
DIRECT LINE

250 PARK AVENUE
NEW YORK, NEW YORK 10177-0077†
(212) 351-4500

1875 CENTURY PARK EAST
LOS ANGELES, CALIFORNIA 90067-2501
(310) 556-8861

SIX LANDMARK SQUARE
STAMFORD, CONNECTICUT 06901-2704†
(203) 348-3737

ONE RIVERFRONT PLAZA
NEWARK, NEW JERSEY 07102-5401†
(201) 642-1900

101 FEDERAL STREET
BOSTON, MASSACHUSETTS 02110-1800
(617) 342-7052

111 PINE STREET
SAN FRANCISCO, CALIFORNIA 94111-5614
(415) 398-3500

12750 MERIT DRIVE
DALLAS, TEXAS 75251-1209†
(214) 490-3143

116 SOUTH MONROE STREET
TALLAHASSEE, FLORIDA 32301-1530
(904) 681-0896

2400 SOUTH DIXIE HIGHWAY, SUITE 100
MIAMI, FLORIDA 33133
(305) 856-1100

810 KING STREET, SUITE 301
ALEXANDRIA, VIRGINIA 22314-3132†
(703) 684-1204

†P.C. NEW YORK, WASHINGTON, D.C., NEW JERSEY
CONNECTICUT, VIRGINIA AND TEXAS ONLY

October 25, 1993

93 OCT 25 PM 4:52

RECEIVED
FEDERAL ELECTION COMMISSION

5043641370

HAND-DELIVERED

Lisa E. Klein, Esquire
Office of the General Counsel
Federal Election Commission
999 E Street, N.W., Room 657
Washington, D.C. 20463

Re: M.U.R. 3325: Respondent Frederick W. Field

Dear Lisa:

This is to respond to several outstanding questions from your office in the above-referenced matter.

1. Question: Both Mr. Field's contribution check of April 25, 1990 to the Iowa Democratic Party and his July 25, 1990 check to the Iowa Coordinated Campaign are imprinted with the wording "Frederick W. Field (2)". Describe what the (2) represents.

Answer: The (2) simply differentiates between the various personal bank accounts of Mr. Field. The particular account from which these checks were drawn was used by Mr. Field for a variety of personal expenses, including, but not limited to, political contributions.

2. Question: Mr. Field's referenced contribution check to the Iowa Democratic Party, as well as his contribution to the California Democratic Party (dated May 31, 1990), contain the code number "8091560". Describe what this code means.

Answer: The number "8091560" is an internal accounting code used by Mr. Field's staff to indicate that a particular expense was a "non-federal political contribution". Significantly, Mr. Field's July 25, 1990 contribution to the Iowa Coordinated Campaign was also coded "8091560" (copy of this check, including the top portion, is attached).

Also of significance, Mr. Field's staff coded federal political contributions with a different code number, which was "8091570". By way of example attached is a copy of a $1,000 contribution check dated June 26, 1991 to the "Mel Levine Campaign Committee" for the 1992 Primary Election. This check is coded "8091570" (copy of this check, including the top portion, is attached).

3. Question: The referenced contribution check to the Iowa Democratic Party includes a payee identification number of "IOW100P"; the referenced check to the "Iowa Coordinated Campaign" includes a payee identification number of "IOW200P". Describe what these payee identification numbers mean.

Answer: These payee identification numbers are internal accounting codes. "IOW" represents the state of the payee -- in this case, Iowa. "100" and "200" indicates different payees, with different addresses, within the referenced state. "P" signifies that the disbursement is from Mr. Field's personal funds.

****

I trust that this satisfactorily responds to the outstanding questions, and that this matter can now be expeditiously resolved.

As always, thank you for your assistance.

Sincerely,

Leslie J. Kerman

LJK/jlc
Enclosures

5043641371

FREDERICK W. FIELD (2) 11586

DATE	INVOICE NO	DESCRIPTION		AMOUNT	DISCOUNT	NET AMOUNT
23/90		POLITICAL CONTRIB	8091560	5000.00		5000.00
25/90	011586	** CHECK TOTALS:		5000.00		5000.00

FREDERICK W. FIELD (2)
10900 WILSHIRE BLVD., SUITE 1400
(213) 208-2536
LOS ANGELES, CA 90024

THE FIRST INTERSTATE BANK OF CALIFORNIA
707 WILSHIRE BLVD.
LOS ANGELES, CA 90017
16-21/1220

11586

DATE 07/25/90 CHECK NO. 011586 PAYEE I.D. IOW200P

PAY THIS AMOUNT
$****5,000.00

PAY TO THE ORDER OF IOWA COORDINATED CAMPAIGN

NOT NEGOTIABLE

⑈011586⑈ ⑆122000218⑆ 1490 2296 2⑈ 11

5043641372

PAY TO THE ORDE
BANKERS TRUS
FOR DEPOSIT O
IOWA DEMOCRATI

▲ [illegible] ▲
▼ [illegible] ▼

AT 10 30

5043364133

FEDERAL BANKING ACT 1967 - FEDERAL RESERVE REG CC

(6)

FREDERICK W. FIELD (2)

14847

DATE	INVOICE NO.	DESCRIPTION	AMOUNT	DISCOUNT	NET AMOUNT
06/25/91		FED. POL. CONTRIB 8091570	1000.00		1000.00
06/26/91	014847	** CHECK TOTALS:	1000.00		1000.00

FREDERICK W. FIELD (2)
[redacted]
LOS ANGELES, CA [redacted]

FIRST INTERSTATE BANK OF CALIFORNIA
[redacted]
LOS ANGELES, CA [redacted]

14847

DATE	CHECK NO.	PAYEE ID
06/26/91	014847	MEL300P

***ONE THOUSAND DOLLARS AND NO CENTS

PAY THIS AMOUNT
$*****1,000.00

PAY TO THE ORDER OF

MEL LEVINE CAMPAIGN COMMITTEE
291 SOUTH LA CIENEGA #200
BEVERLY HILLS, CA 90211

NOT NEGOTIABLE

[redacted]

OGC 0140

STATEMENT OF DESIGNATION OF COUNSEL

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL
93 OCT 15 PM 1:23

MUR 3325

NAME OF COUNSEL: Gerald W. Crawford

ADDRESS: 510 Liberty Building
Des Moines, Iowa 50309

TELEPHONE: (515) 282-1010
Facsimile (515) 282-1066

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

Oct 15th 1993 Jacob Kuitwaard
Date Signature

RESPONDENT'S NAME: Jacob Kuitwaard

ADDRESS: 421 7th St SE
Wash DC 20003

HOME PHONE: 202 547 7237

BUSINESS PHONE: 202 383 7515

5043641375

OGC 0232

EPSTEIN BECKER & GREEN, P.C.
ATTORNEYS AT LAW
1227 25TH STREET, N.W.
WASHINGTON, D.C. 20037-1156†

(202) 861-0900
TELECOPIER: (202) 296-2882
DIRECT LINE

250 PARK AVENUE
NEW YORK, NEW YORK 10177-0077†
(212) 351-4500

1875 CENTURY PARK EAST
LOS ANGELES, CALIFORNIA 90067-2501
(310) 556-8861

SIX LANDMARK SQUARE
STAMFORD, CONNECTICUT 06901-2704†
(203) 348-3737

ONE RIVERFRONT PLAZA
NEWARK, NEW JERSEY 07102-5401†
(201) 642-1900

101 FEDERAL STREET
BOSTON, MASSACHUSETTS 02110-1800
(617) 342-7062

111 PINE STREET
SAN FRANCISCO, CALIFORNIA 94111-5614
(415) 398-3500

12750 MERIT DRIVE
DALLAS, TEXAS 75251-1209†
(214) 490-3143

116 SOUTH MONROE STREET
TALLAHASSEE, FLORIDA 32301-1530
(904) 681-0586

2400 SOUTH DIXIE HIGHWAY, SUITE 100
MIAMI, FLORIDA 33133
(305) 856-1100

810 KING STREET, SUITE 301
ALEXANDRIA, VIRGINIA 22314-3132†
(703) 684-1204

†P.C. NEW YORK, WASHINGTON, D.C., NEW JERSEY CONNECTICUT, VIRGINIA AND TEXAS ONLY

October 25, 1993

RECEIVED
FEDERAL ELECTION COMMISSION
93 OCT 25 PM 4:53

HAND-DELIVERED

Lisa E. Klein, Esquire
Office of the General Counsel
Federal Election Commission
999 E Street, N.W., Room 657
Washington, D.C. 20463

Re: M.U.R. 3325: Respondent Frederick W. Field

Dear Lisa:

Enclosed please find the original transcripts of the depositions of Frederick W. Field and Robert L. Burkett in the above-referenced matter. These transcripts have been reviewed and signed by Mr. Field and Mr. Burkett respectively.

With regard to Mr. Burkett's deposition, one correction to the transcript is required. Specifically, Line 22 on page 5 of the transcript was an "off-the-record" comment (and joke) by Mr. Burkett, and should be regarded as such.

Very truly yours,

Leslie J. Kerman

Leslie J. Kerman

LJK/jlc
Enclosures

5043641376

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

December 3, 1993

BY FACSIMILE & FIRST-CLASS MAIL

Mr. David G. Burney
1405 Carleton Square
San Diego, CA 92106

RE: MUR 3325

Dear Mr. Burney:

Thank you once again for speaking with Lisa Klein and me on November 26th, so soon after the Thanksgiving holiday. As discussed during our telephone conversation, enclosed is the affidavit which this Office has drafted reflecting the facts as you presented them to us. Please review it carefully and call me at (202) 219-3400 if you have any questions or comments. We would appreciate receiving a copy of the notarized affidavit by facsimile as soon as possible. Our facsimile number is (202) 219-3923. You may then mail to us the original notarized affidavit in the enclosed pre-addressed envelope.

Because this information is being sought as part of an investigation being conducted by the Commission, the confidentiality provision of 2 U.S.C. § 437g(a)(12)(A) applies. That section prohibits making public any investigation conducted by the Commission without the express written consent of the person with respect to whom the investigation is made. You are advised that no such consent has been given in this case.

Thank you for your cooperation in this matter.

Sincerely,

Dawn M. Odrowski

Dawn M. Odrowski
Attorney

Enclosures
Affidavit
Envelope

5043641317

BEFORE THE FEDERAL ELECTION COMMISSION

IN THE MATTER	)	MUR 3325
	)	

AFFIDAVIT

I, David G. Burney, being first duly sworn, depose and say as follows:

1. I reside at 1405 Carleton Square, San Diego, California 29106.

2. I have worked for the U.S. Tuna Foundation since 1976, first in the capacity of general counsel and later as executive director.

3. I have known Joseph Bogdanovich in a business and social capacity for approximately 20 years. I met Mr. Bogdanovich, Chairman of the Board of Star-Kist Sea Foods, Inc., through my former law practice. I also have a long-standing friendship with Senator John Breaux.

4. Sometime in 1989, I arranged a lunch between Senator John Breaux and Noel Gould, then-chairman and then-executive director of the Democratic Senatorial Campaign Committee ("DSCC"), respectively, and Mr. Bogdanovich and his associate, David Lawson. To the best of my recollection, prior to the lunch, we visited a ranch owned by one of my clients. During the ranch visit, Mr. Bogdanovich was approached about whether he would contribute to the DSCC and expressed an interest in doing so.

5. On the way to the restaurant following the ranch visit, Mr. Lawson told me he was concerned about federal election contribution limitations. He was concerned that any contribution from Mr. Bogdanovich to the DSCC not be applied to Mr. Bogdanovich's federal annual contribution limit.

6. I brought Mr. Lawson and Mr. Gould together at the restaurant to discuss Mr. Lawson's concern. To the best of my recollection, Mr. Lawson told Mr. Gould that any contribution by Mr. Bogdanovich might raise a problem with the federal annual contribution limit. He asked whether there was any way Mr. Bogdanovich could donate money to the DSCC without it being a federal contribution. Mr. Gould responded that it was not a problem and that the contribution could be placed in a non-federal account.

5043641378

5043641379

7. I had no further involvement with Mr. Bogdanovich's December 1989 contribution to the DSCC.

8. In early 1990, I received a call from someone at the DSCC. The DSCC representative informed me that Senator Breaux was bringing a group of U.S. Senators to California and that this trip would present an opportunity for tuna industry representatives to host a fundraiser.

9. Since I was planning an imminent trip out of the country and could not organize such an event, I called Mr. Lawson at Star-Kist to see if Mr. Bogdanovich would be interested in hosting a fundraising dinner at his home. I explained that this would provide an opportunity for officials at Star-Kist to meet and discuss their concerns with six or seven U.S. Senators.

10. Mr. Lawson expressed interest in such a fundraiser. However, he again raised a concern about federal contribution limits, stating that Mr. Bogdanovich might be interested in hosting such a fundraiser only if he could be assured that it would not cause Mr. Bogdanovich to exceed federal contribution limits. I told Mr. Lawson to contact the DSCC directly if Mr. Bogdanovich agreed to host a fundraising dinner. I did not relay Mr. Lawson's concerns to anyone at the DSCC nor did I have any further involvement with this event.

11. Sometime in 1991, Mr. Lawson phoned me after a newspaper article reported that Mr. Bogdanovich had exceeded the federal annual contribution limit. Mr. Lawson was upset and wanted to know if I knew who was then in charge at the DSCC. He told me he had been assured that Mr. Bogdanovich's contributions would be placed in a soft money account.

12. I attempted to contact someone at the DSCC on behalf of Mr. Lawson but was unsuccessful. I eventually contacted Mr. Wayne Smith, a former aide to Senator Breaux, who had someone at the DSCC contact Mr. Lawson. Mr. Lawson subsequently told me the DSCC was writing him a letter confirming that the problem had been resolved.

13. Based on my conversations with Mr. Lawson, I do not believe he would have agreed to make any contributions on behalf of Mr. Bogdanovich without stressing that federal contribution limits not be exceeded. Each time we discussed political

contributions, Mr. Lawson expressed concern that Mr. Bogdanovich not obligate money which might cause him to exceed federal contribution limitations.

Further the affiant sayeth not.

David G. Burney

Subscribed and sworn to before me, on this _____ day of _____, 19___.

Notary Public

5043641380

United States Tuna Foundation
2040 HARBOR ISLAND DRIVE • SUITE 201 • SAN DIEGO, CA 92101
(619) 574-1573 • Fax (619) 298-6761

94 JAN -4 PM 5:34
RECEIVED
FEDERAL ELECTION COMMISSION

January 3, 1994

Dawn M. Odrowski
Federal Election Commission
Washington, D.C. 20463

RE: MUR 3325

Dear Ms. Odrowski:

I have reviewed my daily calendar for 1989 and find no reference to the "Breaux luncheon" that I referenced in my affidavit. Since the luncheon occurred in San Diego and I was living in Washington, D.C., it is entirely likely that I did not calendar the event.

If I can be of further assistance, please let me know.

Sincerely,

David G. Bailey

BGB/dlg

5043641301

OGC 0629
RECEIVED
FEDERAL ELECTION
COMMISSION
MAIL ROOM

[redacted]

BEFORE THE FEDERAL ELECTION COMMISSION

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL
93 DEC 20 PM 12:08

IN THE MATTER) MUR 3325

AFFIDAVIT

I, David G. Burney, being first duly sworn, depose and say as follows:

1. I reside at 1405 Carleton Square, San Diego, California 29106.

2. I have worked for the U.S. Tuna Foundation since 1976, first in the capacity of general counsel and later as executive director.

3. I have known Joseph Bogdanovich in a business and social capacity for approximately 20 years. I met Mr. Bogdanovich, Chairman of the Board of Star-Kist Sea Foods, Inc., through my former law practice. I also have a long-standing friendship with Senator John Breaux.

4. Sometime in 1989, I arranged a lunch between Senator John Breaux and Noel Gould, then-chairman and then-executive director of the Democratic Senatorial Campaign Committee ("DSCC"), respectively, and Mr. Bogdanovich and his associate, David Lawson. To the best of my recollection, prior to the lunch, we visited a ranch owned by one of my clients. During the ranch visit, Mr. Bogdanovich was approached about whether he would contribute to the DSCC and expressed an interest in doing so.

5. On the way to the restaurant following the ranch visit, Mr. Lawson told me he was concerned about federal election contribution limitations. He was concerned that any contribution from Mr. Bogdanovich to the DSCC not be applied to Mr. Bogdanovich's federal annual contribution limit.

6. I brought Mr. Lawson and Mr. Gould together at the restaurant to discuss Mr. Lawson's concern. To the best of my recollection, Mr. Lawson told Mr. Gould that any contribution by Mr. Bogdanovich might raise a problem with the federal annual contribution limit. He asked whether there was any way Mr. Bogdanovich could donate money to the DSCC without it being a federal contribution. Mr. Gould responded that it was not a problem and that the contribution could be placed in a non-federal account.

5043641382

7. I had no further involvement with Mr. Bogdanovich's December 1989 contribution to the DSCC.

8. In early 1990, I received a call from someone at the DSCC. The DSCC representative informed me that Senator Breaux was bringing a group of U.S. Senators to California and that this trip would present an opportunity for tuna industry representatives to host a fundraiser.

9. Since I was planning an imminent trip out of the country and could not organize such an event, I called Mr. Lawson at Star-Kist to see if Mr. Bogdanovich would be interested in hosting a fundraising dinner at his home. I explained that this would provide an opportunity for officials at Star-Kist to meet and discuss their concerns with six or seven U.S. Senators.

10. Mr. Lawson expressed interest in such a fundraiser. However, he again raised a concern about federal contribution limits, stating that Mr. Bogdanovich might be interested in hosting such a fundraiser only if he could be assured that it would not cause Mr. Bogdanovich to exceed federal contribution limits. I told Mr. Lawson to contact the DSCC directly if Mr. Bogdanovich agreed to host a fundraising dinner. I did not relay Mr. Lawson's concerns to anyone at the DSCC nor did I have any further involvement with this event.

11. Sometime in 1991, Mr. Lawson phoned me after a newspaper article reported that Mr. Bogdanovich had exceeded the federal annual contribution limit. Mr. Lawson was upset and wanted to know if I knew who was then in charge at the DSCC. He told me he had been assured that Mr. Bogdanovich's contributions would be placed in a soft money account.

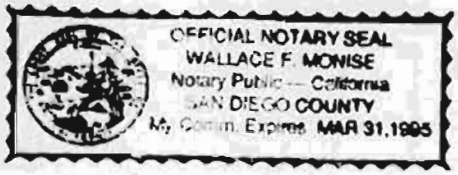
12. I attempted to contact someone at the DSCC on behalf of Mr. Lawson but was unsuccessful. I eventually contacted Mr. Wayne Smith, a former aide to Senator Breaux, who had someone at the DSCC contact Mr. Lawson. Mr. Lawson subsequently told me the DSCC was writing him a letter confirming that the problem had been resolved.

13. Based on my conversations with Mr. Lawson, I do not believe he would have agreed to make any contributions on behalf of Mr. Bogdanovich without stressing that federal contribution limits not be exceeded. Each time we discussed political

5043641383

contributions, Mr. Lawson expressed concern that Mr. Bogdanovich not obligate money which might cause him to exceed federal contribution limitations.

Further the affiant sayeth not.



David G. Burney

Subscribed and sworn to before me, on this 6th day of DECEMBER, 1993.

Wallace F. Monise

Notary Public

5043641338 4

RECEIVED
F.E.C.
SECRETARIAT
94 JAN -5 PM 3:24

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
Democratic Senatorial Campaign Committee and Donald J. Foley, as treasurer	)	
	)	
Iowa Democratic Party (Federal Division) and Mary Maloney, as treasurer	)	MUR 3325
	)	
Frederick W. Field	)	
	)	
Joseph J. Bogdanovich	)	

GENERAL COUNSEL'S REPORT

I. INTRODUCTION

This report addresses the remaining four respondents in this $25,000 annual contribution case: two contributors and two committees to whom they made contributions. The report details the procedural background for Respondents Frederick Field and the Iowa Democratic Party (Federal Division) on one hand, and Joseph Bogdanovich and the Democratic Senatorial Campaign Committee on the other; summarizes the additional investigation undertaken by this Office; contains specific recommendations to assure that this matter conforms to the court's opinion in FEC v. NRA Political Victory Fund, et al., 6 F.3d 821 (D.C. Cir. 1993); and sets forth additional recommendations based on the results of our investigation.

II. BACKGROUND

A. FREDERICK W. FIELD/IOWA DEMOCRATIC PARTY

The Commission originally found no reason to believe that Frederick W. Field violated 2 U.S.C. § 441a(a)(3) in this matter.

5043641305

The Commission instead found reason to believe that the Iowa Democratic Party (Federal Division) and Mary Maloney, as treasurer, (collectively "IDP") violated 11 C.F.R. § 102.5(a)(2) by improperly depositing a $5,000 contribution from Mr. Field into its federal account. However, subsequent to these findings, the Commission received information which appeared to undermine the conclusion that the contribution at issue was made to IDP's nonfederal account. The Commission thus declined to proceed to a determination of whether there was probable cause to believe IDP had violated 11 C.F.R. § 102.5 and directed this Office to clarify the record informally, if possible. When our efforts to do so were unsuccessful, the Commission voted to reopen this matter with respect to Frederick W. Field and to find reason to believe he violated 2 U.S.C. § 441a(a)(3). The Commission also approved the issuance of deposition subpoenas to Frederick W. Field, Robert Burkett, a former employee of Mr. Field, Jacob Kuitwaard, the solicitor of the contribution and John P. Steffen, the former executive director of IDP.

5043641306

B. JOSEPH BOGDANOVICH/DSCC

On November 5, 1991, the Commission found, inter alia, reason to believe that Joseph J. Bogdanovich violated 2 U.S.C. § 441a(a)(3) for exceeding the $25,000 limitation in 1989 and 1990, and thereafter entered into pre-probable cause conciliation with Mr. Bogdanovich. On June 12, 1992, based on supplemental information provided during pre-probable cause conciliation by Mr. Bogdanovich's representative, David Lawson, the Commission decided to take no further action against Mr. Bogdanovich and

closed the file with respect to him. By same date, the Commission found reason to believe that the Democratic Senatorial Campaign Committee ("DSCC") and the Republican National Committee ("RNC") violated 11 C.F.R. § 102.5(a)(2) for misdepositing Mr. Bogdanovich's contributions, decided to enter into pre-probable cause conciliation with the committees, and approved conciliation agreements for both committees.

The Commission subsequently accepted a signed conciliation agreement with the RNC providing for admission of a violation of 11 C.F.R. § 102.5. However, in response to the Commission's reason to believe finding, the DSCC asserted that it had appropriately deposited Mr. Bogdanovich's contributions in its federal account and asked that the matter be dismissed. On July 20, 1993, the Commission reopened this matter with respect to Mr. Bogdanovich and issued subpoenas for the depositions of Messrs. Bogdanovich and Lawson.

III. SUMMARY OF INVESTIGATION

A. FREDERICK FIELD/IOWA DEMOCRATIC PARTY

Respondent Frederick W. Field testified that at the time the subject contribution was made, his employee, Robert Burkett, handled all of his political and charitable contributions and that he did not personally receive the solicitation for the contribution at issue nor did he prepare or sign the contribution check.[1] See Attachment 1 at 10-12. In fact, Mr. Field testified that he admonished Mr. Burkett that "even the appearance under any

1. Mr. Field recognized the signature on the check to be that of J. Hill, an authorized signatory on the account.

2043641337

circumstances that we were close to the line of what was proper, let alone what was legal, would bother me, and that if he ever strayed close to that line he would be fired instantly." Id. at 13. Mr. Field delegated primary responsibility to Mr. Burkett for such matters and has no specific recollection of the contribution in question. Id. at 14-24.

Witness Robert Burkett verified that he was hired to handle Mr. Field's charitable and political giving programs and that he was instructed to "[s]tay away from the edges, keep [Mr. Field] within the law." See Attachment 2 at 13-15. He testified that he received all solicitations, written and oral, regarding political contributions and that he would make recommendations to Mr. Field as necessary. Mr. Burkett recalls that some time in 1990 he was telephoned by Jacob Kuitwaard who asked for a contribution from Frederick W. Field to the Iowa Democratic Party. Further, he testified that he specifically told Mr. Kuitwaard and "unequivocally understood" that the contribution was to be for IDP's nonfederal account.[2] Id. at 23-25.

According to IDP's responsive brief, the contribution at issue was solicited by Jacob Kuitwaard, "on behalf of United States Senator Tom Harkin," and Mr. Kuitwaard "expressly asked Mr. Field to contribute to the Iowa Party to assist in Senator

2. To maximize the impact of Mr. Field's contributions and his ability to get involved in federal races, Mr. Burkett testified that it was his policy, in light of the $25,000 calendar limit, not to give money to the federal account of state parties. See Attachment 2 at 25-26. In addition, counsel for Mr. Field has represented that the numeric code "8091560" on the contribution checks to IDP is an internal bookkeeping code used to denote nonfederal contributions. See Attachment 3.

5043641323

Harkin's 1990 re-election campaign."[3] Previously, IDP had reported to the Commission that the contribution in question had been "[d]eposited in error in Federal Account" and the committee transferred "$5,000 from our federal account to our state account to reflect the intentions of the donor." See Attachment 2 to General Counsel's Report dated September 9, 1992.

Witness Jacob Kuitwaard testified that at the time he solicited Robert Burkett on behalf of Frederick W. Field, he was working for IDP on its Coordinated Campaign. He testified that since the Coordinated Campaign was designed to benefit both federal and nonfederal candidates, his solicitation for contributions was broad based. Although he does not recall the specifics of the solicitation to Robert Burkett, he testified that he probably would have given Mr. Burkett a progress report on the Coordinated Campaign and, if there was mention of any candidates, it would have included federal as well as the state and local candidates running for offices at that time. See Attachment 4 at 37-38. Mr. Kuitwaard further testified that certain assertions in IDP's brief are inaccurate. He testified, for example, that he never personally talked to Frederick W. Field, that the contribution was not solicited by him on behalf of United States Senator Tom Harkin and that he did not "expressly" ask Mr. Field to contribute to the Iowa Party to assist in Senator

5043641309

3. Reports filed by IDP disclose numerous coordinated expenditures on behalf of Senator Tom Harkin.

Harkin's 1990 re-election campaign. Id. at 68-71.[4]

Witness John P. Steffen, IDP's executive director at the time this matter was initiated, testified that he approved the transfer of the subject contribution from the federal account to the nonfederal account and the amended reports and letters to the Commission and Frederick W. Field which state that the contribution had been deposited into IDP's federal account in error. He testified that these actions were taken after IDP received a telephone call from Jacob Kuitwaard or someone else who stated that Mr. Field's contribution should have been deposited in the nonfederal account. See Attachment 5 at 28-31. IDP received this call after Mr. Field was notified of the complaint filed in this matter. He also testified that there was no independent verification or research done to determine the validity of Mr. Kuitwaard's assertion. Id. at 31-33.

In an effort to clarify the apparent discrepancies between Mr. Kuitwaard's testimony and IDP's brief, counsel explained that the brief contained logical but erroneous conclusions. Counsel accepted some responsibility, noting that he "would certainly write the brief much differently today . . . ." Id. at 51. He

4. When asked where he obtained the names of individuals he solicited, Mr. Kuitwaard replied, "From you. FEC reports. I know the downstairs well." See Attachment 4 at 31. He also acknowledged working from a master list (a computer printout) but denied that it came exclusively from reports filed with the Commission. Mr. Kuitwaard conceded that such records are "a source of information" but added that "you can't resolicit people from the FEC" reports. Id. at 35. In light of Mr. Kuitwaard's testimony, this Office recommends that the Commission send Mr. Kuitwaard a letter reminding him of the restrictions imposed by 2 U.S.C. § 438(a)(4) on the use of information copied from reports filed with the Commission.

5043641390

also noted that the position of legal counsel to the IDP is a pro bono position and that he lacked experience with the FEC and its statutes at the time. In his view, the brief submitted "was not the kind of work that would have been done if (he) had been more experienced with the statutory scheme and with the enforcement mechanism." Id. at 51-52.[5]

In sum, based on the additional investigation, it appears IDP's original statements acknowledging the misdeposit of Mr. Field's contribution more accurately reflect what actually transpired than the brief submitted on IDP's behalf in this enforcement proceeding.

B. JOSEPH BOGDANOVICH'S CONTRIBUTIONS TO DSCC

As previously noted, the Commission determined to take no further action against Mr. Bogdanovich in 1992 based on evidence produced during pre-probable cause conciliation. Specifically, Mr. Lawson submitted a May 5, 1992 letter he received from the DSCC's counsel acknowledging an apparent misunderstanding about the treatment of Mr. Bogdanovich's contributions.[6] See Lawson deposition transcript, Attachment 6 at Exhibit 5 (hereinafter,

5. Counsel also stated that the brief was based, in part, on notes taken by an associate attorney of a conversation between counsel and Jacob Kuitwaard and that the associate apparently erred in the interpretation of these notes. See Attachment 4 at pages 70 and 71.

6. Mr. Lawson simultaneously submitted a similar letter from the RNC which formed the basis for the Commission's reason to believe finding against, and conciliation agreement with, the RNC. When the DSCC and RNC contributions were excluded from Mr. Bogdanovich's contribution totals, his aggregate contributions for 1989 and 1990 were $11,000 and $10,000, respectively.

5043641321

"Lawson, Att. 6 at __"). The letter further acknowledged that Mr. Bogdanovich's contributions "should have been deposited in the Committee's non-federal (Building Fund) account, in accordance with his understanding and intention." Id. The DSCC statements were apparently based on counsel's contact with former Committee personnel. Id. However, in response to the Commission's Section 102.5 finding, the Committee denied misdepositing Mr. Bogdanovich's contributions. See DSCC's August 5, 1992 response to reason to believe findings in Attachment 1 to General Counsel's Report dated June 18, 1993 (hereinafter, "DSCC RTB Response").

In addition to the conflict between DSCC's initial acknowledgment of an error to Mr. Lawson and its later denial to the Commission, the DSCC response failed to address the specific circumstances surrounding Mr. Bogdanovich's contributions, stating only that "no current employee of the DSCC was involved in the solicitation of these funds." Id. at 2-3. In an effort to resolve the foregoing discrepancies and to clarify the record, the Commission issued subpoenas for the deposition testimony of Messrs. Bogdanovich and Lawson and an Order to Submit Written Answers to DSCC counsel.[7]

5043641392

---

7. DSCC counsel declined to respond to the Commission's Order to Submit Written Answers on the grounds of work product and attorney/client privileges. Attachment 7. The Order requested that counsel identify the former Committee personnel referenced in his May 5, 1992 letter to Mr. Lawson with whom he reviewed the circumstances surrounding Mr. Bogdanovich's contributions. Given the testimony of Messrs. Bogdanovich, Lawson and Burney discussed below, this Office determined that this matter could proceed without protracted proceedings to determine the validity of the asserted privileges.

Staff of this Office deposed Messrs. Bogdanovich and Lawson on September 29, 1993, and thereafter interviewed Mr. David Burney, a third-party witness, by telephone on November 26, 1993. According to their testimony, Mr. Lawson works as a personal financial and tax advisor to Mr. Bogdanovich, vice chairman of H.J. Heinz Co., and also helps Mr. Bogdanovich oversee the operations of the H.J. Heinz Japan Co.[8] Bogdanovich deposition transcript, Attachment 8 at 7 (hereinafter, "Bogdanovich, Att. 8 at __") and Lawson, Att. 6 at 6-9. Mr. Bogdanovich has delegated to Mr. Lawson the responsibility for handling all solicitations to Mr. Bogdanovich for political and charitable contributions. Lawson screens all requests, both oral and written; makes recommendations to Bogdanovich about those Bogdanovich might be interested in, and oversees preparation of contribution checks. Bogdanovich, Att. 8 at 9-14; Lawson, Att. 6 at 9-13. Mr. Lawson is also responsible for ensuring that all contributions are lawful. Bogdanovich, Att. 8 at 11-12. Mr. Bogdanovich, who is 81 years old, had no specific recollection regarding the contributions at issue. See Bogdanovich, Att. 2, passim.

Mr. Lawson testified that both Mr. Bogdanovich's 1989 and 1990 DSCC contributions were orally solicited through David Burney, the executive director of the U.S. Tuna Foundation.

---

8. According to the 1993 Directory of Corporate Affiliations, Mr. Bogdanovich is also the Senior Vice President of H.J. Heinz Company and serves on its Board of Directors. He is also the Chairman of the Board of Star-Kist Seafoods, Inc., a subsidiary of H.J. Heinz Co. Heinz Japan Ltd. is a non-U.S. subsidiary of H.J. Heinz Co. 1993 Directory of Corporate Affiliations, Vol. 1 at 795-796.

50436413323

Lawson, Att. 6 at 16-18; 23-24. According to Lawson, Mr. Burney spoke with him and Bogdanovich about Bogdanovich joining the "Democratic Senatorial Campaign Group" ("the group") as a courtesy to Senator John Breaux, the DSCC's chairman in 1989-90. Lawson, Att. 6 at 15-18. Senator Breaux, a friend of Burney's, was considered a "friend of the U.S. fisherman" and Burney thought it would be a "good gesture" for Mr. Bogdanovich, who also has a background in fishing-related activities, to join the group. Bogdanovich agreed to do so after talking with Lawson and Lawson subsequently had a check and cover letter prepared and sent to Senator Breaux at the DSCC.[9] Lawson, Att. 6 at 15-18.

Lawson further testified that Burney contacted him again in 1990 to say that a group of U.S. Senators visiting California would like to have dinner with Mr. Bogdanovich. According to Lawson, Burney said that if Bogdanovich planned to pay dues for another year to the DSCC, the dinner would be an appropriate time to deliver the check to them. Lawson, Att. 6 at 23-25. Bogdanovich agreed to make the second contribution and hosted a dinner for the Senators at his home sometime in early 1990. Lawson believes he gave DSCC's then-executive director, Noel Gould, the 1990 contribution at the dinner, a catered affair

---

9. Mr. Lawson made no distinction between the DSCC and the DSCC Majority Trust. See Lawson, Att. 6 at 17-23. He made the first check payable to "The DSCC Majority Trust", probably as instructed by Noel Gould, DSCC executive director. Lawson, Att. 6 at 18 & 23 and Burney Affidavit, Att. 9 at Par. 7. Lawson understood the Majority Trust to be an organization headed by Senator Breaux as a fund-raising organization for Democratic senators. He did not recall seeing any written materials describing the Majority Trust. Lawson, Att. 6 at 18 and 21-23.

5043641374

attended by four or five U.S. Senators, Gould, Lawson, Bogdanovich and possibly a couple of Star-Kist Foods employees. Lawson, Att. 6 at 24-26.

According to Lawson, the full amount of both contributions was intended as "soft money" (i.e., non-federal) contributions Lawson, Att. 6 at 27, 32-36. With respect to the 1989 contribution, Lawson was certain that he had expressed to Gould his concern about the impact of the contribution on Mr. Bogdanovich's annual $25,000 limitation. Lawson, Att. 6 at 16-21. Mr. Gould apparently told Lawson not to worry, that the contribution was a soft money contribution and would not be applied against Bogdanovich's overall $25,000 limitation. Id.[10] Lawson could not recall the specific instance of this conversation with Gould because he had spoken with him on several occasions, but was sure Mr. Burney had been present during one such conversation. Lawson, Att. 6 at 18-19. Moreover, with regard to the second contribution, Lawson believed he sat next to Gould at the Bogdanovich dinner and recalls telling him the contribution was a "soft money" contribution. According to Lawson, Gould replied, "Yes it is." Lawson, Att. 6 at 23-26.

Mr. Burney confirmed that he was involved in bringing Messrs. Bogdanovich and Lawson together with DSCC officials in 1989 and 1990. Specifically, sometime in 1989, Mr. Burney

---

10. Lawson further stated that he would not have authorized the $20,000 contribution check if it would have counted toward Mr. Bogdanovich's federal limit because he was aware of the $25,000 annual limit, kept track of Mr. Bogdanovich's contributions, and Mr. Bogdanovich had made other smaller contributions that year. Lawson, Att. 6 at 20-21.

5043641395

arranged a lunch between Senator Breaux and Noel Gould and Messrs. Bogdanovich and Lawson. Burney Affidavit, Attachment 9 at Par. 4 (hereinafter, "Burney, Att. 9 at Par. __"). Prior to the lunch, the group visited a ranch owned by one of Mr. Burney's clients where Mr. Bogdanovich was approached about, and expressed an interest in, making a contribution to the DSCC. Burney, Att. 9 at Par. 6. On the way to the restaurant lunch following the ranch visit, Lawson told Burney that he was concerned that any contribution by Mr. Bogdanovich to the DSCC not be applied to Mr. Bogdanovich's federal annual contribution limit. Burney, Att. 9 at Par. 5. Consequently, Mr. Burney brought Messrs. Gould and Lawson together at the restaurant to discuss Mr. Lawson's concern. To the best of Mr. Burney's recollection, Lawson explained his concern and asked whether there was any way Mr. Bogdanovich could donate money to the DSCC without it being a federal contribution. Burney, Att. 9 at Par. 6. Gould responded that it was not a problem and that the contribution could be placed in a non-federal account. Id.

Burney also confirmed that he phoned Mr. Lawson in early 1990 to see whether Mr. Bogdanovich was interested in hosting a fundraising dinner for a group of U.S. Senators planning a visit to California with Senator Breaux. Burney, Att. 9 at Pars. 8 & 9. Burney recalled that Mr. Lawson expressed concern about federal contribution limits during the phone call. Burney, Att. 9 at Par. 10. Since Mr. Burney was leaving on a trip soon thereafter, he asked Lawson to contact DSCC directly if Mr. Bogdanovich

5043641396

decided to hold the dinner.[11] Burney believes that Mr. Lawson would not have agreed to make any contribution on behalf of Mr. Bogdanovich without stressing that federal contribution limits not be exceeded because Lawson raised such concerns whenever they discussed political contributions. Burney, Att. 9 at Par. 13.

When Mr. Lawson learned there was a problem with the contributions after reading a 1991 Los Angeles Times article, he contacted Mr. Burney who appeared to share Lawson's surprise at the news. Lawson, Att. 6 at 27. Burney subsequently assisted Lawson in contacting the DSCC and DSCC officials called Lawson to discuss the contributions. Id. and Burney, Att. 9 at Par. 12. Lawson spoke with several DSCC staff members in 1991 including Tom Lehner and Robert Hickmott, the DSCC's comptroller/treasurer and deputy executive director, respectively, at that time. Lawson, Att. 6 at 28-35[12]. Lawson also had three or four phone conversations with DSCC counsel during the pendency of this

5043641397

---

11. Mr. Lawson thought that Mr. Burney also attended the dinner. Lawson, Att. 6 at 25. However, Burney said he only contacted Lawson to gauge Mr. Bogdanovich's interest in hosting a dinner and was out of the country when it occurred. Burney, Att. 9 at Pars. 9-10.

12. The first DSCC staff member Lawson spoke with, whom he could no longer identify, said he was not surprised at the misdeposit. Lawson interpreted this to mean that misdeposits were a common occurrence in 1989-90. Lawson, Att. 6 at 30-31. Lawson further testified that when he asked DSCC to correct the error, Robert Hickmott told him that the DSCC did not have enough money to transfer the entire contribution amounts to the non-federal account. Consequently, on June 13, 1991, Lawson wrote a letter to Hickmott stating that Bogdanovich intended half of each contribution to be deposited into a non-federal account. Lawson, Att. 6 at 32-35. Lawson asserted in his deposition, however, that the full amount of both contributions was intended as soft money contributions and testified that his statement to the contrary was meant only to accommodate the DSCC. Id.

matter. Id. According to Lawson, counsel admitted a mistake had been made but never explained how it happened or who made it. Lawson told counsel several times that Gould had confirmed the contributions were "soft money" contributions and that Dave Burney could verify this assertion. Lawson, Att. 6 at 30-31. Lawson did not recall DSCC counsel asking him any questions about the transactions at issue, but at Lawson's request, DSCC counsel ultimately sent him the May 5, 1992 letter acknowledging the misdeposit of Mr. Bogdanovich's contributions. Lawson, Att. 6 at 36.[13]

The evidence adduced during our investigation generally confirms that Mr. Bogdanovich did not intend to contribute to DSCC's federal account, which is consistent with DSCC's May 1992 letter acknowledging its misdeposit of Mr. Bogdanovich's contributions. Indeed, it appears that Mr. Bogdanovich's representative, Mr. Lawson, orally conveyed to DSCC's executive

5043641328

13. Documents produced by Mr. Lawson generally corroborate his testimony about his contacts with the DSCC. Attachment 10. These documents include drafts of Lawson's June 13th letter to the DSCC (see footnote 12), telefax confirmations, and Lawson's notes of two phone conversations with DSCC counsel in late 1991. Lawson's notes indicate that DSCC counsel met with Robert Hickmott on November 26, 1991 (shortly after the Commission made its reason to believe finding against Mr. Bogdanovich) to "sort out the problem with the refund" and that Lawson requested confirmation that the contributions would be transferred to a non-federal account. Attachment 10 at 8. DSCC counsel apparently complied with this request in a January 29, 1992 letter to Lawson. Attachment 10 at 9. However, counsel's January letter references a draft of Lawson's June 13th letter which requested a transfer of only $5,000 of the March 1990 contribution. Id. This appears to explain why the DSCC's 1991 Year End report reflects only a $5,000 transfer, on Bogdanovich's behalf, from the DSCC's federal account to the non-federal account. See General Counsel's Report dated June 9, 1992 at 3 (footnote 2).

director that the contributions not be applied toward Mr. Bogdanovich's federal contribution limits and was assured by him that they would not be.

This evidence is also reconcilable with DSCC's response to the Commission's reason to believe finding, although we disagree with DSCC's conclusion that the Committee did not violate Section 102.5. The DSCC contended that both contributions were either made payable to, or received in connection with, federal fundraising activities[14] and that neither of the contributions was designated for the building fund, its only non-federal account. DSCC RTB Response at 4. DSCC maintained this was significant because it does not actively solicit contributions for the fund and its policy is to require staffers to instruct contributors wishing to make non-federal contributions to designate such contributions to that fund. Id. at 2. Significantly, however, the DSCC chose not to address the circumstances of the solicitation of these particular contributions in its response. Notwithstanding how the DSCC chose to designate the 1990 contribution in its internal tracking system or to whom the DSCC's representative may have instructed Mr. Lawson to make the 1989

14. The DSCC noted that the 1989 check was made payable to "DSCC Majority Trust" which it described as a fundraising program designed to raise funds for activities in support of U.S. Senate candidates. DSCC RTB Response at 3. DSCC's internally-prepared check-tracking memo for the 1990 contribution check attributed it to the "Road Show (Western Swing)", the name given to a 1990 federal fundraising program comprised of several events held in western states at which U.S. senators appeared. Id. Mr. Lawson appeared genuinely surprised when he learned at his deposition that the 1990 dinner at Mr. Bogdanovich's home was attributed to the "Road Show." Lawson, Att. 6 at 23-24.

5043641399

contribution check payable, Mr. Lawson had orally conveyed to the DSCC's executive director that the contributions were not intended to be federal contributions. Additionally, even if the DSCC had a general policy in 1989-1990 requiring staffers to instruct contributors wishing to make non-federal contributions to designate them to its building fund, the DSCC has never asserted that its policy was followed in this case. Indeed, Mr. Lawson testified that no one from the DSCC ever discussed the building fund with him and it appears that the first reference to that fund appeared in counsel's 1992 correspondence. See Lawson, Att. 6 at 21, 28-32, 36.[15] Mr. Lawson, who was responsible for preparing Mr. Bogdanovich's contribution checks, could not have made the contribution checks payable to a specific fund he knew nothing about.

Consequently, the DSCC misdeposited Mr. Bogdanovich's contributions when it placed them into its federal account contrary to Mr. Lawson's expressed intent. See 11 C.F.R. § 102.5(a). Furthermore, even if there was a misunderstanding about that intent, no one at the DSCC appears to have informed Messrs. Lawson or Bogdanovich that Mr. Bogdanovich's contributions would be used in connection with a federal election or that they would be subject to the Act's limits. See 11 C.F.R. § 102.5(a)(2). To the contrary, Mr. Lawson was apparently assured

15. Documents produced by Lawson show that DSCC counsel referenced the building fund in two letters: the January 1992 letter confirming DSCC's transfer of a portion of one of the contributions (Attachment 10 at 9) and the May 5, 1992 letter addressing DSCC's misdeposit of the contributions. Lawson, Att. 6 at Exhibit 5.

5043641400

by a DSCC official that the contributions were soft money contributions and would not count against the federal limit.

IV. RECOMMENDED ACTIONS IN LIGHT OF FEC v. NRA AND THE ADDITIONAL INVESTIGATION

Consistent with the Commission's November 9, 1993 decisions concerning compliance with the NRA opinion, and based on the complaint in this matter, responses thereto, and information obtained in the normal course of carrying out the Commission's supervisory responsibilities, this Office recommends that the Commission: (1) revote the findings of reason to believe that Frederick Field and Joseph Bogdanovich violated 2 U.S.C. § 441a(a)(3) and (2) approve the factual and legal analyses for Frederick Field and Joseph Bogdanovich that were attached to the General Counsel's reports dated August 6, 1993 and October 25, 1991, respectively.

Additionally, based on our investigation discussed above, this Office recommends that the Commission take no further action against Frederick Field and Joseph Bogdanovich and close the file with respect to them, and proceed to the next stage of the enforcement process with respect to the DSCC and its treasurer. Moreover, for the reasons stated herein and in the General Counsel's brief dated June 9, 1992, incorporated herein by reference, this Office also recommends that the Commission ratify the finding of reason to believe that IDP and its treasurer violated 11 C.F.R. § 102.5(a)(2); find probable cause to believe that the Iowa Democratic Party (Federal Division) and Mary Maloney, as treasurer, violated 11 C.F.R. § 102.5(a)(2) and

5043641401

approve the proposed conciliation agreement discussed below. Attached are the relevant certifications in this matter dated November 12, 1991 and August 12, 1993 for the Commission's information. Attachment 11.

V. DISCUSSION OF CONCILIATION AGREEMENT AND CIVIL PENALTY

VI. RECOMMENDATIONS

1. Find reason to believe that Frederick Field and Joseph Bogdanovich violated 2 U.S.C. § 441a(a)(3).

2. Approve the factual and legal analyses that were attached to the General Counsel's reports dated August 6, 1993, and October 25, 1991.

3. Take no further action with respect to the reason to believe finding against Frederick W. Field and Joseph Bogdanovich and close the file with respect them.

4. Ratify the finding of reason to believe that the Iowa Democratic Party (Federal Division) and Mary Maloney, as treasurer, violated 11 C.F.R. § 102.5(a)(2) and find

5043641402

probable cause to believe that the Iowa Democratic Party (Federal Division) and Mary Maloney, as treasurer, violated 11 C.F.R. § 102.5(a)(2).

5. Approve the attached conciliation agreement and appropriate letters.

Jan 5, 1994
Date

Lawrence M. Noble
General Counsel

Attachments:
1. Excerpt of Frederick W. Field deposition transcript
2. Excerpt of Robert Burkett deposition transcript
3. Additional Information submitted on behalf of Mr. Field
4. Excerpt of Jacob Kuitwaard deposition transcript
5. Excerpt of John P. Steffen deposition transcript
6. David Lawson deposition transcript
7. DSCC response to Order to Submit Written Answers
8. Joseph Bogdanovich deposition transcript
9. David Burney Affidavit
10. Documents produced by Mr. Lawson
11. Commission's Certifications
12. Conciliation Agreement

Staff assigned: Noriega E. James
Dawn M. Odrowski

5043641403

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

MEMORANDUM

TO: LAWRENCE M. NOBLE
GENERAL COUNSEL

FROM: MARJORIE W. EMMONS/BONNIE J. ROSS
COMMISSION SECRETARY

DATE: JANUARY 11, 1994

SUBJECT: MUR 3325 - WITHDRAWAL AND RECIRCULATION OF GENERAL COUNSEL'S REPORT. MEMO TO THE COMMISSION DATED JANUARY 5, 1994.

The above-captioned document was circulated to the Commission on Thursday, January 6, 1994 at 11:00 a.m.

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

Commissioner Aikens	XXX
Commissioner Elliott	
Commissioner McDonald	
Commissioner McGarry	
Commissioner Potter	
Commissioner Thomas	

This matter will be placed on the meeting agenda for Tuesday, January 25, 1994.

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

5043641104

06C

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
Democratic Senatorial Campaign Committee and Donald J. Foley, as treasurer;	)	MUR 3325
Iowa Democratic Party (Federal Division) and Mary Maloney, as treasurer;	)	
Frederick W. Field;	)	
Joseph J. Bogdanovich.	)	

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on January 13, 1994, the Commission decided by a vote of 6-0 to take the following actions in MUR 3325:

1. Find reason to believe that Frederick Field and Joseph Bogdanovich violated 2 U.S.C. § 441a(a)(3).

2. Approve the factual and legal analyses that were attached to the General Counsel's reports dated August 6, 1993, and October 25, 1991.

3. Take no further action with respect to the reason to believe finding against Frederick W. Field and Joseph Bogdanovich and close the file with respect to them.

4. Ratify the finding of reason to believe that the Iowa Democratic Party (Federal Division) and Mary Maloney, as treasurer, violated 11 C.F.R. § 102.5(a)(2) and find probable cause to believe that the Iowa Democratic Party (Federal Division) and Mary Maloney, as treasurer, violated 11 C.F.R. § 102.5(a)(2).

(continued)

5043641405

5. Approve the conciliation agreement and appropriate letters, as recommended in the General Counsel's Report dated January 5, 1994.

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

Attest:

1-14-94
Date

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

Received in the Secretariat:	Wed.,	Jan. 05, 1994	3:24	p.m.
Circulated to the Commission:	Thurs.,	Jan. 06, 1994	11:00	a.m.
Deadline for vote:	Tues.,	Jan. 11, 1994	4:00	p.m.
Received Objection:	Tues.,	Jan. 11, 1994	4:17	p.m.
Placed on the Agenda for:	Tues.,	Jan. 25, 1994		
Objection Withdrawn:	Thurs.,	Jan. 13, 1994	4:40	p.m.
Withdrawn from Agenda				

bjr

5043641406

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

JANUARY 26, 1994

Charles H. Bell, Jr., Esq.
Bell, McAndrews & Hiltachk
555 Capitol Mall, Suite 530
Sacramento, CA 95814

RE: MUR 3325
Joseph J. Bogdanovich

Dear Mr. Bell:

On November 5, 1991, the Federal Election Commission found that there is reason to believe Joseph J. Bogdanovich violated 2 U.S.C. § 441a(a)(3).

As you may be aware, on October 22, 1993, the D.C. Circuit declared the Commission unconstitutional on separation of powers grounds due to the presence of the Clerk of the House of Representatives and the Secretary of the Senate or their designees as members of the Commission. FEC v. NRA Political Victory Fund, 6 F.3d 821 (D.C. Cir. 1993). Since the decision was handed down, the Commission has taken several actions to comply with the court's decision. While the Commission petitions the Supreme Court for a writ of certiorari, the Commission, consistent with that opinion, has remedied any possible constitutional defect identified by the Court of Appeals by reconstituting itself as a six member body without the Clerk of the House and the Secretary of the Senate or their designees. In addition, the Commission has adopted specific procedures for revoting or ratifying decisions pertaining to open enforcement matters.

In this matter, on January 13, 1994, the Commission revoted to find reason to believe that Joseph J. Bogdanovich violated 2 U.S.C. § 441a(a)(3), and to approve the Factual and Legal Analysis previously mailed to Mr. Bogdanovich. Please refer to that document for the basis of the Commission's decision. If you need an additional copy, one will be provided upon request.

After considering the circumstances of this matter, however, the Commission also determined to take no further action and closed the file as it pertains to Joseph J. Bogdanovich. The file will be made public within 30 days after this matter has been closed with respect to all other respondents involved. You are advised that the confidentiality provisions of 2 U.S.C. § 437g(a)(12)(A) still apply with respect to all respondents still involved in this matter.

5043641407

If you have any questions, please contact Dawn M. Odrowski, the attorney assigned to this matter, at (202) 219-3400.

For the Commission,

Trevor Potter
Chairman

50436414008

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

JANUARY 26, 1994

Leslie J. Kerman, Esquire
Epstein Becker & Green, P.C.
1227 25th Street, N.W., Suite 700
Washington, DC 20037

RE: MUR 3325
Frederick W. Field

Dear Ms. Kerman:

On August 12, 1993, the Federal Election Commission found that there is reason to believe Frederick W. Field violated violated 2 U.S.C. § 441a(a)(3).

As you may be aware, on October 22, 1993, the D.C. Circuit declared the Commission unconstitutional on separation of powers grounds due to the presence of the Clerk of the House of Representatives and the Secretary of the Senate or their designees as members of the Commission. FEC v. NRA Political Victory Fund, 6 F.3d 821 (D.C. Cir. 1993). Since the decision was handed down, the Commission has taken several actions to comply with the court's decision. While the Commission petitions the Supreme Court for a writ of certiorari, the Commission, consistent with that opinion, has remedied any possible constitutional defect identified by the Court of Appeals by reconstituting itself as a six member body without the Clerk of the House and the Secretary of the Senate or their designees. In addition, the Commission has adopted specific procedures for revoting or ratifying decisions pertaining to open enforcement matters.

In this matter, on January 13, 1994, the Commission revoted to find reason to believe that Frederick W. Field violated 2 U.S.C. § 441a(a)(3), and to approve the Factual and Legal Analysis previously mailed to you. Please refer to that document for the basis of the Commission's decision. If you need an additional copy, one will be provided upon request.

After considering the circumstances of this matter, however, the Commission also determined to take no further action and closed the file as it pertains to Frederick W. Field. The file will be made public within 30 days after this matter has been closed with respect to all other respondents involved. You are advised that the confidentiality provisions of 2 U.S.C. § 437g(a)(12)(A) still apply with respect to all respondents still involved in this matter.

5043641409

If you have any questions, please contact Dawn M. Odrowski, the attorney assigned to this matter, at (202) 219-3400.

For the Commission,

Trevor Potter
Chairman

50436410

FEDERAL ELECTION COMMISSION

WASHINGTON D.C. 20463

JANUARY 26, 1994

Gerald W. Crawford, Esq.
Crawford & Associates
510 Liberty Building
Des Moines, Iowa 50309

RE: MUR 3325
Iowa Democratic Party
(Federal Division) and
Mary Maloney, as treasurer

Dear Mr. Crawford:

On January 13, 1994, the Federal Election Commission found that there is probable cause to believe your clients, the Iowa Democratic Party (Federal Division) and Mary Maloney, as treasurer, violated 11 C.F.R. § 102.5(a)(2).

As you may be aware, on October 22, 1993, the D.C. Circuit declared the Commission unconstitutional on separation of powers grounds due to the presence of the Clerk of the House of Representatives and the Secretary of the Senate or their designees as members of the Commission. FEC v. NRA Political Victory Fund, 6 F.3d 821 (D.C. Cir. 1993). Since the decision was handed down, the Commission has taken several actions to comply with the court's decision. While the Commission petitions the Supreme Court for a writ of certiorari, the Commission, consistent with that opinion, has remedied any possible constitutional defect identified by the Court of Appeals by reconstituting itself as a six member body without the Clerk of the House and the Secretary of the Senate or their designees. In addition, the Commission has adopted specific procedures for revoting or ratifying decisions pertaining to open enforcement matters.

In this matter, on January 13, 1994, the Commission ratified its prior findings of reason to believe in this matter, and then voted to find probable cause to believe that the Iowa Democratic Party (Federal Division) and Mary Maloney, as treasurer, violated 11 C.F.R. § 102.5(a)(2). In addition, the Commission voted to approve the enclosed proposed conciliation agreement in settlement of this matter.

5043641411

If your clients agree with the provisions of the enclosed agreement, please sign and return it, along with the civil penalty, to the Commission. I will then recommend that the Commission accept the agreement. The check for the civil penalty should be made payable to the Federal Election Commission.

The Commission has a duty to attempt to correct such violations for a period of 30 to 90 days by informal methods of conference, conciliation, and persuasion, and by entering into a conciliation agreement with a respondent. Given the unique circumstances engendered by the NRA decision, we intend to complete these negotiations within 30 days. If we are unable to reach an agreement during that period, the Commission may institute a civil suit in United States District Court and seek payment of a civil penalty.

If you have any questions or suggestions for changes in the enclosed conciliation agreement, please contact Dawn M. Odrowski, the attorney assigned to this matter, at (202) 219-3400.

Sincerely,

Lawrence M. Noble
General Counsel

Enclosure
Conciliation Agreement

5043641412

RECEIVED
F.E.C.
SECRETARIAT
94 FEB 15 AM 9:40

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

February 14, 1994

SENSITIVE

Robert F. Bauer, Esq.
Judith L. Corley, Esq.
Perkins Coie
607 Fourteenth St., N.W.
Washington, D.C. 20005-2011

RE: MUR 3325
Democratic Senatorial
Campaign Committee and
Donald J. Foley, as treasurer

Dear Mr. Bauer and Ms. Corley:

Based on information ascertained in the normal course of carrying out its supervisory responsibilities, on June 12, 1992, the Federal Election Commission found reason to believe that your clients, the Democratic Senatorial Campaign Committee and its treasurer, violated 11 C.F.R. § 102.5(a)(2) and instituted an investigation in this matter.

After considering all the evidence available to the Commission, the Office of the General Counsel is prepared to recommend that the Commission find probable cause to believe that a violation has occurred.

The Commission may or may not approve the General Counsel's recommendation. Submitted for your review is a brief stating the position of the General Counsel on the legal and factual issues of the case. Within 15 days of your receipt of this notice, you may file with the Secretary of the Commission a brief (ten copies if possible) stating your position on the issues and replying to the brief of the General Counsel. (Three copies of such brief should also be forwarded to the Office of the General Counsel, if possible.) The General Counsel's brief and any brief which you may submit will be considered by the Commission before proceeding to a vote of whether there is probable cause to believe a violation has occurred.

5043641413

If you are unable to file a responsive brief within 15 days, you may submit a written request for an extension of time. All requests for extensions of time must be submitted in writing five days prior to the due date, and good cause must be demonstrated. In addition, the Office of the General Counsel ordinarily will not give extensions beyond 20 days.

A finding of probable cause to believe requires that the Office of the General Counsel attempt for a period of not less than 30, but not more than 90 days, to settle this matter through a conciliation agreement.

Should you have any questions, please contact Dawn M. Odrowski, the attorney assigned to this matter, at (202) 219-3400.

Sincerely,

Lawrence M. Noble
General Counsel

Enclosure
Brief

5043641414

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
Democratic Senatorial Campaign Committee and Donald J. Foley, as treasurer	)	MUR 3325
	)	

GENERAL COUNSEL'S BRIEF

I. STATEMENT OF THE CASE

This matter was initiated by the Federal Election Commission ("the Commission") pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. On June 12, 1992, the Commission found reason to believe that the Democratic Senatorial Campaign Committee ("DSCC") and its treasurer[1] ("Respondents") violated 11 C.F.R. § 102.5(a)(2) by misdepositing contributions received from Joseph Bogdanovich and decided to enter into pre-probable cause conciliation with Respondents. In response to the Commission's finding and offer of conciliation, Respondents asserted that they had appropriately deposited Mr. Bogdanovich's contributions in the DSCC's federal account and asked that this matter be dismissed. The Commission subsequently opened an investigation which revealed additional evidence that Respondents had indeed misdeposited Mr. Bogdanovich's contributions.[2]

5043641415

1. Mr. Thomas Lehner was treasurer at the time of the Commission's reason to believe finding. Mr. Foley has succeeded him in that position.

2. In an effort to clarify the record, the Commission, inter alia, issued an Order to Submit Written Answers to DSCC counsel requesting that he identify the former Committee personnel referenced in his May 5, 1992 letter to Mr. Lawson, with whom he reviewed the circumstances surrounding Mr. Bogdanovich's contributions. DSCC counsel declined to respond to the Order on

II. FACTUAL AND LEGAL ANALYSIS

A. Applicable Law

To ensure that political committees which finance both federal and non-federal activity do not receive or expend funds which are in violation of the Act, Commission regulations provide, in pertinent part, that organizations which are political committees shall establish a separate federal account in which only funds subject to the Act's prohibitions and limitations may be deposited and which shall make all disbursements, contributions, expenditures and transfers in connection with federal elections. 11 C.F.R. § 102.5(a). Only contributions meeting the following conditions may be deposited into a committee's federal account: (1) contributions designated for the federal account; (2) contributions that result from a solicitation that expressly states the contribution will be used in connection with a federal election; and (3) contributions from contributors who are informed that all contributions are subject to the prohibitions and limitations of the Act. 11 C.F.R. § 102.5(a)(2).

B. Facts

Joseph Bogdanovich, vice chairman of H.J. Heinz Co., made two $20,000 contributions to the Democratic Senatorial Campaign Committee ("DSCC"): one in December 1989 and the other in March 1990. The DSCC deposited both contributions into its federal account and reported them in its disclosure reports. However, as described below, information ascertained in the course of the

---

(Footnote 2 continued from previous page)
the grounds of work product and attorney/client privileges.

5043641416

Commission's supervisory duties and a subsequent investigation reveal that both contributions were intended as non-federal contributions and that Mr. Bogdanovich's assistant conveyed this intention to the DSCC. Thus, the contributions were improperly deposited in DSCC's federal account.

1989 Contribution

David Lawson, Mr. Bogdanovich's assistant, testified that Mr. Bogdanovich's 1989 and 1990 contributions were orally solicited through David Burney.[3] Mr. Burney, the executive director of the U.S. Tuna Foundation, is both a business and social acquaintance of Mr. Bogdanovich and a friend of Senator John Breaux, the DSCC's chairman in 1989-90. According to Lawson, prior to sending DSCC the 1989 contribution, Burney spoke with him and Bogdanovich about Bogdanovich joining the "Democratic Senatorial Campaign Group" as a courtesy to Senator Breaux. Both Breaux and Bogdanovich shared an interest in the fishing industry -- according to Lawson, Breaux is considered "a friend of the U.S. fisherman" and Bogdanovich has a background in fishing-related activities, presumably through his business activities at H.J. Heinz and its subsidiary, Star-kist Seafoods. Bogdanovich agreed to make a contribution and Lawson had a check sent to Senator Breaux at the DSCC in December 1989.

Lawson also testified that he had expressed to Noel Gould, the DSCC's then-executive director, his concern about the impact

3. One of Mr. Lawson's duties as Mr. Bogdanovich's assistant is to screen requests to Mr. Bogdanovich for political and charitable contributions, make recommendations regarding them, and oversee preparation of contribution checks.

5043641417

of the contribution on Mr. Bogdanovich's $25,000 annual limitation.[4] According to Lawson, Mr. Gould told him not to worry, that the contribution was a soft money contribution and would not be applied against Mr. Bogdanovich's overall $25,000 limitation. Mr. Lawson drew no distinction between the DSCC and "The DSCC Majority Trust," the entity to whom the 1989 contribution check was payable, and he did not recall seeing any written materials describing the Majority Trust. He thinks Mr. Gould may have instructed him to whom to make the check payable.

David Burney confirmed his involvement in bringing Messrs. Bogdanovich and Lawson together with DSCC officials in 1989 and 1990. Mr. Burney averred that, sometime in 1989, he arranged a lunch between Senator Breaux and Noel Gould and Messrs. Bogdanovich and Lawson. Prior to the lunch, the group visited a ranch owned by one of his clients where, according to Burney, Mr. Bogdanovich was approached about, and expressed an interest in, making a contribution to the DSCC. Thereafter, on the way to the restaurant, Lawson told Burney that he was concerned that any contribution by Mr. Bogdanovich to the DSCC not be applied to Mr. Bogdanovich's federal annual contribution limit. Consequently, Mr. Burney averred that he brought Messrs. Gould and Lawson together at the restaurant to discuss Mr. Lawson's concern. To the best of Mr. Burney's recollection, Lawson explained his concern and asked whether there was any way Mr. Bogdanovich could donate money to the DSCC without it being a federal contribution.

---

4. Pursuant to 2 U.S.C. § 441a(a)(3), an individual cannot make more than $25,000 in contributions in a calendar year.

5043641413

Burney recalled that Gould responded that it was not a problem and that the contribution could be placed in a non-federal account.

1990 Contribution

In 1990, a DSCC representative phoned David Burney to inform him that Senator Breaux was bringing a group of U.S. Senators to California and asked whether the tuna industry would be interested in organizing a fundraiser. Since Mr. Burney was planning a trip out of the country, he said he called Lawson to see if Mr. Bogdanovich would be interested in hosting a fundraising dinner at his home. According to Lawson, Bogdanovich ultimately hosted the dinner at his home in early 1990. Lawson testified that he thinks he gave the 1990 contribution to Noel Gould at that time. Lawson recalled telling Gould the contribution was a "soft money" contribution and Gould agreeing that it was.

Although Mr. Burney said he did not attend the Bogdanovich dinner, he averred that Mr. Lawson again expressed concern about federal contribution limits during their phone conversation regarding that event. In fact, Burney does not believe Lawson would have agreed to make any contribution on behalf of Mr. Bogdanovich without stressing that federal contribution limits not be exceeded because Lawson raised such concerns whenever they discussed political contributions.

Post-Contribution Events

Mr. Lawson testified that he learned there was a problem with the contributions after reading a Los Angeles Times article reporting Mr. Bogdanovich's political contributions. He first contacted Mr. Burney who assisted him in contacting DSCC

5043641419

officials. Lawson said he spoke with several DSCC staff members in 1991 in an attempt to correct the deposit errors, including Tom Lehner and Robert Hickmott, the DSCC's then-comptroller/treasurer and deputy executive director.[5] Lawson further testified that he had three or four phone conversations with DSCC counsel during the pendency of this matter. Lawson stated that he told counsel Mr. Gould had confirmed the contributions were "soft money" contributions and that Dave Burney could verify his conversation with Gould. According to Lawson, counsel admitted a mistake had been made but never explained how it happened or who made it.

Lawson produced copies of various correspondence to the DSCC written in June 1991, including a draft letter requesting a refund of only $5,000 of the 1990 contribution and a subsequent letter requesting a transfer of half of both contributions. Lawson testified, however, that the full amounts of both contributions were intended to be "soft money" contributions. According to Lawson, when he asked the DSCC to correct the deposit errors, he was told the committee did not have sufficient funds to transfer the full amounts of the contributions to the non-federal account. Thus, he says his request that the DSCC transfer less than the full contribution amounts was an accommodation to the DSCC. The DSCC's reports and additional correspondence produced by Mr. Lawson evidence that the committee

5. Lawson testified that the first DSCC staff member he spoke with, whom he could no longer identify, said he was not surprised at the problem with the contributions. Lawson interpreted this to mean such problems were a common occurrence in 1989-90.

5043641420

transferred $5,000 of Mr. Bogdanovich's contributions to the non-federal account in December 1991, based on Mr. Lawson's first draft letter.[6] Eventually, DSCC counsel sent Lawson a letter dated May 5, 1992 acknowledging an apparent misunderstanding about the treatment of Mr. Bogdanovich's 1989 and 1990 contributions. The letter further acknowledged that the contributions "should have been deposited in the Committee's non-federal (Building Fund) account, in accordance with his understanding and intention."[7] According to Lawson, the first reference to a building fund occurred in his post-contribution contacts with the DSCC.

C. Analysis

The evidence adduced during the investigation establishes that Mr. Bogdanovich did not intend to contribute to DSCC's federal account, which is consistent with DSCC's May 1992 letter acknowledging its misdeposit of Mr. Bogdanovich's contributions. Indeed, it appears that Mr. Bogdanovich's representative, Mr. Lawson, orally conveyed to DSCC's executive director his concern that the contributions not be applied toward Mr. Bogdanovich's federal contribution limits and was assured by him that they would not be.

This evidence is also reconcilable with DSCC's response to the Commission's reason to believe finding, although we disagree with DSCC's conclusion that the Committee did not violate

6. The DSCC's 1991 Year End report reflects a $5,000 transfer, on Bogdanovich's behalf, from the DSCC's federal account to a non-federal account.

7. It is unclear whether the remaining $15,000 in contributions was also transferred to the non-federal account.

5041421

11 C.F.R. § 102.5(a). The DSCC contended that Mr. Bogdanovich's contributions were correctly deposited into its federal account because (1) both contributions were either made payable to, or recorded by the DSCC as received in connection with, federal fundraising activities;[8] (2) both contributions were for the exact amount of the federal contribution limit applicable to individuals contributing to national party committees pursuant to 2 U.S.C. § 441a(a)(1)(B); and (3) neither contribution check was designated for a non-federal account or otherwise evidenced on the check-face that it could not be used for federal activity. DSCC maintained the lack of designation for a non-federal account was significant because it does not actively solicit contributions for its only non-federal account, its building fund, and its policy is to require staffers to instruct contributors wishing to make non-federal contributions to designate such contributions to that fund.

Significantly, however, the DSCC did not address the circumstances surrounding the solicitation of these particular contributions. Notwithstanding DSCC's general policy regarding non-federal contributions or its internal check-tracking records, Mr. Lawson had orally conveyed to the DSCC's executive director

---

8. The DSCC noted that the 1989 check was payable to "The DSCC Majority Trust" which it described as a fundraising program designed to raise funds for activities in support of U.S. Senate candidates. The DSCC's internally-prepared check-tracking memo for the 1990 contribution check attributed it to the "Road Show (Western Swing)", the name given to a 1990 federal fundraising program comprised of several events held in western states at which U.S. senators appeared. Mr. Lawson did not know that the 1990 dinner at Mr. Bogdanovich's home had been attributed to the "Road Show."

5041364122

that the contributions were not intended to be federal contributions. Moreover, the DSCC has never asserted, and the evidence adduced does not show, that its policy of requiring staffers to instruct contributors making non-federal contributions to designate them to its building fund, was ever followed in this case. Indeed, no one from the DSCC mentioned the building fund to Mr. Lawson until after he contacted them about the misdeposits.

Based on the foregoing, the DSCC misdeposited Mr. Bogdanovich's contributions when it placed them into its federal account contrary to Mr. Lawson's expressed intent. See 11 C.F.R. § 102.5(a). Furthermore, even if there was a misunderstanding about that intent, no one at the DSCC appears to have informed Messrs. Lawson or Bogdanovich that Mr. Bogdanovich's contributions would be used in connection with a federal election or that they would be subject to the Act's limits. See 11 C.F.R. § 102.5(a)(2). To the contrary, Mr. Lawson was assured by a DSCC official that the contributions were soft money contributions and would not count against the federal limit. Accordingly, the Office of the General Counsel recommends that the Commission find probable cause to believe that the Democratic Senatorial Campaign Committee and Donald J. Foley, as treasurer, violated 11 C.F.R. § 102.5(a).

5043641423

III. GENERAL COUNSEL'S RECOMMENDATIONS

Find probable cause to believe that the Democratic Senatorial Campaign Committee and Donald J. Foley, as treasurer, violated 11 C.F.R. § 102.5(a).

2/14/94
Date

Lawrence M. Noble
General Counsel

5043641424

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

February 22, 1994

BY FACSIMILE AND FIRST-CLASS MAIL

Gerald W. Crawford, Esq.
Crawford & Associates
510 Liberty Building
Des Moines, Iowa 50309

RE: MUR 3325
Iowa Democratic Party
(Federal Division) and
Mary Maloney, as treasurer

Dear Mr. Crawford:

This confirms our phone conversation this morning during which you indicated your clients, Iowa Democratic Party (Federal Division) and Mary Maloney, as treasurer, would accept the conciliation agreement mailed to you on January 26, 1994. As we discussed, you will send us a signed conciliation agreement and a check in payment of the $2,500 civil penalty by March 2, 1994, the end of the 30-day conciliation period in this matter.

Additionally, we would like to remind you to submit an executed travel voucher for Mr. Steffen's deposition expenses so that our accounting department can close out its books in this matter.

As always, should you have any questions, please feel free to contact me at (202) 219-3400.

Sincerely,

Dawn M. Odrowski

Dawn M. Odrowski
Attorney

5043641425

OGC 345

PERKINS COIE

A LAW PARTNERSHIP INCLUDING PROFESSIONAL CORPORATIONS
607 FOURTEENTH STREET, N.W. • WASHINGTON, D.C. 20005-2011
(202) 628-6600 • FACSIMILE (202) 434-1690

February 24, 1994

94 FEB 24 PM 4:55

RECEIVED
FEDERAL ELECTION COMMISSION

Dawn P. Odrowski
Office of the General Counsel
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463

Re: MUR 3325 - Democratic Senatorial Campaign Committee and Donald J. Foley, as Treasurer

Dear Ms. Odrowski:

This letter is to request an extension of time of 20 days to prepare a response to the General Counsel's probable cause brief in the above-referenced Matter Under Review.

The extension is requested to allow Respondent enough time to gather the necessary information and materials for the response. This would not be possible within the 15-day time period set out in the Commission's letter.

The brief was received on February 16. With the 20 day extension, the response would be due on March 23, 1994.

If you have any questions or need additional information, please contact the undersigned.

Very truly yours,

Robert F. Bauer
Judith L. Corley
Counsel to Respondent

5043641426

[04005-0046/DA940550.066]

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

February 25, 1994

BY FACSIMILE & FIRST-CLASS MAIL

Judith L. Corley, Esq.
Robert F. Bauer, Esq.
Perkins Coie
607 Fourteenth St., N.W.
Washington, D.C. 20005-2011

RE: MUR 3325
Democratic Senatorial
Campaign Committee and
Donald J. Foley, as
treasurer

Dear Ms. Corley and Mr. Bauer:

This is in response to your letter dated February 24, 1994, requesting an extension of 20 days to respond to the General Counsel's probable cause brief in this matter. After considering the circumstances presented in your letter, the Office of the General Counsel has granted the requested extension. Accordingly, your response is due no later than the close of business on March 23, 1994.

If you have any questions, please contact me at (202) 219-3400.

Sincerely,

Dawn M. Odrowski

Dawn M. Odrowski
Attorney

5043641427

CRAWFORD
LAW FIRM

FEDERAL ELECTION COMMISSION
MAIL ROOM
Feb 28 11 29 AM '94

February 24, 1994

Ms. Dawn Odrowski
Attorney at Law
Office of the General Counsel
Federal Election Commission
999 E. Street N.W.
Washington, D.C. 20463

Re: MUR 3325, The Iowa Democratic Party

Dear Ms. Odrowski:

Please find enclosed the original Conciliation Agreement which has been signed by Mary Maloney, Treasurer for the Iowa Democratic Party. Also enclosed is a check made payable to the Federal Election Commission in the amount of $2,500.00.

If you require anything further, please notify.

Sincerely,

Gerald W. Crawford

Enclosures

510 LIBERTY BUILDING DES MOINES IOWA 50309 (515) 282-1010 • FAX (515) 282-1066

OGC 299

RECEIVED
FEC MAIL CENTER

94 FEB 28 P 4:

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20461

MUR 3325

TWO WAY MEMORANDUM

TO: OGC, Docket

FROM: Philomena Brooks
Accounting Technician

SUBJECt: Account Determination for Funds Received

We recently received a check from Iowa Democratic Party, check number 9263, dated Feb 24, 1994, and in the amount of $ 2,500.00. Attached is a copy of the check and any correspondence that was forwarded. Please indicate below the account into which it should be deposited, and the MUR number and name.

TO: Philomena Brooks
Accounting Technician

FROM: OGC, Docket Byaa

In reference to the above check in the amount of $ 2500.00, the MUR number is 3325 and in the name of Iowa Democratic Party. The account into which it should be deposited is indicated below:

✓ Budget Clearing Account (OGC), 95F3875.16

__ Civil Penalties Account, 95-1099.160

__ Other: _____

Anita Alexander
Signature

3-01-94
Date

7504364129

"5" 4 3 6 4 1 4 2 0 " " "

9265

IOWA DEMOCRATIC PARTY
FEDERAL ACCOUNT
2116 GRAND AVE.
DES MOINES, IA 50312

24 Feb 19 94 72-335/739

PAY TO THE ORDER OF Federal Election Commission $2,500 00

Twenty five Hundred and 00/100 DOLLARS

West Bank
West Des Moines State Bank • West Des Moines, Iowa 50265

FOR

Judy McCoy
Darlene J. Russett

"009265" :073903354: 673382"

FEB 25 11 5:4

RECEIVED
F.E.C.
SECRETARIAT
94 MAR -3 AM 11:22

BEFORE THE FEDERAL ELECTION COMMISSION

SENSITIVE

In the Matter of)
)
Iowa Democratic Party (Federal) MUR 3325
Division) and)
Mary Maloney, as treasurer)

GENERAL COUNSEL'S REPORT

I. DISCUSSION

On January 13, 1994, the Commission found there was probable cause to believe that the Iowa Democratic Party (Federal Division) and Mary Maloney, as treasurer ("Respondents") violated 11 C.F.R. § 102.5(a)(2) and approved a conciliation agreement in settlement thereof. On February 28, 1994, Respondents submitted a signed conciliation agreement and a check for $2,500. Attachment. The signed agreement contains no changes from the agreement approved by the Commission. Therefore, this Office recommends that the Commission accept the attached agreement with Respondents.

II. RECOMMENDATIONS

1. Accept the attached conciliation agreement with Iowa Democratic Party (Federal Division) and Mary Maloney, as treasurer, and close the file as it pertains to them.

2. Approve the appropriate letter.

Lawrence M. Noble
General Counsel

3/2/94
Date

BY: _____
Lois G. Lerner
Associate General Counsel

Attachment
Conciliation agreement & check

Staff assigned: Noriega E. James and Dawn M. Odrowski

5043641431

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
Iowa Democratic Party (Federal Division) and Mary Maloney, as treasurer.	)	MUR 3325
	)	

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on March 8, 1994, the Commission decided by a vote of 5-0 to take the following actions in MUR 3325:

1. Accept the conciliation agreement with Iowa Democratic Party (Federal Division) and Mary Maloney, as treasurer, and close the file as it pertains to them, as recommended in the General Counsel's Report dated March 2, 1994.

2. Approve the appropriate letter, as recommended in the General Counsel's Report dated March 2, 1994.

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

Attest:

3-8-94
Date

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

Received in the Secretariat: Thurs., Mar. 03, 1994 11:22 a.m.
Circulated to the Commission: Thurs., Mar. 03, 1994 4:00 p.m.
Deadline for vote: Tues., Mar. 08, 1994 4:00 p.m.

bjr

5043641432

FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

MARCH 10, 1994

Gerald W. Crawford, Esq.
Crawford Law Firm
510 Liberty Building
Des Moines, Iowa 50309

RE: MUR 3325
Iowa Democratic Party
(Federal Division) and
Mary Maloney, as treasurer

Dear Mr. Crawford:

On March 8, 1994, the Federal Election Commission accepted the signed conciliation agreement and civil penalty submitted on your clients' behalf in settlement of a violation of 11 C.F.R. § 102.5(a)(2), a provision of the Commission's regulations promulgated pursuant to the Federal Election Campaign Act of 1971, as amended ("the Act"). Accordingly, the file has been closed in this matter as it pertains to Iowa Democratic Party (Federal Division) and Mary Maloney, as treasurer.

This matter will become public within 30 days after it has been closed with respect to all other respondents involved. 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.

You are advised that the confidentiality provisions of 2 U.S.C. § 437g(a)(12)(A) still apply with respect to all respondents still involved in this matter. The Commission will notify you when the entire file has been closed.

Enclosed you will find a copy of the fully executed conciliation agreement for your files. If you have any questions, please contact me at (202) 219-3400.

Sincerely,

Dawn M. Odrowski

Dawn M. Odrowski
Attorney

Enclosure
Conciliation Agreement

5043641433

94 FEB 29 AM 9:41

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	MUR 3325
Iowa Democratic Party (Federal Division) and	)	
Mary Maloney, as treasurer	)	

CONCILIATION AGREEMENT

This matter was initiated by the Federal Election Commission ("Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. The Commission found probable cause to believe that Iowa Democratic Party (Federal Division) and Mary Maloney, as treasurer, ("Respondents") violated 11 C.F.R § 102.5(a)(2).

NOW, THEREFORE, the Commission and the Respondents, having duly entered in conciliation pursuant to 2 U.S.C. § 437g(a)(4)(A)(i), do hereby agree as follows:

I. The Commission has jurisdiction over the Respondents and the subject matter of this proceeding.

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

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

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

1. Iowa Democratic Party (Federal Division) is a political committee within the meaning of 2 U.S.C. § 431(4).

2. Mary Maloney is the treasurer of Iowa Democratic Party (Federal Division).

5043641434

3. According to 11 C.F.R. § 102.5(a)(2), the only contributions that may be deposited into a committee's federal account are those which are designated for the federal account, those which result from a solicitation which expressly states that the contribution will be used in connection with a federal election and contributions from contributors who are informed that all contributions are subject to the prohibitions and limitations of the Act.

4. Respondents' 1990 July Quarterly Report discloses a $5,000 contribution from Frederick W. Field, dated May 11, 1990. This contribution actually was intended for Respondents' non-federal account but was improperly deposited into Respondents' federal account.

5. Respondents' 1991 Mid Year Report discloses that on June 24, 1991, Respondents transferred $5,000 from their federal account to their non-federal account.

V. Respondents violated 11 C.F.R. § 102.5(a)(2) by depositing a $5,000 contribution from Frederick W. Field into their federal account when the contribution was intended for Respondents' non-federal account.

VI. Respondents will pay a civil penalty to the Federal Election Commission in the amount of Two Thousand Five Hundred Dollars ($2,500), 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

5041364135

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 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: _____ Date 3/10/94
Lois G. Lerner
Associate General Counsel

FOR THE RESPONDENTS:

_____ _____
(Name) Date
(Position)

50436414326

OGC 663

PERKINS COIE

A LAW PARTNERSHIP INCLUDING PROFESSIONAL CORPORATIONS
607 FOURTEENTH STREET, N.W. • WASHINGTON, D.C. 20005-2011
(202) 628-6600 • FACSIMILE: (202) 434-1690

MAR 25 10 51 AM '94

March 23, 1994

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

Re: MUR 3325 - Democratic Senatorial Campaign Committee and Donald J. Foley, as Treasurer

Dear Commissioners:

This is the response of the Democratic Senatorial Campaign Committee ("DSCC") to the Office of General Counsel ("OGC") recommendation that the Commission find probable cause that the DSCC violated the Federal Election Campaign Act of 1971, as amended ("FECA" or "the Act"). The DSCC contends that there has been no violation and that the Commission should dismiss this case with no further action.

1. DSCC Has No Liability under § 102.5(a)

a. § 102.5(a) Does not Apply to the DSCC

The General Counsel's brief recommending probable cause in this matter relies for its conclusion that DSCC violated the law on the Commission's regulation at 11 C.F.R. § 102.5(a)(2). This section reads in its entirety:

> (2) Only contributions meeting the conditions set forth at subsections (i), (ii), and (iii) of this section may be deposited in a federal account established under 11 C.F.R. 102.5(a)(1)(i) or may be received by a political committee established under 11 C.F.R. 102.5(a)(1)(ii).
>
> (i) Contributions designated for the federal account;
>
> (ii) Contributions that result from a solicitation which expressly states that the contribution will be used in connection with a federal election; and

ANCHORAGE • BELLEVUE • HONG KONG • LOS ANGELES • PORTLAND • SEATTLE • SHANGHAI • TAIPEI • WASHINGTON, D.C.
STRATEGIC ALLIANCE: ROUSSEL & DESJARDINS, VANCOUVER, B.C.

> (iii) Contributions from contributors who are informed that all contributions are subject to the prohibitions and limitations of the Act.

Emphasis added.

Subsection (a)(1) sets out the requirements for "[e]ach organization, including a party committee, which finances political activity in connection with both federal and non-federal elections and which qualifies as a political committee . . . ."

In Advisory Opinion 1979-17, the Commission explained the various accounts that may be established by party committees:

> The Act does, however, provide that certain receipts (which would be considered contributions) are not treated as contributions. . . . One exception is donations (and other specified receipts) to a national committee of a political party "specifically designated for the purpose of defraying" costs incurred for "construction or purchase of any office facility" not acquired to influence "the election of any candidate in any particular election for Federal office." . . .
>
> In addition, the Commission has recognized in numerous advisory opinions that political party organizations on the State and local level may raise and spend funds that are not to influence, or in connection with, Federal elections. [Citations omitted.] Commission regulations at 11 C.F.R. § 102.6 [now 102.5] prescribe the method for separating Federal election funding from the financing of State and local elections. Section 102.6(a)(2) [now 102.5(a)(2)] by its terms refers to "[a]ny political committee" and thus would permit the RNC to establish and administer separate, segregated bank accounts through an auxiliary organization of the national party which accounts could be used for the deposit and disbursement of funds designated specifically and exclusively to finance national party

1504364136

> activity limited to influencing the nomination or election or candidates for public office other than elective "Federal office." See 2 U.S.C. § 431(c).

Section 102.5 does not apply to the DSCC. The DSCC does not finance activity in connection with non-federal elections and does not, therefore, have a non-federal account.

DSCC does have an account established under 2 U.S.C. § 431(8)(b)(viii), 11 C.F.R. § 100.7(b)(13), to accept donations to defray the cost of construction or purchase of an office facility, commonly known as a building fund. The DSCC's building fund is not used, nor may it lawfully be used, to fund activities in connection with non-federal elections. Nothing in the Act or the Commission's regulations would require a committee to have a non-federal account under section 102.5 in order to take advantage of the building fund exemption.

The Commission has clearly distinguished between a building fund and a non-federal account. In Advisory Opinion 1979-17, as well as Advisory Opinion 1988-12, the Commission considered plans proposed by party committees to enter into an affinity credit card program with national or state banks. Under the FECA, a national bank may not make contributions in connection with either a federal election or a non-federal election. The Commission concluded, therefore, that payments by a national bank in connection with a credit card program could not be placed into either the federal or non-federal accounts established by the party committees, but could be deposited into the party's building fund.[1]

The Commission made the same distinction in several opinions involving the preemption of state law. See, for example, AOs 1986-40 and 1991-5. In these opinions, the state law of the party committee in question prohibited the acceptance of certain contributions (such as contributions from corporate treasury funds) in connection with non-federal elections in that state. Nonetheless, the Commission found

---

[1] In AO 1988-12, the Commission also found that the requesting party committee was a local party committee, not entitled under the Act to establish a building fund.

5043641439

that the committees could accept such contributions into the parties' building funds.

b. The Contributions in Question in This Matter Could not Lawfully Have Been Placed in the DSCC's Building Fund Account

Even though DSCC's fundraising is not governed by the provisions of § 102.5, its building fund is governed by the provisions of 2 U.S.C. § 431(8)(b)(viii) which exempts from the definition of the term "contribution":

> [A]ny gift, subscription, loan, advance, or deposit of money or anything of value to a national or state committee of a political party specifically designated to defray any cost for construction or purchase of any office facility not acquired for the purpose of influencing the election of any candidate in any particular election for federal office.

Emphasis added. The Commission's regulations, 11 C.F.R. § 100.7(b)(13), use the same language. Although not defined in the building fund exemption of either the Act or the regulations, the term "designation" has been used by the Commission in numerous other contexts with a very clear meaning:

- That the designation must be made by the contributor, not the committee; and
- That the designation must be made in writing.

See, e.g., , 11 C.F.R. §§ 110.1(b)(3)(designation for particular election), 110.1(b)(5)(designation for debt retirement), 110.1(k)(redesignations and reattributions). In advisory opinions interpreting these sections of the statute, the Commission has consistently imposed these same requirements. See, e.g., AOs 1988-41, 1989-26, 1990-30.

In AO 1990-30, the Helms Committee proposed raising funds to retire a campaign debt using a mail solicitation that

5043641440

1) stated specifically in the solicitation letter that the funds received from the mailing would be used for debt retirement;

2) repeated this information on the contributor card returned with a check; and

3) include a line in the actual disclaimer that the funds would be used for debt retirement.[2]

In addition, in some circumstances, the Committee required the contributor to make the check payable to "The Helms Committee - Debt Retirement." The Commission found that this was not adequate to designate the contributions for debt retirement purposes: "In order to confirm donor intent, however, the regulations require that the contributor's signature appear on the same document that contains the words of designation, i.e., the check or the contributor slip."

It is clear from the facts of this case that there was no clear donor intent indicated on the checks or other writings provided by Mr. Bogdanovich. Yet the statute requires that building fund donations be "specifically designated" for that purpose.

Even if it could be argued (but see discussion below) that Mr. Lawson's testimony alleging oral instructions that the funds be placed in a non-federal account qualified as a "designation," by his own admission he did not even know about the building fund until long after the contributions were made. General Counsel's Brief at 9. The contribution could not, therefore, have been "specifically designated" for this purpose in any event. If the DSCC had placed the contribution into its building fund, it would have been in violation of the designation requirements specifically set out in the statute.

[2]It would appear that this solicitation, if soliciting funds for a committee that had both a federal and non-federal account, would meet the requirements set out in 11 C.F.R. § 102.5(a)(2).

5043641411

2. OGC's Recommendations Are Based on Evidence Not Available to the DSCC

As demonstrated above, the DSCC has not violated the statute or the regulations in this case. Even if a theory of liability could be found (and the DSCC does not concede any such theory), the Office of General Counsel is recommending a finding of probable cause based on evidence that has not been made available to Respondent in this case. As a result, there is no way for Respondent to judge the merits of OGC's recommendation, to determine whether they have, in fact, the evidence necessary to meet their burden in establishing that a violation has occurred.[3]

What has been made available to Respondents is OGC's summary of certain information in the probable cause brief. A probable cause brief, however, is by its very nature conclusory. OGC is presenting a recommendation to the Commission that it must support. Presumably, therefore, the information contained in the brief is that which favors OGC's recommendation.

Respondents have had no opportunity to review the deposition transcripts or other evidence making up the record on which OGC's brief is based.[4] For this reason, Respondents

---

[3]Respondents must correct the misleading impression left by footnote 2 of OGC's brief. The language of the footnote implies that Respondents have been unwilling to assist in the clarification of the record in this matter because DSCC's counsel declined to respond to an Order to Submit Written Answers issued by OGC. A review of our response to the Order, in a letter dated August 25, 1993, makes it clear that while we did invoke the attorney-client privilege and work product doctrine in declining to respond to the Order, we also made it clear that "your office should direct interrogatories to the DSCC itself, as a party to this action, rather than to [Robert Bauer] or Perkins Coie, their attorneys" and that "I would advise the DSCC to respond to an appropriate interrogatory from the Commission . . . Please do not hesitate to contact me should you have any questions regarding this response."

[4]The right to confront adverse witnesses in the administrative context is well established. See, e.g., Cuellar v. Texas Employment Comm'n, 825 F.2d 930 (5th Cir. 1987). While DSCC is not seeking to cross examine the Commission's witnesses, it was not even afforded the

5043641442

have no way of knowing what information was omitted by OGC from its account, information that may support the defense of their actions in this case. They have no way of commenting on the characterizations contained in the probable cause brief. Respondents have, in sum, no opportunity for a defense, even if OGC could be said to have stated a claim -- which it did not.

Very truly yours,

Robert F. Bauer
Judith L. Corley
Counsel for Respondents

5043641483

---

opportunity to attend the depositions in question or even to review the transcripts of those depositions, in evaluating the central question of whether the evidence elicited by OGC supported its conclusion.

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

May 26, 1994

Robert F. Bauer, Esq.
Judith L. Corley, Esq.
Perkins Coie
607 Fourteenth St., N.W.
Washington, D.C. 20005-2011

RE: MUR 3325
Democratic Senatorial
Campaign Committee and
Donald J. Foley, as
treasurer

Dear Mr. Bauer and Ms. Corley:

Based on information ascertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission found reason to believe that your clients, the Democratic Senatorial Campaign Committee and its treasurer, violated 11 C.F.R. § 102.5(a) and instituted an investigation in this matter.

After considering all the evidence available to the Commission and your response of March 24, 1994, the Office of the General Counsel has prepared a supplemental brief in support of its recommendation that the Commission find probable cause to believe that a violation has occurred.

The Commission may or may not approve the General Counsel's recommendations. Submitted for your review is the supplemental brief. Within 15 days of your receipt of this notice, you may file with the Secretary of the Commission a supplemental brief (ten copies if possible) stating your position on the issue and replying to the supplemental brief of the General Counsel. (Three copies of such brief should also be forwarded to the Office of the General Counsel, if possible.) The General Counsel's briefs and any briefs which you submit will be considered by the Commission before proceeding to a vote of whether there is probable cause to believe a violation has occurred.

If you are unable to file a responsive brief within 15 days, you may submit a written request for an extension of time. All requests for extensions of time must be submitted in writing five days prior to the due date, and good cause must be

50436414444

demonstrated. In addition, the Office of the General Counsel ordinarily will not give extensions beyond 20 days.

A finding of probable cause to believe requires that the Office of the General Counsel attempt for a period of not less than 30, but not more than 90 days, to settle this matter through a conciliation agreement.

Should you have any questions, please contact Dawn M. Odrowski, the attorney assigned to this matter, at (202) 219-3400.

Sincerely,

Lawrence M. Noble
General Counsel

Enclosure
Supplemental Brief

50436414145

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
Democratic Senatorial Campaign Committee and Donald J. Foley, as treasurer	)	MUR 3325
	)	
	)	

SUPPLEMENTAL GENERAL COUNSEL'S BRIEF

I. STATEMENT OF THE CASE

On June 12, 1992, the Commission found reason to believe that the Democratic Senatorial Campaign Committee ("DSCC") and its treasurer[1] ("Respondents") violated 11 C.F.R. § 102.5(a)(2) by misdepositing two checks from Joseph Bogdanovich, intended to be non-federal contributions, into its federal account. The Commission simultaneously decided to enter into pre-probable cause conciliation with Respondents. Respondents filed a response on August 5, 1992, asserting that they had appropriately deposited Mr. Bogdanovich's checks in the DSCC's federal account and asked that this matter be dismissed.

An investigation conducted thereafter revealed additional evidence that Respondents had indeed misdeposited Mr. Bogdanovich's contribution checks. On February 14, 1994, the Office of General Counsel mailed a brief to Respondents, incorporated herein by reference, which notified them of the General Counsel's intent to recommend that the Commission find probable cause to believe that the DSCC and its treasurer violated

1. Mr. Thomas Lehner was treasurer at the time of the Commission's reason to believe finding. Mr. Foley has succeeded him in that position.

5043641446

11 C.F.R. § 102.5(a). Respondents filed their response to the General Counsel's Brief on March 24, 1994.

Respondents continue to assert that the Bogdanovich contribution checks were appropriately deposited into their federal account because they were not specifically designated for the DSCC's building fund account, presumably its only non-federal account when the checks were received. Respondents also now argue that 11 C.F.R. § 102.5 does not apply to the DSCC since it does not finance activity in connection with both federal and non-federal elections "and does not, therefore, have a non-federal account." The General Counsel submits this supplemental brief to address Respondents' new legal argument.

II. FACTUAL AND LEGAL ANALYSIS

A. Applicable Law

To ensure that political committees, including party committees, which finance political activity in connection with both federal and non-federal elections do not receive or expend funds for federal elections which are in violation of the Act, Commission regulations provide that such organizations shall establish either: (1) a separate federal account in which only funds subject to the Act's prohibitions and limitations may be deposited and which shall make all disbursements, contributions, expenditures and transfers in connection with federal elections, or (2) one committee which shall receive only contributions subject to the prohibitions and limitations of the Act regardless whether such contributions are used in connection with federal or non-federal elections. 11 C.F.R. § 102.5(a)(1). Only

5043641447

contributions meeting the following conditions may be deposited into a committee's federal account: (1) contributions designated for the federal account; (2) contributions that result from a solicitation that expressly states the contribution will be used in connection with a federal election; and (3) contributions from contributors who are informed that all contributions are subject to the prohibitions and limitations of the Act. 11 C.F.R. § 102.5(a)(2).

Further, the Act requires that all political committees report the total amount of all receipts and the total amount of receipts in specific categories, including contributions from persons other than political committees. 2 U.S.C. § 434(b)(2). Additionally, political committees must identify each person who makes a contribution or contributions to the committee in excess of $200 within any calendar year. 2 U.S.C. § 434(b)(3). A contribution includes any gift, subscription, loan, advance, or deposit of money or anything of value made for purposes of influencing a federal election. 2 U.S.C. § 431(8)(A). Each treasurer of a political committee is responsible for the timely and complete filing of disclosure reports and for the accuracy of any information contained in it. 2 U.S.C. § 434(a)(1) and 11 C.F.R. § 104.14(d).

B. Analysis

As set forth in the General Counsel's Brief dated 2/14/94, the evidence adduced during the investigation establishes that Mr. Bogdanovich did not intend to contribute to the DSCC's federal account. Indeed, it appears that Mr. Bogdanovich's

5043641448

representative, Mr. Lawson, orally conveyed to the DSCC's executive director his concern that Mr. Bogdanovich's contribution checks not be applied toward the $25,000 annual contribution limit and was assured by him that they would not be. Despite this assurance, Mr. Bogdanovich's checks were deposited into the DSCC's federal account causing him to appear to exceed the Act's $25,000 limitation for 1989 and 1990.

Respondents have submitted no evidence undermining the facts adduced during the Commission's investigation. Instead, in both their response to the Commission's reason to believe finding ("RTB response") and their reply to the General Counsel's Brief ("reply"), Respondents raise legal arguments in support of their position that Mr. Bogdanovich's checks were properly deposited into the DSCC's federal account.

After repeatedly characterizing their building fund as a non-federal account and relying on a subsequently promulgated provision of Section 102.5 in their RTB response, Respondents now argue that Section 102.5 does not apply to the DSCC and that the DSCC has no non-federal account.[2] Specifically, in their reply, Respondents contend that the requirements of 102.5(a)(2) apply only to federal accounts or political committees "established under 11 C.F.R. 102.5(a)(1)," and that Section 102.5(a)(1), in

2. Respondents also refer to the building fund as a non-federal account in their May 5, 1992 letter to Mr. Lawson acknowledging they had misdeposited Mr. Bogdanovich's checks. Moreover, the building fund is referred to as the "non-federal building fund" in the DSCC's disclosure reports. See for example, the DSCC's 1990 April Monthly Report (Schedule B itemizing Line 27) and 1991 Year End Report (Schedule I and Schedule B itemizing Line 29).

5043641449

turn, applies to organizations which finance political activity "in connection with both federal and non-federal elections." Since the DSCC purportedly does not finance activity in connection with non-federal elections, Respondents maintain Section 102.5 is inapplicable.[3] Respondents also argue that they could not have deposited Mr. Bogdanovich's checks into the DSCC's building fund because there were no specific written designations for that fund on the checks or accompanying documentation as required under the Act.

Even if Section 102.5 were deemed inapplicable to the DSCC, Respondents' deposit of Mr. Bogdanovich's checks into the DSCC's federal account was improper. Whether or not the DSCC's building fund is properly denoted a non-federal account, Mr. Lawson testified that he orally conveyed to the DSCC's executive director that the checks were intended as non-federal contributions. Consequently, Mr. Bogdanovich's funds do not qualify as contributions under 2 U.S.C. § 431(8)(A)(i) and should never have been deposited and reported as such. Moreover, assuming the DSCC had no "non-federal" account besides the building fund in 1989-90 and that Respondents could not deposit Mr. Bogdanovich's checks into the building fund given the absence of a specific written designation, then Respondents were obligated to return the checks since there is evidence that they knew, through DSSC's

3. Respondents stated in their 1992 RTB response that the DSCC "maintains" only one non-federal account -- its building fund -- and go on to compare 1992 federal and building fund activities. Respondents never specifically state, however, that the building fund was also DSCC's sole non-federal account in 1989 and 1990.

5043641480

executive director, the checks were intended as non-federal contributions.[4] At a minimum, Respondents should have contacted Mr. Lawson to clarify Mr. Bogdanovich's intent when they received the checks before treating them as federal contributions. What Respondents could not lawfully do was ignore Mr. Lawson's discussions with Mr. Gould and deposit those checks into the DSCC's federal account.

Accordingly, notwithstanding the applicability of Section 102.5(a), Respondents filed inaccurate disclosure reports in violation of 2 U.S.C. § 434(b) by reporting the receipt of funds from Mr. Bogdanovich as federal contributions. See also 2 U.S.C. § 434(a)(1) and 11 C.F.R. § 104.14(d). Thus, there is probable cause to believe Respondents violated 2 U.S.C. § 434(b).

III. GENERAL COUNSEL'S RECOMMENDATION

Find probable cause to believe that the Democratic Senatorial Campaign Committee and Donald J. Foley, as treasurer, violated 2 U.S.C. § 434(b).

5/26/94
Date

Lawrence M. Noble
General Counsel

4. We note that although Respondents argue they could not lawfully deposit Mr. Bogdanovich's checks in the building fund without a specific written designation, they had no problem transferring a portion of the contributions to that fund based on correspondence from Mr. Lawson referring only to Mr. Bogdanovich's intention to contribute to a "Non-Federal Account." See June 13, 1991 letter from David Lawson to Robert Hickmott, the DSCC Deputy Director.

5043641421

PERKINS COIE

A LAW PARTNERSHIP INCLUDING PROFESSIONAL CORPORATIONS
607 FOURTEENTH STREET, N.W. • WASHINGTON, D.C. 20005-2011
(202) 628-6600 • FACSIMILE (202) 434-1690

JUN 20 11 14 AM '94

JUN 20 2 50 PM '94
RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL

June 9, 1994

Dawn M. Odrowski
Office of the General Counsel
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463

Re: MUR 3325 - Democratic Senatorial Campaign Committee and Donald J. Foley, as Treasurer

Dear Ms. Odrowski:

This is in response to the supplemental brief of the General Counsel's Office recommending a finding of probable cause in this matter. The Commission's letter was received on May 31, 1994.

We would like to request an extension of time of 20 days to prepare a response to the supplemental brief. The initial 15-day response date does not provide sufficient time for the research and preparation of the response as well as the necessary review by the client. The due date would, with the extension, be July 5, 1994.

If you have any questions, please contact one of the undersigned.

Very truly yours,

Robert F. Bauer
Judith L. Corley
Counsel to DSCC

[04005-0046/DA941600.070]

5043641402

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

June 13, 1994

BY FACSIMILE & FIRST-CLASS MAIL

Judith L. Corley, Esq.
Robert F. Bauer, Esq.
Perkins Coie
607 Fourteenth St., N.W.
Washington, D.C. 20005-2011

RE: MUR 3325
Democratic Senatorial
Campaign Committee and
Donald J. Foley, as
treasurer

Dear Ms. Corley and Mr. Bauer:

This is in response to your letter dated June 9, 1994, requesting an extension of 20 days to respond to the Supplemental General Counsel's Brief in this matter. In order to accommodate both the needs expressed in your letter and the Commission's need to expeditiously resolve this matter given the amount of time which has already elapsed, the Office of the General Counsel will grant you a 12-day extension. Accordingly, your response is due no later than the close of business on June 27, 1994.

If you have any questions, please contact me at (202) 219-3400.

Sincerely,

Dawn M. Odrowski

Dawn M. Odrowski
Attorney

5043641423

COPY

BEFORE THE FEDERAL ELECTION COMMISSION

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL
94 JUL 13 12 PM '94

In the Matter of	)	
	)	
Democratic Senatorial	)	MUR 3325
Campaign Committee and	)	
Don Foley, as treasurer	)	
	)	

I. Introduction

It is apparent that some misunderstanding produced this case, which resulted in the making of a contribution in excess of the $25,000 annual limitation. There appears to be no question about this violation, nor any question that the Democratic Senatorial Campaign Committee ("DSCC") is in no way liable for it. Nor, in fact, is there any question that somehow, before making the contributions in question, the donor, Mr. Bogdanovich, and others advising him about the matter fell into some misunderstanding that the $25,000 annual limitation would not apply to his contributions.

The Office of General Counsel ("OGC") seeks to convert this misunderstanding into a liability under the statute for DSCC. OGC reasons that if Mr. Bogdanovich, his assistants and the DSCC misunderstood one another about Mr. Bogdanovich's intention and the DSCC did not understand that his contribution was for "nonfederal" purposes only, DSCC is responsible for "misdepositing" the contribution in violation of Section 102.5 of Commission regulations. OGC sets this

case out at length in its probable cause brief. When DSCC responded, by demonstrating that Section 102.5 could not apply as a matter of law, OGC prepared a Supplemental Brief in specific rebuttal. In this second brief OGC claims that --

- DSCC cannot escape Section 102.5, whatever its applicability, if, long after the fact, it seemed to concede in a letter to the donor that it applied;
- DSCC depends for its argument on amendments to Section 102.5 promulgated after the contribution in question;
- DSCC in any event somehow forfeited its right to make the argument by refusing to produce contrary evidence under subpoena directed to its counsel.

OGC has attempted to correct its position but this corrective effort has fallen far short of the mark. It remains unassailably true that OGC has built its case around a regulation that does not apply here -- Section 102.5. This regulation controls contributions donated for federal and nonfederal election activity. Mr. Bogdanovich's contributions could not have been directed to nonfederal elections activity because DSCC does not maintain a nonfederal elections account. DSCC maintains a "building fund" account, established under wholly separate statutory and regulatory authority. See 2 U.S.C. § 431(8)(B)(viii); 11 C.F.R. § 100.7(b)(12).

5043641455

Mr. Bogdanovich apparently intended that his contribution be deposited into this building fund account.

While a misunderstanding on this point may have occurred, the DSCC could not have incorrectly deposited the contribution in accordance with the standards of Section 102.5. This section does not apply to building fund contributions. To the contrary, had DSCC deposited Mr. Bogdanovich's contributions into the building fund account, it would have violated relevant statutory and regulatory provisions because the Bogdanovich contributions were not appropriately "designated" for the building fund.

II. DSCC Has Not Raised The Question Of The Application Of Section 102.5 For The First Time

OGC at page two of its Supplemental Brief makes the contention that DSCC raises the question of applicability of Section 102.5 for the first time. This is incorrect. DSCC responded to the Commission's "reason to believe" finding by specifically arguing the application of the building fund provision and, in particular, the requirement that, unlike the Bogdanovich contributions, building fund contributions must be "specifically designated" before they may be deposited. See DSCC Reply to Commission Reason to Believe Finding, August 5, 1992 at page 2. To the extent that DSCC did not make clear that, inasmuch as the building fund regulations apply, Section 102.5 does not. DSCC made this point again in its

response to the probable cause finding and insists upon it here.

Moreover, OGC cannot possibly mean to suggest that DSCC somehow "waived" an affirmative legal defense by failing to plead it with the clarity OGC believed appropriate at the "reason to believe" stage. OGC has an affirmative continuing obligation to bring its case within the Commission's own statute and regulations. If it was not clear to this point then it should be clear now: This case cannot be brought under Section 102.5, for that section does not establish a standard of liability which DSCC may be argued to have violated. All parties to this case -- OGC as well as DSCC -- share an obligation to assure that this case is resolved appropriately in accordance with law and regulation. None have the right to "waive" any requirement of the law. The law and regulations must be applied as written.

III. Section 102.5 Was Not Amended In 1990 In A Way Which Makes It Applicable To This Case.

OGC also makes some suggestion that DSCC has made a case under an amendment to Section 102.5 promulgated after the event in question. OGC appears to have misconstrued language in DSCC's reason to believe response. Section 102.5 has never, at any time, applied to contributions solicited for and received into political party building funds. The 1990

5043641407

amendment to Section 102.5 did not in anyway change the scope or intended purpose of the regulation.

It bears emphasis that Section 102.5 refers to organizations financing activities in connection with both federal and nonfederal elections. The title refers to "activity in connection with Federal and non-Federal elections" (emphasis added), and the same specific reference to elections appears also throughout the section. The provision focuses, therefore, on "nonfederal contributions" received for the purpose of influencing the outcome of nonfederal elections for public office.

By contrast, a building fund is established for a wholly separate purpose and under separate statutory and regulatory authority. Unlike the type of "nonfederal account" established under Section 102.5, the building fund technically speaking has nothing to do with elections. As the Commission noted in Advisory Opinion 1993-9:

> Congress explicitly decided not to place restrictions upon this subject . . . [the establishment of party building funds] which it might otherwise have chosen to treat as election influencing activity.

Nothing better illustrates the inapplicability of Section 102.5 here than the 1990 amendment to that Section as cited by OGC. The provision in question establishes a presumption that contributions resulting from party committee

solicitations which mention a federal candidate or federal election must be treated as having been donated for a federal election purpose. The Explanation and Justification make clear an intention to address an overriding "soft money" issue in recent years: the apparent solicitation of contributions for federal election purposes which do not meet statutory requirements for use in federal elections. The presumption created by the amendment to Section 102.5 allows a respondent to demonstrate that his contribution of nonfederal funds was solicited with the express intention that it would be used solely for nonfederal purposes. But, as appears throughout Section 102.5, the emphasis in this provision is on election activity, that is, funds which will be dedicated to the support of candidates for federal or nonfederal office. See, e.g., 11 C.F.R. § 102.5(a)(3).

A building fund account does not receive funds for use in any election. Rather the account and the funds received into it are treated as unrelated to the conduct of election activity (with the sole exception that the receipt of such money is subject to reporting requirements). All of the relevant authority for the solicitation and receipt of building fund contributions may be found in wholly separate provisions of the law: section 431(8)(B)(viii) of the Federal Election Campaign Act and Sections 100.7(b)(12), 100.8(b),

104.3(g) and 114.1(a)(2)(ix) of the Commission regulations. Section 102.5 simply does not apply.

IV. DSCC Could Not Have "Misdeposited" The Contributions In The Federal Account When Deposits Of These Contributions In The Building Fund Would Have Violated The Statute

The DSCC cannot be charged with violating the statute by failing to take an act which it believed would violate the law. OGC knows that contributions to a building fund must by law be "specifically designated" for such an account. There is no dispute that such designations must be made by the donor, not by DSCC. See, e.g., Advisory Opinion 1993-9.

OGC suggests, however, that because Mr. Bogdanovich or his assistants related a different intention orally to DSCC, the contribution was in some way properly "designated" for purposes of the building fund designation provision. OGC's position directly refutes the position that it and the Commission have taken in all other cases in which a contributor designation has been required. In all such cases OGC has argued, and the Commission has voted, that "designations" must be made by the donor in writing. See Advisory Opinions 1992-15 and 1990-30. This requirement appears throughout Part 110 in the treatment of designations and redesignations and the Commission has applied this requirement stringently in enforcement actions. For example, the Commission has held that the designation requirements of

Part 110 are not satisfied if the donor makes an oral redesignation of a contribution within the sixty day period but only confirms the redesignation in writing after that period has passed. See MUR 3383 (Aug. 31, 1993). The Commission has a responsibility to construe technical terms consistently throughout its regulations and enforcement actions. Atlantic Cleaners and Dryers v. United States, 286 U.S. 427, 433 (1932) ("There is a natural presumption that identical words used in different parts of the same act are intended to have the same meaning."); ICC Industries, Inc. v. United States, 812 F.2d 694, 700 (1987); Office of Workers' Compensation Programs v. Forsyth Energy, 666 F.2d 1104, 1107 (7th Cir. 1981); United States v. Nunez, 573 F.2d 769, 771 (2d Cir. 1978), cert. denied, 436 U.S. 930 (1978); Meyer v. United States, 175 F.2d 45, 47 (2d Cir. 1949).

In this case, the donors failed to make clear designations in writing at any time for either the 1989 or 1990 contributions. No doubt their failure to do so was a product of the general misunderstanding conceded by DSCC. DSCC nonetheless must comply with the law and regulations as written and the OGC and the Commission have an obligation to avoid departing in arbitrary fashion from its own set of rules. Both of the checks were made out to -- "DSCC Majority Trust" -- a federal donor fundraising club of the DSCC. DSCC has also produced backup documentation from its records which

reflect DSCC's understanding that the checks were properly made out and intended by the donor for federal election-related purposes. Moreover, DSCC had only one alternative to depositing these contributions in the federal account -- depositing them in a building fund account. This was plainly not an option inasmuch as the contributions were not properly and lawfully designated for such purpose by the donor in writing.

One final note on this point: OGC makes reference in its first probable cause brief to the DSCC's "policy" of instructing contributors to specifically designate contributions intended for the building fund. Indeed, DSCC made reference to this policy in its August 5, 1992 reply. This has evidently produced confusion because DSCC's practice is not discretionary but rather, as noted in its reason to believe response, directly flows from the statutory requirements which specifically compel written designation of building fund contributions. The question is ultimately not one of "policy," but of law.

V. The Evidence In This Case Demonstrates Misunderstanding Not A Violation By DSCC

Since Section 102.5 does not apply here and DSCC could not have misdeposited this contribution, the OGC's discussion of the evidence does not bear on the resolution of this case.

5043641462

Nevertheless, OGC has made a series of suggestions about testimony in this case which require comment.

First, the testimony shows only what the donor believed or intended. It does not in any way establish anything other than a misunderstanding and it certainly does not establish that DSCC in any way acted improperly or willfully refused to accede to specific donor request. Yet OGC has repeatedly cited testimony to somehow demonstrate that the "evidence" overwhelmingly establishes contributor intent not honored by DSCC.

In so doing, OGC slights the paper record in this case. As noted, documentation submitted by the DSCC demonstrates that the DSCC believed that the contributions were intended for the federal account. That paper work was fully consistent with the checks themselves which were made out to the "DSCC - Majority Trust". Moreover, along with the first check in 1989 made out to DSCC, Mr. Bogdanovich provided a letter affirming his wish to make a contribution to the Majority Trust. So even if, as no doubt was the case, the donor intended to communicate a wish to make a nonfederal contribution, he failed to make that intention clear or to avert misunderstanding. The evidence by no means runs only one way as the OGC suggests. In fact, the documentary evidence filed with DSCC's reason to believe response, not susceptible to misinterpretation or loss of memory, suggests the reasons for

5043641463

DSCC's mistaken belief that the contributions were not intended for the building fund. OGC should not make its evidence out to be stronger than in fact it is.

VI. DSCC Did Not At Any Time Refuse To Provide Testimony In This Matter But Rather Requested That Interrogatories Not Be Directed Toward Counsel

One final point worthy of clarification is the exchange between DSCC counsel and OGC about a subpoena seeking information about interviews conducted by counsel with former and then-current members of the DSCC management. In its probable cause brief, OGC suggests that counsel declined on behalf of DSCC to provide the requested information. This is plainly not the case. While DSCC has already commented in a footnote to its probable cause response the misleading character of OGC's representations on this issue, it wishes to make its position clear in unmistakable terms.

DSCC counsel stated its position in a letter dated August 25, 1993, to Mr. Noble that he did not believe that the subpoena issued in this matter was properly directed to counsel. Counsel cited considerations of attorney-client privilege and attorney-work product and, it continues to believe, properly so. Counsel, however, in that same letter specifically suggested that a subpoena seeking the same information directed to DSCC management would be entirely proper. Counsel wrote:

5043641464

> As an initial matter, your office should direct interrogatories to the DSCC itself, as party to this action, rather than to myself or Perkins Coie, their attorneys . . .
>
> * * *
>
> Of course, I would advise the DSCC to respond to an appropriate interrogatory from the Commission requesting the names of any individuals who have information regarding Mr. Bogdanovich's contribution.

It is inaccurate to suggest that DSCC refused to cooperate in this case or provide information requested by the Commission upon subpoena. DSCC made a proffer of this information but asked that it be solicited under subpoena from a proper source and not from counsel in a way which raised privilege and work product issues.

Respectfully submitted,

Robert F. Bauer
Counsel to Democratic
Senatorial Campaign Committee
and Don Foley, as treasurer

- 5 - 4 3 6 4 1 4 6 -

RECEIVED
FEDERAL ELECTION
COMMISSION
SECRETARIAT

FEB 16 11 46 AM '95

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
Democratic Senatorial Campaign Committee and Donald J. Foley, as treasurer	)	MUR 3325
	)	

SENSITIVE

GENERAL COUNSEL'S REPORT

I. BACKGROUND

This report addresses the sole remaining respondent in this $25,000 annual contribution limit case: the Democratic Senatorial Campaign Committee ("DSCC"), the recipient of two $20,000 donations from Joseph J. Bogdanovich. Although this matter originated as a complaint alleging, inter alia, that Mr. Bogdanovich exceeded his annual contribution limit in 1989 and 1990, letters from two party committees produced by Mr. Bogdanovich's representative during pre-probable cause negotiations acknowledged that Mr. Bogdanovich's donations to them had been intended for their non-federal accounts and were misdeposited. Based on these letters, the Commission took no further action as to Mr. Bogdanovich and found reason to believe that the party committees, the DSCC and the Republican National Committee ("RNC"), violated 11 C.F.R. § 102.5(a)(2) for misdepositing his checks. The Commission accepted a conciliation agreement with the RNC. The DSCC however, requested that the matter be dismissed, asserting in its response to the reason-to-believe finding, that it had properly deposited Mr. Bogdanovich's checks into its federal account since neither the checks nor accompanying documentation

5043641466

indicated they were not federal contributions.

To resolve the apparent discrepancy between the DSCC's response to the Commission and letter to Mr. Bogdanovich's representative, the Commission reopened the matter as to Mr. Bogdanovich and an investigation ensued. The investigation revealed evidence indicating that the two checks in question had been misdeposited.[1] Accordingly, this Office sent the DSCC a General Counsel's Brief notifying it of our intent to recommend that the Commission find probable cause to believe the DSCC violated 11 C.F.R. § 102.5(a). See General Counsel's Brief dated February 14, 1994. In its reply, the DSCC again requested dismissal of this matter, but this time asserted that 11 C.F.R. § 102.5 did not apply to it because it does not finance non-federal elections. Attachment 1. This Office then sent the DSCC a Supplemental General Counsel's Brief stating that, even if Section 102.5 was inapplicable, the DSCC violated 2 U.S.C. § 434(b) by misreporting Mr. Bogdanovich's checks as contributions. See Supplemental General Counsel's Brief dated May 26, 1994. The DSCC does not address the Section 434(b) violation in its reply brief. Attachment 2. Instead, the DSCC repeats its earlier arguments, primarily focusing on Section 102.5. For the reasons discussed below, this Office now

1. Accordingly, this Office recommended, and the Commission decided on January 13, 1994, to take no further action and close the file with respect to Mr. Bogdanovich. See General Counsel's Report in MUR 3325, dated January 5, 1994 (this report summarized the simultaneous investigations of the Bogdanovich contributions and contributions made by Frederick Field, another original respondent in this matter, to the Iowa Democratic Party).

5043641467

recommends that the Commission find probable cause to believe that the DSCC violated 2 U.S.C. § 434(b).

II. **RECOMMENDATIONS IN LIGHT OF FEC v. NRA**

In accordance with the FEC. v. NRA court opinion, this Office recommends that the Commission ratify its reason-to-believe finding that the DSCC violated 11 C.F.R. § 102.5(a)(2), since that is the basis on which our investigation was conducted. We simultaneously recommend that the Commission take no further action with respect to the Section 102.5 violation since we are also recommending that the Commission proceed on an alternative Section 434(b) theory. Attached is the relevant certification for the Commission's information. Attachment 3.

III. **ANALYSIS** (The General Counsel's Brief dated February 14, 1994 and Supplemental Brief dated May 26, 1994, are incorporated by reference)

As discussed in the General Counsel's briefs, incorporated by reference, both of Mr. Bogdanovich's donations were made as a result of oral solicitations. David Lawson, Mr. Bogdanovich's assistant, testified that he had expressed concern to DSCC Executive Director Noel Gould that Mr. Bogdanovich's $20,000 donations not be applied against the annual $25,000 contribution limit. According to Lawson, Mr. Gould assured him that the donations were soft money contributions and would not impact on the annual limit. Based on these assurances, Mr. Lawson transmitted the checks to the DSCC. See GC Brief at 3-5 and GC Report dated January 5, 1994 at 9-11 and citations therein.

Although Mr. Lawson could not recall his conversations with

5043641443

Mr. Gould in detail, David Burney, the individual who brought Messrs. Bogdanovich and Lawson together with the DSCC, was present during one conversation between Messrs. Lawson and Gould. Burney corroborates Mr. Lawson's recollection of the conversation in an affidavit. See GC Brief at 4-5 and GC Report dated January 5, 1994 at 11-13 and citations therein.

The DSCC concedes that some "misunderstanding" occurred but disclaims any responsibility for it. See e.g., Attachment 2 at 1, 8 and 9 and May 5, 1992 letter from DSCC counsel to David Lawson (appended to General Counsel's Report dated June 9, 1992 as Attachment 1, page 3). Moreover, none of the DSCC's responses has ever addressed the facts surrounding the solicitation of the contributions even though its letter to Lawson acknowledging the misdeposits states that counsel "reviewed the circumstances with former Committee personnel." See May 5, 1992 letter from DSCC counsel to David Lawson, supra.

Instead of providing information about the circumstances of the contributions, the DSCC relies heavily on its argument that Section 102.5 does not apply here. The DSCC maintains that the requirements of Section 102.5(a)(2) are inapplicable because Section 102.5 expressly applies to organizations which finance activity in connection with federal and non-federal elections and it does not finance non-federal election activity. Attachments 1 at 1-3 and 2 at 2-7. Given the express language of Section 102.5(a) to organizations which finance both federal and non-federal election activity and its regulatory history, which suggests the provision was meant to apply to organizations

2504364141

which participate in state political campaigns,[2] the Supplemental Brief posed an alternative theory: that the DSCC misreported Mr. Bogdanovich's checks as contributions even though it was on notice, through its executive director, that the checks were not intended as federal contributions. The DSCC, however, has not responded to the recommendation to find a reporting violation.

The DSCC also argues that it had no choice but to deposit the checks in a federal account because it would somehow violate the Act to deposit them in its sole "non-federal" account without an express building fund designation. But the DSCC had other options, as pointed out in the Supplemental Brief. First, the DSCC could have returned the check to the contributor. Alternatively, in light of Mr. Lawson's conversations with Mr. Gould regarding the contributions, the DSCC could have contacted Mr. Bogdanovich to clarify his intention and sought specific designation to the building fund. See Supplemental Brief at 5-6.[3]

The DSCC further contends the documentary evidence -- the

2. See Explanation & Justification for 1977 Amendments to the FECA of 1971, House Document No. 95-44, January 12, 1977, p. 44, stating that Section 102.5 "provides two options for political committees which participate in state political campaigns."

3. The DSCC's ultimate treatment of Mr. Bogdanovich's checks belies its assertion that the checks required a specific building fund designation to be deposited in its non-federal account; the DSCC actually transferred a portion of Mr. Bogdanovich's funds into that account based on Mr. Lawson's general request that the contributions be transferred to the DSCC's "Non-Federal Account." See Supplemental Brief at 5, footnote 4.

5043641410

checks, a cover letter and the DSCC's own internal check-tracking memoranda -- supports its initial deposit of these funds into a federal account and suggests this evidence outweighs, or at least offsets, the undisputed testimony of Messrs. Lawson and Burney. Attachment 2 at 8-10.[4] This evidence, however, establishes little more than that the checks contained no designation to the building fund and that someone at DSCC who processed the checks attributed them to specific programs. As noted in the GC brief, Lawson testified that he had filled out the checks as instructed and that he first heard of the building fund when DSCC mentioned it in its 1992 letter acknowledging the misdeposit. See GC Brief at 4, 7 and 9 and GC Report dated January 5, 1994 at 16 and cites contained therein (also including p. 40 of Lawson deposition testimony). Thus, it appears that Mr. Lawson was unaware that a non-federal contribution to the DSCC required such a designation.

Finally, the DSCC asserts that giving weight to Mr. Lawson's testimony of his conversation with Gould contravenes Commission regulations and advisory opinions which look to written designations to determine a contributor's intent. Following that approach here, however, would give no effect to assurances made in DSCC's oral solicitations on which the

---

4. The DSCC erroneously states that both checks were payable to the "DSCC Majority Trust" which it describes as a federal donor fundraising club. Attachment 2 at 8 and 10. Only the 1989 check was payable to that entity -- the 1990 check was simply payable to the DSCC. Moreover, although the DSCC complains it has had no access to Messrs. Lawson's and Burney's testimony, we note that the DSCC has never requested to review the deposition transcripts and affidavit cited in the briefs.

5043641471

contributor relied. It also ignores the fact that Mr. Lawson had no knowledge that DSCC had a particular kind of "non-federal" account necessitating any special designation.

In our view, the DSCC should not be absolved of responsibility for the misdeposit of Mr. Bogdanovich's funds. These donations resulted from oral solicitations involving high-level DSCC officials and were premised on assurances made by one of those officials in response to express concerns about the $25,000 limit. For whatever reason, the DSCC's agent failed to ensure that the donations were deposited into a non-federal account. There is no suggestion, as DSCC implies, that the misdeposits were willful rather than the result of negligence or oversight. Cf. MUR 2594 (Commission found probable cause that the LaRouche Democratic Campaign knowing and willfully violated 2 U.S.C. §§ 434(b)(2) and (3) by reporting the receipt of funds as contributions from individuals who did not intend to make a political contribution). However, as an agent of the committee, Mr. Gould was in a better position than Messrs. Bogdanovich or Lawson to know that a specific written designation would be required to deposit the checks into a non-federal account in accordance with Mr. Lawson's concerns. It does not appear that Gould communicated this requirement to the contributor or his representative or that he otherwise took affirmative steps to ensure that the checks would not adversely impact the annual contribution limit as represented.

In short, the DSCC was on notice, through its agent, that Mr. Bogdanovich's checks were not intended as federal

5043641472

contributions. Nonetheless, DSCC misreported the receipt of Mr. Bogdanovich's checks as federal contributions. Therefore, in light of the foregoing and in accordance with the Supplemental General Counsel's Brief, we recommend that the Commission find probable cause to believe that the DSCC violated 2 U.S.C. § 434(b).

IV. DISCUSSION OF CONCILIATION AGREEMENT AND CIVIL PENALTY

5043641413

V. RECOMMENDATIONS

1. Ratify reason to believe that the Democratic Senatorial Campaign Committee and its treasurer violated 11 C.F.R. § 102.5(a)(2) but take no further action with respect to that violation.

2. Find probable cause to believe that the Democratic Senatorial Campaign Committee and Donald Foley, as treasurer violated 2 U.S.C. § 434(b).

3. Approve the attached conciliation agreement and the appropriate letter.

2/16/95
Date

Lawrence M. Noble
General Counsel

Attachments
1. DSCC's Reply Brief
2. DSCC's Reply to Supplemental Brief
3. Certification of reason-to-believe finding
4. Proposed Conciliation Agreement

Staff assigned: Dawn M. Odrowski

5043641144

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

MEMORANDUM

TO: LAWRENCE M. NOBLE
GENERAL COUNSEL

FROM: MARJORIE W. EMMONS/LISA R. DAVIS L.R.D.
COMMISSION SECRETARY

DATE: FEBRUARY 17, 1995

SUBJECT: MUR 3325 - GENERAL COUNSEL'S REPORT DATED FEBRUARY 16, 1995.

The above-captioned document was circulated to the Commission on THURSDAY, FEBRUARY 16, 1995 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 McDonald	_____
Commissioner McGarry	_____
Commissioner Potter	_____
Commissioner Thomas	XXX

This matter will be placed on the meeting agenda for TUESDAY, FEBRUARY 28, 1995 at 10:00 a.m.

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

5043641415

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	MUR 3325
Democratic Senatorial Campaign Committee and Donald J. Foley, as treasurer	)	

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session on February 28, 1995, do hereby certify that the Commission decided by a vote of 5-1 to take the following actions in MUR 3325:

1. Ratify reason to believe that the Democratic Senatorial Campaign Committee and its treasurer violated 11 C.F.R. § 102.5(a)(2) but take no further action with respect to that violation.

2. Find probable cause to believe that the Democratic Senatorial Campaign Committee and Donald Foley, as treasurer, violated 2 U.S.C. § 434(b).

3. Approve the conciliation agreement and the appropriate letter as recommended in the General Counsel's February 16, 1995 report.

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

Attest:

3-2-95
Date

Marjorie W. Emmons
Secretary of the Commission

5043641476

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

March 1, 1995

BY HAND DELIVERY

Robert F. Bauer, Esq.
Perkins Coie
607 Fourteenth St., N.W.
Washington, D.C. 20005-2011

RE: MUR 3325
Democratic Senatorial
Campaign Committee and
Donald J. Foley, as
treasurer

Dear Mr. Bauer:

On February 28, 1995, the Federal Election Commission found that there is probable cause to believe your clients, the Democratic Senatorial Campaign Committee and Donald J. Foley, as treasurer, ("the DSCC") violated 2 U.S.C. § 434(b) a provision of the Federal Election Campaign Act of 1971, as amended, in connection with the inaccurate reporting of donations made to the DSCC by Joseph Bogdanovich. On the same date, the Commission also ratified its reason to believe finding that the DSCC violated 11 C.F.R. § 102.5(a)(2) but decided to take no further action with respect to that violation.

The Commission has a duty to attempt to correct such violations for a period of 30 to 90 days by informal methods of conference, conciliation, and persuasion, and by entering into a conciliation agreement with a respondent. If we are unable to reach an agreement during that period, the Commission may institute a civil suit in United States District Court and seek payment of a civil penalty.

Enclosed is a conciliation agreement that the Commission has approved in settlement of this matter. If you agree with the provisions of the enclosed agreement, please sign and return it, along with the civil penalty, to the Commission within ten days. I will then recommend that the Commission accept the agreement. Please make the check for the civil penalty payable to the Federal Election Commission.

If you have any questions or suggestions for changes in the enclosed conciliation agreement, or if you wish to arrange a

2504364477

meeting in connection with a mutually satisfactory conciliation agreement, please contact Dawn M. Odrowski, the attorney assigned to this matter, at (202) 219-3400.

Sincerely,

LM Noble 7-22

Lawrence M. Noble
General Counsel

Enclosure
Conciliation Agreement

7504364141 8

RECEIVED
FEDERAL ELECTION
COMMISSION
SECRETARIAT

BEFORE THE FEDERAL ELECTION COMMISSION

APR 10 9 52 AM '95

In the matter of	)	
	)	
Democratic Senatorial Campaign Committee and Donald J. Foley, as treasurer	)	MUR 3325
	)	

SENSITIVE

GENERAL COUNSEL'S REPORT

I. **BACKGROUND**

On February 28, 1995, the Commission found probable cause to believe that the Democratic Senatorial Campaign Committee ("DSCC") and Donald Foley, as treasurer, ("Respondents") violated 2 U.S.C. § 434(b). On the same date, the Commission approved a conciliation agreement

II. **DISCUSSION OF CONCILIATION AGREEMENT AND CIVIL PENALTY**

2504364179

III. **RECOMMENDATIONS**

1. Accept the attached conciliation agreement with the Democratic Senatorial Campaign Committee and Donald Foley, as treasurer.

2. Close the file.

3. Approve the appropriate letters.

Lawrence M. Noble
General Counsel

6/7/95
Date

BY: _____
Lois G. Lerner
Associate General Counsel

Attachment
Conciliation Agreement

Staff assigned: Dawn M. Odrowski

2504364148 0

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
Democratic Senatorial Campaign Committee and Donald J. Foley, as treasurer.	)	MUR 3325
	)	
	)	

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on April 13, 1995, the Commission decided by a vote of 5-1 to take the following actions in MUR 3325:

1. Accept the conciliation agreement with the Democratic Senatorial Campaign Committee and Donald Foley, as treasurer, as recommended in the General Counsel's Report dated April 7, 1995.

2. Close the file.

3. Approve the appropriate letters, as recommended in the General Counsel's Report dated April 7, 1995.

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

Attest:

4-13-95
Date

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

Received in the Secretariat: Mon., Apr. 10, 1995 9:51 a.m.
Circulated to the Commission: Mon., Apr. 10, 1995 11:00 a.m.
Deadline for vote: Thurs., Apr. 13, 1995 4:00 p.m.

bjr

50413641431

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

April 18, 1995

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Ellen S. Miller, Executive Director
Center for Responsive Politics
1320 19th St., N.W.
Washington, D.C. 20036

RE: MURs 3249 and 3325

Dear Ms. Miller:

This is in reference to the complaints you filed with the Federal Election Commission on April 2, 1991 (MUR 3249) and June 4, 1991 (MUR 3325), which were merged and delineated as MUR 3325, concerning possible violations of 2 U.S.C. § 441a(a)(3) by thirteen individuals.

The Commission found that there was reason to believe that Peter Bedford, Joseph J. Bogdanovich, Richard DeVos, Frederick Field, John Kluge, Jerome Kohlberg, Morton L. Mandel, A. Jerrold Perenchio, and Lewis Rudin violated 2 U.S.C. § 441a(a)(3) and conducted an investigation in this matter. On various dates between February 25, 1992 and December 22, 1992, the Commission accepted conciliation agreements signed by Peter Bedford, Richard DeVos, Morton L. Mandel, and A. Jerrold Perenchio. Moreover, after reviewing the circumstances involving each respondent, the Commission determined on various dates to take no further action as to Joseph J. Bogdanovich, Frederick Field, John Kluge, Jerome Kohlberg and Lewis Rudin and closed the file as to each of them. After reviewing the allegations in your complaints and responses, the Commission also found that there was no reason to believe that Robert E. Rubin, Mark B. Dayton, Diana T. MacArthur and Richard J. Dennis violated the Act and closed the file as to each of them on November 5, 1991.

In addition to the thirteen individuals named in your complaint, on various dates, the Commission found reason to believe that thirteen political committees violated 11 C.F.R. § 102.5(a)(2) in connection with contributions received from those individuals. Of these thirteen committees, the Commission accepted pre-probable cause conciliation agreements with four of them, and after considering the circumstances, determined to take no further action and closed the file as to six of them. The Commission went on to find that there was probable cause to

50436482

believe that the remaining three committees violated the Act and accepted probable cause conciliation agreements with each. The last of these probable cause conciliation agreements was accepted on April 13, 1995, and accordingly, the file in this matter was closed at that time.

Attached for your information is a list of the respondents together with the dates on which the Commission made its relevant findings as to each of them, and the date and description of the final disposition for each. Copies of the conciliation agreements are also enclosed. The complete file will be placed on the public record within 30 days.

If you have any questions, please contact me at (202) 219-3400.

Sincerely,

Dawn M. Odrowski

Dawn M. Odrowski
Attorney

Enclosures
Respondent list (4 pp.)
Conciliation Agreements (11)

50436414033

MUR 3325 -- RESPONDENTS FOR WHOM COMMISSION FOUND REASON TO BELIEVE

Respondent	Date of Reason-to-Believe Finding[1]	Final Disposition
Peter Bedford	11/5/91	Conciliation agreement accepted on 5/15/92
Richard DeVos	11/5/91	Conciliation agreement accepted on 12/22/92
Morton L. Mandel	11/5/91	Conciliation agreement accepted on 3/25/92
A. Jerrold Perenchio	11/5/91	Conciliation agreement accepted on 2/25/92
Joseph Bogdanovich	11/5/91 & 7/20/93[2]	No further action taken on 1/13/94
Frederick Field	8/12/93[3]	No further action taken on 1/13/94
John Kluge	11/5/91	No further action taken on 11/5/91

1. The Commission found reason to believe that the individual respondents violated 2 U.S.C. § 441a(a)(3) and that the political committees violated 11 C.F.R. § 102.5(a)(2).

2. Based on the complaint and an initial response, the Commission initially found that there was reason to believe Mr. Bogdanovich violated 2 U.S.C. § 441a(a)(3). Based on additional information provided by Mr. Bogdanovich, the Commission determined to take no further action as to him on June 12, 1992. Conflicting information later provided by a recipient committee prompted the Commission to reopen the matter as to Mr. Bogdanovich on July 20, 1993 for further investigation. Based on the results of this investigation, the Commission ultimately determined to take no further action as to Mr. Bogdanovich on January 13, 1994.

3. Based on the complaint and response, the Commission initially found that were was no reason to believe that Mr. Field violated 2 U.S.C. § 441a(a)(3). Conflicting information later provided by a recipient committee prompted the Commission to find that there was reason to believe Mr. Field violated 2 U.S.C. § 441a(a)(3) on August 12, 1993, and an additional investigation was conducted. Based on the results of this investigation, the Commission ultimately determined to take no further action as to Mr. Field on January 13, 1994.

5043641404

MUR 3325 -- RESPONDENTS FOR WHOM COMMISSION FOUND REASON TO BELIEVE (CONT'D)

Respondent	Date of Reason-to Believe Finding	Final Disposition
Jerome Kohlberg	11/5/91	No further action taken on 11/5/91
Lewis Rudin	11/5/91[4]	No further action taken on 11/5/91
Democratic State Central Cmtte. of California	11/5/91	Conciliation agreement accepted on 6/12/92
Illinois Democratic Party	11/5/91	Conciliation agreement accepted on 3/25/92
Wyoming State Democratic Central Committee	11/5/91	Conciliation agreement accepted on 4/23/92
Republican National Cmttee.	6/12/92	Conciliation agreement accepted on 5/6/93
Democrats 2000	11/5/91	No further action taken on 11/5/91
DNC Services Corp./ Democratic National Committee	11/5/91	No further action taken on 11/5/91
Independent-Republicans of Minnesota	11/5/91	No further action taken on 11/5/91
New York Republican County Committee	11/5/91	No further action taken on 3/25/92
New York State Democratic Committee	11/5/91	No further action taken on 11/5/91
Voters for Choice/ Friends of Family Planning	11/5/91	No further action taken on 11/5/91

4. This finding relates to contributions made in 1990. The Commission also found no reason to believe that Mr. Rudin violated 2 U.S.C. § 441a(a)(3) with respect to contributions made in 1989.

MUR 3325 -- RESPONDENTS FOR WHOM COMMISSION FOUND PROBABLE CAUSE TO BELIEVE

Respondent	Date of Probable-Cause-to-Believe Finding	Final Disposition
Committee of the Senate Majority Leader	12/22/92	Conciliation Agreement accepted on 4/8/93
Iowa Democratic Party (Federal Division)	1/13/94	Conciliation Agreement accepted on 3/8/94
Democratic Senatorial Campaign Committee	2/28/95	Conciliation Agreement accepted on 4/13/95

5. The Commission ultimately found probable cause to believe that the Committee of the Senate Majority Leader and the Iowa Democratic Party violated 11 C.F.R. § 102.5(a)(2) and that the Democratic Senatorial Campaign Committee violated 2 U.S.C. § 434(b). The Commission also took no further action with respect to its initial reason to believe finding that the DSCC violated 11 C.F.R. § 102.5(a)(2).

MUR 3325 -- RESPONDENTS FOR WHOM COMMISSION FOUND NO REASON TO BELIEVE

Respondent	Final Disposition
Robert E. Rubin	Found no reason to believe and closed the file on 11/5/91
Richard J. Dennis	Found no reason to believe and closed the file on 11/5/91
Diana T. MacArthur	Found no reason to believe and closed the file on 11/5/91
Mark B. Dayton	Found no reason to believe and closed the file on 11/5/91

5043641409

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 18, 1995

Daniel J. Swillinger, Esq.
4419 39th St., N.W.
Washington, D.C. 20016

RE: MUR 3325
Robert E. Rubin

Dear Mr. Swillinger:

This is to advise you that this matter is now closed. The confidentiality provisions at 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. In addition, although the complete file must be placed on the public record within 30 days, this could occur at any time following certification of the Commission's vote. If you wish to submit any factual or legal materials to appear on the public record, please do so as soon as possible. While the file may be placed on the public record before receiving your additional materials, any permissible submissions will be added to the public record upon receipt.

If you have any questions, please contact me at (202) 219-3400.

Sincerely,

Dawn M. Odrowski

Dawn M. Odrowski
Attorney

cc: Judah Sommer

5043641403

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 18, 1995

John D. Holum, Esq.
ATTN: Katie Miller
O'Melveny & Myers
555 13th St. N.W.
Washington, D.C. 20004-1109

RE: MUR 3325
A. Jerrold Perenchio

Dear Mr. Holum:

This is to advise you that this matter is now closed. The confidentiality provisions at 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. In addition, although the complete file must be placed on the public record within 30 days, this could occur at any time following certification of the Commission's vote. If you wish to submit any factual or legal materials to appear on the public record, please do so as soon as possible. While the file may be placed on the public record before receiving your additional materials, any permissible submissions will be added to the public record upon receipt.

If you have any questions, please contact me at (202) 219-3400.

Sincerely,

Dawn M. Odrowski

Dawn M. Odrowski
Attorney

5043641492

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 18, 1995

Joseph E. Sandler, Esquire
Democratic National Committee
430 S. Capitol Street, S.E.
Washington, DC 20003

RE: MUR 3325
Wyoming State Democratic Central Committee and
John D. Sherman, as treasurer

Dear Mr. Sandler:

This is to advise you that this matter is now closed. The confidentiality provisions at 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. In addition, although the complete file must be placed on the public record within 30 days, this could occur at any time following certification of the Commission's vote. If you wish to submit any factual or legal materials to appear on the public record, please do so as soon as possible. While the file may be placed on the public record before receiving your additional materials, any permissible submissions will be added to the public record upon receipt.

If you have any questions, please contact me at (202) 219-3400.

Sincerely,

Dawn M. Odrowski

Dawn M. Odrowski
Attorney

2504364149 0

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 18, 1995

Frank J. Walz, Esquire
Best & Flanagan
4000 First Bank Place
601 Second Avenue South
Minneapolis, MN 55402-4331

RE: MUR 3325
Mark B. Dayton

Dear Mr. Walz:

This is to advise you that this matter is now closed. The confidentiality provisions at 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. In addition, although the complete file must be placed on the public record within 30 days, this could occur at any time following certification of the Commission's vote. If you wish to submit any factual or legal materials to appear on the public record, please do so as soon as possible. While the file may be placed on the public record before receiving your additional materials, any permissible submissions will be added to the public record upon receipt.

If you have any questions, please contact me at (202) 219-3400.

Sincerely,

Dawn M. Odrowski

Dawn M. Odrowski
Attorney

>5043641421

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

April 18, 1995

Linda Tarr-Whelan, Treasurer
Voters for Choice/Friends of
Family Planning
2604 Connecticut Avenue, N.W.
Washington, DC 20008

RE: MUR 3325
Voters for Choice/Friends of Family
Planning and
Marla Bolotsky, as treasurer

Dear Ms. Tarr-Whelan:

This is to advise you that this matter is now closed. The confidentiality provisions at 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. In addition, although the complete file must be placed on the public record within 30 days, this could occur at any time following certification of the Commission's vote. If you wish to submit any factual or legal materials to appear on the public record, please do so as soon as possible. While the file may be placed on the public record before receiving your additional materials, any permissible submissions will be added to the public record upon receipt.

If you have any questions, please contact me at (202) 219-3400.

Sincerely,

Dawn M. Odrowski

Dawn M. Odrowski
Attorney

3504336411492

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 18, 1995

Rosemary Conway, Treasurer
New York State Democratic Committee
60 East 42 Street, Suite 1819
New York, NY 10165

RE: MUR 3325
New York State Democratic Committee
and Rosemary Conway, as treasurer

Dear Ms. Conway:

This is to advise you that this matter is now closed. The confidentiality provisions at 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. In addition, although the complete file must be placed on the public record within 30 days, this could occur at any time following certification of the Commission's vote. If you wish to submit any factual or legal materials to appear on the public record, please do so as soon as possible. While the file may be placed on the public record before receiving your additional materials, any permissible submissions will be added to the public record upon receipt.

If you have any questions, please contact me at (202) 219-3400.

Sincerely,

Dawn M. Odrowski

Dawn M. Odrowski
Attorney

2504364193

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 18, 1995

Kenneth Schaefer, Treasurer
Independent-Republicans
of Minnesota
480 Cedar Street, Suite 560
St. Paul, MN 55101

RE: MUR 3325
Independent-Republicans of Minnesota
and John Burger, as treasurer

Dear Mr. Schaefer:

This is to advise you that this matter is now closed. The confidentiality provisions at 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. In addition, although the complete file must be placed on the public record within 30 days, this could occur at any time following certification of the Commission's vote. If you wish to submit any factual or legal materials to appear on the public record, please do so as soon as possible. While the file may be placed on the public record before receiving your additional materials, any permissible submissions will be added to the public record upon receipt.

If you have any questions, please contact me at (202) 219-3400.

Sincerely,

Dawn M. Odrowski

Dawn M. Odrowski
Attorney

2504364144

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

April 18, 1995

Robert T. Matsui, Treasurer
DNC Services Corporation/
Democratic National Committee
430 South Capitol Street, S.E.
Washington, DC 20003

RE: MUR 3325
DNC Services Corporation/Democratic National Committee and
Robert T. Matsui, as treasurer

Dear Mr. Matsui:

This is to advise you that this matter is now closed. The confidentiality provisions at 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. In addition, although the complete file must be placed on the public record within 30 days, this could occur at any time following certification of the Commission's vote. If you wish to submit any factual or legal materials to appear on the public record, please do so as soon as possible. While the file may be placed on the public record before receiving your additional materials, any permissible submissions will be added to the public record upon receipt.

If you have any questions, please contact me at (202) 219-3400.

Sincerely,

Dawn M. Odrowski

Dawn M. Odrowski
Attorney

>50436425

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 18, 1995

Ethan Strimling, Treasurer
Democrats 2000
1311 L Street N.W., Suite 300
Washington, DC 20005

RE: MUR 3325
Democrats 2000 and
Bill Combs, as treasurer

Dear Mr. Strimling:

This is to advise you that this matter is now closed. The confidentiality provisions at 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. In addition, although the complete file must be placed on the public record within 30 days, this could occur at any time following certification of the Commission's vote. If you wish to submit any factual or legal materials to appear on the public record, please do so as soon as possible. While the file may be placed on the public record before receiving your additional materials, any permissible submissions will be added to the public record upon receipt.

If you have any questions, please contact me at (202) 219-3400.

Sincerely,

Dawn M. Odrowski

Dawn M. Odrowski
Attorney

950436411496

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 18, 1995

Peter C. Hein, Esquire
Wachtell, Lipton, Rosen & Katz
51 West 52nd Street
New York, NY 10019

RE: MUR 3325
New York Republican County Committee
and Paul Tvetenstrand, as treasurer

Dear Mr. Hein:

This is to advise you that this matter is now closed. The confidentiality provisions at 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. In addition, although the complete file must be placed on the public record within 30 days, this could occur at any time following certification of the Commission's vote. If you wish to submit any factual or legal materials to appear on the public record, please do so as soon as possible. While the file may be placed on the public record before receiving your additional materials, any permissible submissions will be added to the public record upon receipt.

If you have any questions, please contact me at (202) 219-3400.

Sincerely,

Dawn M. Odrowski

Dawn M. Odrowski
Attorney

2504364142?

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 18, 1995

Gerald W. Crawford, Esq.
Crawford & Associates
510 Liberty Building
Des Moines, IA 50309

RE: MUR 3325
Iowa Democratic Party (Federal Division) and
Mary Maloney, as treasurer

Dear Mr. Crawford:

This is to advise you that this matter is now closed. The confidentiality provisions at 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. In addition, although the complete file must be placed on the public record within 30 days, this could occur at any time following certification of the Commission's vote. If you wish to submit any factual or legal materials to appear on the public record, please do so as soon as possible. While the file may be placed on the public record before receiving your additional materials, any permissible submissions will be added to the public record upon receipt.

If you have any questions, please contact me at (202) 219-3400.

Sincerely,

Dawn M. Odrowski

Dawn M. Odrowski
Attorney

2504364142 3

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

April 18, 1995

Michael J. Kasper, Esq.
Illinois Democratic Party
489 Merchandise Mart
Chicago, IL 60654

RE: MUR 3325
Illinois Democratic Party and
Stewart R. Winstein, as treasurer

Dear Mr. Kasper:

This is to advise you that this matter is now closed. The confidentiality provisions at 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. In addition, although the complete file must be placed on the public record within 30 days, this could occur at any time following certification of the Commission's vote. If you wish to submit any factual or legal materials to appear on the public record, please do so as soon as possible. While the file may be placed on the public record before receiving your additional materials, any permissible submissions will be added to the public record upon receipt.

If you have any questions, please contact me at (202) 219-3400.

Sincerely,

Dawn M. Odrowski

Dawn M. Odrowski
Attorney

2504364129

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 18, 1995

Lance H. Olson, Esquire
Olson, Hagel, Fong, Leidigh,
Waters & Fishburn
300 Capitol Mall, Suite 350
Sacramento, CA 95814

RE: MUR 3325
Democratic State Central Committee
of California - Federal and
Martin H. Eber, as treasurer

Dear Mr. Olson:

This is to advise you that this matter is now closed. The confidentiality provisions at 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. In addition, although the complete file must be placed on the public record within 30 days, this could occur at any time following certification of the Commission's vote. If you wish to submit any factual or legal materials to appear on the public record, please do so as soon as possible. While the file may be placed on the public record before receiving your additional materials, any permissible submissions will be added to the public record upon receipt.

If you have any questions, please contact me at (202) 219-3400.

Sincerely,

Dawn M. Odrowski

Dawn M. Odrowski
Attorney

50436415000

FEDERAL ELECTION COMMISSION
WASHINGTON D C 20463

April 18, 1995

Alan W. Weinblatt, Esquire
1616 Pioneer Building
336 North Robert Street
St. Paul, MN 55101

RE: MUR 3325
Committee of the Senate Assistant Majority Leader and
Michael R. Sieben, as treasurer

Dear Mr. Weinblatt:

This is to advise you that this matter is now closed. The confidentiality provisions at 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. In addition, although the complete file must be placed on the public record within 30 days, this could occur at any time following certification of the Commission's vote. If you wish to submit any factual or legal materials to appear on the public record, please do so as soon as possible. While the file may be placed on the public record before receiving your additional materials, any permissible submissions will be added to the public record upon receipt.

If you have any questions, please contact me at (202) 219-3400.

Sincerely,

Dawn M. Odrowski

Dawn M. Odrowski
Attorney

2504364150 1

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

April 18, 1995

Arnold L. Wadler, Esquire
c/o Metromedia Company
One Meadowlands Plaza 6th Floor
East Rutherford, NJ 07073

RE: MUR 3325
John W. Kluge

Dear Mr. Wadler:

This is to advise you that this matter is now closed. The confidentiality provisions at 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. In addition, although the complete file must be placed on the public record within 30 days, this could occur at any time following certification of the Commission's vote. If you wish to submit any factual or legal materials to appear on the public record, please do so as soon as possible. While the file may be placed on the public record before receiving your additional materials, any permissible submissions will be added to the public record upon receipt.

If you have any questions, please contact me at (202) 219-3400.

Sincerely,

Dawn M. Odrowski

Dawn M. Odrowski
Attorney

5043641502

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

April 18, 1995

Mr. Richard M. DeVos, Sr.
Attn.: John Gartland
Amway Corporation
Suite 210
214 Massachusetts Avenue, NE
Washington, D.C. 20002

RE: MUR 3325
Richard M. DeVos, Sr.

Dear Mr. DeVos:

This is to advise you that this matter is now closed. The confidentiality provisions at 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. In addition, although the complete file must be placed on the public record within 30 days, this could occur at any time following certification of the Commission's vote. If you wish to submit any factual or legal materials to appear on the public record, please do so as soon as possible. While the file may be placed on the public record before receiving your additional materials, any permissible submissions will be added to the public record upon receipt.

If you have any questions, please contact me at (202) 219-3400.

Sincerely,

Dawn M. Odrowski

Dawn M. Odrowski
Attorney

2504364150 3

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 18, 1995

Charles H. Bell, Jr., Esq.
Bell, McAndrews & Hiltachk
555 Capitol Mall, Suite 530
Sacramento, CA 95814

RE: MUR 3325
Joseph J. Bogdanovich

Dear Mr. Bell:

This is to advise you that this matter is now closed. The confidentiality provisions at 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. In addition, although the complete file must be placed on the public record within 30 days, this could occur at any time following certification of the Commission's vote. If you wish to submit any factual or legal materials to appear on the public record, please do so as soon as possible. While the file may be placed on the public record before receiving your additional materials, any permissible submissions will be added to the public record upon receipt.

If you have any questions, please contact me at (202) 219-3400.

Sincerely,

Dawn M. Odrowski

Dawn M. Odrowski
Attorney

>5043641504

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 18, 1995

Benjamin M. Vandegrift, Esquire
Pillsbury Madison & Sutro
1667 K Street, N.W., Suite 1100
Washington, DC 20006-1676

RE: MUR 3325
Peter B. Bedford

Dear Mr. Vandegrift:

This is to advise you that this matter is now closed. The confidentiality provisions at 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. In addition, although the complete file must be placed on the public record within 30 days, this could occur at any time following certification of the Commission's vote. If you wish to submit any factual or legal materials to appear on the public record, please do so as soon as possible. While the file may be placed on the public record before receiving your additional materials, any permissible submissions will be added to the public record upon receipt.

If you have any questions, please contact me at (202) 219-3400.

Sincerely,

Dawn M. Odrowski

Dawn M. Odrowski
Attorney

2504364150 5

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 18, 1995

Sidney A. Migdon, Esquire
Goldfarb & Fleece
345 Park Avenue
New York, NY 10154

RE: MUR 3325
Lewis Rudin

Dear Mr. Migdon:

This is to advise you that this matter is now closed. The confidentiality provisions at 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. In addition, although the complete file must be placed on the public record within 30 days, this could occur at any time following certification of the Commission's vote. If you wish to submit any factual or legal materials to appear on the public record, please do so as soon as possible. While the file may be placed on the public record before receiving your additional materials, any permissible submissions will be added to the public record upon receipt.

If you have any questions, please contact me at (202) 219-3400.

Sincerely,

Dawn M. Odrowski

Dawn M. Odrowski
Attorney

50436415006

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 18, 1995

Jonathan C. Rose, Esquire
Jones, Day, Reavis & Pogue
Metropolitan Square
1450 G Street, N.W.
Washington, DC 20005-2088

RE: MUR 3325
Morton L. Mandel

Dear Mr. Rose:

This is to advise you that this matter is now closed. The confidentiality provisions at 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. In addition, although the complete file must be placed on the public record within 30 days, this could occur at any time following certification of the Commission's vote. If you wish to submit any factual or legal materials to appear on the public record, please do so as soon as possible. While the file may be placed on the public record before receiving your additional materials, any permissible submissions will be added to the public record upon receipt.

If you have any questions, please contact me at (202) 219-3400.

Sincerely,

Dawn M. Odrowski

Dawn M. Odrowski
Attorney

2504364150 7

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 18, 1995

Diana T. MacArthur
5103 Cape Cod Court
Bethesda, MD 20816

RE: MUR 3325
Diana T. MacArthur

Dear Ms. MacArthur:

This is to advise you that this matter is now closed. The confidentiality provisions at 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. In addition, although the complete file must be placed on the public record within 30 days, this could occur at any time following certification of the Commission's vote. If you wish to submit any factual or legal materials to appear on the public record, please do so as soon as possible. While the file may be placed on the public record before receiving your additional materials, any permissible submissions will be added to the public record upon receipt.

If you have any questions, please contact me at (202) 219-3400.

Sincerely,

Dawn M. Odrowski

Dawn M. Odrowski
Attorney

2504364150 8

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

April 18, 1995

Leslie Gordon Fagen, Esquire
Paul, Weiss, Rifkind,
Wharton & Garrison
1285 Avenue of the Americas
New York, NY 10019-6064

RE: MUR 3325
Jerome Kohlberg

Dear Ms. Fagen:

This is to advise you that this matter is now closed. The confidentiality provisions at 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. In addition, although the complete file must be placed on the public record within 30 days, this could occur at any time following certification of the Commission's vote. If you wish to submit any factual or legal materials to appear on the public record, please do so as soon as possible. While the file may be placed on the public record before receiving your additional materials, any permissible submissions will be added to the public record upon receipt.

If you have any questions, please contact me at (202) 219-3400.

Sincerely,

Dawn M. Odrowski

Dawn M. Odrowski
Attorney

2504364150 9

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 18, 1995

Leslie J. Kerman, Esquire
Epstein Becker & Green, P.C.
1227 25th Street, N.W., Suite 700
Washington, DC 20037

RE: MUR 3325
Frederick W. Field

Dear Ms. Kerman:

This is to advise you that this matter is now closed. The confidentiality provisions at 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. In addition, although the complete file must be placed on the public record within 30 days, this could occur at any time following certification of the Commission's vote. If you wish to submit any factual or legal materials to appear on the public record, please do so as soon as possible. While the file may be placed on the public record before receiving your additional materials, any permissible submissions will be added to the public record upon receipt.

If you have any questions, please contact me at (202) 219-3400.

Sincerely,

Dawn M. Odrowski

Dawn M. Odrowski
Attorney

5043641510

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 18, 1995

Kenneth A. Gross, Esquire
Skadden, Arps, Slate,
Meagher & Flom
1440 New York Avenue, N.W.
Washington, DC 20005-2107

RE: MUR 3325
Richard J. Dennis

Dear Mr. Gross:

This is to advise you that this matter is now closed. The confidentiality provisions at 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. In addition, although the complete file must be placed on the public record within 30 days, this could occur at any time following certification of the Commission's vote. If you wish to submit any factual or legal materials to appear on the public record, please do so as soon as possible. While the file may be placed on the public record before receiving your additional materials, any permissible submissions will be added to the public record upon receipt.

If you have any questions, please contact me at (202) 219-3400.

Sincerely,

Dawn M. Odrowski

Dawn M. Odrowski
Attorney

2504364511

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20461

April 18, 1995

Michael Hess, Chief Counsel
Republican National Committee
310 First St., S.E.
Washington, D.C. 20003

RE: MUR 3325
Republican National Committee and
William McManus, as treasurer

Dear Mr. Hess:

This is to advise you that this matter is now closed. The confidentiality provisions at 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. In addition, although the complete file must be placed on the public record within 30 days, this could occur at any time following certification of the Commission's vote. If you wish to submit any factual or legal materials to appear on the public record, please do so as soon as possible. While the file may be placed on the public record before receiving your additional materials, any permissible submissions will be added to the public record upon receipt.

If you have any questions, please contact me at (202) 219-3400.

Sincerely,

Dawn M. Odrowski

Dawn M. Odrowski
Attorney

2043641512

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 18, 1995

Robert F. Bauer, Esq.
Perkins Coie
607 Fourteenth St., N.W.
Washington, D.C. 20005-2011

RE: MUR 3325
Democratic Senatorial
Campaign Committee and
Donald J. Foley, as
treasurer

Dear Mr. Bauer:

On April 13, 1995, the Federal Election Commission accepted the signed conciliation agreement submitted on your clients' behalf in settlement of a violation of 2 U.S.C. § 434(b), a provision the Federal Election Campaign Act of 1971, as amended ("the Act"). Accordingly, the file has been closed in this matter.

The confidentiality provisions at 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. In addition, although the complete file must be placed on the public record within 30 days, this could occur at any time following certification of the Commission's vote. If you wish to submit any factual or legal materials to appear on the public record, please do so as soon as possible. While the file may be placed on the public record before receiving your additional materials, any permissible submissions will be added to the public record upon receipt.

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

Enclosed you will find a copy of the fully executed conciliation agreement for your files. Please note that the civil penalty is due within 30 days of the conciliation agreement's effective date. Moreover, within that time period,

2504364151513

your clients must also transfer to the building fund or refund to the contributor any portion of the contributor's two donations which has not already been transferred or refunded, in accordance with Section VI, Paragraph 2 of the conciliation agreement. Please submit documentation evidencing your compliance with this provision within 30 days. If you have any questions, please contact me at (202) 219-3400.

Sincerely,

Dawn M. Odrowski

Dawn M. Odrowski
Attorney

Enclosure
Conciliation Agreement

25043641514

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
APR 6 5 21 PM '95

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
Democratic Senatorial Campaign	)	MUR 3325
Committee and Donald J. Foley,	)	
as treasurer	)	

CONCILIATION AGREEMENT

This matter was initiated by the Federal Election Commission ("Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. The Commission found probable cause to believe that the Democratic Senatorial Campaign Committee ("the DSCC") and Donald J. Foley, as treasurer (collectively, "Respondents") violated 2 U.S.C. § 434(b).

NOW, THEREFORE, the Commission and Respondents, having duly entered into conciliation agreement pursuant to 2 U.S.C. § 437g (a)(4)(A)(i), do hereby agree as follows:

I. The Commission has jurisdiction over the Respondents and the subject matter of this proceeding, 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. The Democratic Senatorial Campaign Committee is a political committee within the meaning of 2 U.S.C. § 431(4).

2. Donald J. Foley is the treasurer of the Democratic Senatorial Campaign Committee.

3. Pursuant to 2 U.S.C. § 434(b)(2), political committees must report the total amount of all receipts and the total amount of receipts in specific categories, including contributions from persons other than political committees. Political committees must also identify each person who makes a contribution or contributions to the committee in excess of $200 within any calendar year. 2 U.S.C. § 434(b)(3). A contribution includes any gift, subscription, loan, advance, or deposit of money or anything of value made for purposes of influencing a Federal election. 2 U.S.C. § 431(8)(A).

4. Each treasurer of a political committee is responsible for the timely and complete filing of disclosure reports and for the accuracy of any information contained in it. 2 U.S.C. § 434(a)(1) and 11 C.F.R. § 104.14(d).

5. Joseph J. Bogdanovich sent two checks to the DSCC dated December 20, 1989, and March 15, 1990, respectively, and communicated to the DSCC, through its executive director, that these checks were for DSCC's nonfederal account. Although unknown to the contributor at the time, the DSCC's sole nonfederal account is its building fund. However, the DSCC deposited both checks in its federal account and reported them as contributions in its 1989 Year End and 1990 April Monthly Reports, respectively.

5043641516

6. Respondents contend that DSCC's treatment of these $20,000 checks as federal contributions resulted from a misunderstanding by DSCC about Mr. Bogdanovich's intention to have these contributions deposited into DSCC's building fund, which is used solely for lawful building fund purposes.

7. The DSCC's 1991 Year End Report discloses that on December 20, 1991, it transferred, on behalf of Mr. Bogdanovich, $5,000 from its federal account to its building fund account.

V. Respondents violated 2 U.S.C. § 434(b) by filing inaccurate disclosure reports reporting the receipt of the two $20,000 checks from Mr. Bogdanovich as federal contributions.

VI. 1. Respondents will pay a civil penalty to the Federal Election Commission in the amount of Four Thousand Five Hundred Dollars ($4,500), pursuant to 2 U.S.C. § 437g(a)(5)(A).

2. Respondents shall transfer to the DSCC's building fund or refund to Mr. Bogdanovich any remaining portion of Mr. Bogdanovich's two donations which the DSCC has not yet transferred or refunded.

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. Respondents 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: _____ 4-18-95
Lois G. Lerner
Associate General Counsel
Date

FOR THE RESPONDENTS:

_____
Robert F. Bauer
Counsel to Democratic Senatorial
Campaign Committee

April 6, 1995
Date

ORIGINAL

In the Matter of)
)
DAVID S. LAWSON.) MUR 3325
)
)

93 DEC -6 PM 4:23

CONFIDENTIAL

DEPOSITION OF DAVID S. LAWSON

September 29, 1993

SALLY K. FARWELL
CSR 5675
30724

BARKLEY

Los Angeles
11340 W. Olympic Boulevard
Suite 760
Los Angeles, CA 90064
Facsimile 310.207.8001
Telephone 310.207.8000

Orange County
2201 Dupont Drive
Suite 150
Irvine, CA 92715
Facsimile 714.955.1706
Telephone 714.955.0400

San Fernando Valley
21300 Victory Boulevard
Suite 1190
Woodland Hills, CA 91367
Facsimile 818.702.0951
Telephone 818.702.0207

Inland Empire
1905 Business Center Drive
Suite 109
San Bernardino, CA 92408
Facsimile 909.889.6331
Telephone 909.885.5050

In the Matter of)
)
DAVID S. LAWSON.) MUR 3325
)

C O N F I D E N T I A L

Deposition of DAVID S. LAWSON, taken on behalf of the Federal Election Commission, at 222 West 6th Street, Suite 710, San Pedro, California, commencing at 10:40 a.m., Wednesday, September 29, 1993, before Sally K. Farwell, Certified Shorthand Reporter, No. 5675.

Barkley Court Reporters Los Angeles • Telephone 310 207 800 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

2504364152

APPEARANCES OF COUNSEL:

For DAVID S. LAWSON	BELL, MCANDREWS & HILTACHK By CHARLES H. BELL, JR., ESQ. 1441 Fourth Street Santa Monica, California 90401 (310) 458-1405
For Federal Election Commission	LISA E. KLEIN, ESQ. Assistant General Counsel Federal Election Commission 999 E Street, N.W. Washington, DC 20463 (202) 219-3690
Also Present	NORIEGA JAMES

95043641521

I N D E X

WITNESS	EXAMINED BY	PAGE
DAVID S. LAWSON	MS. KLEIN	5, 40
	MR. BELL	39

EXHIBITS FOR IDENTIFICATION — PAGE

Federal Election Commission's:

1 - Photocopy of letter dated 12/14/89 and document entitled, "Check Tracking Memorandum" — 15

2 - Photocopy of document entitled, "Majority Trust" — 21

3 - Photocopy of Check Tracking Memorandum, dated 3/14/90 — 23

4 - Photocopy of letter dated 6/13/91 — 32

5 - Photocopy of letter dated 5/5/92 — 36

6 - Photocopy of two-page letter dated 6/17/91 — 41

Barkley Court Reporters Los Angeles • Telephone 310 207 800 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

SAN PEDRO, CALIFORNIA; WEDNESDAY, SEPTEMBER 29, 1993;
10:40 A.M.

DAVID S. LAWSON,
witness, was sworn and examined
and testified as follows:

DEPOSITION OFFICER: Do you solemnly swear that the testimony that you are about to give in this proceeding shall be the truth, the whole truth, and nothing but the truth, so help you God?

MR. LAWSON: I do.

EXAMINATION

BY MS. KLEIN:

Q I'll ask you to please state your name for the record.

A My name is David S. Lawson, L-a-w-s-o-n.

Q Would you please identify your counsel for the record.

A Counsel is Charles Bell.

Q Mr. Lawson, I don't know whether you've had your deposition taken before, but it may be helpful for me to go over some of the ground rules for this deposition which is being taken pursuant to Section 437G

Barkley Court Reporters Los Angeles • Telephone 310 207 8000 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

of the Federal Election Campaign Act.

I'm going to be asking you a series of questions. I'm going to ask you to respond to them verbally, as the court reporter can not transcribe gestures as well as she can the words. We ask that you answer the questions completely, fully, and accurately with one exception, that you do not speculate. If you don't know the answer to a question, just so state. If you realize that a prior answer is incomplete or inaccurate, or you would like to go back and clarify that answer, please let me know and we can do so.

If you don't understand a question, I will try to reframe it in a fashion that you can understand it. And finally, I would remind you that you have taken an oath so that today's testimony should be regarded as though it were testimony given before a court, judge and jury.

A Okay.

Q For the record, what is your occupation, Mr. Lawson?

A I'm employed by H. J. Heinz Company as assistant to the vice chairman of the board.

Q How long have you been employed in that capacity?

A Since 1988.

Q Are you an attorney by training, Mr. Lawson?

A No, I'm not.

Q What have you done to prepare for today's deposition?

A Well, I had a meeting last night with counsel and with Mr. Bogdanovich when we talked in general about the issue.

Q Okay.

A But I have not referred to any files or gone back to look at to refresh myself on dates or amounts or anything like that.

Q Did you talk with anyone else?

A No.

Q Have you ever worked on a campaign for federal office?

A No, I have not.

Q Have you ever run for political office?

A No.

Q With respect to your employment, could you please identify and explain your responsibilities and duties.

A Yes.

Q And your position.

A I work for the vice chairman,

Berkley Court Reporters Los Angeles • Telephone 310 207 800 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0422

Mr. Joe Bogdanovich, in basically two capacities: One is in a personal capacity in that I assist him with the financial and tax issues that relate to his investments; and then on the professional side, I handle the H.J. Heinz Japan Company for him, for which he is responsible.

Q With regard to your service to him in his personal capacity, has he delegated a fair amount of authority and responsibility to you?

A Yes, he has.

Q Do you work closely with him?

A Yes, I do.

Q On a day-to-day basis?

A No, not on a day-to-day basis because he's not here on a day-to-day basis. He may be in the office one or two days a month. And I communicate with him by telephone fairly frequently. But for the most part I handle the back-room operation myself.

Q In your service to him in the personal capacity do you also serve as a political advisor, for lack of a better term?

A I don't know if you could call it a political advisor. I handle his financial affairs, so we certainly discuss politics. But I wouldn't say that I was an advisor in terms of his -- you know, his

Berkley Court Reporters Los Angeles • Telephone 310 207 6000 Woodland Hills • Telephone 818 702 0290 Irvine • Telephone 714 955 0400

political philosophy.

Q Let me reframe it and ask you what is your role with respect to Mr. Bogdanovich's political contributions.

A I handle those for him. I make recommendations and follow up on requests. In some cases I would forward requests to him. In other cases, if I feel that he wouldn't be particularly interested in that particular candidate, then I don't follow up with that. So he leaves a great deal of discretion with respect to what I do relative to contributions.

Q In those areas where you would not follow up on a request for contribution, has he ever overridden your recommendation for a contribution?

A No.

Q How did you come to have this role with Mr. Bogdanovich?

A Because he's inundated with requests, not only for political contributions but for personal contributions. He gets letters from people all over the country asking for help. You know, you get a letter from somebody in Tennessee saying his son needs a transplant. It's amazing how many people -- he's in the public eye to a certain degree because he's a high-visibility corporate officer. He's been on

Berkley Court Reporters Los Angeles • Telephone 310 207 3992 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

television in terms of he made a commercial for United Airlines, so he's sort of a high-visibility guy. And he's been around so long, and he's identified in the fishing and Yugoslav community as a person with great wealth. So I guess I'm sort of a filtering process.

And I think that we view political requests pretty much in the same vein as all the other requests, so I just filter out those that I feel are not appropriate. And in certain cases if I know he has an interest in a particular candidate, then I'll pass that along to him.

Q In assuming these responsibilities were there any specific guidelines set forth for you?

A No, not really, that I recall.

Q Okay. Is it safe then to assume that you would see all solicitations for contributions?

A Yes.

Q And that you would be the person who would be contacted orally for contributions as well?

A Yes.

Q You've testified that those requests for contributions would have been fairly numerous in the last five years?

A Yes, certainly have.

Q Have you received requests in the last

Barkley Court Reporters Los Angeles • Telephone 310 207 800 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

five years from both federal candidate committees and national party committees?

A You mean -- when you say, "national party committees," do you mean like Californian versus the federal?

Q I was referring to the DNC, the Democratic National Committee, the RNC --

A Yes.

Q Were the federal contribution solicitations referred orally?

A Sometimes they are. Mainly -- if you're talking about from the Democratic Senatorial Campaign Committee, that was oral. Initially -- I mean, I had seen correspondence on that, but I just threw them away. But I did receive an oral indication that they would like to have a contribution.

Q Okay.

A I'm not sure that the first contact I had with them was oral. It may have been in writing. But I didn't act on it. So the first time I acted it was on an oral request.

Q Okay. We'll pursue that a little further and in more depth later on.

Have contributions been made that were not prompted by solicitations?

Barkley Court Reporters Los Angeles • Telephone 310 207 300 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

A No.

Q As I recall your testimony, when you receive a contribution that you think that he would be -- that Mr. Bogdanovich would be interested in, you would go ahead and have a check issued; is that correct?

A No. Usually what I'll do is I write a note to him with a question. I'll say, this looks interesting, you know, this man may be helpful to us, it looks like he's good for the country, something like that, if it's somebody that I think that he's aware of that's been in the public eye that he might have an interest in, you know, that kind of thing.

Q Once a decision has been reached to make a contribution, what is the process -- almost the mechanical process, if you will -- for having the check issued?

A Then I have the secretary, Sandy, prepare a check and send it to him for signature. He returns it to me, and I mail it or give it, depending on what the circumstances are.

Q Who would determine what the payee's name should be on the check?

A I would.

Q If a transmittal letter were to accompany a contribution who would --

Barkley Court Reporters Los Angeles • Telephone 310 207 800 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

A I would write it.

Q Okay. Are transmittal letters regularly sent with the checks?

A No, not -- not initially. They are now.

Q As of when have you changed that practice?

A Since about a year and a half ago.

Q Okay. Who maintains the record of contributions --

A I do.

Q -- that have been --

A I do.

Q How familiar would you say that you are with federal campaign finance law?

A I thought I was familiar with it until I started talking to attorneys, and I realized that I'm poorly versed in the law.

Q Are you aware of how much a person can give to a candidate committee running for federal office?

A Yes. It's $1,000 or $2,000 in certain cases, and an overall limitation of $25,000.

Q What about how much a person can contribute to a national party committee?

A To a national party committee? I don't

Barkley Court Reporters Los Angeles • Telephone 310.207.3200 Woodland Hills • Telephone 818.703.0202 Irvine • Telephone 714.966.0400

believe there's any limitations on a national party committee. Is that correct?

MR. BELL: If we can clarify, we may be talking about federal and non-federal there.

THE WITNESS: Well, as I understand, there's a federal account and a non-federal account. And the non-federal was basically the state party committee, and that's no limitation.

BY MS. KLEIN:

Q Okay. Under the federal laws?

A Under the federal laws; right.

Q Speaking of federal and non-federal accounts, are you aware of any requirements for contributions to be placed into a federal account?

A No.

Q You've mentioned that you've changed some of your practices with respect to the mailing of contributions. Could you tell me -- describe what the procedure was before 1991.

A Before 1991 I just made the check out as requested and sent it. Now that I'm aware of the distinctions, I normally will write a letter of transmittal saying that this check is only to be cashed if it does not cause Mr. Bogdanovich's overall contribution to exceed the individual limitations or his

Barkley Court Reporters Los Angeles • Telephone 310 207 500 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 64...

$25,000 limitation. So I put a caveat on it that it's not to be accepted if it in any way would violate Mr. Bogdanovich's limitations.

Q Have you discussed the annual limitation with Mr. Bogdanovich?

A Not in detail. I've told him that there are certain guidelines that he has to meet and that -- obviously, that there was a problem in meeting those guidelines that resulted in this situation. But it's hard enough for me to understand the guidelines let alone to try to explain it to him. So I would not say that I've had any detailed discussion with him. General, but not detailed.

Q What discussions you have had would have been --

A Subsequent to this, certainly.

Q Okay. Let's focus on one of the specific contributions. I have FEC Exhibit Number 1.

MR. BELL: Stipulate that if you're going to provide the same exhibits, you don't have to provide me a second copy.

MS. KLEIN: Great. Thank you very much.

(Document handed to the witness.)

BY MS. KLEIN:

Q Mr. Lawson, take a moment to review this

exhibit. It's a two-page document, first page is apparently a -- purports to be a transmittal letter to Senator John Breaux of the Democratic Senatorial Campaign Committee. And the second page at the top two-thirds references a "Check Tracking Memorandum," which is not at issue at this point. I'm asking you to focus on the lower third where it appears that there is a copy of a check numbered 6316, payable to the DSCC Majority Trust.

A Uh-huh.

Q Do you recognize this exhibit?

A Well, yes, certainly it's a personal check signed by Joe Bogdanovich, and the letter to Senator John Breaux transmitting the check.

Q Would you have authored this note?

A Yes, I would have.

Q Do you know why this contribution was made?

A Yeah, it was solicited through a person by the name of David Burney, who is the director of the U.S. Tuna Foundation. I think it's U.S. Tuna Foundation.

He had talked to Joe on several occasions and talked to me about having Joe join this Democratic Senatorial Campaign group, or whatever it's

Barkley Court Reporters Los Angeles • Telephone 310 207 8... Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

called, and felt that Joe should be a member of it. And after discussion with Joe, he agreed. And we sent them a check.

Q What did Mr. Burney tell you about the group?

A It wasn't so much about the group as that Senator Breaux, who was the chairman of the group at that time, had been a friend of Dave Burney's. And I think he -- and John was, you know, always active in fishing-related activities, and sort of known as a friend of the U.S. fishermen. So Dave Burney felt it was a good gesture for Joe, as a -- who has a background in fishing, to be a member of this as a courtesy to Senator Breaux.

Q You've stated that you were solicited by Mr. Burney orally; correct?

A Uh-huh.

Q Was there any follow-up in writing --

A No.

Q -- from him?

A No.

Q You further testified that you spoke with Mr. Bogdanovich about joining the Majority Trust?

A Yes, I did.

Q Pursuant to your description of your

Barkley Court Reporters Los Angeles • Telephone 310 207 800 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 [illegible]

general practice, would you have had your secretary issue this check for your signature?

A Yes.

Q Okay. And I assume that she would have typed the letter to Senator Breaux for signature?

A Yes, she did.

Q Did you see the check before it was mailed?

A I don't recall. But normally I would have.

Q Why is it made payable to the Majority Trust, the DSCC Majority Trust?

A That had to be the instructions that were given to me.

Q What was your understanding of what the Majority Trust was?

A It was a group headed by Senator John Breaux as a fund-raising organization for democratic senators.

Q At the time the contribution was made did you think it would count against Mr. Bogdanovich's annual limit?

A No. As a matter of fact, I asked the executive director of the Democratic Senatorial Campaign Committee -- or I didn't ask him, I told him that this

Barkley Court Reporters Los Angeles • Telephone 310 207 800 Woodland Hills • Telephone 818 702 0002 Irvine • Telephone 714 955 0400

was a concern. And he said, don't worry, that this is not to be used as a hard money contribution, it's a soft money contribution and it would not impact on his overall $25,000 limitation.

Q Who was that person you spoke with?

A Noel Gould.

Q By telephone?

A Well, I don't recall the specific instance of the conversation, although there were -- Mr. Burney was there, because he confirms my recollection of that conversation.

Because when this first came to my attention and I went back and thought about it, I -- you know, I had to recall the circumstances of this, and I called Dave Burney. And he said that he recalled being together with Noel Gould and me expressing that concern, and that being assured by Noel that this was not a problem.

Q But you are unable to trigger a memory of where you were?

A But I don't remember where that was, no, I just don't. Because I had talked to Noel Gould on several occasions.

Q Did you speak with anyone else from the DSCC about it?

Barkley Court Reporters Los Angeles • Telephone 310 207 8011 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 355 0411

A No.

Q Did Mr. Gould say anything else or -- to you about how it would be deposited?

A No, he just told me not to worry about it because it wouldn't be applied against the $25,000 limitation because -- and as a matter of fact, I think I raised the issue twice, because this was not the first check I gave him. I gave him a second check later. I think it was a year later -- maybe not a year later, but sometime later, and I made the same statement.

Q With respect to both checks?

A Well, not with respect to the second check on the second occasion.

Q On the second occasion, okay. So if I understand your testimony, you as Mr. Bogdanovich's advisor had relayed your concerns about the annual limitation consequences for this check with the DSCC?

A Yes.

Q And you were assured that it would be placed in a soft money account?

A That's right, yes. Because, you know, otherwise I never would have authorized the check. I mean, I was aware of the $25,000 limit. And Joe had made little contributions throughout the year, and I keep a list. And all I have to do is look at the

Barkley Court Reporters Los Angeles • Telephone 310 207 800 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

balance, and I can see that it's $15- or $18,000. So I never would have allowed him to write a check if I thought it was going to be counted toward his $25,000 limitation.

Q If the Democratic Senatorial Campaign Committee had sent any correspondence relating to this contribution after it was made, would you have seen it?

A Uh-huh.

Q Has anyone from the Democratic Senatorial Campaign Committee ever discussed their building fund with you?

A No.

Q Has anyone from the DSCC or associated with the DSCC ever asked either you or Mr. Bogdanovich to make a contribution to their building fund?

A No.

Q Did anyone from the DSCC or associated with the DSCC indicate to you that there would be any trouble accepting this contribution as written?

A No. They were anxious to get it.

Q This is FEC Exhibit 2, which I am showing to the deponent.

(Document handed to the witness.)

BY MS. KLEIN:

Q In large type at the top of the page,

Barkley Court Reporters Los Angeles • Telephone 310 207 8021 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

under, "Democratic Senatorial Campaign Committee," it has in bold print, "Majority Trust." I'd ask you to take a moment to review this document.

A Is this dated?

Q It is not dated. I believe it relates to the events in the 1992 calendar year.

Do you recall ever seeing this document?

A No. Well, I don't know. I mean, I get so much -- I got a lot of literature from all the campaign committees, and I'm not saying I've never received this. I'm just saying that I don't -- if I did receive it I probably would do what I do with most of it and just toss it.

Q Let's look at the lower portion right before, "For additional information." It states, "Membership in the Majority Trust is $20,000 per person per calendar year. Combination of PAC and personal funds is acceptable."

Is this the membership that you were referring to earlier in your testimony?

A No.

Q The membership in the group?

A Well, it would be, but I didn't -- I didn't know it was called Majority Trust, I don't think. I mean, the check may say "Majority Trust," but

Barkley Court Reporters Los Angeles • Telephone 310 207 800 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

I just made it out as I was instructed by either Dave Burney or Noel, I don't recall who. And I just knew that Joe was joining the Democratic Senatorial Campaign group. If it was called Majority Trust, I didn't make the distinction.

Q Okay. FEC Exhibit Number 3 I'm now handing to the deponent.

(Document handed to the witness.)

BY MS. KLEIN:

Q This purports to be a check payable to the Democratic Senatorial Campaign Committee. And again for purposes of this deposition, we are referencing the lower quarter of the page.

Is this Mr. Bogdanovich's signature on the check?

A Yes, it is.

Q And so that the record is clear, this purports to be a copy of a March 5th, 1990, check made payable to the Democratic Senatorial Campaign Committee.

Were you involved in the solicitation of this contribution?

A Yes, I was.

Q What was your role?

A Again, Dave Burney called me and said

Barkley Court Reporters Los Angeles • Telephone 310 207 800 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

that -- I don't believe this -- that there was a group of senators that were coming to California --

Look what they put on here.

MR. BELL: You might want to reference that.

THE WITNESS: The reason I recall it now is because they call it a Road Show, Western Swing. So I guess that's what it was.

There was a group of senators that were coming to California, and Dave said they would like to have dinner with Mr. Bogdanovich, and they would like to have him join -- pay his dues for the next year. As a matter of fact, I think that they were anticipating that Mr. Bogdanovich would pay $20,000 a year every year for the next three or four years. But -- so I talked to Mr. Bogdanovich about it, and he said he would be receptive to having the group attend his home. And so I prepared a check on that basis.

BY MS. KLEIN:

Q Okay. Let's go back a little bit more slowly here. The call came from Dave Burney?

A Yes.

Q And the proposal, as I understand your testimony, was that Mr. Bogdanovich would host a dinner?

A Host a dinner.

Q Who were the attendees at this dinner?

Barkley Court Reporters Los Angeles • Telephone 310 207 600 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

A Senators Gore, Breaux, Pell, Bryan -- maybe that was just four. I thought there was five.

Q Were there other guests invited as well?

A Noel Gould, David Burney, and there may have been a couple of StarKist Foods employees. I don't recall. There may have been one or two. But otherwise it was a fairly small group.

Q And this was arranged -- the dinner at his house was a result of the $20,000 contribution being made?

A I don't know if it was a direct result. I know that David had indicated that these senators were making a swing through California, and he felt that if Joe -- I think he said something like this: If Joe was going to, you know, reinstate his dues or pay his dues again in the Democratic Senatorial Campaign Committee, that this would be an appropriate time to -- you know, to deliver the check to him, if they would come by.

So he said, "Fine."

Q Were you involved in the preparation of the dinner?

A Yep.

Q Making arrangements?

A Uh-huh.

Q Was it a catered affair?

Barkley Court Reporters Los Angeles • Telephone 310 207 8000 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

A Yeah.

Q Do you remember who catered it?

A Well, I don't know if it was catered or if we had our own cafeteria cooks do it. I don't really remember. We may have had -- Joe has got household help. We may have had them do it. I don't recall now.

Q Do you recall when it occurred?

A It was probably right around this time, probably early '90s. I don't recall. I could find out, but I don't recall.

Q Do you know when the check was actually tendered to the DSCC?

A Well, I think I took it with me to the dinner and gave it to Noel Gould, I think. I think that's what happened. But I don't recall for sure.

Q Was there a transmittal note that would have accompanied this?

A No.

Q Before tendering this check did you have conversations concerning the use of the money with Dave Burney or Noel Gould?

A Yes. As a matter of fact, I think I sat next to Noel Gould at this dinner, and I had, you know, restated the fact that this was a soft money contribution, and he said, "Yes, it is."

Barkley Court Reporters Los Angeles • Telephone 310 207 800 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

Q Would that intention have been set forth in writing thereafter?

A Thereafter.

Q Thereafter. Not before --

A No.

Q Not before the commencement of MUR 3325?

A That's right.

Q When did you first become aware that there may have been a problem with Mr. Bogdanovich's 1989 and 1990 contributions?

A When I read it in the Los Angeles Times.

Q What did you do, having read the article?

A Well, in sequence I don't recall. I'm sure I talked to Joe. And then I probably called Dave Burney. And then I think I probably called Chuck Bell, although I'm not sure what the time frame on that was.

Q Do you recall your conversation with Dave Burney, what was said?

A No, I don't recall. I mean, just shock, I suppose.

Q Do you recall his reaction?

A Also shock. He said that that couldn't happen because they were soft money contributions. And I said, "Well, what do you think I should do about it?"

Barkley Court Reporters Los Angeles • Telephone 310 201 0100 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

He said, "Well, you should call the Democratic Senatorial Campaign Committee."

Oh, or he may have volunteered to call them. So that's maybe what happened. Maybe he called them and they got back to me.

Q Let me clarify something. Was the entire amount of the March 5th, 1990, contribution intended as a soft money contribution?

A Sure. I mean, it was always my understanding that it was. There was no question that it was not a soft money contribution.

Q That it was not a --

A Soft money contribution.

MS. KLEIN: Off the record for a moment.

(Discussion held off the record.)

BY MS. KLEIN:

Q Did you then talk with anyone from the DSCC?

A (Witness nods head.)

Q And who would that have been?

A Well, I think -- and I didn't go back and look at the file. Maybe I should have. But I talked to whoever was in charge at the time. And ultimately I talked to their counsel. Was it Bob Bauer?

Q Uh-huh.

Barkley Court Reporters Los Angeles • Telephone 310 207 8000 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

A And I had three or four phone calls with him. And I said, finally -- this was in the context of my conversations with Mr. James, because I was calling Mr. James at the same time, trying to find out what the problem was. He related to me what the problem was, and said that -- and I said, "Well, how do I resolve this with you to explain what the --" you know, "what the resolution to this should be."

And he said, "Well, you need to work with the committees that you made the donations to to have them acknowledge how they understood the contributions to be applied."

Q This is Mr. Bauer?

A No, Mr. James. That's what he told me.

Q Right, okay.

A And so that's why I had the continuing discussions with Mr. Bauer. And ultimately then they forwarded letters -- or a letter to me, indicating that they had an accounting error, and in that letter they made a reference to a building fund or something. But I didn't -- that was never stated directly by me that this fund should be deposited into a building fund. It was my indication to them all along that they should simply not allow Mr. Bogdanovich to exceed his $25,000 limitation.

Barkley Court Reporters Los Angeles • Telephone 310 207 800 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 04

Q Did Mr. Bauer acknowledge an accounting error --

A Yes.

Q -- in your conversations?

A Yes.

Q How did he explain what had occurred?

A I don't believe he ever explained it. He just said, "Well, I guess we made a mistake." And I don't think he admitted that he made it. And I don't know that he -- that he really said who made it. But I had to tell him several times that I had direct confirmation that it was a soft money contribution from Mr. Gould, and that I had confirmation of that conversation via -- through Mr. Burney.

Q What was his reaction to that?

A Well, when I called -- and I don't know if it was Bauer that I talked to originally or not, but when I called the Democratic Senatorial Campaign Committee and explained what happened, they said to me, quote, "Tell me why I'm not surprised at this." So that indicated to me that this was something that happened before. Because the guy who I talked to -- maybe I have his name, but I'm not -- I'm sure I have his name someplace in the file, but I got the impression that this was a common occurrence back there, and that they

Barkley Court Reporters Los Angeles • Telephone 310 207 800 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 540

weren't surprised by the fact that this had happened. And that's why I didn't -- that's why I felt somewhat relieved, and that's why I told Mr. James later, I said, you know, I think this is happening frequently because that's the indication I got back from the person at the committee that I talked to.

Q Do you recall, though, just to clarify, that you had told Mr. Bauer that you had confirmation as to how the contribution was intended to be deposited?

A Uh-huh. I told him that I had the conversation with Noel Gould and that Dave Burney was present and that Dave Burney would confirm my conversation with Noel Gould.

Q Did Mr. Bauer ask you any questions?

A No, not really.

Q When was the last time that you spoke with Mr. Bauer?

A Well, it would have been the date approximately three or four days prior to the time I received his letter.

Q When was the last time that you spoke with anyone from the DSCC with regard to these contributions?

A That would have been -- the last time would have been the early part of 1992, April or

Barkley Court Reporters Los Angeles • Telephone (213) 207-1000 Woodland Hills • Telephone (818) 703-8312 Irvine • Telephone (714) 955-0456

May of '92.

Q Have you ever been advised by the DSCC or Mr. Bauer that Mr. Bogdanovich's contributions have been transferred in accordance with your instructions?

A Only in the letter.

Q You mentioned that Mr. Bauer spoke about a building fund or wrote -- I'm sorry.

A Wrote. I think his letter -- well, you have a copy of his letter. I think he said something in the letter about a building fund.

Q Okay. We'll take a look at that. This is going to be FEC Exhibit 4. It's a new exhibit, so we'll give a copy to Counsel.

Mr. Lawson, this is FEC Exhibit 4. I'd ask that you review it and identify it for us.

(Document handed to the witness.)

THE WITNESS: Yes, I wrote that letter.

BY MS. KLEIN:

Q Okay. Is this Mr. Robert Hickmott to whom this letter is addressed, would that be the person who you spoke with at the DSCC? You said he wasn't surprised.

A I don't think so.

Q Do you recall speaking with a Mr. Robert Hickmott?

Bartley Court Reporters Los Angeles • Telephone 310 207 800 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

A Yes, I do, but I don't believe he's the one I talked to initially.

Q When would you have spoken with him?

A Well, it would have been right around this time, I guess.

Q Okay.

A I mean, I don't recall specifically the dates. But this all happened within a certain time frame of the release of the information in The Times.

Q Could you read for us the second sentence of the first paragraph.

A "It was the intention of Mr. Bogdanovich that $10,000 of each contribution be deposited to a non-federal account that would not count against his federal election law -- " yeah, that's different from the $20,000. Is that what you mean?

Q Yeah.

A Yeah, when I --

Q Why don't we finish, for the record, the sentence. It says, "-- deposited into a Non-Federal account that would not count against his federal election law limit of $25,000 per year."

Earlier you testified that both these contributions were to be soft money.

A They were.

Barkley Court Reporters Los Angeles • Telephone 310 207 800 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

Q And so I ask you to explain why his intent in this letter was for the contributions to be split.

A Because when I called them and told them about this, they said, "Well, we don't have enough money to put the whole $20,000 into --" he said, "We'll have to transfer it to the soft money account." I said -- and they said, "We don't have enough money to do that." And I said, "Well, how much money do you have?" And he said, "Well, maybe we can do half of it." And I said, "Fine, then do half of it."

Q The person speaking is Robert Hickmott, is that --

A It would have been Mr. Hickmott, yes.

Q And then you drafted this to show that that was his intention?

A Yeah. Well, I drafted it because that was -- yeah, I think it was to show that he didn't exceed the limitation by the full thousand dollars (sic). So I said, "If you don't have the full twenty thousand to put back where you wanted it, then just put half of it back. Put half of it back into the soft money account."

Q The way that it is framed -- and I come back to this because I think that it's important -- is

Barkley Court Reporters Los Angeles • Telephone 310 207 8000 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

it is framed that it was his intention. His intention, I believe previously you stated, was to contribute $20,000 to the soft money account.

A Yeah.

Q And what you've described now is you wrote it this way to accommodate --

A To accommodate the fact that they didn't have the full $20,000 to reapply properly.

Q Did it occur to you to say his intent was for this to be deposited -- the money to be deposited into the soft money account, but because you don't have sufficient funds, we won't do it that way?

A I should have said that.

Q Just so that the record is clear on this point, how would you characterize Mr. Bogdanovich's intent at the time he made the contribution?

A His intention was that it was all soft money contribution. There was no question about that. But I felt that they said that they had made a mistake, but that they didn't have $20,000 to reapply. So I was trying to accommodate them. I said, "Well, fine, then apply at least half of it."

And they said, "Well, write the letter to that effect."

And I did.

Q Okay. Thank you.

We have another new exhibit.

(Document handed to the witness.)

BY MS. KLEIN:

Q Mr. Lawson, if you'd take a look at FEC Exhibit 5, review it, and identify it for us.

A Yeah, this is the building fund. Yeah, this is the letter that I received from counsel to the Democratic Senatorial Campaign Committee in response to my request for this letter.

Q And for the record, the letter is dated May 5, 1992. It's addressed to you, Mr. Lawson, from Robert F. Bauer.

A Uh-huh.

Q I wish to confirm and let the record reflect that this would be the letter that you received in response to your telephone conversations that you've detailed with Mr. Bauer; is that correct?

A Yes, it is.

Q After receiving this letter did you discuss it in person or by telephone with Mr. Bauer or with anyone else associated with the DSCC?

A I don't think I did, no.

Q In the letter from Mr. Bauer he states that he has reviewed -- and I quote -- "the

circumstances for former committee personnel, and it is apparent that there is a misunderstanding about the proper treatment of Mr. Bogdanovich's contributions in relation to the $25,000 annual limit under federal law."

He goes on to -- continues that his contributions which caused him to exceed the annual limit should have been deposited into the committee's non-federal account, and that he had spoken with former committee personnel.

A Right.

Q Do you know who the former committee personnel were that he spoke with?

A No, I don't.

Q Do you know of any reason why the DSCC would maintain that Mr. Bogdanovich's contributions were properly deposited into the federal account?

A Why they would maintain that they were --

Q Were properly deposited?

A You mean initially?

Q That the contributions initially were deposited into the federal account?

A No, they would have no basis to maintain that.

Q Okay. I want to talk a little bit with

you about your records and record-keeping.

What records do you keep of solicitations such as those we've discussed today?

A I keep no records. Solicitations that I receive in the mail I just review and throw away. And the solicitations that we act on are only recorded through notation in a ledger or a piece of paper in a check.

Q Do you have any other records, written records or documents, regarding these two contributions?

A I don't think so. I think the only records that I have would be records that I began to maintain after this issue arose.

Q Would those include records of your telephone calls with Mr. Burney, Mr. Bauer, Mr. Hickmott?

A They might. I may have kept a reference, but I would have to go back and look. I don't know if I did or not. I know I kept -- I kept copies of references of calls that I made to my counsel, Mr. Bell, but I don't recall that I did with anybody else. I may have but I don't recall.

Q You mentioned that you had not reviewed your file in preparation for today's deposition.

A Uh-huh.

Q Would you be willing to review it and to produce pertinent documents relating to your conversations regarding the solicitation and deposit of these contributions?

A Sure.

Q Okay.

MR. BELL: We may want to reserve an objection to any attorney-client information, but I assume your request is really directed to records of conversations with Burney --

MS. KLEIN: Yes. And I'll be very frank with you. I'm asking whether we could do this informally. Or we could also do it through subpena if you wanted to, but our goal here is to do everything as easily as we can. And certainly if there were attorney-client privilege claims to be had then that should remain privileged.

Counsel, do you have any question for the witness?

MR. BELL: Well, if I can just ask to clarify something here.

EXAMINATION

BY MR. BELL:

Q Referring to Exhibit 5, the letter, the

last sentence has in parentheses the term, "Building fund." Were you aware at any time prior to the receipt of this what non-federal accounts the DSCC may have maintained?

A No, this is the first indication -- first time I heard of building funds.

MS. KLEIN: Okay.

BY MR. BELL:

Q And there was no specific discussion about a building fund in your conversations with Mr. Bauer, to your knowledge?

A No, there were none.

MR. BELL: Thank you.

MS. KLEIN: One moment, please.

FURTHER EXAMINATION

BY MS. KLEIN:

Q Let me try to put the final point out about your conversations with Mr. Bauer. Did you discuss reimbursement or transfer of the misdeposited funds with him?

A I don't know if it was with him or with somebody in the DSCC. When we first talked about correcting the error they weren't sure how to do it. And I said, "Well, you know, would you want us to cancel

Barkley Court Reporters Los Angeles • Telephone 310 207 800 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

the check or you send us the check back and then we'll issue you a new check; would that be the way it should be done?"

And they didn't know. And I think that was something that they were going to look into. But how they resolved that, I don't know.

Q We may -- if we can come up with appropriate documentation -- may be able to give you a document that will help clarify that. So we'll take a moment here.

Off the record.

(Discussion held off the record.)

(Document handed to the witness.)

BY MS. KLEIN:

Q Mr. Lawson, I'm tendering FEC Number 6, and ask for you to take a look at it, review it, and identify it for us.

A Yes.

Q You wrote this letter to Federal Election Commission, June 17th, 1991. Is there anything in this letter to the Commission that refreshes your memory about your conversations with Mr. Bauer regarding refunds?

A Yeah. Well, this is consistent with what I just said, that when I talked to Mr. Bauer -- I guess

Barkley Court Reporters Los Angeles • Telephone 310 207 800 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

it was Mr. Bauer -- that he wasn't sure how to make the correction, and that we discussed a possibility of making a refund, and Mr. Bauer said that -- I guess he said that he was going to do that at the time. He didn't do that, but he told me he was.

Q Okay. And do you assume today that the appropriate refunds have been made?

A No, I don't believe refunds were made.

Q I apologize. Let me reframe that. Transfers from the federal account to the non-federal account have been made?

A Yes, because -- I'm sure they were made because I was advised that they were made by the counsel -- by Mr. Bauer, the counsel for the Democratic Senatorial Campaign Committee.

Q Were you so advised after they were made?

A No, I was advised by his letter. It said --

Q Will be --

A Doesn't it say, "will be made"? It doesn't say. But I assumed from his letter they had been made.

Q Okay. Thank you.

A few administrative details, Mr. Lawson. When subpenaed by the federal government

Barkley Court Reporters Los Angeles • Telephone 310 207 800 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

the deponent is offered and given a witness fee check. We have not had one prepared in preparation for today. When we scheduled these depositions we weren't sure whether they would involve some travel for you. But we will as soon as we return to Washington get that in process, and you'll be receiving one from us.

A If I can waive that I'd be happy to waive that.

Q I think the check will be issued, but you have your option of not negotiating the check.

If I understand our agreement, you will review your file relating to these contributions, and have agreed to produce documents relating to telephone conversations, to any other written communication you have, subject to appropriate attorney-client privileges.

So we will adjourn the deposition, and I remind you that the investigations of the Commission are taken pursuant to confidentiality requirements of the statute, and that the investigation must be kept strictly confidential until the matter is closed.

A I understand.

(Discussion held off the record.)

(It was agreed between counsel that the original transcript of the deposition will be forwarded

Barkley Court Reporters Los Angeles • Telephone 310 207 800 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

to Mr. Bell for reading, correcting, and signature of the deponent under penalty of perjury.)

(Federal Election Commission exhibits 1 through 6 were marked for identification by the Certified Shorthand Reporter, and attached hereto.)

(Deposition concluded at 11:40 a.m.)

-o0o-

I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed at San Pedro, Ca. (Place) on 11/11/93 (Date).

(Signature of Witness)

Barkley Court Reporters Los Angeles • Telephone 310 207 8000 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

DEPOSITION OFFICER'S CERTIFICATE

STATE OF CALIFORNIA)
) ss.
COUNTY OF ORANGE)

I, Sally Kay Farwell, Certified Shorthand Reporter, Certificate No. 5675, for the State of California, hereby certify:

I am the deposition officer that stenographically recorded the testimony in the foregoing deposition;

Prior to being examined the deponent was by me first duly sworn;

The foregoing transcript is a true record of the testimony given;

Dated 10/2/93.

Sally K Farwell

Barkley Court Reporters Los Angeles • Telephone 310 207 800 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

Exhibit 1

WORLD HEADQUARTERS
[redacted]

Joseph J. Bogdanovich
Vice Chairman

92 AUG -5 PM 4:19

December 14, 1989

Senator John Breaux
Democratic Senatorial Campaign Committee
430 S. Capitol Street, S.E.
Washington, D. C. 20003

Dear Senator Breaux:

Enclosed is my check in the amount of $20,000 payable to the Majority Trust. I appreciate your help and advice and look forward to meeting with you again.

Very truly yours,

Joseph J. Bogdanovich

Enclosure

JJB:sb

FEC 1
Identified ___ Printed ___ EXHIBIT for I D
SALLY FARWELL, CSR# 5675
Date: 9-29-93
Witness: Lawson

Mailing Address: H. J. Heinz Company, P.O. Box 57, Pittsburgh, Pennsylvania 15230-0057

92 AUG -5 PM 4:16
RECEIVED
FEDERAL ELECTION COMMISSION

CHECK TRACKING MEMORANDUM

TO: Debra Davey

Date 12/20/89

FROM: Attached Check

From (Initial): CMC
Sarah Approval: ____
Kris Approval: ____

Check Amount: $ 20,000.00 Partnership ____ Soft ____

Name: Joseph J. Bogdanovich

Business Address: H. J. Heinz Co, P.O. Box 57
Pittsburgh, PA 15230-0057

Home Address: 71 Saddleback Road
Rolling Hills, CA 90274

Phone: (O) ____ (H) ____

Occupation: Vice Chairman

Employer: Heinz World Headquarters

Attribute to the Following Program:

____ Circle --
__X__ Majority Trust
____ Roundtable
____ Fall Dinner 19 ____
____ Road Show
(City) ____

____ General Misc.
____ Labor Council
____ Other
____ Building Fund

Source: ____
Tally: ____
Thru: ____

JOSEPH J. BOGDANOVICH
[redacted]

6316

PAY TO THE ORDER OF DSCC MAJORITY TRUST ---------- $ 20,000.00

Twenty Thousand and no/100 ---------- DOLLARS

SECURITY PACIFIC NATIONAL BANK

FOR ____

[redacted]

Joseph J. Bogdanovich

202 485 1:20 02:1 -ES9-00

Exhibit 2

Democratic Senatorial Campaign Committee
[illegible] South Capitol Street, S.E., Washington, D.C. 20003 • (202) 224-2447

Chairman
Charles E. Robb, VA

Ex-Officio
George Mitchell, ME

Program Chairman
John D. Rockefeller IV, WV
National Finance Council

Richard Bryan, NV
Majority Trust

Bob Graham, FL
Leadership Circle

David Pryor, AR
Business Roundtable

Paul Simon, IL
Labor Council

Full Committee
Lloyd Bentsen, TX
Joseph Biden, DE
Bill Bradley, NJ
John Breaux, LA
Alan Cranston, CA
Thomas Daschle, SD
Christopher Dodd, CT
Wyche Fowler, GA
Albert Gore, TN
Daniel Inouye, HI
Bennett Johnston, LA
Edward Kennedy, MA
Robert Kerrey, NE
John Kerry, MA
Herbert Kohl, WI
Frank Lautenberg, NJ
Joseph Lieberman, CT
Howard Metzenbaum, OH
Barbara Mikulski, MD
Sam Nunn, GA
Donald Riegle, MI
Jim Sasser, TN
Paul Wellstone, MN

DEMOCRATIC SENATORIAL CAMPAIGN COMMITTEE
MAJORITY TRUST

The Majority Trust is the premiere program of the DSCC. Members of the Majority Trust are invited to participate in all DSCC donor programs, events and activities throughout the year. These programs include:

Majority Trust Weekends & Retreats: 1992 events include a winter ski weekend in Utah; private visit to the LBJ Ranch Weekend in Austin, Texas; the Kentucky Derby; a special Democratic National Convention package in New York in July; a Summer Weekend on Nantucket August 13-16, the International Balloon Festival in Albuquerque October 2-4, the 1993 Superbowl and other events throughout the year. Members of the Senate Democratic Majority participate with Majority Trust members in these exclusive weekend retreats.

DSCC Fall Dinner: Majority Trust members receive tickets & priority seating to the annual Fall Dinner. Majority Trust members who belong to both the DSCC and DCCC receive tickets to the Joint Spring Dinner.

Regional Dinners & Special Events: Majority Trust members are invited to participate in exclusive dinners, receptions and policy discussions throughout the year with members of the Democratic Senate majority.

Invitations to all Leadership Circle, Business Roundtable & Senate Coalition Events: All Majority Trust members are invited to the Business Roundtable and Senate Coalition breakfasts and events. These include Leadership Circle weekends and forums and monthly Business Roundtable Breakasts and events as scheduled.

Research & Information: Majority Trust members are sent monthly DSCC Race Updates, research and information. We will make every effort to secure specific information on request.

Membership in the Majority Trust is $20,000 per person per calendar year. (A combination of PAC and personal funds is acceptable).

For additional information, please call Stephanie Cooper at 202/224-2447.

Paid for and authorized by the Democratic Senatorial Campaign Committee • Contributions are not tax deductible

FEC
Doc(s) 2 Pit(s) ____ EXHIBIT for I D
SALLY FARWELL, CSR# 5675
Date: 9-29-93
Witness: [signature]

FEC
Doc(s) 2 Pit(s) ____ EXHIBIT for I D
SALLY FARWELL, CSR# 5675
Date: 9-29-93
Witness: M. Bogdanich

92 AUG -5 PM 4:18
FEDERAL ELECTION COMMISSION

Exhibit 3

FE 3 Deposed Pltf EXHIBIT for I.D.
SALLY FARWELL, CSR# 5675
Date: 9-29-93
Witness: Lawson

FE 3 Deposed Pltf EXHIBIT for I.D.
SALLY FARWELL, CSR# 5675
Date: 9-29-93
Witness: Mr. Bogdanovich

92 AUG -5 PM 4:10

CHECK TRACKING MEMORANDUM

TO: Debra Davey

Date 3/14/90

FROM: Attached Check

From (Initial): CH
Sarah Approval:
Kris Approval: KS

Check Amount: $ 20,000 Partnership ___ Soft ___

Name: Joseph J. Bogdanovich

Business Address: H.J. Heinz Co.
PO Box 57 / Pittsburgh PA 523

Home Address: 71 Saddleback Rd.
Rolling Hills, CA 90274

Phone: (O) [redacted] (H) [redacted]

Occupation: Chairman

Employer: H.J. Heinz

Attribute to the Following Program:

S-0238

___ Circle ___
___ Majority Trust
___ Roundtable
___ Fall Dinner 15 ___
X Road Show
(City) Jackson Swing

___ General Misc.
___ Labor Council
___ Other
___ Building Fund

3/15/90

Source: BOGDANOVICH
Tally: DEN
Thru:

JOSEPH J. BOGDANOVICH [redacted] 6353

10-4/1220

March 5 19 90

PAY TO THE ORDER OF DEMOCRATIC SENATORIAL CAMPAIGN COMMITTEE $ 20,000.00

Twenty Thousand and no/100 DOLLARS

SECURITY PACIFIC NATIONAL BANK
San Pedro Office 10108
220 South Pacific Avenue
San Pedro, CA 90731

FOR [redacted] Joseph J Bogdanovich

20 [redacted] 202 485 3120 08-03-1992 22:57

Exhibit-4

DAVID S. LAWSON

180 East Ocean Blvd.
Long Beach, Calif. 90802
Tele. (213) 590-3990

June 13, 1991

Mr. Robert Hickmott
Deputy Director
Democratic Senatorial Campaign Committee
430 South Capital Street, S.E.
Washington, D.C., 20003

Re: 1989/90 Democratic Senatorial Campaign Committee Contributions

Dear Mr. Hickmott:

It has come to my attention after a review of the records that Mr. Joseph J. Bogdanovich made a $20,000 contribution to the Democratic Senatorial Campaign Committee on December 14, 1989 and March 5, 1990, which were both credited by the Committee to the Federal Account. It was the intention of Mr. Bogdanovich that $10,000 of each contribution be deposited to a Non-Federal account that would not count against his federal election law limit of $25,000 per year.

Therefore, please immediately correct the records of the Committee and refund the $10,000 payments for 1989 and 1990 to the Federal Account and replace them with payments of $10,000 to the Democratic Senatorial Campaign Committee-Non Federal Account as originally intended by Mr. Bogdanovich.

Thank you for your assistance.

Very truly yours,

David S. Lawson

FEC
Gen(s) 4 Pltf(s) ____ EXHIBIT for I.D
SALLY FARWELL, CSR# 5675
Date: 9-29-93
Witness: LAWSON

Exhibit 5

PERKINS COIE

A Law Partnership Including Professional Corporations
607 Fourteenth Street, N.W. • Washington, D.C. 20005-2011 • (202) 628-6600

Robert F. Bauer
(202) 434-1602

May 5, 1992

David S. Lawson, Esq.
c/o Starkist Seafood Company
180 East Ocean Boulevard
Long Beach, CA 90802

Dear Mr. Lawson:

This letter serves to advise you of the position of the Democratic Senatorial Campaign Committee ("DSCC") in the matter of Mr. Bogdanovich's compliance with the $25,000 annual limit on contributions for 1989 and 1990. DSCC has been advised of a pending Matter Under Review and related proposed conciliation agreement with Mr. Bogdanovich.

No current officer of the DSCC held a position with the Committee during the period in question. None, therefore, has any personal knowledge of events or discussions relevant to Mr. Bogdanovich's contributions to DSCC, and there does not appear in the Committee's records any documents which would clarify the understanding of the Committee management than in place.

Nevertheless, I have reviewed the circumstances with former Committee personnel, and it is apparent that there was a misunderstanding about the proper treatment of Mr. Bogdanovich's contributions in relation to the $25,000 annual limitation under federal law. Mr. Bogdanovich's contributions which caused him to exceed the annual limit, should have been deposited in the Committee's nonfederal (Building Fund) account, in accordance with his understanding and intention.

The Committee sincerely regrets these circumstances.

Very truly yours,

Robert F. Bauer

RFB:smb

{04005-0001/DA921250.006}

FEC 5
Petitioner ___ Plaintiff ___ EXHIBIT for I.D.
SALLY FARWELL, CSR# 5675
Date: 9-29-93
Witness: LAWSON

Exhibit 6 FEC 1/16 2c

James

91 JUN 19 PM 2:45

DAVID S. LAWSON

180 East Ocean Blvd.
Long Beach, Calif. 90802
Tele. (213) 590-3990

91 JUN 20 AM 10:45

June 17, 1991

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

Re: MUR 3325

Dear Mr. Noble:

This will acknowledge receipt of your letter dated June 11, 1991, to Mr. Joseph J. Bogdanovich, advising that a complaint has been filed alleging a violation of the Federal Election Campaign Act of 1971.

By way of background, the undersigned is employed by Mr. Bogdanovich and acts as his advisor on political and financial matters. On June 5, 1991, I read in the Los Angeles Times of the subject allegation and immediately researched my files. I discovered that certain contributions made by Mr. Bogdanovich to the Democratic Senatorial Campaign Committee (DSCC) in 1989 and 1990, and to the Republican National Finance Committee (RNFC) in 1990, had apparently been deposited in error to Federal accounts by both Parties.

At the time Mr. Bogdanovich made the contributions, it was his understanding and intent that the payments would not cause him to exceed the $25,000 annual limit for federal purposes.

I then immediately called both the DSCC and the RNFC and asked for a refund of the amounts which Mr. Bogdanovich had not intended be deposited to Federal accounts.

Please see the enclosed letter to the RNFC and their response, which shows a 1990 refund of $10,000 from their Federal account and a redeposit of $10,000 to their Non-federal account.

Also, please see the enclosed letter to the DSCC making a similar request for a $10,000 refund for both 1989 and 1990. I have a verbal assurance from Mr. Robert Bauer, General Counsel to the DSCC, (Tel. 202 434-1602) that appropriate refunds will be made immediately by the DSCC.

As a result of these refunds, Mr. Bogdanovich's contributions for 1989 and 1990 which are subject to the $25,000 annual limitation are $21,000 and $20,000, respectively.

FEC
Page(s) 6 Pkg(s) ____ EXHIBIT for I.D.
SALLY FARWELL, CSR# 5675
Date: 9-29-93
Witness: Lawson

2504364215/0

It was never the intention of Mr. Bogdanovich to violate the Federal Election Campaign Act, and it was only through miscommunication with the RNFC and DSCC that this incident occurred.

Mr. Bogdanovich has implemented review procedures to monitor contributions to committees which have both Federal and Non-federal accounts to insure compliance with the Federal Election Campaign Act and prevent such an occurrence from happening in the future.

Please advise me if the actions we have taken will resolve this matter or if you require further information. In the event your office wishes to proceed further, we, of course, reserve the right to designate counsel to handle the proceedings if necessary.

Very truly yours,

David S. Lawson

2503641357

6/2

ORIGINAL

09C0567

In the Matter of)
)
JOSEPH BOGDANOVICH.) MUR 3325
)
)

93 DEC -6 PM 4:23

RECEIVED
FEDERAL ELECTION COMMISSION

C O N F I D E N T I A L

DEPOSITION OF JOSEPH BOGDANOVICH

September 29, 1993

SALLY K. FARWELL
CSR 5675
30724

BARKLEY

Los Angeles
11980 W. Olympic Boulevard
Suite 150
Los Angeles, CA 90064
Facsimile 310 207 8001
Telephone 310 207 8000

Orange County
2201 Dupont Drive
Suite 150
Irvine, CA 92715
Facsimile 714 955 1706
Telephone 714 955 0400

San Fernando Valley
21300 Victory Boulevard
Suite 1150
Woodland Hills, CA 91367
Facsimile 818 702 0951
Telephone 818 702 0202

Inland Empire
1909 Business Center Drive
Suite 109
San Bernardino, CA 92408
Facsimile 909 885 5331
Telephone 909 885 5050

In the Matter of)
)
JOSEPH BOGDANOVICH.) MUR 3325
)
)
)

C O N F I D E N T I A L

Deposition of JOSEPH BOGDANOVICH, taken on behalf of the Federal Election Commission, at 222 West 6th Street, Suite 710, San Pedro, California, commencing at 10:05 a.m., Wednesday, September 29, 1993, before Sally K. Farwell, Certified Shorthand Reporter, No. 5675.

Barkley Court Reporters Los Angeles • Telephone 310 207 800 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

2504336415/3

APPEARANCES OF COUNSEL:

For Joseph Bogdanovich	BELL, MCANDREWS & HILTACHK By CHARLES H. BELL, JR., ESQ. 1441 Fourth Street Santa Monica, California 90401 (310) 458-1405
For The Federal Election Commission	LISA E. KLEIN, ESQ. Assistant General Counsel Federal Election Commission 999 E Street, N.W. Washington, DC 20463 (202) 219-3690
Also Present	NORIEGA JAMES

Barkley Court Reporters Los Angeles • Telephone 310 207 600 Woodland Hills • [illegible] Irvine • [illegible]

I N D E X

WITNESS	EXAMINED BY	PAGE
JOSEPH BOGDANOVICH	MS. KLEIN	5

EXHIBITS FOR IDENTIFICATION	PAGE
Federal Election Commission's:	
1 - Photocopy of letter dated 12/14/89 and document entitled, "Check Tracking Memorandum"	15
2 - Photocopy of document entitled, "Majority Trust"	17
3 - Photocopy of Check Tracking Memorandum, dated 3/14/90	19

Barkley Court Reporters Los Angeles • Telephone 310 207 800 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

SAN PEDRO, CALIFORNIA; WEDNESDAY, SEPTEMBER 29, 1993;
10:05 A.M.

JOSEPH BOGDANOVICH,
witness, was sworn and examined
and testified as follows:

DEPOSITION OFFICER: Do you solemnly swear that the testimony that you are about to give in this proceeding shall be the truth, the whole truth, and nothing but the truth, so help you God?

MR. BOGDANOVICH: I do.

EXAMINATION

BY MS. KLEIN:

Q For the record, would you state your name.

A My name is Joseph Bogdanovich.

Q And are you represented by counsel today?

A I think so.

Q And his name, for the record, please?

MR. BELL: Charles Bell, B-e-l-l.

THE WITNESS: Your name is Charles? Charlie, huh?

MR. BELL: Charlie.

Barkley Court Reporters Los Angeles • Telephone 310 207 500 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

BY MS. KLEIN:

Q Mr. Bogdanovich, I don't know whether you've had your deposition taken before, but I'd like to go over some of the ground rules for this deposition which is being taken pursuant to Section 437G of the Federal Election Campaign Act.

I'm going to be asking you a series of questions, and then attempt to clarify the record with regard to certain of your contributions. If I ask -- I'm going to ask that you respond verbally, because the court reporter is going to have a hard time recording your gestures.

I'm going to ask that you, if you do not understand a question, that you tell me, and I will try to reframe that question so you can understand it. If I ask a question that is unclear to you, I will reframe it.

If you don't hear a question, I will try to say it again. And we don't want you to speculate. We just want to know your answers, what you do know. So no speculation, please.

So if you do not indicate that you have not understood a question or that you have not heard a question, and you answer, I will assume that you have properly understood it.

Barkley Court Reporters Los Angeles • Telephone 310 207 600 Woodland Hills • Telephone 818 703 0202 Irvine • Telephone 714 955 0400

95041364157

If you realize that you may have given an incomplete answer, let me know and we'll go back to that area and you can clarify the record.

Lastly, I remind you that your testimony is being given under oath, and so you should treat the testimony as though you were in a court before a judge and jury. Okay?

A Okay.

Q All right.

Our focus today, of course, is on specific contributions you have made. There's always those little technical background questions, such as your occupation, that I would ask for you to state for the record.

A My occupation right now?

Q Uh-huh.

A Right now, vice chairman of the board of the H.J. Heinz Company.

Q How long have you served in that position?

A Oh, let me see. A few years.

Q Five years?

A I have to go back and look -- yeah, let's say five years.

Q Five years, okay. What have you done to

Berkley Court Reporters Los Angeles • Telephone 310 207 800 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

prepare for today's deposition?

A Not a damn thing. I don't -- I don't know of anything.

Q You haven't reviewed any documents?

A Not one.

Q Did you talk with anyone about today's deposition?

A Talked to this fellow here, Charlie.

Q Your counsel. Did you talk to anyone else?

A What's his name here.

Q Mr. Lawson?

A Mr. Lawson, yeah.

Q Okay. Have you ever worked on a campaign for federal office, Mr. Bogdanovich?

A Worked on a campaign?

Q Yes.

A No. "Worked" means getting paid for it?

Q That's correct.

A No, I've never been getting paid for anything. I'm underpaid here.

Q Have you ever volunteered on behalf of a campaign?

A Oh, maybe 1920.

Q Okay.

A 1920, yeah, we went out -- went out, fellow run for senate -- not for senate. What do you call it when you work for the state? Assemblyman.

Q It's a state office, before the creation of the Federal Election Commission; right?

A A long time ago, Vincent Thomas.

Q Think back over the last five years, if you will, and I ask you whether you've been solicited to contribute to a federal candidate committee.

A Solicited, you mean asking for funds?

Q That's correct.

A Well, I suppose, but I never did get into that seriously. I'd have somebody else do that.

Q Would you have someone else be involved with solicitations to the national party committees as well?

A You mean to solicit?

Q Have you been asked to contribute to national party committees?

A I suppose -- I suppose so. But I would never get into that very deeply. I'd generally have Dave Lawson take care of that.

Q Would the calls -- would you receive the materials from these committees directly?

A Oh, I think that most of the time, the

Barkley Court Reporters Los Angeles • Telephone (213) 627-5651 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone (714) 955-0400

way I remember it, he would bring it to me.

Q Okay.

A He said, look, I've been contacted by so and so, maybe there's going to be some kind of a party or a fund-raiser, and we've been asked to make a contribution.

Q Did you receive such calls yourself directly?

A Well, maybe I have. But I can't remember when I have these calls. And if I did have these calls I would turn it over to Dave.

Q Okay. And I assume that at times you have responded favorably to those type of solicitations?

A You mean --

Q That you've actually given money in response to the solicitations?

A No, I wouldn't give any money. Dave would come back and tell me about it and say, look, I recommend it or I don't recommend it, something like that. I never gave a check without -- without him approving it or somebody approving it.

Q Mr. Bogdanovich, how familiar would you say you are with the federal campaign finance laws?

A Oh, I don't think I'm very familiar with it.

Barkley Court Reporters Los Angeles • Telephone 310 207 800 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

Q Okay. Do you know how much a person can give to a candidate running for federal office?

A Federal office? That's a senator?

Q Senate or congress.

A Actually, I don't know.

Q Do you know how much a person can give to a national party committee such as the Republican National Committee or the Democratic National Committee?

A You're being specific. I can't answer that specifically. I don't know.

Q That's okay.

A I don't know.

Q Do you know how much money a person can give in any one calendar year?

A No.

Q Are you aware that some political committees have a federal account and a non-federal account?

A No, I'm not aware of that. Two accounts? I don't know. I don't know about that.

Q How do you ensure that your contributions are lawful?

A Well, Lawson, you're asking me for a contribution -- to make a contribution, and you recommend it. Okay, go ahead, but be sure that it's

Barkley Court Reporters Los Angeles • Telephone 310 207 600 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

lawful.

Q So you've delegated that responsibility --

A Yes.

Q -- to Mr. Lawson?

A Yeah.

Q When did Mr. Lawson start working with you?

A Oh, I don't know. At least -- in his life, I think he's been here at least over 20 years. Dropped out for a year or two and then came back.

Q What are his responsibilities?

A Well, he's a finance man, and he handles some of my investments, handles my taxes, things like that. I depend on him to give me accurate and proper information as to what's going on as far as taxes are concerned.

Q And you mentioned that he helps you with the political contributions?

A Yeah.

Q You seek his advice on those as well; correct?

A Yeah.

Q Would you describe him as a political advisor to you in that regard?

Barkley Court Reporters Los Angeles • Telephone 310 207 8000 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

A Well, we have a lot of political discussions on that, and I don't know that we see eye to eye or not. I don't know. I don't care, really.

Q A bit earlier you stated that if people wanted you to contribute they would speak with Mr. Lawson?

A I'd send them to him, to Lawson, talk to him.

Q Okay.

A Got a call last night. I said, "Talk to Lawson." And he happened to be there, and he talked to him. He said, "Call me at the office."

Q When the call comes in and you refer them to Mr. Lawson, do you know what Mr. Lawson does at that point?

A Last night he answered the phone.

Q Okay. What I'm asking for is a description of how the process is that you actually decide to send off a check in response to being solicited.

A I don't decide to send a check out until he tells me about it later.

Q And he has a check issued then?

A Oh, he comes, we talk about it, and we decide to do it or not do it. Most cases we decide not

to do it.

Q Who writes the check?

A He does.

Q Who handles the record-keeping tasks?

A I just assume that he does. Maybe my secretary does too. I don't know.

Q Do you know what kind of records are kept of the contributions?

A No, I never go in and ask. I could find out.

Q Have you given Mr. Lawson guidelines in terms of how to treat the requests for contributions?

A No. He comes back and says, gee, I think it's a good deal, I think it will be fun, I think we should do this. Or he says, no, forget it.

Q So it's a case-by-case approach?

A That's right.

Q Okay.

A Like yesterday, I got a letter from a man from Yugoslavia, "Dear Mr. Bogdanovich," things like that. And he says, "I'm in terrible health. I'm 87. Can you help me."

"What do you think of this, Dave? I think I'd like to send this guy some money."

So we talk about that. He says, Joe,

Barkley Court Reporters Los Angeles • Telephone 310 207 800 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

Joe, how do you know -- why should you do that, things like that. Well, I'm going to send him some money anyhow.

Q So you don't always follow his recommendations, huh?

A Well, you know, this guy is in this country, this terrible country and so on -- is this part of the act here? I mean, are we getting off the subject?

MR. BELL: I think we're talking about noncampaign contribution --

MS. KLEIN: A little off the subject but --

MR. BELL: It's certainly responsive to the process.

MS. KLEIN: Right.

Let the record reflect that I'm asking the court reporter to mark this as FEC Exhibit 1, which I will give to Mr. Bogdanovich and one to counsel.

(Document handed to the witness.)

BY MS. KLEIN:

Q Mr. Bogdanovich, please take a moment to review this exhibit which purports to be a copy of a check. The second page purports to be a copy of a check which is payable to the DSCC Majority Trust, and the first page is apparently a note to Senator Breaux.

Barkley Court Reporters Los Angeles • Telephone 310 207 8000 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 966 0400

A I see it.
Q Is that your signature on this check?
A "Joe." It sure looks like it.
Q Okay. And that's on the letter, correct --
A Uh-huh.
Q -- and on the check itself, on the second page of Exhibit 1?
A Yeah, sure looks like it.
Q Did you compose this letter to Mr. -- to Senator Breaux?
A No, no.
Q Do you recall whether you sent this check in response to a solicitation?
A No.
Q Do you know why the letter is addressed to Senator Breaux?
A No, I just assume that he was the one that requested it.
Q Okay.
A I would just assume that.
Q Do you know why the check is made payable to the DSCC Majority Trust?
A No. I don't know even what that means.
Q So you don't know what the Majority Trust

Barkley Court Reporters Los Angeles • Telephone 310 207 800 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

is?

A I don't know what DSCC is or Majority Trust.

Q Well, I can help you with part of that. The DSCC is the abbreviation for the Democratic Senatorial Campaign Committee.

A Okay.

(Document handed to the witness.)

BY MS. KLEIN:

Q I am handing to the deponent and to counsel FEC Exhibit 2. Please take a moment to review this.

A This is the Majority Trust people. Invitations and the leadership circle, business, round table -- I don't know what the hell this means. "Membership in the Majority Trust is $20,000 per person per calendar year. A combination of PAC and personal funds is acceptable."

Q Have you ever seen this document before?

A No.

Q Anything like it?

A No.

Q Okay. Having read this portion about membership being $20,000 --

A Does that mean joining the club?

Q Apparently.

Would your check on December 14th, 1989, for $20,000, could that represent payment for membership in the Majority Trust?

A I don't know.

Q You don't have any recollection of that?

A No.

Q Okay. What did you think your money -- this check of December 14th, 1989, what did you think it would be used for?

A I suppose it would be used for something that they thought it was good for the democrats.

Q Okay. Did you think that it would count against your federal contribution limit?

A I wouldn't have even thought of that, I don't think.

Q Would Mr. Lawson have been involved in the making of this contribution?

A I think so, yeah.

Q If the Democratic Senatorial Campaign Committee had sent you correspondence relating to this contribution would Mr. Lawson have received it?

A If it was mailed to me I'd have told my secretary, give it to Mr. Lawson and tell me about it sometime. Sometimes he tells me about it, sometimes he

Berkley Court Reporters Los Angeles • Telephone 310 207 800 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

doesn't.

MS. KLEIN: Off the record.

(Discussion held off the record.)

BY MS. KLEIN:

Q Turning now to another specific contribution, I show you FEC Exhibit Number 3.

(Document handed to the witness.)

BY MS. KLEIN:

Q Which purports to be a check payable to the Democratic Senatorial Campaign Committee in the amount of $20,000.

A Same group?

Q Same group. Is that your signature on this check, Mr. Bogdanovich?

A It sure looks like it.

Q Do you recall why you made this contribution?

A No.

Q Do you recall who asked you to make this contribution?

A I can't remember anybody asking me that, but I have to assume it was Lawson.

Q Reading the "Pay to the order of," it states, "Democratic Senatorial Campaign Committee"; correct?

Barkley Court Reporters Los Angeles • Telephone 310 207 800 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

A That's what it says here.

Q There is no other designation on the check, is there?

A "Democratic Senatorial Campaign Committee," that's what it says there.

Q Do you know whether a note accompanied this check?

A No, I don't. I don't know.

Q Do you recall how you thought your money would be used?

A No, I really don't, because I felt that was -- no, I never asked that question.

Q Okay. Could you describe -- would Mr. Lawson's role have been similar with respect to this contribution as you've described with regard --

A I think so.

Q -- to others?

A I think so.

Q Do you recall attending any fund-raising events sponsored by the Democratic Senatorial Campaign Committee in the spring of 1990?

A Do I recall? No. That's been too many years ago.

Q Yeah. Does the term "DSCC," meaning Democratic Senatorial Campaign Committee, "Road Show,

Berkley Court Reporters Los Angeles • Telephone 310 207 600 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone [illegible]

Western Swing," mean anything to you?

A I don't think so.

Q Has anyone from the Democratic Senatorial Campaign Committee spoken with you about their building fund?

A Building fund?

Q Yeah.

A I don't remember that.

Q Do you know what the purpose is of the Democratic Senatorial Campaign Committee?

A Well, campaign -- you know, trying to -- I guess, "campaign" means that they're searching for money to use in a campaign, I guess.

Q And in this instance, senatorial campaigns; correct?

A Well, I don't know. I guess so.

Q Okay. Let's turn now to what has happened since the FEC communicated with you.

Let me ask you this. When did you first realize that there may have been some problems with your contributions in 1989 and 1990?

A Whenever Dave Lawson told me about it.

Q Okay. What did you do when you became aware of the potential problem?

A I said, "Dave, handle it. What is the

Barkley Court Reporters Los Angeles • Telephone 310 207 8000 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

problem?" I was never under the impression that we were -- we have a problem -- or we had a problem.

Q Did you talk to anyone else?

A I don't know whether I talked to you on the phone or not. I don't know. Maybe talked to a lawyer. I don't remember this though.

Q Okay.

A But I talked to Dave about it, and said, "Handle it."

Q What did Mr. Lawson say?

A He said, "Okay. I don't think we have a problem. We'll discuss it with the lawyers."

Q Have you been advised whether any portion of your contributions have been transferred out of the federal account by the Democratic Senatorial Campaign Committee?

A No.

Q Do you keep records of solicitation requests for money such as those we've talked about today?

A I don't.

Q Does Dave?

A I don't know whether he does or not.

Q Do you have records of the correspondence -- any correspondence you've had

Barkley Court Reporters Los Angeles • Telephone 310 207 800 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

regarding the making and deposit of the contributions?

A No, I don't.

Q Any records of any telephone calls regarding these contributions?

A No.

MS. KLEIN: Well, as I promised, I hoped to keep this as short as possible so as to intrude minimally on your time, sir.

Do you have --

MR. BELL: May we go off the record for a moment?

MS. KLEIN: Sure.

(Discussion held off the record.)

MS. KLEIN: I want to thank you for being generous with your time and with your space, and for letting us barge in on you.

For the record, the Government will be issuing you a witness fee check. We usually defer --

THE WITNESS: Witness fee check? I get paid?

MS. KLEIN: Absolutely. And under the statute, we will be tendering that to you at a later date by mail.

I want to remind you that our proceedings are governed by the confidentiality requirements of the act, so in adjourning this deposition I want to inform

you -- to remind you of those confidentiality requirements until the matter is closed.

THE WITNESS: I have to be confidential that I had this meeting?

MR. BELL: They will treat it confidentially.

THE WITNESS: Oh. How about me?

MS. KLEIN: Actually, our ongoing commission investigations are confidential and we would request that you treat it the same.

THE WITNESS: Do you think anybody is going to ask me about this?

MS. KLEIN: I don't know.

(Discussion held off the record.)

(It was agreed between counsel that the original transcript of the deposition will be forwarded to Mr. Bell for reading, correcting, and signature of the deponent under penalty of perjury.)

(Federal Election Commission exhibits 1 through 3 were marked for identification by the Certified Shorthand Reporter, and attached hereto.)

(Deposition concluded at 10:30 a.m.)

-oOo-

///

///

///

Barkley Court Reporters Los Angeles • Telephone 310 207 800 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed at San Pedro, Ca. (Place) on 11/29/93 (Date).

Josh J Bogdanovich
(Signature of Witness)

Barkley Court Reporters Los Angeles • Telephone 310 207 800 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

7504364 1578

DEPOSITION OFFICER'S CERTIFICATE

STATE OF CALIFORNIA)
) ss.
COUNTY OF ORANGE)

I, Sally Kay Farwell, Certified Shorthand Reporter, Certificate No. 5675, for the State of California, hereby certify:

I am the deposition officer that stenographically recorded the testimony in the foregoing deposition;

Prior to being examined the deponent was by me first duly sworn;

The foregoing transcript is a true record of the testimony given;

Dated 10/2/93.

Sally K Farwell

Bartley Court Reporters Los Angeles • Telephone 310 207 800 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

Exhibit 1

Heinz

WORLD HEADQUARTERS

Joseph J. Bogdanovich
Vice Chairman

December 14, 1989

Senator John Breaux
Democratic Senatorial Campaign Committee
430 S. Capitol Street, S.E.
Washington, D. C. 20003

Dear Senator Breaux:

Enclosed is my check in the amount of $20,000 payable to the Majority Trust. I appreciate your help and advice and look forward to meeting with you again.

Very truly yours,

Joseph J. Bogdanovich

Enclosure

JJB:sb

92 AUG -5 PM 4:16

FEDERAL ELECTION COMMISSION

FEC 1
Dep(s) ___ Pty(s) ___ EXHIBIT for I.D.
SALLY FARWELL, CSR# 5675
Date: 9-29-93
Witness: Mr. Bogdanovich

Mailing Address: H. J. Heinz Company, P.O. Box 57, Pittsburgh, Pennsylvania 15230-0057

25043641598

P.10 DSSD 202 488 3:39 26-JJ-993 JJ:90

92 AUG -5 PM 4:16

RECEIVED
FEDERAL ELECTION COMMISSION

CHECK TRACKING MEMORANDUM

TO: Debra Davey

Date 12/20/89

FROM: Attached Check

From (Initial): CMC
Sarah Approval: _____
Kris Approval: _____

Check Amount: $ 20,000.00 Partnership ____ Soft ____

Name: Joseph J. Bogdanovich

Business Address: H. J. Heinz Co, P.O. Box 57
Pittsburgh, PA 15230-0057

Home Address: 71 Saddleback Road
Rolling Hills, CA 90274

Phone: (O) _____ (H) _____

Occupation: Vice Chairman

Employer: Heinz World Headquarters

Attribute to the Following Program:

____ Circle -- _____
__X__ Majority Trust
____ Roundtable
____ Fall Dinner 19 ____
____ Road Show
(City)_____

____ General Misc.
____ Labor Council
____ Other
____ Building Fund

Source: _____
Tally: _____
Thru: _____

JOSEPH J. BOGDANOVICH
[redacted]

6316

PAY TO THE ORDER OF DSCC MAJORITY TRUST ---------- $ 20,000.00

Twenty Thousand and no/100 ---------- DOLLARS

SECURITY PACIFIC NATIONAL BANK
[redacted]

FOR _____

[redacted]

Joseph J. Bogdanovich

DSCC

12/14/89

C25043641596

Exhibit 2

Democratic Senatorial Campaign Committee
[illegible]0 South Capitol Street, S.E., Washington, D.C. 20003 • (202) 224-2447

Chairman
Charles S. Robb, VA

Ex-Officio
George Mitchell, ME

Program Chairmen
John D. Rockefeller IV, WV
National Finance Council

Richard Bryan, NV
Majority Trust

Bob Graham, FL
Leadership Circle

David Pryor, AR
Business Roundtable

Paul Simon, IL
Labor Council

Full Committee
Lloyd Bentsen, TX
Joseph Biden, DE
Bill Bradley, NJ
John Breaux, LA
Alan Cranston, CA
Thomas Daschle, SD
Christopher Dodd, CT
Wyche Fowler, GA
Albert Gore, TN
Daniel Inouye, HI
Bennett Johnston, LA
Edward Kennedy, MA
Robert Kerrey, NE
John Kerry, MA
Herbert Kohl, WI
Frank Lautenberg, NJ
Joseph Lieberman, CT
Howard Metzenbaum, OH
Barbara Mikulski, MD
Sam Nunn, GA
Donald Riegle, MI
Jim Sasser, TN
Paul Wellstone, MN

DEMOCRATIC SENATORIAL CAMPAIGN COMMITTEE

MAJORITY TRUST

The Majority Trust is the premiere program of the DSCC. Members of the Majority Trust are invited to participate in all DSCC donor programs, events and activities throughout the year. These programs include:

Majority Trust Weekends & Retreats: 1992 events include a winter ski weekend in Utah; private visit to the LBJ Ranch Weekend in Austin, Texas; the Kentucky Derby; a special Democratic National Convention package in New York in July; a Summer Weekend on Nantucket August 13-16, the International Balloon Festival in Albuquerque October 2-4, the 1993 Superbowl and other events throughout the year. Members of the Senate Democratic Majority participate with Majority Trust members in these exclusive weekend retreats.

DSCC Fall Dinner: Majority Trust members receive tickets & priority seating to the annual Fall Dinner. Majority Trust members who belong to both the DSCC and DCCC receive tickets to the Joint Spring Dinner.

Regional Dinners & Special Events: Majority Trust members are invited to participate in exclusive dinners, receptions and policy discussions throughout the year with members of the Democratic Senate majority.

Invitations to all Leadership Circle, Business Roundtable & Senate Coalition Events: All Majority Trust members are invited to the Business Roundtable and Senate Coalition breakfasts and events. These include Leadership Circle weekends and forums and monthly Business Roundtable Breakasts and events as scheduled.

Research & Information: Majority Trust members are sent monthly DSCC **Race Updates**, research and information. We will make every effort to secure specific information on request.

Membership in the Majority Trust is $20,000 per person per calendar year. (A combination of PAC and personal funds is acceptable).

For additional information, please call Stephanie Cooper at 202/224-2447.

Paid for and authorized by the Democratic Senatorial Campaign Committee • Contributions are not tax deductible

92 AUG -5 PM 4:16

FLC

~~Dep(s)~~ 2 Pl(s) ____ EXHIBIT for I D
SALLY FARWELL CSR# 5675
Date: 4-24-93
Witness: M.C. Bigbowich

Exhibit 3

PE 3
Deft ___ Pltf ___ EXHIBIT for I.D.
SALLY FARWELL, CSR# 5675
Date: 9-29-93
Witness: Mr. Bogdanovich

92 AUG -5 PM 4:16

CHECK TRACKING MEMORANDUM

TO: Debra Davey

Date 3/14/90

FROM: Attached Check

From (Initial): CH
Sarah Approval: ___
Kris Approval: ___

Check Amount: $ 20,000 Partnership ___ Soft ___

Name: Joseph J. Bogdanovich

Business Address: H.J. Heinz Co.
PO Box 57 / Pittsburgh PA 522

Home Address: 71 Saddleback Rd.
Rolling Hills, CA 90274

Phone: (O) [redacted] (H) [redacted]

Occupation: Chairman

Employer: H.J. Heinz

Attribute to the Following Program:

S-D2 CA

___ Circle --
___ Majority Trust
___ Roundtable
___ Fall Dinner 19 ___
X Road Show
(City) Jackson Swing

___ General Misc.
___ Labor Council
___ Other
___ Building Fund

3/15/90

Source: BOGDANOVICH
Tally: DCH
Thru:

JOSEPH J. BOGDANOVICH [redacted] 6353

10-4/1220

March 5 19 90

PAY TO THE ORDER OF DEMOCRATIC SENATORIAL CAMPAIGN COMMITTEE ---------- $ 20,000.00

Twenty Thousand and no/100 ---------- DOLLARS

SECURITY PACIFIC NATIONAL BANK
San Pedro Office 00128
230 South Gaffey Avenue
San Pedro, CA 90731

FOR [redacted] Joseph J Bogdanovich

08-03-1992 22:57 202 485 1120 DSCC P.02

ORIGINAL

OGC 0233

In the Matter of)
)
FREDERICK WOODRUFF FIELD.) MUR 3325
)
)

93 OCT 25 PM 4:53

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL

C O N F I D E N T I A L

DEPOSITION OF FREDERICK WOODRUFF FIELD

October 1, 1993

SALLY K. FARWELL
CSR 5675
30751

BARKLEY

Los Angeles
11900 W. Olympic Boulevard
Suite 380
Los Angeles, CA 90064
Facsimile 310 207 8001
Telephone 310 207 8000

Orange County
2201 Dupont Drive
Suite 150
Irvine, CA 92715
Facsimile 714 955 1206
Telephone 714 955 0400

San Fernando Valley
21300 Victory Boulevard
Suite 1240
Woodland Hills, CA 91367
Facsimile 818 027 0981
Telephone 818 702 0202

Inland Empire
1908 Business Center Drive
Suite 109
San Bernardino, CA 92408
Facsimile 909 889 8331
Telephone 909 885 5052

In the Matter of)
)
) MUR 3325
FREDERICK WOODRUFF FIELD.)
)

C O N F I D E N T I A L

Deposition of FREDERICK WOODRUFF FIELD, taken on behalf of Federal Election Commission, at 1875 Century Park East, Fifth Floor, Los Angeles, California, commencing at 10:20 a.m., Friday, October 1, 1993, before Sally K. Farwell, Certified Shorthand Reporter, No. 5675.

Barkley Court Reporters Los Angeles • Telephone 310 207 8000 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

9501043641603

APPEARANCES OF COUNSEL:

For Deponent	EPSTEIN BECKER & GREEN, P.C. Attorneys at Law By LESLIE J. KERMAN, ESQ. 1227 25th Street N.W. Washington D.C. 20037 (202) 861-1877
For Federal Election Commission	LISA E. KLEIN, ESQ. Assistant General Counsel Federal Election Commission 999 E Street, N.W. Washington, DC 20463 (202) 219-3690
Also Present	NORIEGA JAMES

25043641604

INDEX

WITNESS	EXAMINED BY	PAGE
FREDERICK W. FIELD	MS. KLEIN	5

EXHIBITS FOR IDENTIFICATION	PAGE
Federal Election Commission's:	
1 - Photocopy of letter dated 5/1/90 and attached photocopy of check	16,30
2 - Photocopy of check and memo	23,30

Barkley Court Reporters Los Angeles • Telephone 310 207 8000 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

LOS ANGELES, CALIFORNIA; FRIDAY, OCTOBER 1, 1993;
10:20 A.M.

FREDERICK WOODRUFF FIELD,
witness, was sworn and examined
and testified as follows:

DEPOSITION OFFICER: Do you solemnly swear that the testimony that you are about to give in this proceeding shall be the truth, the whole truth, and nothing but the truth, so help you God?

MR. FIELD: I do.

EXAMINATION

BY MS. KLEIN:

Q For the record, I'm going to have to ask for you to repeat your name.

A Frederick Woodruff Field.

Q And are you represented by counsel here today?

A Yes, I am.

Q Would you please identify counsel for the record.

A This is going to be embarrassing but -- I just met her five minutes ago. She's going to have to

Barkley Court Reporters Los Angeles • Telephone 310 207 800 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

identify herself.

MS. KERMAN: Leslie Kerman.

THE WITNESS: Leslie Kerman. I'm sorry.

MS. KERMAN: That's okay. Easy come, easy go.

MS. KLEIN: If you would like to make a statement for the record.

MS. KERMAN: Just before you begin your questions of Mr. Field we would just like to confirm the scope of the Commission's August 20th, 1993, subpoena to depose Mr. Field. Specifically it's our understanding that the subpoena was issued in connection with the Commission's finding of August 12, 1993, that there was reason to believe that Mr. Field may have violated 2USC 441 A(a) 3, the $25,000 annual aggregate limit on federal political contributions. This finding was based solely on alleged discrepancies regarding a $5,000 contribution by Mr. Field to the Iowa Democratic party by the check dated April 25th, 1990.

Consequently, it's our understanding that the scope of the subpena and, thus, the scope of the questions you'll ask Mr. Field today will be limited to questions that relate to Mr. Field's April 25th, 1990, contribution to the Iowa Democratic Party and whether this contribution constituted a federal political contribution subject to the $25,000 annual limit.

Barkley Court Reporters Los Angeles • Telephone 310 207 8000 Woodland Hills • Telephone 818 702 0700 Irvine • Telephone 714 955 0400

Does that comport with your understanding?

MS. KLEIN: Well, let me respond with two points. In terms of the Commission's findings being solely based on possible discrepancies, it is true that because of discrepancies in the record the Commission felt that it needed to clarify the record in this matter. In terms of the "solely," it does give me pause. Obviously, had there been no other contributions involved at all we wouldn't be here today.

In terms of limiting the scope of the questions to the purported discrepancy, that is going to be our focus. We reserve the right, however, to ask some foundational questions in terms of general practice.

THE WITNESS: Can I say I'm happy to answer any question about anything.

MS. KLEIN: Why don't we proceed and maybe this problem will not arise.

Q Mr. Field, I don't know whether you've had your deposition taken before.

A A thousand times.

Q A thousand times. Well, this should possibly proffer to be of the more informal variety. This deposition is being taken pursuant to 437G of the

Barkley Court Reporters Los Angeles • Telephone 310 207 800 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

Federal Election Campaign Act. And sure enough what we intend to do here today is ask you a series of questions to try to clarify the record in what we have as MUR 3325. That is the name of our designation -- administrative designation for the matter pending before the Commission.

A Right.

Q Just some very, very basic ground rules. If you don't hear a question or you don't understand a question, let me know. The court reporter records verbal responses, so we must ask you to respond verbally --

A Right.

Q -- rather than nonverbally.

If you don't understand a question I will try to reframe it so that it is understandable. And finally, just to remind you that you are under oath to tell the truth.

A Of course.

Q And you should treat your testimony as though you were in court before a judge and jury.

A Of course.

Q We have a few more preliminary questions for the record and then we can move on.

Would you please state your occupation

Barkley Court Reporters Los Angeles • Telephone 310 207 800 Woodland Hills • Telephone 818 702 0700 Irvine • Telephone 714 955 0400

5048364160 9

for the record.

A Film company and record company owner and chairman.

Q Do you have -- you're head of your own company, sir?

A Yes.

Q And the name of the company?

A Interscope Communications, Incorporated, is the film company; Interscope Records, Incorporated, is the record company.

Q And how long have they been in existence?

A Interscope Communications has been in existence approximately 13 years, and Interscope Records, approximately three and a half years.

Q What did you do in preparation for today's deposition?

A Absolutely nothing other than I said five minutes ago -- I guess it was probably literally five minutes ago -- met this woman named Leslie whose name I couldn't remember, and she told me what this was about. I had no idea what it was about until that time. Didn't have a clue.

Q So you didn't talk to anyone else about it?

A No, I haven't spoken to anyone.

Barkley Court Reporters Los Angeles • Telephone 310 207 830 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

Q Didn't review any documents?

A No documents.

Q Okay.

Mr. Field, how familiar are you with the Federal Campaign Finance laws?

A Familiar enough to know that there is a $25,000 limit, you know, but not familiar in a professional sense.

Q And what would be the basis for your knowledge such as it is?

A Well, it's something that is referred to in the press. It's something that, you know, one sort of knows just from being an adult.

Q Do you know how much an individual can contribute to a federal campaign?

A I think it's a thousand dollars.

Q And how much an individual can contribute to a state party committee?

A No, I have no idea.

Q Do you know what the distinctions are between federal and non-federal accounts?

A No.

Q How do you ensure that your contributions fall within the statutory limits?

A Well, I hired for the period, I guess,

we're talking about, a man named Bob Burkett who had previously worked for Norman Lear and who was known to me by reputation as one of the preeminent political fund-raisers in democratic politics. He was also known to me, through Mr. Lear and others, as being, you know, a man of complete integrity, a man who knew the law, was a lawyer himself, incidentally, and was just a perfect match for me and my agenda, which was to support the democratic party.

Q Do you recall when he started working for you?

A I was afraid you might ask that. I'm going to say seven years ago. But it's really an approximation.

Q That's okay. Is he still working with you?

A Not anymore.

Q When did he leave your employment?

A Again, just an approximation, I believe it was last year sometime, I mean like toward the end of the year. But I'm not really sure because it was kind of a -- I'll just have to leave it at that. That's my best recollection.

Q So you worked together for a period of at least four years?

A Oh, yeah, maybe I met him seven years ago and he came into my employ four years ago. I'm confused about that.

Q Let's focus in on that. He was with you and working with you in 1990?

A Right.

Q Okay. What specifically were his responsibilities and duties?

A He handled all of my political and charitable contributions.

Q As I understand your testimony, he was hired for that purpose and would have from the very start of working with you handled those matters; is that correct?

A That's correct, yes.

Q Would you say that you worked closely together?

A Not in the sense of me paying attention to what he was doing, frankly. We became very friendly, but I was operating my businesses, which included among others at that time activities such as real estate development and commodity trade, stock trade, the whole gamut of activities, which is why I hired Mr. Burkett, so that I wouldn't have to worry about charitable and political contributions, which I was always inundated

Berkley Court Reporters Los Angeles • Telephone 310 207 8000 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

with, requests for charitable contributions. And I had no knowledge about how to go about making political contributions, which is why I hired a professional to do it. So I left him alone to do what, you know, I wanted him to do, which was just make contributions, do everything, of course, legally and properly. And, you know, my understanding is he did that.

Q What were the guidelines that you set with him in terms of executing these responsibilities?

A Well, I once told Bob, I said, even the appearance under any circumstances that we were close to the line of what was proper, let alone what was legal, would bother me, and that if he ever strayed close to that line he would be fired instantly. I told him that when he first came to work. I told him that periodically throughout his employ. And it was my very, very strong belief that he complied with that spirit, and that whatever we're here today about is a misunderstanding. Because I would find it impossible to believe that he had done anything improper or illegal.

Q Okay. To help us understand how the events transpired, could you describe what the process then was. If you received a solicitation would it go to --

A Always to his office. You know, if by

Barkley Court Reporters Los Angeles • Telephone (213) 620-0300 Woodland Hills • Telephone (818) 702-0202 Irvine • Telephone (714) 955-0400

some chance someone hadn't -- you know, by the time he had been working for me a little while they all heard that it should go directly to him. Then, you know, if somebody sent me something in the mail I would literally send it to his office without looking at it.

Q Was his office within your office complex?

A Oh, yeah, it was on the 14th floor of Murdock Plaza, a couple offices away.

Q And then I am assuming he would review the solicitations?

A I am too.

Q Would he make recommendations to you about that?

A It was interesting. He tried to get me to pay attention all the time, and I was notorious for not paying attention. I just basically said, "Look, whatever you think."

So I remember he would then try to prepare lists that had a long list of contributions and, you know, both charitable and political on them. And he would hand it to me across the desk, and I would look at it, sign, like that. I -- literally within two seconds. He would say, "Come on, you have to read it." And I would say, "No, I know you're doing the right thing."

Barkley Court Reporters Los Angeles • Telephone 310 207 800 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

I had a blind faith and trust in his judgment and ethics and his ability to comport himself with class, frankly.

Q In 1990 do you recall whether you ever discussed with him whether you were close to the annual contribution limit?

A I wouldn't have discussed that with him because, I mean, it would have always been my assumption that he would be -- I'm sure that he would, quote, max out. I heard that expression. Which is probably where I get this idea of a thousand dollars being the right number. If you tell me it's two thousand then, you know, I wouldn't know that I was right or wrong. But what I said earlier, $25,000 was my understanding as to what any individual can give to federal campaigns, if that's right, for, you know, a thousand dollars per candidate. And my understanding was that he would always give the full $25,000.

Q My question to you then would be, would he update or attempt to update you as the year went on of where you were with regard to that limit?

A I would say he might attempt to. You know, he might say, well, we're doing this or this or that. But I don't think he ever -- since it was so clearly understood between us that it would be

Barkley Court Reporters Los Angeles • Telephone 310 207 800 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 04

incomprehensible, I mean, way beyond the realm of possibility that we would ever stray over any limit or do anything improper, I would see no reason why he would update me and say, "We're getting close to the limit." It doesn't seem to make sense.

Q Okay. Let's focus on some of the specific contributions that bring us here today.

A Sure.

Q We have FEC Exhibit Number 1, which I will hand to the court reporter to mark for identification.

(Document handed to the witness.)

BY MS. KLEIN:

Q FEC Exhibit 1, Mr. Field, please take a look at the exhibit. It purports to be a copy of a two-page document. Second page purports to be a copy of your April 25th, 1990, check to the Iowa Democratic Party. First page purports to be a transmittal letter.

Is that your signature on --

A No, it certainly is not.

Q Do you know whose signature it is?

A Yes, I'm pretty sure it's Mr. J Hill's signature. J Hill was the chief financial officer for my entire series of companies at that time, the communications company, the record company, which I

think -- no, probably hadn't even started or was just getting started then, and all my other various investments. And that looks like Mr. Hill's signature to me.

Q Your authorized signatory on this account?

A Oh, yeah, yeah, absolutely.

Q Do you recall how you decided to make this contribution?

A No, I have absolutely no knowledge of this contribution. Never seen this check before. Never seen this letter before.

Q Okay. That eliminates several of my questions.

A I'm sorry.

Q That's fine. But I do have a few more questions to ask you about. In the description section on the second page, which I refer to as the registry portion of the check, it says, "Political contribution," and there's a number that follows. The number is 8091560, according to my deciphering. Would you be able to identify what that number meant?

A No idea. It's as Greek to me as it is to you.

Q Do you know who would be able to identify

that number for us?

A That's even very difficult for me to answer other than to say maybe Bob Burkett. I would be surprised if Mr. Hill would have any knowledge of what that number meant. It looks -- I mean, I'm getting that it might be some sort of way -- well, why should I be guessing.

Q Don't guess. That's established as our ground rule that guessing is not appropriate.

A It's not like the SAT.

Q No. On the check itself, at the far right, it has "Payee ID number." If my reading is correct of it, it says "IOW100P."

Do you have any understanding of what that may refer to?

A Well, none at all other than I'm not a total idiot so I can guess that IOW might refer to Iowa, since I guess we're talking about Iowa. But other than that, I have no idea.

Q Do you have any idea of what that payee ID listing, what purpose is served by that?

A No.

Q Both the check and the check register portion have your name printed with a "2" following it in parentheses. Could you explain to us what the "2"

represents?

A I would be really so close to guessing if I try to explain it specifically, it wouldn't be useful to you. I could generally say that it designated an account. You know what I'm saying? But not an account that had anything to do with political things, rather just I think we had -- like some big clearing account and then another account, and it -- I've seen it on other checks that have nothing to do with politics. And it has something to do -- you know, the way they put funds in accounts or they do -- it's a financial thing as opposed to something -- what I'm pretty sure it isn't is an account that was just used for political contributions. You see what I'm saying?

Q Yes, I understand.

A That's the extent of my knowledge though.

Q I am not suggesting that we will need to pursue that any further. Is there anyone who would be able to clarify that?

A Yeah, J Hill would be able to. Kristine Dresdow -- I think possibly my secretary, Kristine Dresdow, may be able to.

Q Let me go back and ask a fundamental question. Were you even aware that this contribution was being made, Mr. Field?

A Honestly, no.

Q Okay. So --

A May I qualify that by saying, I'm not surprised that it was made because it's apparently a democratic contribution and it falls under the general purview of the instructions and understanding I have with Bob Burkett to support the democratic party.

Q I asked in terms of your awareness of the check, the contribution being made, to ask the follow-up question, which is: What was your intent when you made the contribution? And I proffer that question for you if you choose to answer it.

A Sure, I'll try it. Under the general instructions that Bob Burkett was operating under to contribute to worthwhile or worthy democratic candidates, the -- you know, now that I'm reading this and as it says, "Five thousand dollars, Iowa Democratic Party," you know, I would assume that -- see, I don't even know what it was. I'm guessing.

MS. KERMAN: You don't have to make assumptions.

THE WITNESS: Unfortunately, you can understand the question two different ways, what it was for or what it was for in a --

BY MS. KLEIN:

Q Let me reframe the question.

Barkley Court Reporters Los Angeles • Telephone 310 207 800 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 6400

(Secretarial interruption.)

MS. KLEIN: Off the record.

(Brief recess.)

BY MS. KLEIN:

Q Let me reframe the question.

At the time this contribution was made did you think the contribution would count against your $25,000 annual limit?

A I didn't know it was made, so I don't have anything I could think. You know. I mean --

MS. KLEIN: Off the record.

(Discussion held off the record.)

BY MS. KLEIN:

Q The first -- on the first page of this exhibit, the transmittal letter which purports to be from Bob Burkett to Jack Keitward -- do you know Jack Keitward?

A I have no idea who that is. Never heard the name.

Q And you previously testified that you've never seen this letter before?

A No.

Q Okay.

A Which is incidentally not to say that it never crossed my desk. What may have happened is I

Barkley Court Reporters Los Angeles • Telephone 310 207 3800 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

might -- you know, I thought this is nothing, so I might have thrown it away. You know.

Q Would you have any understanding of why the letter had been sent to Mr. Keitward in care of Citizens for Harkin?

A No idea.

Q Is it a fair assumption that if you received any correspondence from the committee subsequent to this contribution that it would --

A From what committee are you talking about? Excuse me. I'm sorry.

Q To the Iowa Democratic Party.

A If I received any correspondence from the Iowa Democratic Party or Citizens for Harkin? Are these two different things? I mean --

Q Let me clarify for you.

A I shouldn't be answering --

Q Let us focus now on the fact that there's a contribution check here made payable to the Iowa Democratic Party.

A Right.

Q If the Iowa Democratic Party, subsequent to receiving this contribution, had sent you any further -- any correspondence, would it have come to your attention?

A No, I would have thrown it away as junk mail.

Q Okay. Mr. Field, I think we'll introduce our FEC Exhibit Number 2.

(Document handed to the witness.)

MS. KLEIN: I'm going to again ask you to take a moment to review this one-page exhibit, and then ask for you to identify it.

MS. KERMAN: Excuse me. Would you -- could we clarify that "identifying" means whether he's ever seen it before?

MS. KLEIN: All right. That would be fine.

MS. KERMAN: As opposed to describing --

MS. KLEIN: Then I will describe it.

This is a one-page document which consists of --

(Secretarial interruption.)

BY MS. KLEIN:

Q Picking up where we left off -- consists of purportedly a copy of a check dated 7/25/90, payable to the Iowa Coordinated Campaign. At the top portion, the top third of the page bears what appears to be a transmittal letter bearing the name, "The Interscope Group," at the top of the page, with the name, "Robert L. Burkett" at the lower portion.

Barkley Court Reporters Los Angeles • Telephone 310 207 800 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

Mr. Field, have you ever seen this document before?

A No, ma'am.

Q Do you recognize the signature on the check?

A Looks like J's again, J Hill. His full name is J Murray Hill, and it's spelled very strangely, the letter J, with no period, Murray, M-u-r-r-a-y, Hill, H-i-l-l. I believe that's correct.

Q Again I ask whether you were aware of having been solicited for this contribution.

A No.

Q Were you aware of this contribution having been made?

A No, I have no idea what it was.

Q Do you have any knowledge surrounding the circumstances of the making or deposit of this contribution?

A None whatsoever.

Q Could I ask you to just read the one sentence transmittal note that accompanied the -- apparently accompanied the check?

A I've read it.

Q Okay. For the record, it states, "Dear Jack (sic), our federal funds are tapped --"

Barkley Court Reporters Los Angeles • Telephone 310 207 8000 Woodland Hills • Telephone 818 702 0100 Irvine • Telephone 714 566 0400

A Excuse me, doesn't it say, "Dear Jake"?

Q I apologize. Thank you.

"Dear Jake," J-a-k-e, "Our federal funds are tapped but I thought you might have a use for a $5,000 contribution for the Iowa Coordinated Campaign. Best," and apparently the initials --

A I think it says "Bob." It looks like the word "Bob."

Q Or "Bob."

A Yeah.

Q Do you have any understanding of what was meant by "federal funds are tapped"?

A Well, only the same one that any person who speaks English would, you know. I mean, it says what it says.

Q Is it safe to assume that the same delegation of authority to make this contribution that you had given to Mr. Burkett would apply here?

A Absolutely. Once again, I'd like to just add something which is important to understand, is that Mr. Burkett would always try to keep me apprised. But I didn't particularly find it interesting, so I would dismiss it and -- you know, it was a joke between us, frankly.

Q Okay.

Barkley Court Reporters Los Angeles • Telephone 310 207 800 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone (714) 955 0400

Mr. Field, when did you first become aware that there may have been a problem with your 1990 contributions for purposes of the annual contribution limit?

A I wasn't really aware of it. Until this morning I wasn't really sure of what this was about. I knew that this lawyer from Washington was on my schedule, that I was going to meet with her, and that there was something going on. And I knew it would be a misunderstanding. I knew that I had nothing to hide, that Mr. Burkett had done nothing wrong. So I never a worried about it or thought about it.

Q Did you have any indication previously that there was any FEC pending action?

A You know, I think we did speak on the phone once or something. So that's attorney-client privilege, right?

Q The fact of actually having talked is not. Well --

MS. KERMAN: Right.

THE WITNESS: It's quite possible that we, when it appeared on my schedule -- and I don't recall when that was, but it was not like --

MS. KERMAN: Are you trying to clarify whether or not he knew a year or two ago that the complaint was

Barkley Court Reporters Los Angeles • Telephone 310 207 8000 Woodland Hills • Telephone 818 702 8282 Irvine • Telephone 714 955 0400

filed?

MS. KLEIN: Yeah, I was asking when did Mr. --

MS. KERMAN: When the L.A. Times story --

MS. KLEIN: When did Mr. Field first become aware. And I was --

THE WITNESS: I don't even know about the L.A. Times story you're referring to, to be honest with you.

BY MS. KLEIN:

Q Okay.

A Maybe I knew about it at one time or something, but I --

MS. KERMAN: So you may have known about it one time, but you don't recall now?

THE WITNESS: No. I mean, it surprises me that there was a story.

Can we go off the record for second?

MS. KLEIN: We can go off the record.

(Discussion held off the record.)

BY MS. KLEIN:

Q You stated that Mr. Burkett left your employment last -- approximately last year?

A Yeah, sometime I believe last year.

Q Why -- do you know why he left?

A Yeah, it was a decision that he made that

Barkley Court Reporters Los Angeles • Telephone 310 207 500 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

since I was not going to be as active anymore politically and charitably, for reasons of my own, that he would rather work -- at that time it was for Mr. Geffen, and then I gathered he moved on to Mr. Burkle. But it was something that was very amicable and mutually agreed that it was a career opportunity at that time.

Q Have you spoken with him about any of the issues surrounding those 1990 contributions?

A I mean, if we ever did speak about any of this, it would have been -- I don't remember it but it -- not recently, we've certainly not. Okay. Or let me say, I don't recall.

MS. KERMAN: Right.

THE WITNESS: I can't sit here and say I'm sure we haven't. Bob and I have had numerous lunches, discussions about a lot of things. But this is not something that I recall.

BY MS. KLEIN:

Q Are records kept of the solicitations that you've received for contributions?

A I have no idea.

Q Do you know who would know?

A Bob Burkett.

Q Okay.

Barkley Court Reporters Los Angeles • Telephone 310 207 800 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

A And as I say, after Bob left, you know, our contribution level has gone significantly down I gather. And it's now being handled anyway by Kristine Dresdow, my secretary, who was Bob's assistant at that time. She stayed and came to work for me.

MS. KLEIN: Okay, Mr. Field. We have no further questions for you. And we'd like to just go over some of our little administrative matters.

The government, when it subpoenas someone to appear for deposition, is obligated to tender a witness fee check. We did not have witness fee checks prepared for you today because included in that is your mileage, and we were unaware what mileage we would need to include.

THE WITNESS: I would say no mileage is necessary. Can I somehow donate the check and not take it?

MS. KLEIN: We need to tender it through counsel or --

THE WITNESS: We'll get it and send it back.

MS. KERMAN: We'll contribute it to the federal debt.

THE WITNESS: Let's do that.

MS. KERMAN: I will send it back towards the debt.

MS. KLEIN: Okay. I remind you that the Commission's proceedings are confidential and that the proceedings related to the investigation should be kept strictly confidential until this matter is closed. I would also agree with counsel -- the Commission has a usual practice requirement that a deponent come into the court reporter's office to read and sign the deposition. We really do seek to inconvenience you minimally, and agreement with counsel respecting the confidentiality nature of the proceeding would allow the court reporter to send the original to you for signature.

THE WITNESS: That would be great.

MS. KERMAN: Could you send it to me and I'll get it to him.

MS. KLEIN: That's fine.

MS. KERMAN: So stipulated.

(Federal Election Commission exhibits 1 and 2 were marked for identification by the Certified Shorthand Reporter, and attached hereto.)

(Deposition concluded at 11:00 a.m.)

-oOo-

///

///

///

Barkley Court Reporters Los Angeles • Telephone 213 207 8011 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed at Los Angeles (Place) on 10-22-93 (Date).

(Signature of Witness)

Barkley Court Reporters Los Angeles • Telephone 310 207 8000 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0430

DEPOSITION OFFICER'S CERTIFICATE

STATE OF CALIFORNIA)
) ss.
COUNTY OF ORANGE)

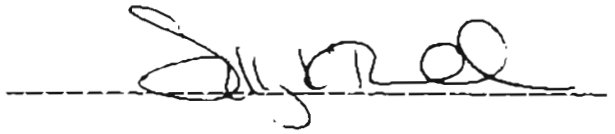
I, Sally Kay Farwell, Certified Shorthand Reporter, Certificate No. 5675, for the State of California, hereby certify:

I am the deposition officer that stenographically recorded the testimony in the foregoing deposition;

Prior to being examined the deponent was by me first duly sworn;

The foregoing transcript is a true record of the testimony given;

Dated 10/7/93.



Barkley Court Reporters Los Angeles • Telephone 310 207 8000 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0401

Exhibit 1

THE INTERSCOPE GROUP
[illegible]
LOS ANGELES, CALIFORNIA 90024
(310) 208-8000

FAX to:
Sally Crawford
12-9-92
BL

May 1, 1990

John Kullmann
Citizens for Heckle
P.O. Box 75021
Washington, D.C. 20013

Dear John,

As promised, please find enclosed Ted Field's contribution in the amount of $5,000.00 to the Iowa Democratic Party - hope it helps.

Sincerely,

Bob Burkett

Enclosure

:mm

ROBERT L. BURKETT, SENIOR VICE PRESIDENT CORPORATE AFFAIRS

FIE 1
Deft(s) 1 Pltf(s) ____ EXHIBIT for I.D.
SALLY FARWELL, CSR# 5675
Date: 10-1-93
Witness: Field

0504364134

FAX to Sally Crawford 12-6-93

[redacted] 10533

DATE	INVOICE NO	DESCRIPTION		AMOUNT	DISCOUNT	NET AMOUNT
/24/90		POLITICAL CONTRIB	8091560	5000.00		5000.00
/23/90	010533	** CHECK TOTALS:		5000.00		5000.00

[redacted]

[redacted] 10533

DATE CHECK NO. AMOUNT

**FIVE THOUSAND DOLLARS AND NO CENTS 04/23/90 010533 ******5,000.00

PAY TO THE ORDER OF

IOWA DEMOCRATIC PARTY
2300 FINANCIAL CENTER
DES MOINES, IA 50309

[redacted]

2504364163

Exhibit 2

ROBERT L. BURKETT

[redacted]

[redacted]

[redacted]

ORIGINAL

In the Matter of	)	
	)	
ROBERT LARRY BURKETT.	)	MUR 3325
	)	
	)	

RECEIVED
FEDERAL ELECTION COMMISSION
93 OCT 25 PM 4:53

C O N F I D E N T I A L

DEPOSITION OF ROBERT LARRY BURKETT

October 2, 1993

SALLY K. FARWELL
CSR 5675
30752

BARKLEY

Los Angeles
11900 W. Olympic Boulevard
Suite 780
Los Angeles, CA 90064
Facsimile 310 207 8001
Telephone 310 207 8000

Orange County
2301 Dupont Drive
Suite 150
Irvine, CA 92715
Facsimile 714 955 1106
Telephone 714 955 0400

San Fernando Valley
21300 Victory Boulevard
Suite 1150
Woodland Hills, CA 91367
Facsimile 818 702 0581
Telephone 818 702 0202

Inland Empire
1905 Business Center Drive
Suite 108
San Bernardino, CA 92408
Facsimile 909 889 8101
Telephone 909 885 5200

In the Matter of)
)
) MUR 3325
ROBERT LARRY BURKETT.)
)

C O N F I D E N T I A L

Deposition of ROBERT LARRY BURKETT, taken on behalf of Federal Election Commission, at 1875 Century Park East, Fifth Floor, Los Angeles, California, commencing at 3:30 p.m., Saturday, October 2, 1993, before Sally K. Farwell, Certified Shorthand Reporter, No. 5675.

Barkley Court Reporters Los Angeles • Telephone 310 207 8000 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone Toll 955 0400

9504364168

APPEARANCES OF COUNSEL:

For Deponent	EPSTEIN BECKER & GREEN, P.C. Attorneys at Law By LESLIE J. KERMAN, ESQ. 1227 25th Street N.W. Washington D.C. 20037 (202) 861-1877
For Federal Election Commission	LISA E. KLEIN, ESQ. Assistant General Counsel Federal Election Commission 999 E Street, N.W. Washington, DC 20463 (202) 219-3690
Also Present	NORIEGA JAMES

Barkley Court Reporters Los Angeles • Telephone 310 207 3300 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 855 0400

I N D E X

WITNESS	EXAMINED BY	PAGE
ROBERT L. BURKETT	MS. KLEIN	5

EXHIBITS FOR IDENTIFICATION	PAGE
Federal Election Commission's:	
1 - Photocopy of letter dated 5/1/90 and attached photocopy of check	22,46
2 - Photocopy of check and memo	34,46

Barkley Court Reporters Los Angeles • Telephone 310 207 8000 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

LOS ANGELES, CALIFORNIA; SATURDAY, OCTOBER 2, 1993;
3:30 P.M.

ROBERT LARRY BURKETT,
witness, was sworn and examined
and testified as follows:

DEPOSITION OFFICER: Do you solemnly swear that the testimony that you are about to give in this proceeding shall be the truth, the whole truth, and nothing but the truth, so help you God?

MR. BURKETT: I do.

EXAMINATION

BY MS. KLEIN:

Q For the record, sir, could you please state your name.

A Robert Larry Burkett.

Q Are you represented today by counsel?

A Yes, I am.

Q Could you identify her for the record?

A I've never met this woman before. Off record --

(Discussion held off the record.)

THE WITNESS: Yes, Leslie Kerman. Leslie Kerman

Barkley Court Reporters Los Angeles • Telephone 310 207 800 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

is counsel.

MS. KERMAN: Can I do my little spiel?

MS. KLEIN: Off the record.

(Discussion held off the record.)

MS. KERMAN: Before you begin your questions to Mr. Burkett, we would just like to confirm the scope of the Commission's subpoena to Mr. Burkett. Specifically it's our understanding that this subpoena was issued in connection with the Commission's findings of August 12, 1993, that there was reason to believe that the respondent may have violated 2 USC 441, A(a) 3, the $25,000 annual aggregate limit on federal political contributions. This finding was based solely on alleged discrepancies regarding a $5,000 contribution by the respondent to the Iowa Democratic Party by the check dated April 25, 1990. Consequently, it's our understanding that the scope of the subpoena and, thus, the scope of the questions you will ask Mr. Burkett today will be limited to questions that relate to the respondent's April 25th, 1990, contribution to the Iowa Democratic Party, and whether this contribution constituted a federal political contribution subject to the $25,000 annual limit.

Would you please confirm that our understanding regarding the scope of this subpoena is

Berkley Court Reporters Los Angeles • Telephone 310 207 8000 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

correct.

MS. KLEIN: That is not my understanding regarding the scope of the subpoena. However, I think that we will probably be able to accommodate each other's interests. Let me just articulate for you that, because this involves political contributions that may have exceeded the $25,000 annual limit and their deposit of the contributions, that there may be foundational questions that go beyond the scope of what you've just described. However, we will try to work out any differences that arise as well as we can.

Q I want to go over some preliminary instructions with you as the witness for this deposition, which is being taken pursuant to Section 437G of the Federal Election Campaign Act. I'm going to be asking you a series of questions with the hope that it will clarify the record in the Commission's proceeding.

It is important, since the court reporter transcribes verbal responses, that your responses be of the verbal variety, that your responses to the questions be as accurate and as complete as possible. If you realize that an earlier answer was incomplete or inaccurate, let me know, and we'll go back and clarify the record.

Barkley Court Reporters Los Angeles • Telephone 310 207 600 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone (714) 955 0400

If you do not understand the question, I'll try to reframe it in a way that is understandable. And if you don't hear a question, let me know and I will repeat it.

And I remind you that you're under oath to tell the truth. So you should treat your testimony here today as though you were in a court with a judge and jury.

Are we in agreement on these guidelines?

A Absolutely.

Q Before focusing on specific contributions, I have some background questions to ask, such as your occupation.

A I'm a partner in a company called The Yucaipa, Y-u-c-a-i-p-a, Company.

Q How long have you been a partner in this company?

A Exactly one month.

Q What are your duties associated with your position?

A Those are actually going to be -- I'm sort of an ambassador without portfolio. But the specific duties are going to be worked out as we go along, although there will probably be a strong emphasis on public relations and public affairs.

Barkley Court Reporters Los Angeles • Telephone 310 207 800 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

Q Before assuming the role of partner in this company where were you employed?

A For the preceding nine months I was employed as the president of the David Geffen Foundation, and vice president of the Geffen companies.

Q Prior to assuming your responsibilities with the Geffen Foundation and companies, where were you employed?

A For approximately seven years I was employed by Ted Field.

Q What was your title?

A I was -- at the time that I left I was senior vice president of corporate affairs.

Q Had you held that position for how long of your seven-year period?

A Probably about four years. It -- prior to that I was vice president of public affairs.

Q In the latter portion as vice president of corporate affairs, what were some of your responsibilities?

A My responsibilities were principally the public affairs and public relations as they related to, number one, Ted, and sometimes to the activities of Interscope; running the charitable-giving program for Ted, doing miscellaneous work, sometimes completely

Barkley Court Reporters Los Angeles • Telephone 310 207 600 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

outside what I had perceived as the scope of my original job, such as running the World Chess Championship, which I did for about a year and a half of my life. So I would have to say that it varied, but it was primarily in the public affairs, public relations arena.

Q Were you also involved not only with the charitable giving but political giving as well?

A That's correct.

Q Mr. Burkett, are you an attorney by trade?

A Yes.

Q Are you licensed in California?

A I am licensed and current.

Q In the State of California?

A In the State of California. And I am an inactive member in good standing in the State of Oregon.

Q I'd ask you to tell us what you did in preparation for the deposition today.

A I spoke with counsel.

Q Did you speak with anyone else?

A No.

Q Did you review any documents?

A I looked at one or two documents.

Q Okay.

Now, you've stated that you helped with

Barkley Court Reporters Los Angeles • Telephone 310 207 8000 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

Mr. Field's political contributions; correct?

A I don't think I stated that, but I did help with Mr. Field's political contributions.

Q How did you develop a background in campaign finance?

A I didn't have a background in campaign finance in terms of a legal background, so I was not -- I was not employed to specifically give him legal opinions on that. For that I had election counsel.

Q Did you ever attend any of the Federal Election Commission seminars?

A No.

Q Did you subscribe or read any of the FEC publications?

A Yes, I did subscribe to the FEC publications, but I never read them.

Q Were you ever employed by a political committee?

A No.

Q Okay. Are you aware of how much a person can give to a candidate running for federal office?

A Absolutely.

Q And how much is that?

A To a specific candidate?

Q Uh-huh.

Barkley Court Reporters Los Angeles • Telephone 310 207 600 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

A A thousand in primary, a thousand in general.

Q What about to a state party committee?

A Unlimited to state party committees, depending on each state party's own rules for non-federal. And I'm not sure -- I'm really not sure what the limit is for giving to federal or state parties.

Want me to tell you why? We can --

Q I think I'll wait on that question.

Are you aware of the annual limit on how much --

A $25,000.

Q Is it safer for me to assume that you are aware that some political committees have federal and non-federal accounts?

A That is correct.

Q Are you aware of the legal requirements for depositing funds into the federal account?

A No.

Q Okay.

A Clarify the question, because maybe I -- I don't know what you mean.

Q Are there any conditions that you are aware of --

A Other than the limits?

Q Correct.

A The truth is that I don't remember ever making, in the whole time I worked for Ted, a contribution to a federal -- I believe in the entire time that I was employed by Ted Field or any time before or after that I ever recommended that Ted make or I ever made personally a contribution to the federal account of a state party.

Q The question was, are you aware of whether there were any conditions that attach --

A I do not know. I have never had occasion to find out.

Q Okay.

What brought you to work with Mr. Field?

A He offered me the job. And it was a wonderful opportunity at that moment in my career. I had been working with Norman Lear prior to that and in a similar capacity but not the same, and Ted gave me an opportunity that was a wonderful opportunity for me and my family.

Q Okay.

Would you please describe what your role was with regard to his political giving.

A Yeah. I would make recommendations --

Barkley Court Reporters Los Angeles • Telephone 310 207 800 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

when I first began working for Ted what we would do in both political and non-political contributions, I would develop what was called a discussion outline. I would take requests as they came in and put them on a document. And after about -- and then we would meet in his office.

And after about two months of that he -- he did not like doing it, and he basically said, you make recommendations to me and I'll up-and-down them informally as we go along. And so when a request would come in I would make a recommendation. But in all frankness, most of the time, whatever I requested he would do. Sometimes I don't think he even paid any attention to it.

I really had responsibility for the program. It was subject always to any -- to review by him. I could not ultimately, because I didn't sign the checks, give away the money. But as the relationship developed over the years, Ted and I worked out certain parameters, and I think he trusted me within those parameters. And I took that trust very seriously and I tried to live up to it.

Q Were there any specific guidelines that he gave you?

A Yes. Stay away from the edges, keep me

Barkley Court Reporters Los Angeles • Telephone 213 250 0400 Woodland Hills • Telephone 818 702 0242 Irvine • Telephone 714 955 0400

within the law, and don't play games with the edges.

Q And that would have gone into effect from the very beginning?

A Absolutely. It was -- my job depended on that.

Q Okay.

A There are other guidelines, like we want -- there were certain internal -- I don't know if you need -- if you want to know what the internal guidelines were. I feel uncomfortable about discussing the political guidelines.

Q Let me assure you that the Commission is not here to investigate Mr. Field's political contributions in terms of why he would make specific contributions to certain candidates.

A But in terms of -- probably the single most important thing from Ted's point of view was that he be legal and not play on the edges; legal in the middle. And that's, frankly, why I employed counsel.

Q Okay. What then was your process for handling requests for political contributions?

A Once it was signed off it would go through my secretary or an assistant or a person that I had working for me. And I really wouldn't be part of the check-cutting process.

Q Okay. Let's take it back a step or two or three, to the point where requests for contributions came in. Did they come to you?

A They always came to me.

Q Oral ones as well?

A Yes.

Q What would you then do?

A I would then fill out a -- I would either discuss it with Ted usually -- although I will not tell you that in every case I discussed it with Ted -- and almost always he would say yes. And I would fill out a form or have somebody fill out a form making a check request. And the check would get cut.

Q Do you know who would prepare the check?

A Different people over the years. There were three people, and I really didn't -- the truth is, once I filled out the form I didn't pay much attention to it. It was -- there were three people in my operation that would -- actually, four people over the years that would have been involved in that would have been Karen Richards, who's now Karen Sachs, S-a-c-h-s; Kris Dresdow, who is still Ted's secretary; Hollis Brookover, which is like it sounds, Brookover, Hollis Brookover, who replaced Karen Richards; and Ann -- I can't believe I'm blanking out.

Barkley Court Reporters Los Angeles • Telephone 310 207 600 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 966 0400

MS. KERMAN: Off the record.

(Discussion held off the record.)

THE WITNESS: Ann McKenzie, who did a lot of the specific bookkeeping.

BY MS. KLEIN:

Q Could you describe the form that you would fill out for me in terms of what information would --

A It would --

Q -- have been contained --

A It would have the type of -- it would just have the type of gift, and I think we coded it if it was federal or non-federal.

Q Okay. Would you be aware -- do you recall what the codes were for the federal versus non-federal?

A No.

Q Would you indicate the precise name of the payee on this form?

A Probably. I don't want to be cavalier about it, but we gave away an enormous amount of money, mostly in charitable contributions. And I would just sign forms constantly. I did not usually fill out the form. I would go through a whole series of things and it would be prepared for me and I would just sign. And

Barkley Court Reporters Los Angeles • Telephone 310 207 800 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

I never got into the bookkeeping side of it.

Q Okay. That's fair.

What about transmittal notes? Would you draft transmittal notes?

A From time to time.

Q Any particular reasons why you would draft some -- draft a transmittal note for some contributions and not for others?

A I can't -- I don't know. I mean, I'd have to hear a specific and then answer.

Q How did you keep Mr. Field apprised of the requests that had been received orally, generally?

A Generally there were times that I would bring in letters, there were times that I would prepare something, but almost always in the latter days, in the last four years that I was there, orally.

Q What about keeping him abreast of the contributions that had actually been made?

A No. Once it was signed off I never -- I would never say, this is a sheet of political contributions. It would have been a waste of time.

Q The picture -- I would like you to tell me whether this is an accurate picture or to respond to this. If you had a spectrum of level of delegation, with zero being intense supervision and ten being total

Barkley Court Reporters Los Angeles • Telephone 310 207 800 Woodland Hills • Telephone 818 702 0252 Irvine • Telephone 714 955 0400

delegation of responsibility, where would you situate --

A Nine and a half. And he probably would have said ten, but I would say nine and a half because I felt he always had to see what I was doing. It was his money and not mine.

Q Okay.

A I think in Ted's mind he said -- he understood -- he understood the limits generally, or at least he understood that I understood the limits. And I think in his mind, under the political guidelines that we developed, he was perfectly happy to have me take him to the limit in any way I felt necessary, so long as I followed his political guidelines and the law.

Q Good.

What records did you personally keep concerning solicitations for political contributions?

A If they came to me?

Q Yes.

A I think we probably kept anything in writing that came in. I don't have those records now. Whatever records existed or -- would be back in Interscope, as far as -- I did not take notes of phone conversations.

Q Did not?

A You have to understand that I was

Barkley Court Reporters Los Angeles • Telephone 310.207 [illegible] Woodland Hills • Telephone 818 [illegible] Irvine • Telephone [illegible]

solicited politically and nonpolitically on a constant basis by everything that you could possibly imagine.

Q How did you ensure that Mr. Field's federal contributions fell within the statutory limit?

A We had a system. I could call up a printout.

Q Could you describe the system for me?

A No, I can't, because they kept the system. But I can say that I could -- I would say to Ann, "Print out the federal contributions," and she would print out the federal contributions.

Q So "they" refers to Ann or the other individuals you mentioned?

A Yes.

Q Was this computerized?

A Yes.

Q Do you know whether federal contributions were distinguished from state contributions in any way?

A They were.

Q Do you know how they were?

A No, but any way that I -- when -- I will not guarantee you that our system was a hundred percent foolproof that one wouldn't -- that every recording was a perfect record, because I don't have that great a confidence. But I know that they were kept separately,

Barkley Court Reporters Los Angeles • Telephone 310 207 800 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 949 955 0400

that if we made a state contribution it was kept separately from a federal contribution, certainly in theory.

Q Do you know who would know?

A I think Ann McKenzie would know.

Q Let's focus on the specific contributions.

Off the record.

(Discussion held off the record.)

BY MS. KLEIN:

Q Would you like to clarify the record?

A Yes. Some of the solicitations may have been kept, a lot of it got thrown out. I don't think you could possibly imagine the volume of solicitations that we received. Because Ted was getting publicity for the amount of money that he was giving away, and I would hazard a guess that we were giving away, particularly in charitable contributions, more money than anybody else in town.

Q To help us, because I think it's important to have a sense of the quantity, could you estimate how many requests for charitable money and political requests you received on a daily or weekly basis.

A I would guess that on a typical week

Barkley Court Reporters Los Angeles • Telephone 310 207 500 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

there would be between 50 and 75.

Q Okay.

I'm going to ask the court reporter to mark this as FEC Exhibit 1, a copy of which is being handed to Counsel.

(Document handed to the witness.)

BY MS. KLEIN:

Q Let the record reflect that for purposes of the record that the document consists of what purports to be a copy of an April 25th, 1990, check on the second page -- it would be a check and check register. And on page 1 it appears to be a copy of a letter addressed to Jack (sic) Keitward --

A Jake.

Q -- Jake Keitward from Bob Burkett.

Do you recognize this exhibit?

A No. But I recognize my handwriting, so I have to assume --

Q All right. How did you become acquainted with Jake Keitward?

A I think I became acquainted with him the first time that Tom Harkin ran for senate, I believe.

Q And why does it trigger -- why do you feel that that was when you first met him?

A I don't know. Just is a vague

Berkley Court Reporters Los Angeles • Telephone 310 207 6000 Woodland Hills • Telephone 818 992-0202 Irvine • Telephone 714 955-0400

recollection.

Q How well would you say you know him?

A Not very well.

Q Was your relationship with him a social or a business one?

A Political.

Q Political.

A He was Harkin's representative when I talked to him. He was Harkin's representative in my mind.

Q In your mind was he Harkin's representative in 1990?

A Yes.

Q Do you know where he is currently employed?

A He's a lobbyist, I believe, somewhere, but I forget where. Builders? From some building association? I don't know.

MS. KERMAN: Don't speculate.

BY MS. KLEIN:

Q Do you know what led to the making of this April 25, 1990, contribution?

A A phone solicitation.

Q From?

A From Jake to me.

Barkley Court Reporters Los Angeles • Telephone 310 207 800 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

Q What was the context for the solicitation?

A Jake called up and said, "Can you get some money for the Iowa party."

Q Did he identify himself as being with Citizens for Harkin?

A I don't think so. But I don't -- you know, I have tried very hard to remember this conversation, and I'm going to give you my best recollection. But understand that I don't have a very specific recollection of it.

Q That's understood.

Did he state what the money would be used for?

A I don't remember.

Q Did he mention any candidates that such a contribution could benefit?

A I do not remember.

Q What was your understanding at the time of how the money would be deposited?

A There was absolutely unequivocally no question in my mind about that, that this was going to be a check to the state party, and I do believe that I told him, to the state account. And I do believe that I told him that on the phone, although I can't be a

Barkley Court Reporters Los Angeles • Telephone 310 207 8000 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

hundred percent certain of that.

Q Why is it so clear in your mind?

A Because we never gave money to state parties. It was totally inconsistent with our giving philosophy.

Q Let's clarify for the record --

A Let me restate. We never gave federal money to state parties.

Q Was that part of your operating guidelines with Mr. Field?

A No, it was my own operating guidelines. It would have been a misuse of money, made no sense. We -- particularly in even-numbered years, we try to maximize by giving to the PAC candidates, but we never gave money on the federal account to state parties, ever. It would make absolutely no sense philosophically to do that. Particularly we -- we never did -- it's not even worth speculating, but the notion that we would give to a federal account for a state party in Iowa is absolutely absurd.

Q So it's my understanding it is because it did not maximize the impact of the contributions?

A Yeah, it would undermine Ted's ability to get involved in other races. We like Senator Harkin, but there are a lot of other senators that we liked just

Barkley Court Reporters Los Angeles • Telephone 310 207 3000 Woodland Hills • Telephone 818 702 0000 Irvine • Telephone 714 955 0400

as much, and we needed to keep the money in reserve to be able to help them.

Q What if anything did you tell Mr. Field about the solicitation?

A I think -- I don't remember that I -- my guess is it came across his desk in exactly the same way that any other report would have come in. And I said, "We're giving $5,000 to a state party." And he probably didn't hear me say it. I would have to believe he has no recollection of this.

I do have a recollection of this gift. I have a recollection of it.

Q Is there a reason why, given all the numbers of solicitations that you received, why this one in particular stands out?

A No, I think I have a recollection of many of the gifts that we gave to state parties, to non-federal accounts in state parties.

Q From your recollection, would the gifts to the non-federal accounts of state parties represent a large proportion of the political giving?

A It would vary from year to year, and from cycle to cycle.

Q Do you have any recollection of 1990?

A I don't -- the one year that it would

Barkley Court Reporters Los Angeles • Telephone 310 207 800 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

have represented a significant amount was in 1986. In 1990 it would have been a lesser amount, but I --

Q Why would that have been?

A Because in 1986 we were more active. It was more activity.

Q Do you --

A I don't think that we -- I don't -- well, I'd have to review my records in what we gave the state parties.

Q Okay. How was your intent that it be made for the non-federal account of the state party -- how was that conveyed?

A I believe that I said to Jake in the phone conversation that -- I believe he solicited me as a federal gift, and I believe I said, "We can't do federal, Jake, we'll make it for state account."

I cannot tell you that I'm a hundred percent sure, but I believe that is what I said. I have literally --

Q On what do you base that belief?

A My recollection.

Q Okay.

Do you recall what his response was to that?

A If the conversation I recall is the same

as -- I mean, it's possible that somebody, another solicitation -- but he said -- the response that I recollect was that it's fine. He couldn't have said anything else. What was he going to say; "No"?

Q Have you talked with Jake about this contribution after it was made?

A You bet I did.

Q When would that have been?

A The day that the -- or the day after, or as soon as I could get him when the L.A. Times wrote a story that Ted Field was over his federal contribution limit.

Q And would you describe for the record what transpired during that conversation.

A I don't think I want to repeat the conversation on the record. I was that mad.

Q Was there any request made at that time?

A I said, "Correct this" -- "Correct the reporting to reflect our intent that I communicated to you at the time."

Q And was such action taken then?

A That's what I understand.

Q When would that have --

A Right after -- shortly after. It took longer to happen than I was pleased with, but it

Barkley Court Reporters Los Angeles • Telephone 310 207 8000 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

eventually happened.

To say that I was upset would be an understatement. I was furious.

Let me just give you some background. I was on vacation. And it's a funny story. I was in a private reception with the Dalai Lama in Santa Fe, New Mexico, when my office called me up and told me about this story. My job, my career, my life, my children's lives hinged upon me being within the law for Ted Field. His worst nightmare and my worst nightmare would be that we would somehow inadvertently but somehow do something that would not be within the four corners of the law.

So when this happened I was absolutely flabbergasted, and I was furious. The first thing was -- I didn't know, because the article didn't say what the contributions were, so I had to interrupt my counsel, who was also coincidentally on vacation, screaming at her to find out -- I need to see what they're talking about. Because my records were real clear, and we couldn't figure out at the office what the heck had happened, because our records did not reflect --

Q Did you go back to check over your records after --

A I called.

Q -- the story broke?

A I called. I didn't go home. I stayed in New Mexico.

Q Did you have someone check over the office records?

A Yes. We could not find from our -- our own records.

Q You could not find out --

A Our own records reflected that we were a little bit under the $25,000 limit.

Q Did you check the records with regard to this particular contribution in terms --

A Not at that moment. Eventually, either that day or next -- and I think Leslie may be able to answer that, because Leslie found out --

MS. KERMAN: Off the record.

(Discussion held off the record.)

BY MS. KLEIN:

Q For the record, my question was soon after the story appeared whether you went to review the records kept by Interscope with regard to the intent of how this contribution was going to be.

A Absolutely. Our records reflected my recollection, which was we were under $25,000 in our

Barkley Court Reporters Los Angeles • Telephone 310 207 8000 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

federal contribution.

Q Listen very carefully to the way I'm phrasing this question, if you would, please. Were the records kept by Interscope with respect to the making and the intended deposit of this check --

A No.

Q -- reviewed?

A Not at that time.

Q Okay.

Off the record.

(Discussion held off the record.)

BY MS. KLEIN:

Q Do you know if Mr. Field talked with anyone from the committee about this contribution?

A From the Iowa committee?

Q Yes.

A I'm quite certain he did not.

Q When was the last time that you talked with Jake about the contribution?

A I saw Jake at the All-Star game, on the train. But I don't remember that we ever talked about this, unless I may have made a reference or a joke about it.

Q Could you --

A Just in passing.

Barkley Court Reporters Los Angeles • Telephone 310 207 3800 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

Q -- give us a year?

A This past All-Star game, the one in Baltimore.

Q Okay.

A The last time I had a serious talk with him about it was when I finally reached him, and I believe that was the last conversation I had -- I may have had one other one with him. I never saw an issue -- I mean, again, to this moment, I never saw an issue here. We gave a check that was intended to be given to the Iowa State Democratic Party state account. I gave them the benefit of the doubt when they filed, and I found out that's one of the reasons we were over. There was a couple of reasons, but that was one of the reasons we were over. And I had a conversation with Jake, who said, "You're right, it's my mistake. It's our mistake. And we'll fix it."

And I thought it was done.

Q Let's go back to the exhibit here, the second page of the exhibit that you have.

For purposes of the record, the top half appears to be a registry portion that, under the term, "Description," it states, "Political Contrib.," followed by a number.

A Right.

Barkley Court Reporters Los Angeles • Telephone 310 207 800 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 1

Q Which, if my eyes serve me well, in this photocopy would be "8091560."

A Uh-huh.

Q Do you know what that number refers to?

A It was probably coded as a non-federal check, but I don't recognize the number. My guess is somewhere on this check there's a code.

Q Okay. Let's look at the actual check portion then. There is at the far right, under the number of the check, a payee ID number.

A I don't know what that is.

Q Okay. For the record, it reads, I believe, "IOW100P."

A Do you know what it is?

Q Do you know what it is?

A No, I said I don't know what it is.

Q Do you know who might know?

A No. Maybe Ann McKenzie.

Do you know what it is?

MS. KERMAN: No.

Go off the record here for a second.

(Discussion held off the record.)

THE WITNESS: And this is for the record. I do not know specifically for sure that that is the code.

Berkley Court Reporters Los Angeles • Telephone 310 207 800 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

BY MS. KLEIN:

Q I'll ask the court reporter to mark this as FEC Exhibit Number 2.

Ask you to take a moment to review it

(Document handed to the witness.)

BY MS. KLEIN:

Q Could you identify it for the record.

A That's a $5,000 contribution to the Iowa Coordinated Campaign.

Q For purposes of the record, this exhibit appears to have this photocopy of the check, and at the upper quarter portion there appears to be a transmittal memo from the Interscope Group, which on the bottom has "Robert L. Burkett."

A That's correct.

Q What do you recall about the solicitation for this contribution?

A I don't remember the solicitation for this contribution.

Q Would you -- could it be that you would have made this contribution without it having been solicited?

A Unlikely. It's possible; unlikely.

Q Do you recall whether this upper quarter would have been a transmittal note that would have

Barkley Court Reporters Los Angeles • Telephone 310 207 800 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 555 0400

accompanied the check?

A It looks like it. I will tell you that it is on my card, but that is not my signature. I may have dictated -- I may have asked them to send it out. But if you compare the handwriting here with the handwriting on the other one, you'll see that that is not my signature.

Q Okay. For the record, the transmittal memo, if we can characterize it as such, says, "Dear Jake, our federal funds are tapped, but I thought you might have a use for a $5,000 contribution to the Iowa Coordinated Campaign."

Do you recall dictating this message?

A I don't. I really don't. It is not a hundred percent impossible that we would have initiated this ourselves. It is also possible that a solicitation from the Coordinated Campaign came through the mail, but I don't really recall it.

Q Do you care to subscribe a meaning to, "our federal funds are tapped"?

A Yeah. I was at the time becoming more and more active in the Democratic National Committee. Two things happened, intervening from around this time. First of all, I was becoming more active in the Democratic National Committee, preparing for the 1992

Barkley Court Reporters Los Angeles • Telephone 310 207 800 Woodland Hills • Telephone 818 702 0252 Irvine • Telephone 714 955 0450

national election, and I think I was learning -- getting an education on what a coordinated campaign was. And I understood that a coordinated campaign had components that are federal and non-federal. And I was sophisticated enough at that point to understand that if I didn't designate it, it was going to go into federal.

Secondly, my attorney at some point -- and I can't tell you exactly when -- told me I better start memoing when we make contributions that it reflect either in the cover letter or on the memo portion of the check that it was non-federal.

Q And by "counsel" your referring to Leslie Kerman?

A Leslie Kerman. I can't say for sure that that followed sequentially, but I do know that I had a pretty good understanding of coordinated campaigns.

Q Could you share with us what that understanding was.

A Well, my understanding was that a coordinated campaign could encompass -- was a coordinated approach that encompassed state and federal aspects of an election that might take place in any state, that really -- the concept had been put into place by the party in the 1898 election cycle, specifically in Virginia, New Jersey, and that by -- it

Barkley Court Reporters Los Angeles • Telephone 310 207 [illegible] Woodland Hills • Telephone 818 [illegible] Irvine • Telephone 714 955 [illegible]

was sort of a new creature, and by its very nature had some ambiguities. So you'd better be damned sure if you're sending a check that you designate that check to be non-federal.

Q For the record, do you recall having spoken to Mr. Field with regard to this contribution?

A I do not recall.

Q So as I understand your testimony, just so that it is clear for the record, it was your intent that this contribution be made to the Iowa non-federal account; is that correct?

A To the coordinated campaign in Iowa, non-federal account. I believe that to be the case. I tell you, I do not really remember this note. But I cannot -- I also don't -- no one would have sent it unless I had authorized it.

Q Okay. Two questions about the check here.

A Yes.

Q It's made payable to the Iowa Coordinated Campaign; correct?

A Uh-huh.

Q And the earlier check of April 24th, 1990, reflected --

A The state.

Barkley Court Reporters Los Angeles • Telephone 310 207 8000 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 855 0400

Q -- a copy of which is reflected in Exhibit 1, is made payable to the Iowa Democratic Party; correct?

A Let me see that.

(Document handed to the witness.)

THE WITNESS: Uh-huh.

BY MS. KLEIN:

Q Okay. I ask again for you to look at the FEC Exhibit Number 2, which is the Iowa Coordinated Campaign check copy. Under the "Payee ID," if my eyes read this properly, it's "IOW-200P."

Do you have any understanding --

A No.

Q -- of what that would refer to?

A I do not.

Q And this would contrast with the earlier check which has an ID number of 100P?

A That's correct.

Q Okay. Could it be possible that the ID number differs because one was intended for the -- one was the federal account as opposed to the non-federal account?

A It is only possible if when my secretary or whoever called for an ID number -- and I'm speculating now -- was given by Iowa a number that

Barkley Court Reporters Los Angeles • Telephone 310 207 800 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

corresponded to a federal account. It is impossible that it could have been because it was our intent to give that money to a federal account; totally inconceivable and impossible. I want to reiterate, we had a policy of not giving money to federal accounts of state parties.

Q I understand that that was your policy and that was your intent.

A So there's no way that that would have been our intent. Now, it is possible that someone gave my office a number that corresponded to a federal account. I don't know. But I can't say it's impossible.

Q Would the payee ID number be something that would have been developed from your office for your own record-keeping purposes?

A I don't know. I've never seen it before. It's probably on all the checks, I've just never seen it before. Maybe -- Karen Richards would probably know better than anybody. She is who helped to develop the original forms.

Q Karen Richards might also know whether that payee ID information was shared with the recipient committee as well, is that --

A I don't know.

MS. KERMAN: Could you clarify that question?
BY MS. KLEIN:
Q My question pertains to who determined the payee ID number and how and whether it was shared with the recipient committee; two different questions. And my question was whether the person identified by Mr. Burkett would have any knowledge --
A No; all I was saying about Karen was she helped develop the form.
Q Okay.
MS. KERMAN: Off the record.
(Discussion held off the record.)
MS. KLEIN: Let's go back on the record to clarify that we have had a discussion regarding the payee ID numbers. Where those payee ID numbers came from, what their uses were, are today unknown, and this witness is unclear -- and we've asked the witness not to speculate as to their origin or use.
THE WITNESS: I have no idea. Accurate characterization.
BY MS. KLEIN:
Q I have a technical question, and I will try to phrase it in a fashion that is understandable. Do you recall having any guidance with how to make the check payable to the Iowa Coordinated Campaign?

Barkley Court Reporters Los Angeles • Telephone 310 207 800 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

A I did not do that.

Q You did not?

A I would rely on staff to follow up with their staff to find out how these checks should be made out usually. Again, I really do not have recollection on this.

Q Let me be very explicit with why I'm asking this question. If the Iowa Coordinated Campaign was part of a program to benefit both the state and federal candidates, then my question was, would there not have been some designation on the check to show that this was to go to the non-federal account?

A No, I think that the cover letter -- the cover letter would have covered that. As I said, my advice from counsel was either to memo or on the cover letter, but to make sure you communicated it.

Q Thank you.

A I think, though, Counsel, that in the future -- I've learned my lesson -- I will never send a check without putting "non-federal account" in the memo. Even that doesn't always matter, as you know.

Q Earlier you stated that you saw an article about the $25,000 annual limit in the L.A. Times. Was that the first indication that you had that there may have been a problem with Mr. Field's 1990

Berkley Court Reporters Los Angeles • Telephone 310 207 [illegible] Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0420

annual contribution limit?

A That was the first indication.

Q Have you had any further conversations other than the one that you identified with Jake subsequent to reading that article about these contributions?

A I may have. I may have had more than one. I think that I've given you the substance of what I communicated to Jake. There may have been more than one conversation in which that substance occurred. I just can't say for sure that we only had one.

Q I just want to clarify that when you spoke with Jake upon reading the L.A. Times article --

A I hadn't even --

Q Let me finish my question, please.

A I'm sorry.

Q -- that you asked that the funds be transferred to the non-federal account in accordance with your intent; is that correct?

A That would not be accurate. What I said -- first of all, I hadn't read the story when I -- I may have read it. I don't remember actually. It was read to me on the phone originally. As I said, I was at this reception for the Dalai Lama. I don't remember sequentially when I wound up talking to Jake. What I

said was, "I expect that you will amend your reporting to conform to our intent at the time the gift was made."

Q And that was after the L.A. Times report appeared but before any knowledge of the FEC complaint; is that correct?

A I believe the L.A. Times -- you -- that's a good question. The L.A. Times did not say that you had actually issued a complaint. The L.A. Times said a complaint had been filed by a watchdog organization. I believe that that conversation took place before the filing of the complaint, but I cannot be certain.

Q Okay.

A I cannot be certain.

Do you know how much -- do you know how long after the article came out a complaint was filed?

Q I do not have that information off the top of my head.

MS. KERMAN: Off the record.

(Discussion held off the record.)

BY MS. KLEIN:

Q Mr. Burkett, do you have any documents that relate to the solicitation or making of this contribution either in your possession or with counsel?

A Not that I'm aware of.

Q Okay. Any documentation then that would

Barkley Court Reporters Los Angeles • Telephone 310 207 800 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

exist pertaining to these contributions would remain at Interscope?

A Yes.

Q Okay.

A You must remember, Counsel, that when I left Interscope, I believe I'm right in saying that I thought this thing was over. I completely forgot about it.

Q Okay. We will conclude our deposition with the administrative detail that I must share with you, which is that the government will be issuing you a witness fee check, which it is required to do by statute. The reason that this is not made out in advance is that we also include a fee for any mileage costs incurred, and we would then ask you what your mileage would be for attending today's deposition.

A Would you like me to tell you that on record now?

Q Yes.

A Approximately a mile and a half.

Q Okay. I thank you for your cooperation.

Same stipulation.

MS. KERMAN: You'll send it to me.

MS. KLEIN: We have agreed and entered into a stipulation that the Commission's investigations, which

Barkley Court Reporters Los Angeles • Telephone 310 207 500 Woodland Hills • Telephone 818 702 0201 Irvine • Telephone 714 955 0400

are confidential when they are ongoing until their conclusion -- that under a normal practice and procedure a deponent is required to appear at the court reporter's office for signature. In this instance, on the condition that it not be shared and duplicated, we are -- have agreed that we will forward it to Leslie Kerman, who will forward it to you for signature.

THE WITNESS: Can I make a statement on the record.

MS. KLEIN: Sure.

THE WITNESS: I want to reiterate what I said earlier, that the single most important procedural part of my job was to make sure that Ted Field stay within the letter of the law, and anything short of that I was derelict in my duties. Nobody could have been more shocked or upset than I was when this happened. The damage was done, no matter what actually happened, when there was an article about Ted in the Los Angeles Times. And there was no way to ever make that better. One thing I've learned is that even when you're exonerated, you don't submit it to the press because it dregs up the story. So the damage had been done. And I took it personally, even though I knew I didn't do anything, because it's my job to make sure that that damage doesn't get done.

Barkley Court Reporters Los Angeles • Telephone 310 207 800 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

When I heard that you had made a finding in this matter and that the complaint had been dismissed, I -- well, I wasn't satisfied that I had done my duty. And I said it's my duty even though I can't control things. I wasn't totally satisfied, but I was satisfied enough, and I sort of put it behind me.

I'm not angry at the Federal Election Commission. I think you're doing your job. But I can not possibly imagine that this thing is still out here. And it is for me the ultimate personification of the expression that no good deed goes unpublished.

I mean, I'm outraged and I'm very upset. I'm really, really upset. I don't know if I have expressed myself enough, but, you know, this is costing a lot of money. The intent was unambiguous from the beginning, and it's really unfair -- this is my job. It is unfair to Mr. Field. And I just want to make that as a statement at the end of this deposition.

Again, I hold no animosity to the FEC, but I just think that it's an unfortunate circumstance.

(Federal Election Commission exhibits 1 and 2 were marked for identification by the Certified Shorthand Reporter, and attached hereto.)

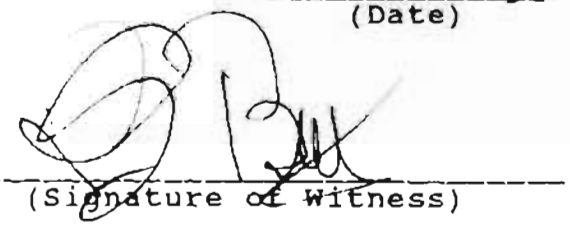
(Deposition concluded at 4:25 p.m.)

-ooo-

Barkley Court Reporters Los Angeles • Telephone 310 207 800 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed at LA, CA (Place) on 10/21/93 (Date).



(Signature of Witness)

Barkley Court Reporters Los Angeles • Telephone 310 207 600 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone 714 955 0400

DEPOSITION OFFICER'S CERTIFICATE

STATE OF CALIFORNIA)
) ss.
COUNTY OF ORANGE)

I, Sally Kay Farwell, Certified Shorthand Reporter, Certificate No. 5675, for the State of California, hereby certify:

I am the deposition officer that stenographically recorded the testimony in the foregoing deposition;

Prior to being examined the deponent was by me first duly sworn;

The foregoing transcript is a true record of the testimony given;

Dated 10/7/93.

Sally K Farwell

Barkley Court Reporters Los Angeles • Telephone 310 207 800 Woodland Hills • Telephone 818 702 0202 Irvine • Telephone [illegible]

Exhibit 1

THE INTERSCOPE GROUP
[illegible]
[illegible]

FAX to:
Jeff Crawford
12-8-93
BL

May 1, 1990

John Kahwaty
Citizens for Harkin
P.O. Box 75021
Washington, D.C. 20013

Dear John,

As promised, please find enclosed Ted Field's contribution in the amount of $5,000.00 to the Iowa Democratic Party - hope it helps.

Sincerely,

Bob Burkett

Enclosure

[illegible]

ROBERT L. BURKETT, SENIOR VICE PRESIDENT CORPORATE AFFAIRS

FEC 1
Dep(s) ___ Pltf(s) ___ EXHIBIT for I.D.
SALLY FARWELL, CSR# 5675
Date: 10-2-93
Witness: Burkett

FAX to:
Jerry Crawford
12-6-1[illegible]

[redacted] FIELD (D)

10533

DATE	INVOICE NO	DESCRIPTION		AMOUNT	DISCOUNT	NET AMOUNT
/24/90		POLITICAL CONTRIB	8091560	3000.00		3000.00
/25/90	010533	** CHECK TOTALS:		3000.00		3000.00

[redacted] FIELD (D)
[redacted]

[redacted]
[redacted]
LOS ANGELES, CA 90067

10533

DATE 04/25/90 CHECK NO. 010533 PAYEE I.D. IOW100P

**FIVE THOUSAND DOLLARS AND NO CENTS

CHECK AMOUNT
$**3000.00

PAY TO THE ORDER OF

IOWA DEMOCRATIC PARTY
2300 FINANCIAL CENTER
DES MOINES, IA 50309

[redacted]

1/2

Exhibit 2

THE INTERNATIONAL GROUP

August 1, 1990

Dear Bob,

Our Federal Funds are committed, but I thought you might have a use for a $5,000 contribution to the Iowa Coordinated Campaign.

Best,

ROBERT L. BURKETT

FREDERICK W. FIELD (X)
[redacted]

FIRST INTERSTATE BANK OF CALIFORNIA
707 WILSHIRE BLVD.
LOS ANGELES, CA 90017

11588

DATE 07/25/90 CHECK NO. 011586 ISSUED ID IOWZOOP

**FIVE THOUSAND DOLLARS AND NO CENTS

PAY TO THE ORDER OF IOWA COORDINATED CAMPAIGN

$**5,000.00

[redacted]

404030

FAX to Jerry Crawford 12-8-92 DR

FEC 2
DEPONENT PP(s) EXHIBIT for I.D.
SALLY FARWELL, CSR# 5675
Date: 10-2-93
Witness: Burkett

FEC 2

TOTAL P.04

TRANSCRIPT OF PROCEEDINGS

UNITED STATES OF AMERICA

BEFORE THE

FEDERAL ELECTION COMMISSION

ORIGINAL

- -x

IN RE:

M U R 3325

- -x

DEPOSITION OF JACOB KUITWAARD

Washington, D. C.

Friday, October 15, 1993

ACE - FEDERAL REPORTERS, INC.

Stenotype Reporters

1120 G Street, NW
Washington, D.C. 20005
(202) 347-3700

NATIONWIDE COVERAGE
800-336-6646

5043646 6683

UNITED STATES OF AMERICA

BEFORE THE

FEDERAL ELECTION COMMISSION

- -x
IN RE: :
M U R 3325 :
- -x

DEPOSITION OF JACOB KUITWAARD

Washington, D. C.

Friday, October 15, 1993

Deposition of JACOB KUITWAARD, called for examination pursuant to notice of deposition, at the Federal Election Commission, 999 E Street, N.W., Sixth Floor, at 1:15 p.m. before DIANA S. KIEREIN, a Notary Public within and for the District of Columbia, when were present on behalf of the respective parties:

-- continued --

APPEARANCES:

DAWN ODROWSKI, ESQ.
LISA KLEIN, ESQ.
Federal Election Commission
999 E Street, N.W.
Washington, D. C. 20463
On behalf of Federal Election Commission.

GERALD W. CRAWFORD, ESQ.
Crawford & Associates
510 Liberty Building
Des Moines, Iowa 50309
On behalf of the Deponent.

ALSO PRESENT:

NORIEGA JAMES

2504364690

CONTENTS

WITNESS	EXAMINATION
Jacob Kuitwaard	
by Ms. Odrowski	4

EXHIBITS

KUITWAARD DEPOSITION NUMBER	IDENTIFIED
Exhibit 1 - 5/1/90 letter	35
Exhibit 2 - Copy of check	46
Exhibit 3 - 7/10/92 letter	65

ACE-FEDERAL REPORTERS, INC.
Nationwide Coverage
202-347-3700 800-336-6646 410-684-2550

PROCEEDINGS

Whereupon,

JACOB KUITWAARD

was called as a witness and, having first been duly sworn, was examined and testified as follows:

EXAMINATION

BY MS. ODROWSKI:

Q Could you please state your name for the record?

A Jacob Kuitwaard.

Q And you have the spelling. And are you being represented by counsel today --

A Yes.

Q -- Mr. Kuitwaard?

A Mr. Crawford.

Q Okay. You have met everybody here I believe. For the record I'm Dawn Odrowski representing the Commission today and next to me, Lisa Klein is here. She is the Assistant General Counsel. Sitting next to her is Noriega James, the paralegal working on this matter.

I'm not sure whether you've ever been deposed Mr. Kuitwaard?

A No, never.

Q Okay. Let's go over quickly a few ground rules for us today.

First of all, this deposition of course is being transcribed so there are some things we do to make sure that the record is accurate. First, any time you're answering my questions, please do it verbally rather than nodding your head or making some other gesture.

Secondly, if I ask a question and you don't hear it, sometimes my voice is a little soft, please ask me to repeat it. If I ask a question you don't understand, please tell me and I'll try to rephrase it.

Also, please be sure that you answer each question completely and accurately to the best of your ability and try not to speculate, please.

And lastly, remember that you're under oath and treat your testimony here today as you would in a court of law. Is that all agreeable to you?

A Yes.

Q Okay. We're going to focus on specific contributions that were made to Iowa Democratic Party while you worked for them, but I'm going to start with some background questions first.

Could you tell me where you're currently employed?

A National Association of Realtors.

Q How long have you been there?

A Almost three years.

Q And what do you do there?

A I'm a lobbyist, government affairs.

Q Do you do any fund-raising?

A Yes and no.

Q What does that mean? Would you clarify yes and no?

A We give money.

Q You give money?

A We give money as a rule. In order to give it, we have to find it too, so.

Q And are you involved in finding it?

A No, it's not part of my job description.

Q Could you tell me where you were employed before the National Association of Realtors?

A The Iowa Democratic Party.

Q And about when was that, do you remember?

A It was --

Q If you've been at National Association of Realtors for three years --

A -- '88 or '89.

Q I would imagine --

A -- or '89 to '90.

Q About how long were you employed there?

A About a year all together.

Q Were you working there full time?

A Yes.

Q Were you working anywhere else at that time?

A No.

Q Were you volunteering for any political campaigns at that time?

A No.

Q Could you tell me generally, and we'll get more specifically into this later, what your duties were at Iowa Democratic Party?

A Primarily put together a coordinated campaign.

Q Could you, did that involve fund-raising?

A Yes.

Q What else did that involve?

A Putting together a plan of what a coordinated

campaign would look like.

Q And while I'll ask this more specifically, could you generally tell me what a coordinated campaign is?

A It would be, you know, to ensure I get out, you know, to ensure a get out the vote operation for the entire party statewide, how best to utilize resources to make sure a get out the vote was accomplished.

Q So that would encompass both federal and state campaigns?

A Yes.

Q And local campaigns?

A Yes. All campaigns.

Q Okay. Where were you employed before?

A Senator Tom Harkin.

Q And what did you do there?

A Did liaison work.

Q Liaison to what?

A Constituency outreach.

Q Did you do any fund-raising?

A Yes, some. I filed the reports, the standard Senate report necessary to do that.

Q What Senate report is necessary to --

A Disclosure forms, designations and Senate staff were allowed to do that.

Q Was it disclosure of personal finances and --

A Yes.

Q Were you involved in any federal campaign financing activities there --

A What do you mean?

Q What sort of fund-raising activities did you do when you were involved? Did I misunderstanding you?

A No, no, no. I mean fund-raising is part of the -- as far as the reelection campaign was concerned, we were building up -- in a limited basis.

Q How limited?

A I --

Q Go ahead.

A Coordinate with the fund-raiser who was doing these types of activities.

Q Was that --

A Direct mail activity, vendor doing that kind of activity, mail.

Q Who was the fund-raiser who was --

A At that time.

0043647

Q -- who you work for?

A We changed a couple different people who did it. I can't tell you specifically who was doing it.

Q At least --

A We didn't do very much of it at that time. We simply --

Q Let me ask you another question. How long were you there?

A At Harkin's office?

Q Yes.

A Six years in the Senate prior --

Q Prior to you working with Senator Harkin, did you work for any other government representatives?

A Yeah, I worked for John Culver.

Q And who was John Culver?

A Former Senator.

Q From --

A State of ~~Maryland~~. Iowa JK

Q And did you do any fund-raising --

A No.

Q -- for Mr. Culver? Do you have any other political experience?

A Yeah, campaign, field work, field experience, grass roots, constituency building.

Q About how many years would you say you worked in the political arena?

A 20 years, 20 plus, 25.

Q And about how many of those years did you do fund-raising, did you engage in fund-raising?

A Intermittently for, like, a 10-year period I would imagine.

Q And was some of that fund-raising for federal candidates?

A Yes, at times.

Q About how much, what percentage of the time would you estimate?

A Small.

Q So 10 years?

A No more than 50 percent.

Q About five years?

A Yeah.

Q What kind of training have you had in fund-raising? Is there a school?

A Yeah. The party holds seminars.

Q And the party would be --

A The National Democratic Party.

Q Did you attend many of these seminars?

A Yeah, campaign committee probably -- more, Democratic Senatorial Campaign Committee.

Q About how many would you say?

A 10.

Q Did you ever attend any FEC, Federal Election Commission seminars?

A Yes.

Q What was the most recent?

A Year and a half, two years ago.

Q Could you come up with a ballpark figure about how many you have attended over the years?

A Four or five.

Q Are you very familiar with Federal Election Campaign publications that we put out?

A Yes, although I don't receive them.

Q How are you familiar with them?

A I may come downstairs and review them.

Q Do you offhand know the name of any that you're familiar with?

A No.

Q Could I ask you how you prepared for this deposition today?

A I didn't.

Q You didn't prepare? You didn't speak to anyone before you came here --

A Jerry just before that.

Q Just before you came here. Did you review any documents?

A Just the ones I saw over lunch.

Q And what were those?

MR. CRAWFORD: Is it okay if I show him for the record.

MS. KLEIN: Please.

THE WITNESS: A letter here, sent to you.

BY MS. ODROWSKI:

Q And that would be for the record a 9/15, 1993 letter addressed to me from Mr. Crawford.

A Contribution of the initial checks.

Q What is the date of that contribution?

A May 1, 1990.

Q That's the cover letter?

A Right.

Q And?

A And a copy of the check.

Q And the check is dated April 24, 1990 from Mr. Frederick Field?

A I think it says 24, '90. Can't read --

MR. CRAWFORD: It says 24 at the top and 25 on the check.

THE WITNESS: 25, -- 4 --

MR. CRAWFORD: This is what happens.

THE WITNESS: Amend the other check subsequently --

BY MS. ODROWSKI:

Q Which is the --

A July -- and the statement back from the Iowa Democratic party --

Q What it says is that the --

A The Iowa Democratic Party's Responsive Brief.

Q Have you ever seen any of these before today?

A I've seen the check. Other than the checks, no.

Q You reviewed nothing else?

A No.

0504364702

Q And you talked to know one else other than Mr. Crawford?

A I did run into Leslie Kerman, K-e-r-m-a-n.

Q And when did you run into Leslie Kerman?

A Like four weeks ago probably, three or four weeks ago at a Democratic Senatorial dinner, an evening function.

Q Did you discuss these matters?

A I mentioned to her that I was being deposed.

MR. CRAWFORD: Deposed, not disposed.

THE WITNESS: Either one.

MR. CRAWFORD: So far as we know it.

THE WITNESS: We hope not.

BY MS. ODROWSKI:

Q Did she say anything to you?

A Carried on general banter about it and she commented that Ted Fields and her were in Los Angeles where I think you guys deposed her.

Q Is that the last time you talked to her?

A That's right.

Q Did you talk to her before that? You must have known who she was?

A Yeah I know her and I run into her on occasions

2504364 7/03

and we carry on conversations so --

Q Had you ever talked to her about this matter before you ran into her four months ago?

A I think it was initially when we did a phone interview.

Q Who did a phone interview?

A You did a phone interview.

Q With you?

A Yes.

Q And for the record that was, I believe in November, December, 1992?

A Correct.

Q You spoke with -- did you call Ms. Kerman at the time or --

A Yeah, I raised some questions about --

Q And you contacted her?

A Yeah.

Q Was that for legal advice?

A No.

Q I'm going to turn now to focus on your association with the Iowa Democratic Party?

A Un-huh.

Q First of all, where did you work when you worked for the Iowa Democratic Party?

A An office on, by Stanton Park.

Q In?

A Washington, D.C.

Q I'm not familiar with Stanton Park. Were you in this Washington office the whole time that you worked for Iowa?

A Yes.

Q That was your base of operations?

A Yes, or home.

Q Did you ever travel to Iowa?

A Yes, I did.

Q About how often?

A Three or four times.

Q During this --

A Yeah.

Q Okay. Now you said earlier that you basically did fund-raising for the Iowa Coordinated Campaign?

A No, I didn't say that.

Q You didn't say that? What did you say?

A I said I put together the coordinated campaign.

Q What does put together mean?

A Write a master plan for a coordinated campaign and all the activities they might do, lay out a plan of how to raise all the money for them and then activities that might best be done, be used, utilized in a coordinated effort.

Q Could you describe for me your plan for raising funds for the Coordinated Campaign?

A It was mailing out information, telephone, you know, laying out a strategy of telephone communications, I think we hosted a few informational breakfasts and briefings in Washington, we did presentations in front of constituency groups and how this might work best.

We coordinated with the Democratic National Committee, Senatorial Campaign Committee, Congressional Campaign Committee.

Q So the funds that you raised for this strategy and this plan was used for what purposes?

A Primarily to get out the -- primarily the get out the vote would be the focal point of the whole thing, an absentee program, very localized effort.

Q Any of these activities benefit federal

candidates?

A Yes, as we could have seen possible.

Q Pardon me?

A Yes, as if we had seen possible.

Q You said if?

A Yeah, I think it benefits anyone who is --

Q It did?

A It benefits anyone who is running for office, yeah, that was the intended purpose.

Q Were any of the funds raised for the Coordinated Campaign used to directly benefit federal candidates?

A How do you mean that? Give me an example?

Q Any used for coordinated expenditures?

A Yes. I think for certain mail pieces that were send out.

Q What kinds of mail pieces?

A You know, soft mailings on what the candidate is, who the candidate is and what he's running for, and what candidate or candidates. Some of them were federal, Harkin, Eric Tabor.

Q And were these mailings specific to a particular candidate? Did they mention more than one candidate?

A Since I didn't do that part of it, I'd be -- it would be difficult to say specifically. I ultimately didn't have the final product so I can't tell you if -- I was based here so I don't know.

I assume they were more multicandidate oriented at all times and part based --

Q On what do you base that assumption?

A What do I base that assumption on?

Q Yeah.

A Well, I think that was the focus of the whole effort, was to do it in that -- I mean that's what the planned on strategy was. Most of the resources would have been used in those places.

Q We can come back to that later.

Would you, yourself, raise money for the coordinated campaign?

A Yes, I did.

Q Who else did?

A I think the party had some staff people and they cooperated in doing mailings.

Q Iowa Democratic Party staff?

A Staff, yeah.

Q Do you know who they were?

A I don't remember all the names but there were staff people involved doing the mailings and that kind of stuff.

Q Could you describe for me your fund-raising activity for the Coordinated Campaign?

A I think I just stated it a while ago. I made phone calls.

Q You, personally made phone calls?

A I made phone calls. I put together a few breakfasts, meetings, general promotion of the campaign committees on the coordinated activities.

Q You said earlier that some of the Coordinated Campaign money benefitted federal candidates. Were you aware of specific guidelines for soliciting funds for federal activities?

MR. CRAWFORD: Guidelines from --

BY MS. ODROWSKI:

Q Specific laws?

A No. I am probably not an expert on that, no.

Q Were you aware that there were laws governing sources of federal funds?

A Yes.

Q And you were aware of how? Did your committee, did you know it before you came to work for Iowa Democratic Party?

A Did I know what?

Q Did you know that there were federal laws governing --

A I think I already told you that I'd been to see --

Q Did the committee give you any specific instructions about soliciting funds for federal purposes?

MR. CRAWFORD: Committee or the party.

THE WITNESS: What?

BY MS. ODROWSKI:

Q Iowa Democratic Party?

A I was aware of some Iowa laws. Now I can't tell you as an expert.

Q I don't mean Iowa laws --

A Iowa campaign finance laws.

Q I don't mean Iowa state laws though. I mean, did the Iowa Democratic Party give you any specific instructions about raising money for -- that would be used

> 5043641/10

for federal purposes?

A I don't see what you're -- I think they knew that I was going to do phone calls, that I was going to put together meetings --

Q They didn't tell you there was a specific way that you should --

A No, they didn't spell out to me.

Q For example, they didn't say that contributions you solicited that were going to be used for federal purposes, had to be written in a certain way, had to be payable to a certain entity?

A No, they didn't spell that out, but they may not have had a procedure to do those things either.

Q Did anyone at the committee instruct you about what to say when you were soliciting funds for federal, the Iowa Democratic Party? Did any of the Iowa Democratic Party instruct you about what to say when you were soliciting funds for federal purposes?

A No.

Q You said you raised funds through breakfast meetings, phone calls. Could you tell me a little bit about --

A I don't think I raised funds at those things. I used those for informational things to let them know that they could contribute so they would be informed and what types of activities.

Q What types of activities?

A What a Coordinated Campaign was about, what the plan was for, getting out the vote.

Q So you did not specifically ask people for contributions?

A I hoped that they would see that they could contribute to it, but there was no fee or channeling for doing these things, you know, it was an informational basis with the hope that they would contribute to them.

Q Well, how did you approach these potential contributors? How did you decide who to approach?

A Well, by knowing people who gave to traditionally Democratic candidates, people of likewise persuasion as other people running in the state of Iowa.

Q And you knew these people how?

A From having dealt in politics for 20 years.

Q When you talked to people about the Coordinated Campaign and these activities, what did you tell them the

> 5 0 4 3 6 4 1 / 1 2

money was used for?

A I think I focused on certain programs, absentee ballot programs, get out the vote efforts, field organization.

Q Did you mention the names of certain candidates when you talked about this program?

A I would have mentioned candidates who were running in larger scope.

Q What candidates?

A From the Senate race to governors' race, congressional races.

Q Would you mention them by name?

A I probably would, yes and probably outline a little bit about what the campaign was working on.

Q Would you --

A I might add, I'd go all the way down to local races on that.

Q You would --

A All the way down to how many --

Q You mean you would mention all the candidates? You would always mention all the candidates running?

A Yeah, I would try to be as, you know --

Q When you talk to people about the Coordinated Campaign and your activities, did anybody say, sure I'll write you a check, as you were informing them of the program?

A I'd say, no.

Q No. So you would not have had the opportunity to instruct them on where to send a check, who to make it payable to?

A I think that's why I did the mailings, to make sure that they would know where to mail the checks to.

Q So you did these mailings after you contacted people?

A Some after, some during, all time frames.

Q But are you saying you never made phone calls to the specific purpose of having someone send in a check to you for the Iowa Democratic Party?

A That it was specifically just that?

Q Yeah.

A Probably not, not specifically just that, but it would be more broad based but, yes, I did ask for money.

Q You did, pardon me?

A Yes, I did ask for their financial support.

Q But you would not get into details such as who to make the check payable to --

A No, I would probably say, you know, if you want to make a check, but I think that's why I did the mailings so that they had some sense of where they would know to mail it to.

Q You would always do mailings when you talked to people?

A No, not always, never always.

Q Sometimes you would orally tell them where to send a check, you felt --

A Wouldn't have been my standard approach, no.

Q What wouldn't, I'm sorry, wouldn't have been your standard approach to --

A Had direct -- and spelled out how to make out a check. Send it here. Do this. Do that.

Q Okay, all right. Did any of the people you talked to actually send checks to you?

A Can I remember that I actually got a check addressed to me? No. However, I notice that Fields on this check does use my name.

Q Okay. We'll come to that. You don't remember

specifically getting collections from people that you would speak to orally or at these breakfasts on the phone?

A Yeah, I have been handed a check from certain individuals, yes.

Q But you don't remember -- do you remember making phone calls or having people as a result of the phone call send a check to you at your office in Washington?

A No, I do not remember that. Now, am I saying that that could have happened --

Q You're saying, you don't remember?

A I'm saying I don't remember.

Q You're saying, you don't know?

A I don't know.

Q It could have happened?

A Yes.

Q How often may it have happened?

A Seldom. I think very few contributions were actually made to this operation.

Q Pardon me? Very few contributions were --

A I don't think it's probably more than 100 or 200 contributions in all.

Q Were made as a result of this Coordinated

Campaign?

A Yeah, but I'm not sure if I could say 100, 200. It would vary.

Q How would you know if -- how would you know that contributions were made as a result of your pitch for the Iowa Coordinated Campaign?

A The party knew who I had targeted.

Q How did the party know that?

A I worked for them. I am the party.

Q Who did you speak to, who else at the party?

A The executive director, Ms. Liz Buck.

Q Elizabeth Buck?

A She was probably my primary contact there.

Q How often did you talk to her during this time?

A Weekly, twice a week, probably more than that sometimes, depended on the situation, and the accountant, Darlene Russett.

Q And what was the nature of your contact with them, what did you generally talk about?

A Anything, the weather.

Q Well, more specifically, did you inform them weekly who you had contacted?

A Probably not.

Q Probably not?

A Unless they -- unless I asked for mailings to be sent to -- unless I asked for mailings to be sent to them.

Q Did you send them a list of the people you contacted?

A No, probably not.

Q Did you tell them?

A If I -- no wait, clarify to me what you're asking there.

Q Did you tell Darlene Russett or Elizabeth Buck or any other Iowa Democratic Party employees, the names of people you contacted?

A In which meetings?

Q In connection with the Coordinated Campaign. I'm sorry, I'm not understanding --

A No, I'm not -- if I told them every conversation I had that day regularly? No.

Q Did you regularly tell them who you asked for contributions?

A I think it was -- you know it was, I kept going back to the same core group of constituencies.

Q And who would that be? Where would you get those names?

A Where would I get those names?

Q Un-huh.

A From you. FEC reports. I know the downstairs well.

Q I'm sorry?

A I know the downstairs well.

Q You would tell them -- without Darlene Russett and Elizabeth Buck, the names of the people who were going to make contributions to the Iowa Coordinated Campaign?

A Did I spell out who it was? No.

Q You never told them any names?

A Only -- I had a master list that I used to solicit.

Q Any result -- if as a result of for instance a phone call, someone was interested, would you in your phone calls --

A -- say that they're definitely giving money? No, absolutely not.

Q Would you mention that they might give money?

A I think I viewed the entire list as if they might

give money.

Q And did others at Iowa Democratic Party know who was on the list?

A Yeah, I think they had the list on their computer file so they could mail --

Q Did you send that list to them?

A Yeah, probably.

Q Testified they had to get it from somewhere?

A Right, right but they could have come down here and gotten that so it is public record. You made it that way so, you know.

Q How would you determine if a contribution was received as a result of your discussion about the Coordinated Campaign, was intended for federal or nonfederal purposes?

A I don't think that I bothered myself with that concept, federal or nonfederal.

Q You wouldn't --

A I knew that either one could be accepted and so for me to decipher which one it should be or how that money was used was not ultimately -- you know, part of -- I wasn't there.

I was there -- but knowing that they had both accounts and they could take either, you know, federal or nonfederal, I accepted that they would be responsible and acted responsibly in doing that.

Q As a result of your contacts with people about the Coordinated Campaign, did anyone you talked to ever say they wanted to make a contribution, but it had to be for nonfederal purposes?

A Did they say that again, did they -- you know, if you say to me how many --

Q If someone told you --

A I think I just said --

Q -- told you I'm going to send --

A I think I said earlier that I don't really recall that many people gave me a check and my conversations never really centered around -- I think it was to mail and inform them that they could and where they could so, did I really, and, you know, spelling out if it was federal, did I really end up, you know, spelling out whether it was federal or not? No, I honestly didn't do that because I didn't do the previous.

Q So okay. So if someone told you, I'll make a

nonfederal contribution, would you communicate that to Darlene Russett, Elizabeth Buck or anyone else at the Iowa Democratic Party?

A Yes. If they had told me specifically that they were going to mail in the contribution and that would be the basis, I would definitely --

Q So you communicate with them?

A Tell them, yes. Do I remember that was that ever happening? No.

Q If you don't remember it ever happening but you know you would have communicated it, what do you base that statement on, you would have communicated it?

A Because I feel that I'm, you know, a responsible person and if someone says to me you know, I knew that they were different accounts that they had to do that too, so I would have informed them of that.

Q Did you keep track of the people you solicited, a personal record?

A Give me, like, an example. If you're asking did I keep a phone log? I didn't.

Q You didn't keep a phone log?

A No.

Q Did you keep any record?

A I used the same master, a computer printout --

Q That you got from --

A Yeah.

Q That you got from the FEC?

A Not necessarily. I'm saying that's a source of information, yes.

Q Okay. You mean --

A And even realizing that you can't know that you can't resolicit people from the FEC I think that's, you know, it's not a basis for your solicitation.

Q Did you keep track of who contributed?

A They would inform me --

Q Who would?

A That they contributed.

Q Who would inform you?

A Darlene Russett and Liz Buck.

(FEC Exhibit 1 identified.)

BY MS. ODROWSKI:

Q Mr. Kuitwaard, I'm showing you what's been marked FEC Exhibit 1 which purports to be a May 1, 1990 letter to you from Bob Burkett. And the second page, an April 24,

1990 check in the amount of $5,000 from Fredrick Fields, Iowa Democratic Party with what appears to be the check stub copied on top of the check. Have you reviewed this?

A Yeah. I saw it at lunch.

Q Do you -- were you involved in soliciting this contribution?

A I'm sure I was, yes.

Q What makes you say that?

A I think I mailed these folks and had personal conversations and telephone conversations with them.

Q What makes you think that?

A That I had conversations with them?

Q Any particular --

A No I noted, I know Bob Burkett and have met Mr. Fields once or twice.

Q Who is Bob Burkett?

A At that time he was employed with Interscope Group.

Q And how did you know Bob Burkett?

A From past political activities.

Q Like what?

A I think he worked in Washington at one time. He

probably -- I probably knew him back from those days. I think he worked for people from the United Way, as I recall, but don't quote me on that. That would be the first time I think I've ever known --

Q And how long ago would that have been?

A More than 10 years ago.

Q Were you business acquaintances?

A No. I think just casual party activists. We had no business ties.

Q And how did you know he was working at the Interscope Group in April in 1990?

A I probably had his business card or something like that.

Q Could you tell me about how this contribution occurred? Was this the result of a phone call?

A I'm sure a phone call might have played a role in it.

Q What makes you so sure?

A And a mailing or a phone call and probably several different types of conversations. He could have either seen it through the Senate Campaign Committee function or earlier presentation we made on the coordinated

25043647/25

race. At some point he might have been involved in a breakfast. I don't remember that. But there could be multiple aspects, what I'm saying, of his own.

Q It was not one specific contact that resulted in this particular contribution?

A I can't say that for sure either way. Although I will tell you, I did have telephone conversations with him.

Q Around this time, April or May of 1990?

A More than likely, yes. But can I tell you that specifically? No.

Q Would you have called him?

A Probably.

Q At Interscope?

A Probably.

Q And what would your pitch to him have been? What would you have said?

A Probably would have given him a progress report on the Coordinated Campaign, what was being done, being established to put this together at that time.

Q Would you have mentioned any political candidates?

A I would have.

25043647226

Q Did you?

A Like I said earlier, I probably would have done the whole litany of, you know, Senate, Governor's race, all the coordinated activity.

Q Did Mr. Burkett know who you were working for?

A Previously, yes.

Q He knew you were working for --

A -- Senator Harkin before that.

Q Senator Harkin?

A Yes.

Q Senator Harkin before that? Did he know when you spoke to him that you were working for Iowa Democratic Party?

A I probably would have said it at some time. Whether he remembered or specifically realized that, you know --

Q When you contacted people, how would you identify yourself?

A As Jacob Kuitwaard from the Iowa Democratic Party.

Q Would you mention your association with Senator Harkin?

150436 1/27

A No. Now does that mean that because I had a past experience with some of these people, that they might be confused? That's possible.

Q They might have thought that you were associated with Senator Harkin when you contacted --

A They might be confused about that.

Q Their confusion would not have --

A No, would not have --

MS. KLEIN: Rules. There are rules, rules. One person at a time.

BY MS. ODROWSKY:

Q Confusion would not have been because of anything you said?

A Right.

Q Can you tell me why this letter is addressed to you at Citizens for Harkin?

A No idea.

Q Were you using that Post Office box while you were --

A No.

Q What is that Post Office box?

A It was Citizens for Harkin. It was Harkin's

> 5 0 4 3 6 1 / 2 8

Senate Reelection Campaign.

Q You weren't working for the election campaign?

A No. I will point out that no, I notice the check is made out to a different -- and I can't tell you if the check went to that address and the letter went to that address. I can't tell you that.

Q You don't remember receiving this --

A Right.

Q -- letter?

A Right. I could not tell you. Okay.

Q Counsel, he's pointing something out to --

A Right. It says --

MR. CRAWFORD: I'm pointing to a copy of the Exhibit.

THE WITNESS: It says that --

MS. KLEIN: Could we see what's going on --

(Discussion off the record.)

BY MS. ODROWSKI:

Q Counsel is pointing something out to --

A Yes, I --

Q The Exhibit --

A Right. I note that, you know, there are two

different addresses on here. The check has a different address than the check.

And can I tell you for a fact that they were attached when, you know, even though the letter says contribution in the amount of 5,000, hope it helps, if they were done together? I don't know that for a fact and I can not recollect then.

Q This document doesn't refresh your recollection at all?

A No. Because I remember probably having seen it, but does it refresh me? No, I can't begin to -- yes, I realize a contribution was made.

Q Did you receive any other contributions for Iowa Democratic Party at that address?

A I can't remember ever getting another one, but whether that's absolutely the case, I can't tell you.

Q How many times did you speak with Mr. Burkett during this period April and May of 1990?

A No more than once every couple of months, three months, four months.

Q What was his reaction when you made your pitch?

A I think he was interested in being supportive of

0504364 / 30

the efforts we were putting together to coordinate the effort. He thought we were doing a good job in putting together a coordinated operation.

Q What did he say that made you think he was interested in your efforts?

A I can't remember the specific telephone conversation.

Q Did he say that he would make a contribution to the Coordinated Campaign?

A I really don't even know that for a fact that he actually made an open statement that he would contribute.

Q What do you remember that he said?

A I think I already stated that --

Q That he was interested?

A Very -- yeah, yeah.

Q Do you remember whether he made any references to any -- well, let's back up first.

You were contacting Mr. Burkett so that he would make a contribution or because you were soliciting Mr. Field?

A That's a good question. I wouldn't have objected if it was either way.

Q When you contacted him, what was your intension?

A Probably to promote Ted Fields, but not with the intent that that was the only potential contributor.

Q Did Mr. Burkett ever make a contribution to the Iowa Democratic Party?

A He might have.

Q You don't remember?

A I don't know, though. I don't remember.

Q Did Mr. Burkett every mention any policies governing Mr. Field's political contributions?

A What do you mean by policies?

Q For instance, would he have said, we don't ~~contract~~ contribute to the state parties?

A Would he have said that?

Q Do you remember him saying anything like that?

A No. I've already stated that I don't think -- I can't recollect the phone conversation so I can't remember.

Q So then you don't remember him saying anything about whether any contributions he would make would be nonfederal?

A Say that again.

Q Did he indicate that he would contribute to a

nonfederal account?

A I don't think I have posed the question to anyone that way.

Q Well, whether or not you posed it --

A Did he --

Q -- did he ever mention --

MS. KLEIN: One at a time please.

BY MS. ODROWSKI:

Q Whether or not you posed it, did he ever use those words?

A I don't recollect the whole telephone conversation so it would be hard for me to pinpoint that.

Q Do you remember anything being discussed about contribution limits?

A As I recall the state of Iowa has an unlimited --

Q He didn't say anything about Mr. Fields being limited in what he could give?

A You know, I don't remember the phone conversation so I can't tell you if he --

Q Okay. Nothing is triggering your recollection. Do you know how this contribution eventually arrived at the Iowa Democratic Party offices?

A No.

Q Did anyone else at the Iowa Democratic Party inform you that Mr. Field had made a contribution?

A I assume they did, yes.

Q Do you remember though?

A Specifically do I remember? No.

Q What makes you assume they did? Why do you assume?

A Because I think they were, you know, that they got contributions from someone other than what they would traditionally receive contributions from, they would have said, you know, we got a contribution from them. Do you know this individual. They would probably have done that.

Q Do you remember speaking to Mr. Burkett after May, 1990, after this contribution was made?

A I'm sure I saw him and probably spoke to him. But do I remember speaking to him? No, I don't.

MS. ODROWSKI: Could we move on to another exhibit now.

(FEC Exhibit 2 identified.)

BY MS. ODROWSKI:

Q Mr. Kuitwaard, the court reporter has marked FEC

Exhibit Number 2.

MS. ODROWSKI: For the record, it is a check for $5,000 dated July 25, 1990, payable to the Iowa Coordinated Campaign.

On the bottom of the check. And on the top of the check, a note dated August 1, 1990, addressed to Dear Jake.

You've had a chance to review this Mr. Kuitwaard?

A Yes.

Q Were you involved in soliciting this contribution?

A Kept up my relentless efforts.

Q So I take that as a yes?

A Yes.

Q Do you remember how this contribution came about?

A No.

Q Circumstances, would it have been through another phone call to Mr. Burkett?

A Like I said, mail, phone calls, information on meetings or functions.

Q Would you routinely make mailings after you contacted somebody?

A Oh, yes absolutely.

Q Follow up?

A Oh, yes.

Q What kind of correspondence would you send them, personal letters?

A Yeah, personal letters, giving them update on the political activities within the state, progress of the coordinated efforts, maybe even pulling data what was in the newspaper, newspaper articles about races in Iowa.

Q Would you have kept copies of these correspondence?

A No.

Q You would know the --

A No.

Q Would anybody at the Iowa Democratic Party have kept copies of those documents?

A I can't say that. I would have no knowledge of that.

Q Would you prepare those correspondence yourself?

A I would probably give suggestions of what they should mail out, not actually prepare said document.

Q Would you sign the letters?

A No.

Q So they weren't personal letters?

A No.

Q Is that what -- despite what you said, that you would follow up sometimes with personal correspondence?

A By personal, I probably wouldn't have used my own signature very often. May have used the party Chair's signature on most of those communications.

Q So those were form letters?

A No, they probably were individual. They're computer generated.

Q Was this contribution sent to you?

A I don't think so but, you know, can I say unequivocally? I can't.

Q What makes you think it wasn't?

A I don't recall where either one of the things were ever personally sent to me. Like I say, seldom were they sent to me.

All my encouragement was to mail them to the Iowa Democratic Party. All communications were to that address.

Q Turning to the Exhibit with the note. For the record, I'll just read it it's very short.

It says, "Dear Jake, our federal funds are tapped, but I thought you might have a use for a $5,000 contribution to the Iowa Coordinated Campaign."

Do you know -- and it's signed Bob, written on the stationary, Robert Burkett.

Do you know what Mr. Burkett would have meant by the phrase, "our federal funds are tapped"?

A He gave own $25,000 to a federal candidate.

Q What makes you think that?

A I think that's the inference here, and I think I'm correct by saying that that's the limit. I won't swear to that, but --

Q What's the basis for your belief that that's what it meant?

A May have --

Q Pardon me?

A Many of my previous FEC seminars --

Q You're talking about the $25,000 limit?

A I'm talking about the $25,000 limit.

Q I'm talking about the phrase, "our federal funds are tapped," meaning that he reached the $25,000 limit.

What was your basis for believing that that's

what it meant?

A Only by using the word federal, federal funds are tapped.

Q Were would Mr. Burkett have gotten the name Iowa Coordinated Campaign?

A I think all the documents that are mailed out use that terminology and that was the accurate effort.

Q Do you know where this was deposited?

A No idea. In Iowa, probably.

Q Do you know whether it was deposited in the federal account?

A I have no idea.

Q Did anyone from the Iowa Democratic Party contact you about this check?

A I think it was routine, like I said before, that they would inform me that they got contributions.

Q But you don't remember specifically?

A No.

Q Did anyone from Iowa, anyone else from the Iowa Democratic Party ever contact you to ask you whether a particular contribution was a federal contribution?

A Ask that again.

Q Did anyone else at the Iowa Democratic Party ever contact you to ask you whether a particular contribution was a federal contribution?

A No, I don't recollect that.

Q Did anyone ever ask you whether a particular contribution was meant to be a nonfederal contribution?

A No.

Q Do you know anything about your subsequent -- your contact subsequent to the first contribution of Mr. Burkett.

Do you remember anything about any of your discussions with Mr. Burkett?

A Nothing strikes out, you know, as out of the ordinary during these conversations. I'm trying to tell you even if I spoke to him -- I couldn't tell you unequivocally if I spoke to him during that time period.

Did I mail during that in-between period? Did I mail them? Absolutely.

Q Could you explain why one of the checks is payable to Iowa Democratic Party and the other to the Iowa Coordinating Campaign?

A I think he probably got 10 more mailings that

explained to him further where the money was contributed to. Personally before that, I think I probably had mailed more -- my mailings had probably been -- much more of a plan was put together here. The plan wasn't --

Q I'm sorry. Could you be more clear for the record, please.

A I'm saying the plan was probably put together, and I was more explicit in the plan mailing out the Coordinating Campaign informational stuff.

Q So you're saying the contribution --

A In the latter check, yes.

Q -- second contribution would have followed that information, conformed to that information?

A If you're making a statement for me, I would say --

Q Is that correct?

A I would say that that would probably be what I would guess would be the --

Q Tell me the last time -- when was the last time you spoke to Mr. Burkett?

A I'm going to say it was at a baseball game.

Q When?

A A couple months ago.

Q Where?

A Baltimore, at a Democratic Senatorial Campaign function.

Q What did you discuss?

A Senate races, politics in general, Clinton, frustrations, baseball.

Q Did you discuss these contributions?

A No.

Q About when was this? This summer?

A Yeah. This summer sometime, three months ago.

Q And were there any other contributions that Mr. Field made to the Iowa Democratic Party?

A No, but it's possible that he made another one.

Q When did you become aware that there was a question about the April, 1990 contribution?

A I think I received a phone call from Burkett.

Q When was that?

A Can't even remember the exact time. Sometime in the winter of --

MR. CRAWFORD: I'm handing the witness document previously received from the Federal Election Commission

0504364 / 42

which is a copy of a letter from Darlene Russett dated July 17, 1991 and referencing an Iowa Democratic Party check, transferring $5,000 from the Iowa Democratic Party federal account to the nonfederal account dated June 24, 1991.

THE WITNESS: Sometime prior to that, probably.

BY MS. ODROWSKY:

Q Prior to?

A When this letter was sent, but I'm thinking it was probably in the wintertime.

Q The letter is dated for the record July, 1991 and you believe you heard from him --

A -- sometime in the winter.

Q -- of 1990?

A 1991.

Q Sometime after that transfer was made?

MR. CRAWFORD: In Iowa we have --

BY MS. ODROWSKI:

Q I've forgotten --

A No. It would be before, before this.

Q So maybe January, February, 1991?

A Yeah, probably, in April, may sometime.

Q What did Mr. Burkett say to you?

A Can I remember specifically? No. But I think he brought it to my attention that an early contribution from Fields was put in a federal account and in his feeling it should have been in a nonfederal account.

Q Did he say anything else?

A He wanted to have me check to see if that was the case or not.

Q His --

A I don't think he would have had the resources to have known specifically what the Iowa Democratic Party did.

Q Did he say how he learned about this?

A I think he learned about it from you, but I'm assuming he learned about it from you, but I don't know specifically.

Q You don't remember him saying how he learned about it?

A No.

Q What did you say to him?

A I would check with the Iowa Democratic Party. I was employed by the Iowa Democratic Party.

Q When he told you that an earlier contribution had

been placed in the wrong account, did that --

A I think he assumed that it had been put in the wrong account. I'm not sure.

Q You're not sure?

A I've never received a correspondence on this, a phone conversation that would have questioned where it may have been deposited and I would not have had the knowledge until I had checked to see what was then. I couldn't have told him where it was or what it was about. I didn't know.

Q Did he make reference to any of your earlier conversations?

A Not that I remember, no.

Q What did you do after he called you?

A I think he called the Iowa Democratic Party.

Q And who did you --

A Probably Liz Buck and Darlene Russett.

Q Do you remember whether you spoke?

A At that time -- I think at that time I think Ms. Buck was no longer there.

Q So you called Darlene Russett?

A So I probably talked to Darlene Russett.

Q And what did you say to her?

A I asked where the check had been deposited and in what accounts and what the problems were, and if the FEC had contacted them and things like that.

Q You asked her those things?

A I probably did, yes. Only assuming that I probably did. I probably did.

Q You asked?

A I don't remember that I specifically did.

Q What did Ms. Russett say?

A I think she probably -- and I don't know, I can't remember that. I think she would look into it, which she subsequently probably got back to me.

Q Do you remember the subsequent follow up phone call?

A I think they were any more or less substantive than any of the other phone calls.

Q Did she say that a contribution had been misdeposited?

A Yeah. I think she came back to me and said that the contribution had been deposited in the federal account, at which time I think they probably informed me that they did not specify that account it should have been deposited

in.

Q Did she ask you whether the contribution was meant for the federal account?

A When?

Q In either of those phone calls?

A No. I don't think so.

Q She never asked you what Mr. Field's intent had been?

A I think I probably told him at that time that it was, had been placed in the wrong account and Mr. Field was trying to see, you know --

Q You told --

A Their basis was in what account it was placed in.

Q And what was the basis, did they tell you?

A I don't remember specifically if they ever told me, no.

Q Did you know what Mr. Field or Mr. Burkett's intent was regarding that contribution?

MR. CRAWFORD: When?

BY MS. ODROWSKI:

Q At any time subsequent to this or prior to this conversation?

A By looking at the letter, by looking at the check would I have known specifically what account the check should have been in? No.

MS. KLEIN: Why don't we take it subsequently, at the time the contribution was made.

THE WITNESS: At the time the contribution was made, by looking at the check and looking at the letter, I would not have known.

BY MS. ODROWSKI:

Q By speaking with Mr. Burkett?

A My recollection of speaking with Mr. Burkett, no. However if someone specifically would have specifically asked Jake Kuitwaard and said, you know, where do you think this check ought to be placed, I probably would say, A, I'll check; B, I think this is a large contributor who gives a lot of money.

You know, I think it's better to find out for sure where the money should be deposited and I'll get back to you. I probably would have done that. But no one ever asked me that so --

MS. KLEIN: Moving a little bit forward in time, at the time that you received the call from Mr. Burkett or

shortly thereafter, did you know what his intent had been.

THE WITNESS: I think when the phone conversation was, I knew that the intent was that it should have been put in the federal -- in a nonfederal account.

Did I know that the Iowa Democratic Party had put it in a nonfederal account? No, I wouldn't have known that unless I would have checked with him.

Q How did you know what his intent was at that time?

A I didn't -- now we're talking about the time he would have called me to inform me in '91?

I think -- at that point I think he would probably would have said, you know, where was the money deposited. You know, we intended it for nonfederal purposes and that would have happened.

I'm sure that happened and that's what -- but at that point, did I know other than hearing from him questioning where the money had been deposited? I still would not have known if it had or had not been. I would have had to confirm that with the Iowa Democratic Party and their accountants.

Q But you knew at that point in time that he had

intended it to be a nonfederal contribution?

MR. CRAWFORD: In '91.

BY MS. ODROWSKI:

Q At the time you talked to him in 1991?

A Even in '91, yes, I would have assumed that he intended it -- could I have remembered at that point that the check, if the paper would have said nonfederal? No I couldn't have known.

Q In that conversation, did it trigger any memory of any other conversation where he may have told you that this was supposed to be nonfederal?

A I don't know if I made this point but I'll make it. If someone would have asked me if it should have been federal or nonfederal, I probably would have informed them that we don't know, I'll check with the individual where it should be. I realize that Mr. Field is a large contributor.

Q And if no one would have told you, you would have no knowledge of where a contribution would have been deposited?

A No, absolutely.

Q Now, --

A In fact I probably have never seen a flow sheet from the Iowa Democratic Party that said federal account or nonfederal account deposited in one or the other. You know, I have never seen anything like that.

Q Can we go off the record for a minute.

(Discussion off the record.)

BY MS. ODROWSKI:

Q Okay. Did you speak to anyone other than Mr. Burkett and Ms. Russett about this contribution in 1991?

A You know, I probably spoke to Liz Buck about it, knowing she might have had a recollection of that, who is no longer at the Iowa Democratic Party.

And I probably also spoke to J. P. Steffen about it, and then subsequently I may have had a conversation with Jerry Crawford sitting next to me, but I can't give you the specific date.

Q Would that have been around the same time?

A Around the same time meaning when?

Q The same time as Mr. Burkett's phone call to you?

MR. CRAWFORD: Same time as what? Which conversation.

BY MS. ODROWSKI:

Q The phone call with Burkett where he informed you that he felt the contribution had been misdeposited?

MR. CRAWFORD: But you referenced his answer to people he might have talked to. Now you ask about which time he had that conversation as if that is --

BY MS. ODROWSKI:

Q When you, did you -- when did you speak with Mr. Steffen?

A I think I have no knowledge when that specific conversation occurred, sometime after I spoke with Burkett.

Q About the misdeposit?

A In what order that was -- it was probably Darlene Russett first.

Q When did you speak to Mr. Crawford?

A Subsequently to that same time.

Q Subsequently to speaking --

A -- with J. P. Steffen and Liz Buck and Darlene Russett.

MR. CRAWFORD: Can we go off the record for just a second.

(Discussion off the record.)

BY MS. ODROWSKI:

Q Earlier when I asked you what documents you had reviewed before this deposition, you had referenced a brief filed by the Iowa Democratic party.

A The responsive brief?

MS. KLEIN: Yes.

MS. ODROWSKI: Mr. Kuitwaard --

(FEC Exhibit 3 identified.)

BY MS. ODROWSKI:

Q Mr. Kuitwaard the FEC Exhibit 3 that's just been handed to you and that you say you have reviewed before this deposition.

For the record, a two-page document, a cover letter dated July 10, 1992 to the Federal Election Commission and a two-page document entitled Iowa Democratic Party's Responsive Brief.

MR. CRAWFORD: Can I make a comment?

MS. ODROWSKI: Yes. This is the second time I've --

THE WITNESS: Can I make a comment?

BY MS. ODROWSKI:

Q Yes.

A This is the second time I've seen the document, at lunch and the first time. So as of today, that's all that I've ever seen of this document.

Q Were you aware of the existence of this document before today?

A I was aware that a communications had occurred; the specifics, no.

Q What kind of communications had occurred?

A Communications between the FEC and Iowa Democratic Party and Jerry Crawford.

Q How were you aware of that?

A I think you had a phone conversation with me and I think we had an oral, what was the last when you did the phone interview, what was that called.

Q Phone interview.

A At which time we asked for a transcript from that interview.

Q And you -- we took --

A -- that you said you would --

Q That's not true.

MS. KLEIN: Just for clarification for the record, we stated that we anticipated that we may draft an

affidavit reporting the substance of it. It was in our view, a decision was made not to proceed along that course, but it had been our intended course of action at that time.

THE WITNESS: And we were never told of any of that decision process until we were asked to appear here.

MS. KLEIN: The record will so reflect.

MS. ODROWSKI: That's true.

THE WITNESS: And I think that -- can I add something?

MS. KLEIN: Well, I think we should go on and get the question. Then if you wish to make a statement, then you can.

THE WITNESS: Thanks.

MS. KLEIN: Sure.

BY MS. ODROWSKI:

Q Mr. Kuitwaard, was one of your contacts with Mr. Crawford around 1992?

A Would one of them have occurred at that time?

Q Yes.

A Can I give you specifics of when that occurred? No. Sometime in that time frame? Absolutely, yes.

Specifically when that was, I couldn't tell you.

Q What was the purpose of that contact?

A I think it was an attempt to resolve the ongoing discussion of contribution, where it should have been deposited.

Q Did Mr. Crawford contact you at the time he was preparing this document, he or someone was preparing this document?

A I assume he may have talked to someone beforehand, but I can't give specific --

Q Turning your attention to the second paragraph of the document, and I'll read it for the record. It states, "Frederick Fields contribution was solicited by Jake Kuitwaard on behalf of the United States Senator Tom Harkin.

Kuitwaard expressly asked Mr. Field to contribute to the Iowa Democratic Party to assist in Senator Harkin's 1990 reelection campaign.

Do those two sentences accurately reflect your solicitation of that contribution?

A Prior testimony, no, my prior testimony, no.

Q Just for the record, could you tell us what makes

0 5 0 4 3 6 4 0 / 5 5 6

it inaccurate?

A Well first, they didn't spell my name right.

Q And?

A And then on behalf of Senator Harkin is not accurate, and I never spoke specifically to Mr. Field, and I would not have even said the Iowa Democratic Party. I would have said the Coordinated Campaign.

And again, I would not have specifically said Senator Harkin's 1990 reelection campaign. I've already stated I would have been more broad based in that candidate's support.

Q And turning to the next page, and I'll read it for the record. It says, "the instant case, it is apparent the above condition was met, that the solicitor, Jake Kuitwaard "expressly stated" to Mr. Field that his contribution would benefit Senator Harkin's re reelection campaign."

A I would not have said that.

Q That is also inaccurate because --

A -- because my name is spelled wrong. I would not, you know, in quotes "expressly stated" to Mr. Field, you know I would have --

MR. CRAWFORD: Quotes doesn't quote you.

THE WITNESS: Yeah, okay.

MR. CRAWFORD: It references --

THE WITNESS: And again I would not have spoken to Mr. Field directly and would have been more broad based about who the support would have been directed to.

MR. CRAWFORD: Can we go off the record for a moment.

(Discussion off the record.)

MS. KLEIN: Please correct me if I have any inaccuracies in my recitation of our conversation that took place off the record, which was an attempt to clarify for the record that based on an associate's note of the conversation that you had had with the deponent, that there may have been an error, in that the solicitation would not have been to Mr. Field but through Mr. Burkett.

We have with Mr. Field, and that there was some question expressed as given in the testimony today in that the solicitation would not have been to Mr. Field but through Mr. Burkett on behalf of Mr. Field, and that there was some question expressed as given that the language that was expressly solicited or stated, that the contribution

would benefit Senator Harkin's reelection campaign, would be broadened to include other candidates.

Is that a fair and accurate representation of what transpired?

THE WITNESS: That, and you would say that Senator Harkin's campaign and other candidates.

MS. KLEIN: Yes.

THE WITNESS: Yes. I would have always been broad based on that.

MS. KLEIN: Okay.

THE WITNESS: I don't know what Jerry --

MR. CRAWFORD: Yes. I agree with that. And with regard to the first half of what you said, that the contact was with Mr. Burkett and not Fields, the same as we indicated in our letter of September 15.

MS. KLEIN: Okay.

BY MS. ODROWSKI:

Q Wrapping it up, Mr. Kuitwaard, do you have any documents in your possession relating to any of these contributions other than what you have in front of you, other than what I have.

A I relied primarily on our Democratic party to,

you know, record and we do have a plan written out for some of this. I could probably find a Coordinated Campaign plan packet in my files.

Q Nothing specifically related to Mr. Field's contribution --

A Contributions, no. I relied on the party for that.

MS. ODROWSKI: Ms. Klein has a question.

MS. KLEIN: My two areas that I'd like just to clarify for the record.

We recognize that fundraisers have a tough job, and they may have to contact a particular contributor before an actual contribution results.

And I realize that there may have been several communications with Mr. Burkett with regard to a contribution either from him or from Mr. Field.

During the course of any of those conversations, did the questions of the ultimate use or the intended use by the contributors, to the best of your recollection, is there ever any conversation related to these contributions?

THE WITNESS: Be a little more specific, what you

mean by usage.

MS. KLEIN: I will be very specific. During any of the multiple conversations that you may have had with Mr. Burkett, was there any reference to specifically to the type of account into which any possible contribution should be deposited?

THE WITNESS: Meaning either nonfederal or federal?

MS. KLEIN: Correct.

THE WITNESS: I don't ever recollect that there was any time where specifically federal or nonfederal occurred in that conversation, but I do think that statement; and like I stated earlier, if I had been questioned about it, I would have checked.

MS. KLEIN: Second part to this, the contacts with Mr. Burkett for the contribution, would it be a fair description that the two contributions that were obtained for Mr. Field through Mr. Burkett were in connection with your solicitation for the Coordinated Campaign, the two were.

THE WITNESS: Yes, absolutely.

MS. KLEIN: You've also stated that if anyone

asked about, from the Iowa Democratic Party, about which account the checks should be deposited into, you would have gone back to the contributor and verified.

THE WITNESS: Un-huh.

MS. KLEIN: Did anyone ever ask you when the issue arose, to do so?

THE WITNESS: No. I don't remember anyone specifically ever saying, we're putting it in the account.

I think also, most of them do put on it, even Burkett on the second check specifically states -- I have the check right here. Does it say nonfederal.

MR. CRAWFORD: No, it doesn't.

THE WITNESS: In the account.

MS. KLEIN: So I'm very clear on this, in your conversations in mid-1991 and after with Darlene, Mr. Crawford, Mr. Steffen, at that point no one asked you specifically what account was it supposed to go into.

THE WITNESS: No, not that I remember.

MS. KLEIN: Okay.

MS. ODROWSKI: We're just going to wrap up with a few administrative details. The first one being that you're entitled to a witness fee for your appearance here

today, and we need costs for any mileage that will be included in that witness fee check. We can take care of that after we go off the record.

I'd also like to remind you that these proceedings are governed by the confidentiality provisions of the Federal Campaign Act so that anything said here today in regards to this investigation has to be kept strictly confidential until the file is closed.

And finally, because these proceedings are confidential, we have particular requirements regarding your review and signing of the deposition.

We would require that you either come to the court reporter's office or here to review and sign the deposition. And that no copies of the deposition be made.

Would you be able to travel to the court reporter's office?

THE WITNESS: Yes, here would be easier but --

MS. KLEIN: Okay.

MS. ODROWSKI: If that's acceptable.

MS. KLEIN: We'll have the review and signing at the FEC.

MS. ODROWSKI: Okay.

5043643/03

(Whereupon, at 3:00 p.m., the deposition was concluded.)

JACOB KUITWAARD

Subscribed and sworn to before me this 21st day of November, 1993

Notary Public

My Commission Expires 3/31/96

0043647064

CERTIFICATE OF NOTARY PUBLIC REPORTER

I, DIANA S. KIEREIN, the officer before whom the foregoing deposition was taken, do hereby certify that the witness whose testimony appears in the foregoing deposition was duly sworn by me; that the testimony of said witness was taken in shorthand and thereafter reduced to typewriting by me or under my direction; that said deposition is a true record of the testimony given by said witness; that I am neither counsel for, related to, nor employed by any of the parties to the action in which this deposition was taken; and, further, that I am not a relative or employee of any attorney or counsel employed by the parties hereto, nor financially or otherwise interested in the outcome of this action.

Notary Public in and for the
District of Columbia

My Commission Expires JULY 31, 1995

THE INTERCOOP GROUP

[redacted]

FAX to:
Jerry Crawford
12-8-92
BL

May 1, 1990

John Kuhnsard
Citizens for Harkin
P.O. Box 75021
Washington, D.C. 20013

Dear John,

As promised, please find enclosed Ted Field's contribution in the amount of $5,000.00 to the Iowa Democratic Party - hope it helps.

Sincerely,

Bob Burkett

Enclosure

rmm

DEPOSITION EXHIBIT
FEC 1
DK 10/15/93

504364/006

FAX to Jerry Crawford 12-6-93

[redacted] V. FIELD (R)

10533

DATE	INVOICE NO	DESCRIPTION	AMOUNT	DISCOUNT	NET AMOUNT
/24/90		POLITICAL CONTRIB 9091860	5000.00		5000.00
/25/90	010533	** CHECK TOTALS	5000.00		5000.00

[redacted]

[redacted]

10533

DATE 04/23/90 CHECK NO. 010533 CHECK IN100P

***FIVE THOUSAND DOLLARS AND NO CENTS

CHECK AMOUNT
*****5,000.00

PAY TO THE ORDER OF

IOWA DEMOCRATIC PARTY
2300 FINANCIAL CENTER
DES MOINES, IA 50309

[redacted]

5043647

ROBERT L. BURKETT

[redacted]

11500

***FIVE THOUSAND DOLLARS AND NO CENTS 07/28/90 011984 IOWZOOP

***5,000.00

PAY TO THE ORDER OF IOWA COORDINATED CAMPAIGN

[redacted]

404030

FAX to Jerry Crawford 12-8-92 DK

DEPOSITION EXHIBIT FEC 2 DK 10/15/93

3641768

BA[illegible]DINO & CRAWFORD, P.C.
ATTORNEYS AT LAW
510 Liberty Building
Des Moines, Iowa 50309

Gerald W. Crawford

Phone 515/282-1010
Fax 515/282-1066

July 10, 1992

Mr. Noriega James
Federal Election Commission
Washington D.C. 20463

RE: MUR 3325

Mr. James:

Please find enclosed The Iowa Democratic Party's (and Mary Maloney as treasurer) Responsive Brief in the above-captioned matter.

We have included the original plus three copies. Please return the extra filed stamped copies of the brief in the enclosed envelope.

Your cooperation in this matter is greatly appreciated.

Sincerely,

J.D. Hartung

J.D. Hartung

enclosures

92 JUL 17 PM 3:26

DEPOSITION EXHIBIT FEC 3 DK 10/15/13

In the Matter of

Iowa Democratic Party
(Federal Division) and

Mary Maloney, as treasurer

MUR 3325

Iowa Democratic Party's Responsive Brief

I. STATEMENT OF THE CASE

The Federal Election Commission ("Commission") alleges the Iowa Democratic Party and Mary Maloney, as treasurer ("IDP"), violated 11 C.F.R. § 102.5(a)(2) by depositing non-federal funds into a federal account. To the contrary, the IDP asserts that the $5,000.00 in question was appropriately deposited into the federal account for it was contributed towards a federal election campaign.

II. ANALYSIS

The Frederick W. Field contribution was solicited by Jake Keitward, on behalf of United States Senator Tom Harkin. Keitward expressly asked Mr. Field to contribute to the Iowa Democratic Party to assist in Senator Harkin's 1990 re-election campaign. Upon receipt, Mr. Field's $5,000.00 contribution was deposited in the IDP federal account.

Section 11 C.F.R. § 102.5(a)(2)(ii), states that "Contributions that result from a solicitation which expressly states that the contribution will be used in connection with a federal election . . ." may be deposited in a federal account.

5043647770

The instant case, it is apparent the above condition was met, for the solicitor, Jake Reitward, "expressly stated" to Mr. Field that his contribution would benefit Senator Harkin's re-election campaign. (see subpart (ii) above).

III. CONCLUSION

Because the contribution received from Federick W. Field was expressly solicited to benefit Senator Harkin's federal re-election campaign, the IDP was not in violation of 11 C.F.R. § 102.5 (a)(2) when it deposited the funds into its federal account.

Gerald W. Crawford
510 Liberty Building
Des Moines, IA 50309

ATTORNEY FOR IOWA DEMOCRATIC PARTY
AND MARY MALONEY, TREASURER

5043647771

ACE-FEDERAL
REPORTERS, INC.

STENOTYPE REPORTERS

1120 G Street, N.W.
Washington, D.C. 20005

93 NOV -8 PM 12:31

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL

5 November 1993

Re: Deposition of JACOB KUITWAARD,
Washington DC, 15 October 1993.

Dear Mr. Kuitwaard:

As you review your deposition, if you feel that the court reporter has taken down your response to any question incorrectly, you may change it by drawing one line through the word or words (do not obliterate) and printing the correction above the error. Also, place your initials in the right margin opposite the change. Please list your changes (if any) on the enclosed sheet. Any changes in form or substance shall be entered upon this sheet with a statement of the reasons for making them.

You must sign the transcript before a notary public or an official authorized to administer the Oath. Space is provided on Page 76.

ERRATA SHEET

DEPOSITION OF: Jacob Kuitwaard
(Complete Name)

DATE OF DEPOSITION: Friday, October 15, 1993

PAGE: 1 of 1

PAGE	LINE	CORRECTION: (Type or Print)
10	18	Change Maryland to Iowa.
[illegible]	[illegible]	Change contract to contribution.

1 3 0 4 3 6 4 1 / / 3

CQC 0389

TRANSCRIPT OF PROCEEDINGS

UNITED STATES OF AMERICA

BEFORE THE

FEDERAL ELECTION COMMISSION

- -x
:
IN RE: :
:
M U R 3325 :
:
- -x

ORIGINAL

RECEIVED
FEDERAL ELECTION COMMISSION
NOV -8 PM 12:34

DEPOSITION OF JOHN P. STEFFEN

Washington, D. C.

Friday, October 15, 1993

ACE - FEDERAL REPORTERS, INC.
Stenotype Reporters
1120 G Street, NW
Washington, D.C. 20005
(202) 347-3700

NATIONWIDE COVERAGE
800-336-6646

15004364 / / 4

UNITED STATES OF AMERICA

BEFORE THE

FEDERAL ELECTION COMMISSION

- -x
:
IN RE: :
:
M U R 3325 :
:
- -x

DEPOSITION OF JOHN P. STEFFEN

Washington, D. C.

Friday, October 15, 1993

Deposition of JOHN P. STEFFEN, called for examination pursuant to notice of deposition, at the Federal Election Commission, 999 E Street, N.W., Sixth Floor, at 10:00 a.m. before DIANA S. KIEREIN, a Notary Public within and for the District of Columbia, when were present on behalf of the respective parties:

-- continued --

950436401115

APPEARANCES:

DAWN ODROWSKI, ESQ.
LISA KLEIN, ESQ.
Federal Election Commission
999 E Street, N.W.
Washington, D. C. 20463
On behalf of Federal Election Commission.

GERALD W. CRAWFORD, ESQ.
Crawford & Associates
510 Liberty Building
Des Moines, Iowa 50309
On behalf of the Deponent.

ALSO PRESENT:

NORIEGA JAMES

5043646

C O N T E N T S

WITNESS	EXAMINATION
John P. Steffen	
by Ms. Odrowski	4

E X H I B I T S

STEFFEN DEPOSITION NUMBER	IDENTIFIED
Exhibit 1 - 5/1/90 letter	26
Exhibit 2 - 7/10/92 letter	40
Exhibit 3 - Copy of check	54

ACE-FEDERAL REPORTERS, INC.
Nationwide Coverage
202-347-3700 800-336-6646 410-684-2550

5909.0
CR
DK

P R O C E E D I N G S

Whereupon,

JOHN P. STEFFEN

was called as a witness and, having first been duly sworn, was examined and testified as follows:

EXAMINATION

BY MS. ODROWSKI:

Q Could you state your name for the record, please.

A John Paul Steffen.

Q I believe the court reporter has the spelling. And Mr. Steffen, you're being represented by counsel today?

A Yes.

Q And counsel is --

A Gerald Crawford, 510 Liberty Building, Des Moines, Iowa.

Q Okay. We have been introduced but for the record, I'm Dawn Odrowski representing the Commission today.

With me is Lisa Klein, Assistant General Counsel overseeing this matter and Noriega James, a paralegal who's done a lot of work on this matter.

I know you've been deposed before by us

Mr. Steffen, but just to be helpful, we'll go over a few ground rules before we start. First of all we're taking this deposition pursuant to 437-G of the Federal Election Campaign Act.

I'll be asking you a series of questions and because the court reporter will be transcribing, I'd ask that you answer verbally and not nod your head or answer with any other non-verbal gestures.

If I say -- if you can't hear any of my questions or something I say, if you don't understand something I say just ask me to repeat it or I'll try to rephrase it so that you can understand it.

It's also important that you answer each question completely and accurately and not speculate if you don't know the answer.

And finally I remind you that you're under oath so that you should treat your testimony here today as if you would in a court of law, okay?

A Okay.

Q All right. First of all, we will be focusing on information related to specific contributions, but I'd like to go into some background information first.

15043361179

A Okay.

Q Could you tell me what your current occupation is, please.

A I'm currently a computer system consultant in Des Moines, Iowa. I own my own business, Leadership Data Services in Des Moines, Iowa.

Q And how long have you owned that business?

A I've owned that business for about two years but I've only been actively pursuing business under Leadership Data since February, March of 1993.

Q Okay. What was your occupation prior to that?

A I was the executive director of the Iowa Democratic Party.

Q And how long were you the executive director?

A I was the acting executive director, later named the executive director from, I believe, February, March of 1991 through March of 1993.

Q And in this time period, how long were you acting executive director?

A I believe that I was acting executive director probably from March of 1991 to May or June of 1991.

Q And then you became executive director?

A Correct.

Q Was that an elected position?

A No.

Q Is that a full time position?

A That is a full time position.

Q Paid position?

A Yes, it is.

Q Could you tell me if you held any other positions with the Iowa Democratic Party before you became acting executive director?

A Prior to becoming the executive director, I was the caucus and convention director for the Iowa Democratic Party.

Q And how long did you serve in that capacity?

A I held that position from March of 1983 to the time at which I became the acting executive director.

Q And that would be about March of '91?

A Yes.

Q Was that the only position that you held?

A Yes.

Q Okay. Let's talk first about caucus convention director. What were your duties as the caucus convention

director?

A Well, my job as caucus convention director was basically to conduct the technical side of the process in Iowa where we select delegates to each level of our process from the caucuses to the convention. So the delegate selection process was what I was responsible for.

In addition to that and usually during the time at which the conventions were past and we were preparing for a campaign, I performed data processing services for the Democratic Party.

Q What was involved in doing data processing services?

A Really merely to do the technical work that is necessary for us to implement our get out the vote programs; list processing, data management, direct mail work, the technical -- really all the technical aspects of data processing and maintenance of our in-house computer systems.

Q Did you do any fund-raising or solicitation? Were you involved in any?

A In the period of 1994, prior to that election, we -- I didn't have a large data processing role; so yes, I

0504364.752

assisted the party with some fund-raising functions after 19 -- after the convention in 1994 to --

Q 1994?

A I'm sorry, 1984. Between the period of time of say, July of 1984 and November of 1984, after that period, I wasn't involved in anyway really with fund-raising for the Iowa Democratic Party.

Q In your data processing position, did you have any duties regarding contributions? Did you set up the databases system, did --

A The databases system that we were, and are to my knowledge still operating under, was set up in 1986; and yes, I was involved in setting up the systems to track contributions at that time.

But beyond that, I wasn't involved in any of the day-to-day operations relating to contributions.

Q Turning to your duties as executive director and after -- and acting executive director, could you tell me what your duties were?

A My responsibilities as both acting executive director and as executive director were to manage the day-to-day activities of the Iowa Democratic Party.

Q And what did that involve?

A Managing our staff, responsibility for filing requirements, managing the budget, establishing the budget for our party, establishing campaign programs for the party, really all aspects of administration related to the Iowa Democratic Party.

Q That would include fund-raising?

A Yes, it would.

Q Did you hold any other positions with any political committees prior to association with Iowa Democratic Party?

A I entered my political career in 1982 as a sort of a communications director for a gubernatorial primary candidate in Iowa from, I believe, January of 1982 to June of 1982.

Q Did you do any fund-raising at that time?

A No.

Q Is that the only other position you've had in a political committee?

A That and I was a part time contract person from June of 1982 to the election of '82 working for the Iowa Democratic Party's legislative campaign program.

Q When was this?

A June of 1982 to November of 1982.

Q What have you done to prepare for this deposition today?

A Conversations with my attorney.

Q Did you review any documents?

A Reviewed the letter, a letter sent by Gerald Crawford and discussions with Gerald Crawford.

Q A letter sent --

A A letter sent by Gerald Crawford recently which -- to the FEC.

Q Would that be the September 15 letter, 1993?

A Yes, that would be it.

Q Did you talk to anybody else besides Mr. Crawford?

A No, I did not.

Q Did you bring any documents?

A No, I did not.

Q Okay. If you would turn to a moment discussed in the fund-raising, the accounting practices in the Iowa Democratic Party, during the time that you were executive director, do you know how many bank accounts the Iowa

0043647835

Democratic Party had?

A My recollection is that the Iowa Democratic party had two banks accounts.

Q Just two?

A Just two.

Q Do you know the names?

A My recollection is that we have one account which is just named the Iowa Democratic Party account and we have one account which is the Iowa Democratic Party federal account.

Q What are the purposes of those two accounts?

A The Iowa Democratic Party federal account is to receive funds which are qualified federal contributions and the state account is to receive funds that are not qualified as federal contributions.

Q And the name of the federal account is the --

A This is only my recollection.

Q -- was the Iowa Democratic Party. And the name of the federal account was the Iowa Democratic Party federal division?

A That is my recollection, the Iowa Democratic Party federal account.

Q And the state account is named again?

A My recollection is Iowa Democratic Party.

Q What is your recollection based on, just --

A I was not directly involved in the day-to-day maintenance of those accounts so it's based on my recollection from reading the deposit slips and checks played out to those accounts.

Q Who was responsible for the day-to-day --

A The bookkeeper at the time that I was executive director was Darlene Russett.

Q Can you tell me how many -- at the time you were executive director, how many people you had doing fund-raising?

A At the time that I was executive director, we had a fund-raising, we had recently hired -- prior to my becoming acting executive director, a fund-raiser. The state Chair was also involved who would be my superior, who was involved in fund-raising, and myself and also in fund-raising for the Iowa Democratic Party.

I know that we had hired somebody, the person who was hired at that point in time immediately prior to me becoming acting executive director quit her position, I

believe in July or August of 1993 and so I hired someone, I think by January of 19 -- or I'm sorry, 1991 and I hired somebody in 1992 to replace her.

Q I'm sorry, was her -- what was her position?

A Generally speaking, fund-raising for the Iowa Democratic Party in the time that I was executive director was handled by a person whom we referred to as the finance director, the executive director and the state Chair.

Q And who were these people, who was the woman who, she was there in January, 1991?

A When I was, yes. In January of 1991 we hired a woman by the name of ~~Betty~~ Beth JPS Bernard.

Q Did she replace anybody?

A She replaced a gentleman by the name of Timothy Fox.

Q Would he have been there during the time --

A Yes, would have been.

Q -- in 1990?

A Yes.

Q He was the finance director?

A He was the finance director.

Q And the state Chair at the time you were

executive director --

A -- was John Roehrick.

Q Was he state Chair in 1990?

A Yes, he was.

Q Were these people full time employees?

A The finance director and executive director are full time employees. The state Chair's position at that time was an unpaid elected position.

Q Now, there were essentially, if I understand it, three people who had fund-raising responsibilities at the time you were fund-raising director?

A That's correct.

Q And would that have been the same in 1990 or would you have had more people doing fund-raising?

A It is my understanding that we had other people involved in fund-raising.

Q More than three?

A More than three.

Q How many were there involved in fund-raising in 1990?

A There would -- it is my understanding that in addition to the three that I've mentioned under my time as

executive director, the Iowa Democratic Party had on its payroll an additional individual who was primarily responsible for national or Washington, D.C. related fund-raising activities.

Q And that individual was?

A Jake Kuitwaard.

Q Do you know how long Mr. Kuitwaard was employed with the Iowa Democratic Party?

A Subsequent to becoming the executive director, I'm under the understanding that -- I believe he was hired in January of 1992 and worked through the party, through the election of 1992. I don't remember.

Q 1992?

A No, I'm sorry, 1990.

Q Do you know who was the executive director at that time?

A At that time was Elizabeth Buck.

Q Just as far as you recall those are the only four people in 1990 that did fund-raising in the Iowa campaign?

A That is my recollection.

Q You did not?

A I did not.

0043641/20

Q Okay. Going back to when you were executive director, were there any guidelines that were given to people who did fund-raising for the Iowa Democratic Party?

A Well, we had at our disposal the documents which came to us from the Federal Election Commission. We had at our disposal persons who had some history in fund-raising and could be called on to answer questions, institutional knowledge, materials that would come from seminars, representatives from the FEC at some point come out and conduct the workshop on those kinds of things.

Q Going back to the guidelines you just mentioned, who were these people who were at your disposal that you would call upon? Do you remember their names?

A If I had a question, I would talk with Elizabeth Buck who was my predecessor. I would talk with my state Chair who had experience.

Q Who was John Roehrick?

A John Roehrick.

Q Okay.

A And I would contact legal counsel.

Q Who was --

A Who was Gerald Crawford. I would contact of

course -- questions related to state finance disclosure, Kay Williams at the Iowa Finance Disclosure Commission or perhaps I might call someone from the FEC.

Q Could you just tell me, Mr. Steffen, whether these same guidelines were basically in place in 1990, were these resources that were available given to people doing fund-raising?

A That is my assumption.

Q Do you know, though?

A I know that the Iowa Democratic Party was good about attending national meetings, Democratic National Committee meetings where there would generally be workshops that would explain these procedures.

Q None of these procedures were ones that you instituted when you became executive director, were they?

A At the time that I became executive director I relied upon, sort of, the institutional procedures that we had followed and also my education increased obviously dramatically from the time I became executive director through the time that I administered the party on the 1991, '92 cycle.

Q Just to clarify the record, these sorts of

0043641/92

resources that were available to you when you were executive director or others who did fund-raising such as FEC seminars, FEC materials institutional knowledge, John Roehrick, were available to people doing fund-raising in 1990?

A Yes.

Q Could you tell me when you were executive director, going back to that time, what guidelines were given to people soliciting contributions for Iowa for the federal account?

A Well, the guidelines provided would have been all those mentioned.

MR. CRAWFORD: Excuse me. I thought we were talking about resources, now we're talking about guidelines. I don't want to create any confusion.

THE WITNESS: Well, I can't say that a specific document was provided to people who raised funds that would constitute guidelines --

BY MS. ODROWSKI:

Q How are direction or directions, there were no directions --

A No.

Q -- this is what you do --
A No.
Q -- when you solicit funds?
A No.
Q -- when you raise funds --
A No.
Q -- for our democratic party?
A No.
Q Basically what you have were what I had termed earlier as resources, people, documents?
A Right.
Q No specific instructions given to people who did --
A No, nothing formal, informal instructions, generally.
Q And who were those informal instructions from?
A Those, the state Chair, those who had held previous positions; or myself, after having attended some workshops, and others that served to heighten my awareness of guidelines from either the FEC or the State Finance Disclosure Commission.
Q Could you tell me, were there any instructions

given to people who did fund-raising regarding specific requirements for soliciting federal contributions?

A I'm sorry, during the time that I was --

Q That you were executive director, yes?

A Yes, there were, not documented, but instructions given, general instructions given to people, myself, the Chair or the finance director in soliciting federal contributions, yes.

Q You were the people that gave the instructions?

A We obviously tried to let each other know what the general guidelines were.

Q And what were those general guidelines?

A Our -- my understanding of the general -- the most general of the guidelines at that time was that there were limits that could be given in terms of contributions, given from specific contributors that could be qualified as Federal money.

Q Un-huh.

A And that money that could not be qualified as Federal money in Iowa, if it was not a corporate contribution, could be qualified as contribution to our state account.

Q Were there any instructions given to fundraisers regarding how checks listed for the federal account should be -- who checks listed for the federal account should be payable to?

A At the point at which -- restate the question. I'm sorry.

Q Okay. When people were soliciting funds from the -- for the general account did -- for the federal account, did they have any specific instructions that they would give to contributors about how the check should be written, what entity it should be made payable to?

A They -- fundraisers for the party would generally notify a contributor that we could receive contributions to our federal account if they had not maxed out to our federal account.

And if they had maxed out to our federal account and they were a corporate entity, we could receive funds into our state account.

Q And would the contributions, if somebody had not maxed out to the federal account, would you tell a contributor who to make a check payable to, what?

MR. CRAWFORD: If --

MS. KLEIN: The witness can answer.

THE WITNESS: Re --

MR. CRAWFORD: Do you understand the question?

THE WITNESS: Restate the question.

BY MS. ODROWSKI:

Q And with a contribution, if somebody had not maxed out to the federal account, solicitations, requests made by party elected officials and activists --

A Quite frequently they would come mailed to us with a letter saying I wish this money to be directed towards the 1992 election.

Q And when you say registered party officials, would that include people who did fund-raising or would that be in addition to the people you just named?

A I'm sorry, I don't understand.

Q Okay. You said, when I asked when you received contributions, how you received contributions, how they came in, you said through direct mail solicitations, through requests by party officials and activists and just mailed, would you also receive contributions through the efforts of your fund-raisers?

A Oh, yes.

, 5043647

Q And how did fundraisers solicit contributions?

A Phone conversations and direct conversations at party events and events -- and other campaign related events.

Q Would this be true, would these ways of receiving contributions, would they be the same way as you received contributions in 1990?

A That would be my assumption.

Q Did you institute any new practices when you became executive director for relating how you solicit contributions?

A No.

Q You followed prior practice?

A Right.

Q Who was responsible for depositing contributions as they came in when you were executive director?

A The person who made up the daily deposits was Darlene Russett who was our bookkeeper.

Q And did Darlene Russett determine which account to place them in?

A Darlene, yes, Darlene -- unless given specific instruction, Darlene would place them in -- make the

5043648/28

determination as to which account to place them in.

Q And how did she make this determination?

A She would reference the number, the amount of contributions previously given by a particular donor and would generally, unless otherwise instructed, would generally make the deposit based on what her records showed that person had already, had previously given.

Q So let's clarify this just so I understand. If Darlene Russett received a $1,000 check from John Smith and then she would look at her records to see whether John Smith had made any contributions to the Iowa Democratic Party and he had not, she would deposit that check where?

A She would most likely deposit that check in the federal account.

Q Why is that?

A Although there really wasn't a difference in terms of the amount of money we needed from one account to the other, contributions in the federal account could be used for any activity whereas the contributions in the state account could only be used for a specific activities.

Q And this would be true of checks just made payable to Iowa Democratic Party?

> 5 0 4 3 6 4 0 1 9 9 9

A Correct.

Q And Ms. Russett was responsible for depositing contributions and made these determinations in 1990 as well?

A That would be my understanding.

MR. CRAWFORD: Could we have a moment?

MS. ODROWSKI: Yes.

(Discussion off the record.)

(Recess.)

BY MS. ODROWSKI:

Q We'll move on now, Mr. Steffen. And I'm going to show you a document that the court reporter will mark as FEC Exhibit Number 1.

(FEC Exhibit 1 identified.)

BY MS. ODROWSKI:

Q And I'll identify it for the record. It's a two-page document. The first page purports to be a May 1, 1990 letter to Jake Kuitwaard from Bob Burkett.

The second page purports to be a $5,000 check from Fredrick Field dated 4/25/90 on the bottom portion of the page. And the top portion appears to be a check stub of that check. Did you have a moment to review this,

Mr. Steffen?

A I've looked it over, yes.

Q Could you please tell me what you know about this contribution?

MR. CRAWFORD: What he knows about the contribution?

BY MS. ODROWSKI:

Q Start from the beginning.

A I only know and understand that it was received.

Q How do you know this and understand it?

A I believe that we have a copy of this letter in our files and we had record of this contribution and had reported the receipt of this contribution to the Finance Disclosure Commission.

MR. CRAWFORD: Can I clear up something?

MS. ODROWSKI: Yes.

MR. CRAWFORD: I don't want confusion at this point in the record.

MS. ODROWSKI: Un-huh.

MR. CRAWFORD: Feel free to correct me if I'm wrong, but I believe Mr. Steffen's knowledge of this contribution came about in '91 as a result of a concern

expressed by the contributor and not at the time it was received. Now, if I'm wrong, tell me.

THE WITNESS: That's correct.

BY MS. ODROWSKI:

Q Okay. So your knowledge of this came after a problem arose regarding this contribution?

A Correct.

Q You were not aware of it when it was received, it appears, in May of 1990?

A That's correct.

Q Okay. Tell me how you learned about the problem and what the problem was?

A A member of my staff had received a call indicating that there was a problem with this contribution.

Q Who was that?

A Beth Bernard.

Q And Beth Bernard was --

A The finance director at the time that I became the executive director.

Q About what time was this?

A I recall it to be sometime late -- late winter or spring of 1991.

Q Who was this call from?
A I don't know directly.
Q Do you know indirectly?
MR. CRAWFORD: Which call?
BY MS. ODROWSKI:
Q I'm sorry, did you say that Beth Bernard received a call? Do you know who called her?
A My recollection is that it was either Jake Kuitwaard or Betsy Schwegel.
Q Who is Betsy Schwegel?
A She was a fund-raiser for Senator Harkin in 1990.
Q And what is your -- and on what is your recollection based?
A It's recollection.
Q Okay. Would Beth Bernard have told you he called her?
A She would have, yes.
Q And it was one of these two people?
A Yes.
Q What happened next, what did Beth say?
A She indicated that funds that had been deposited

in the federal account should have been deposited in the state account.

MS. KLEIN: Let the record reflect that Counsel's handing a document to the witness. Do you have a copy for us of this?

MR. CRAWFORD: Actually I got my copy from you.

BY MS. ODROWSKI:

Q Please identify for the record what you handed to the witness.

MR. CRAWFORD: Yes. Counsel had just asked Mr. Steffen what happened next, and in anticipating and seeking to expedite, I put in front of him the letter that was generated by Mr. Steffen's staff on June 17 of 1991 which also includes -- excuse me, July 17, 1991 which also includes a photostatic copy of the transfer check dated June 24, 1991.

BY MS. ODROWSKI:

Q We'll be getting to that very soon. What funds were deposited in the federal account that should have been deposited in the state account? Could you identify what -- does she identify what funds they were?

A She identified that a check from a Frederick

Field had been deposited in the federal account and should have been deposited in the state account.

Q And what did you do when she told you of this?

A We amended our finance disclosure report to correctly reflect where the funds should have gone, made a transfer of $5,000 from our Federal account to our state account, and sent a letter of apology to Frederick Field.

Q Did you talk to anyone to determine whether this was true?

A I consulted with counsel.

MR. CRAWFORD: I'm sorry, can I ask you what you mean when you say "it."

MS. ODROWSKI: I'm sorry?

MR. CRAWFORD: The question is, did you talk to anyone to find out if it was true.

BY MS. ODROWSKI:

Q Whether it was true that funds from Mr. Field deposited in the federal account should have been deposited in the state account.

MR. CRAWFORD: I don't want to be difficult but the witness has indicated that we relied on an expression of what the contributor had intended. How would we know

that?

MS. KLEIN: What we are asking is if there is any independent verification of what the contributor had relayed to you through other people via the phone call to Beth Bernard.

MR. CRAWFORD: Thank you.

THE WITNESS: No, there was no other -- I spoke with no one else. You're going to have to restate the question because I guess I don't understand based on your --

BY MS. ODROWSKI:

Q Okay. You received -- Beth Bernard received a phone call from either Mr. Kuitwaard or Betsy Schwegel saying these funds had been misdeposited from Mr. Field, correct.

Did you talk to anybody else to determine whether those funds had in fact been misdeposited?

A Conversations that I had with Beth would have been -- my understanding is that whatever needed to be communicated at the time for us to deposit the accounts in the state funds as opposed to the federal account, that was never communicated.

MR. CRAWFORD: Now we have two different points.

MS. KLEIN: Let's go off the record for a minute.

(Discussion off the record.)

BY MS. ODROWSKI:

Q Did you rely solely on the phone call to Beth Bernard from either Kuitwaard or Schwegel in transferring Mr. Field's contribution from the federal account to the state account?

A Yes.

Q Before you transferred it, you talked to no one else?

MR. CRAWFORD: In regards to what?

BY MS. ODROWSKI:

Q In regard to finding out whether the funds had been misdeposited?

A I spoke with my predecessor, Elizabeth Buck.

Q When did you speak to Elizabeth Buck?

A I don't recall exactly when.

Q Was it before you transferred the money out?

A It was before.

Q Was it after the phone call from Schwegel or --

A Yes.

Q And could you tell me about that phone call?

A My recollection is, I asked if anybody had communicated where the money should be placed.

Q At the time it was made, the contribution was made?

A Correct.

Q What did Ms. Buck say?

A She said that it was her recollection that no communication was given to her that it should be placed in anything other than the federal account, no communication.

MR. CRAWFORD: I think you can state it, correct me if I'm wrong, I think what she said is that she received no communication, rather than she received no communication other than the federal account she received no communication.

THE WITNESS: She received no communication, that is correct.

BY MS. ODROWSKI:

Q Had Ms. Buck -- do you know if Ms. Buck was responsible for depositing the contribution?

A Ms. Buck was the executive director and had the

same responsibility over her bookkeeper that I had over a bookkeeper. I have no recollection of whether she saw the check before Darlene Russett did or not.

Q Did Ms. Buck say she had ever talked to anybody about that contribution?

A I have no recollection.

Q Was that the substance -- was there anything else in that conversation?

A Is it --

Q Was that the substance of your -- was there anything else in that conversation?

A That was my conversation.

Q Aside from Ms. Buck, did you talk with anybody else when you transferred the money out?

A I have a recollection of a call to me from Jake Kuitwaard.

Q And to place this in time, that would be -- Beth Bernard received the phone call before you transferred the money out?

A Correct.

Q And would that have been before or after you talked to Elizabeth Buck?

0504364809

A It would have been after I spoke with Elizabeth Buck.

Q He called you? And what did --

A Yes, he called me.

Q And what did he say?

A Some -- he indicated that we needed to take care of making the correction.

Q Why?

A He indicated that it was simply necessary that we move to correct the error, that we not wait to be contacted by the FEC, that the appropriate thing was to correct it and to file our amendment, and that's what we should do.

Q Well, did he say that the contribution had been solicited for the federal account?

A He told me nothing about the circumstances under which the contribution was solicited.

Q Well, did you ask him?

A No.

Q Did he say that he would talk to anyone?

A He didn't -- my recollection is our conversation was very short. I -- he said he -- he encouraged me to take care of it. I said I was acting under advice from

counsel and that I would take care of it.

Q When did you consult with counsel?

A At some point prior to transferring the money and at some point prior to my conversation with Mr. Kuitwaard.

MR. CRAWFORD: I guess in light of that last answer, I'd like to have an understanding on the record.

The issue of whether the party consulted with counsel in my view is appropriate for this deposition. The issue of when or what was communicated is, in my view, privileged.

I don't see any reason to not waive the privilege on the basis of any question you've asked or any question I could imagine that you could ask because I think it helps us get to what we're trying to get to.

I just want to have an understanding on the record that we have not waived the attorney/client privilege in the event that something that's never been discussed at any point in this investigation would come up and desire to impose it. I just don't want to be viewed as having issued some kind of blanket waiver.

Q Could we just go back to the Beth Bernard phone call.

Did she -- what actually, what specifically was she told, do you remember?

A I don't know.

Q All you remember is that she said funds deposited in the federal account should have been deposited --

A That is correct.

Q What did you do following the phone call with Mr. Kuitwaard?

A Spoke with counsel and then went ahead and transferred the funds, asked the bookkeeper to prepare with Mr. Crawford an amended FEC report and authored the letter that we sent to Frederick Field.

Q You sent a letter to Frederick Field?

A To Bob or whomever we sent the letter to about the deposit.

MS. KLEIN: Could we take about a five minute break.

(Recess.)

BY MS. ODROWSKI:

Q And we left off talking about the April 25, 1990 contribution. And you stated, Mr. Steffen, that after your phone call with Mr. Kuitwaard and your consultation with

0043642

Mr. Crawford, you transferred the $5,000 contribution from the federal account to the state account, and filed amended reports?

A Right.

Q And filed a letter with us and apologized to the contributor?

A That's correct.

Q Okay. Now, did you direct the filings be made with the Federal Election Commission?

A The amended filing --

Q The amended filing and the letter to us?

A Yes.

Q And you transferred it based on -- why did you transfer the money from the federal to the state account?

A My understanding was that that was the correct procedure in order to correct the misdeposit of that money, the original misdeposit of that money.

Q So you acknowledged that it had been misdeposited in April?

A Yes.

Q Or in May of 1990?

A Yes.

Q Okay. Could we now turn -- go forward in time a little bit. And I can ask you whether you were executive director when the Commission notified you that it had reason to believe that the Iowa Democratic Party had violated the Federal Election Campaign Act based on --

A Yes, I was --

Q -- the contribution?

A -- the executive director.

Q Okay. I think I'm going to show you another exhibit. This would be Exhibit 2.

(FEC Exhibit 2 identified.)

BY MS. ODROWSKI:

Q If you could take a moment to look it over while I describe it for the record.

I'm showing you what has been marked as FEC Exhibit 2 consisting of a July 10, 1992 letter from a J. D. Hartung from Mr. Crawford's law firm and a copy of the document entitled Iowa Democratic Party's Responsive Brief. Have you had a chance to look at it?

A I'm still reading it.

Q Okay. Now Mr. Steffen, have you seen these documents before?

A Yes, I'm certain that I wrote the document before it was mailed.

Q What makes you certain?

A I have a little recollection of it but I know that I saw the document before it was mailed.

Q Specifically turning to the brief, you reviewed the brief before it was mailed?

MR. CRAWFORD: He said he saw it.

THE WITNESS: I saw it.

BY MS. ODROWSKI:

Q Did you read it?

A I believe I wrote -- I believe that I read it.

Q Were you consulted about it before it was filed with us? Did you have input into the brief?

A I did not write it. I asked our counsel to draft a response and I read it before it was mailed.

Q Did anyone else at Iowa Democratic Party review it?

A I don't know.

Q Okay. Turn to the first paragraph under statement of the case. It states in the last, second sentence and I quote, "the IDP assert that the $5,000 in

question was appropriately deposited into the federal account for it was contributed towards the federal election campaign."

Mr. Steffen, is the $5,000 referred to in that sentence, Mr. Field's 1990 contribution?

A Restate the question.

Q What is the $5,000 in question referred to in the brief?

A My understanding of it, it refers to the contribution made by Mr. Fields to the Iowa Democratic Party.

Q The contribution made in April, the contribution dated April --

A That is my understanding.

Q -- April 25, 1990?

A That is my understanding.

Q Can you tell me what the basis of that statement was?

MR. CRAWFORD: Basis of which statement?

BY MS. ODROWSKI:

Q The statement I just read, that $5,000 in question was appropriately deposited in the federal account

for it was contributed towards the federal election campaign?

MR. CRAWFORD: I'd like to interrupt and I'd be happy to do this on or off the record, whichever you'd prefer.

MS. KLEIN: On the record if you'd like.

MR. CRAWFORD: Okay. The basis -- this witness would not be competent to discuss the basis for his counsel having included that sentence or any other contained in this document.

I think it might be helpful for all of us, because not everyone was present during an earlier conversation and I, in this room in fact, explained that the party believed that two things could be simultaneously true; that Mr. Fields or Mr. Burkett or whomever on the one hand could have intended this to have been a state party account contribution, and we could have legitimately, though incorrectly, assumed on the other hand that it was a contribution suitable for the federal account or a federal party contribution.

And that's what this whole document went to. It's what the earlier letter went to and we discussed that

25043617

A to Z, my basis for having said that sentence and others in this brief in a meeting that we held in this room.

I'm happy to have you ask J. P. any questions you want about this, but I thought it might be helpful to put us all back on the same point with regard to how the document was generated and why.

MS. KLEIN: I'd like to ask a follow-up question if you wouldn't mind.

Mr. Steffen, having received a copy of this brief before it was filed with us, and having read it, did you agree with its contents at that time?

A Yes, I did.

MS. KLEIN: Okay. Do you maintain today that this reflects what your understanding -- accurately reflects what your understanding was of the underlying transaction.

THE WITNESS: It accurately reflects what my understanding was at the time that this was filed.

MS. KLEIN: How does your understanding of the trans -- how has your understanding of the transaction changed, if at all, since the time that this was filed.

THE WITNESS: Only in the sense that it perhaps

might have been more incumbent on the party in 1990, incumbent on the party in 1990 to solicit the intentions as to where the check should have been placed at that time.

My understanding at the time this was filed was that we placed the check in the federal account -- this is based on my understanding.

We placed the check in the federal account because we had no reason to believe that it could not be placed in the federal account.

MS. KLEIN: Go ahead. I don't want to take over.

(Discussion off the record.)

BY MS. ODROWSKI:

Q Looking back at the brief, Mr. Steffen, if you look at the second paragraph and I'll read it for the record, reading further it states that, Mr. Field was solicited by Jake Kuitwaard on behalf of Senator Tom Harkin and that Kuitwaard and this was a quote, "expressly" asked Field to contribute to the Iowa Democratic Party to assist in Senator Harkin's 1990 reelection campaign. Did you agree with that statement?

A Yes, I did.

Q Why?

A That is my understanding about the circumstances under which the contribution was solicited at that time.

Q Why did you think it was expressly forfeited to assist Senator Harkin?

MR. CRAWFORD: Maybe --

MS. KLEIN: Maybe the witness can answer.

MR. CRAWFORD: Okay.

THE WITNESS: I had knowledge that Jake Kuitwaard had come to the Iowa Democratic Party at some point in 1990 from Senator Harkin's campaign or Senator Harkin's office; and therefore, I would have believed that his office would have been on behalf of Senator Harkin.

Q But did you talk to Mr. Kuitwaard anytime and ask him whether he had expressly solicited the contribution on behalf --

A I never had that conversation with Mr. Kuitwaard.

Q For the record, we can go over what's just transpired.

As I understand it, in July, 1991, Iowa Democratic Party filed a letter and amended disclosure reports stating that Mr. Field's April, 1990 contribution

had been misdeposited into the federal account.

And then in July, 1992, a brief was filed on Iowa's behalf stating that the contribution was appropriately deposited in the federal account; is that correct?

A That's correct.

Q Could you help us reconcile these two actions or statements?

A Yes, I can.

MR. CRAWFORD: Yes, I can.

MS. ODROWSKI: Could the witness?

MR. CRAWFORD: Well the witness isn't the author of the statement. I don't have any problem with you asking him if he agreed with it at the time he reviewed it prior to its filing, but if you want to ask about reconciling the two statements, then you're going to have to ask me.

MS. KLEIN: Well, why don't we ask the witness first if he can reconcile the two for himself and then we'll have you add whatever you feel is appropriate for the record.

MR. CRAWFORD: That's fine.

THE WITNESS: I could state that at the time that

we filed the amended return and transferred the funds and wrote the letter apologizing to Mr. Field, that I believed two things, that based on the information given to others besides myself at the time the check was received, they made an appropriate and logical conclusion to place that check in the federal account.

I was made aware that that was an erroneous conclusion in 1991 and I moved to correct it.

Our response in this brief was based on our interpretation of what was believed at the time the check was received.

BY MS. ODROWSKI:

Q Witness, do you see any inconsistencies between your action in correcting the misdeposit and what has been recited in this brief?

A I see a failure to fully express what I've just said in this particular brief.

Q And as to your current position in terms of this submission entitled Iowa Democratic Party is responsive to adequately and fully reflect what transpired?

A It adequately and fully reflects what transpired. I would have added that IDP asserts that at

0504364822

the time the contribution was received.

We believed they acted in an appropriate fashion and it was only after we were made aware that a miscommunication existed, that we moved to correct the problem in the way that it was suggested to us the most appropriate way to correct the problem, transferring the funds, filing the amended return and doing so at a time prior to being contacted by the FEC.

Q And Mr. Steffen, what were those communications that you became aware of?

A I never pursued what was said to whom, when. My understanding went to, for whatever reason, the funds were misdeposited, that the appropriate action was to transfer the funds and amend the report, and that is what we did.

Q Since this brief was filed, is it still your understanding that the contribution was expressly solicited from Mr. Field to assist in Senator Harkin's campaign?

A I really am not sure what conversations existed between Jake Kuitwaard and the representative from Mr. Fields.

MS. ODROWSKI: Well, we've had some discussions off the record, and I think it would be appropriate now for

Mr. Crawford to supplement his testimony.

MR. CRAWFORD: Only that in this respect. You'd asked for Mr. Steffen to reconcile the brief dated July 10 of '92 with the amendment and the letter accompanying the amendment dated July 17 of '91.

Mr. Steffen wasn't present but I came to Washington subsequent to the filing of the brief and the amendment of '91 and the brief of '92 and did, that, reconciled the two documents and explained.

MS. ODROWSKI: Would you do it on the record, please.

MR. CRAWFORD: Do it again, this time on the record?

MS. ODROWSKI: Yes.

MR. CRAWFORD: Sure and I think the letter of September 15, 1993 does it as well which we've sent you in advance of this deposition for that purpose; basically, that the brief addressed logical conclusions reached by the party in 1990 when the check from Field's was received, though wrong.

Logical in that Kuitwaard was identified with Harkin, was working from Washington, solicited a California

contributor who made a contribution. In our view it was logical to assume that that was a federal contribution.

On those facts. And that's what happened and the check was deposited in the federal account.

As my letter of September 15 indicates and as I previously indicated to the Commission in a conference here earlier, we now know that that was wrong, albeit arguably logical.

We have accepted responsibility for not having adequately pursued the intention of the donor at the time in 1990 and expressed the fact that we've changed the procedure to make sure that that can't happen again prospective, by requiring written designation.

MS. ODROWSKI: But your brief does not reflect that that was your understanding in 1990 and not your understanding after that.

MR. CRAWFORD: I would certainly write the brief much differently today knowing what I know today than I did in July of 1992. I don't know how to say this without sounding defensive and so I'll just go flat out and be defensive and tell you that the position of the legal counsel to the Iowa Democratic Party is a pro bono

2504364325

position.

I had several years ago a delightful lack of experience with the Federal Election Commission and its statutes. This was not the kind of work that would have been done if I had been more experienced with the statutory scheme and with the enforcement mechanism.

I have sought continuously though, subsequent to July of '92, to make myself clear by coming here, by meeting with you, by staying in touch with you and by more recently submitting a letter dated September 15 of '93 to explain how this confusion occurred. I feel some responsibility.

MS. ODROWSKI: And we appreciate your efforts and you understand that it is the Commission's position that the record needed to be made clear and that that's the purpose of this deposition.

MR. CRAWFORD: And there's nothing clear on the face of the amendment of '92 and the brief of '92. Amendment of '91 and the brief of '92. On the face of it, there's nothing clear about that at all.

MS. KLEIN: For sake of clarity on the record for where we stand today and not in 1990 and 1991 but today, is

it still the position of the committee that Mr. Kuitwaard expressly stated to Mr. Field that his contribution would benefit Senator Harkin's reelection campaign?

MR. CRAWFORD: I think you're going to have to ask Mr. Kuitwaard that question this afternoon.

It was my understanding, based on earlier conversations with Mr. Kuitwaard, that and I now know it's Burkett -- in Iowa, we're not used to contributors having alter egos. So when it's a Field contribution I make another important assumption, that it's Field we're talking about.

But in any event, it was my understanding that Field or Field's agent knew that Kuitwaard was working on Tom Harkin's reelection.

"Expressly states" may well not be accurate. I think there was no misunderstanding about what Jake Kuitwaard was doing or who he was trying to help, but I feel uncomfortable speaking for him.

We have no designation -- I have not filed a designation of counsel form on behalf of Mr. Kuitwaard, though I may at 1:30. We're supposed to find that out when we take our noon recess.

MS. ODROWSKI: Okay. We'll just move along and we can finish this pretty quickly, I think.

I'm going to show you another exhibit --

(FEC Exhibit 3 identified.)

BY MS. ODROWSKI:

Q And for the record I will describe it as a check, a copy of the check dated July 25, 1990 from Mr. Field to the Iowa Coordinated Campaign on the bottom of the check. And on the top of the check what appears to be a note dated August 1, 1990, addressed to "Dear Jake."

Have you had --

A Yes, I have.

Q Would you tell me what you know about this contribution?

A I only know that it was received and --

Q And do you know that -- how -- you did not know it was received at the time?

A No.

Q It came to your attention --

A It came to my attention afterwards.

Q About when?

A Probably the spring, summer of 1991.

5043648228

Q And that would have been about the time when you became aware of the problem with Mr. Field's other contribution?

A That's right.

Q Could you tell me, Mr. Steffen, what the Iowa Coordinated Campaign is?

A Well, with respect to checking accounts, I'm not sure at all. And in the terminology that I have always used it and used it -- as executive director of the Iowa Coordinated Campaign is all of those efforts, generic campaign activities initiated by the Iowa Democratic Party, to benefit both state and federal candidates.

Q Would you elaborate a little bit about what generic campaign activities are?

A Get out the vote efforts, absentee balloting efforts, voter identification and specifically provided campaign staff to legislative and statewide candidates.

Q Earlier you testified that the Iowa Democratic Party had two accounts; one named Iowa Democratic Party and the other Iowa Democratic Party federal division.

Was there an account called Iowa Coordinated Campaign?

A Not that I'm aware of.

Q Was there one when you were executive director, an account called that?

A No, there was not.

Q Do you know whether there was an account in 1990 called Iowa Coordinated Campaign?

A I don't know if there was an account called the Iowa Coordinated Campaign.

Q So the purpose of the coordinated campaign was to assist both federal and non-federal candidates, correct?

A That's correct.

Q Would the committee have received both federal and non-federal contributions for the Iowa Coordinated Campaign?

A That would be correct.

Q How would the committee determine whether a contribution payable to Iowa Coordinated Campaign would be for federal activities?

A I'm not sure at that point in time how they would have, how they would have made that determination.

Q At that point in time being --

A In the --

Q -- the date of the check?

A The date of the check.

Q Which is, for the record, July, 1990.

Would you know how that determination would have been made when you were executive director in 1991?

A I don't recall receiving any checks that were made out to Iowa Coordinated Campaign; and as I previously stated, if a check was otherwise qualified for federal contributions, it would have been deposited in the federal account.

If it was not qualified for a federal contribution, it would have been deposited in our state account.

Q And otherwise qualified for the federal contribution -- for the federal account, wouldn't mean -- means what, again?

A A specific contributor was not a corporation and had not maxed out to our federal account.

Q Okay. That again was the procedure that had been in place before you became executive director?

A That is correct.

Q Do you know where this contribution was

deposited?

A I have been informed since having reviewed the check that it was deposited in our state account.

Q And who informed you about that?

A Darlene Russett.

Q Did she tell you why it was deposited in your state account?

A She would have explained that due to the note that she received, attached to the check, our federal funds are tapped, that she deposited that in our state account.

Q Based on that note?

A Based on that note.

Q Okay.

MS. KLEIN: Given the informality of our proceeding here, would it be all right, Counsel, if I were to ask probably two or three follow up questions.

MR. CRAWFORD: Absolutely.

MS. KLEIN: As I understand your testimony, this check which is dated July 25, 1990 and made payable to the Iowa Coordinated Campaign, was deposited into the committees' non-federal account; is that correct.

THE WITNESS: That is my understanding.

MS. KLEIN: So there were checks that were made payable to the order of -- other than Iowa Democratic Party, they went into a non-federal account.

THE WITNESS: That's correct.

MS. KLEIN: And if I, for the record, clearly understand your testimony today, there were checks made payable to the Iowa Democratic Party that would have been deposited into the committee's federal account; is that correct.

THE WITNESS: That is correct.

MS. ODROWSKI: We will wrap this up and there's just a couple of administrative details.

The first of which is that when you're deposed by the government you get a witness fee check. And we will be preparing that for you.

You should also receive, today, a voucher for Mr. Steffen's reimbursement for his travel and hotel. But I would imagine about the time you receive the check for that travel reimbursement, you will receive the witness fee check.

MR. CRAWFORD: With regard to that, do I need to acquire any additional documentation for any of those

matters?

MS. ODROWSKI: Yes. We can clear that up off the record after this.

I'd also like to remind you that the Commission's proceedings are confidential pursuant to Section 437-G of the Act so that this deposition and all of that's related -- to all events relating to this investigation must be kept confidential until our file is closed.

Mr. Crawford will be hearing from us when that happens.

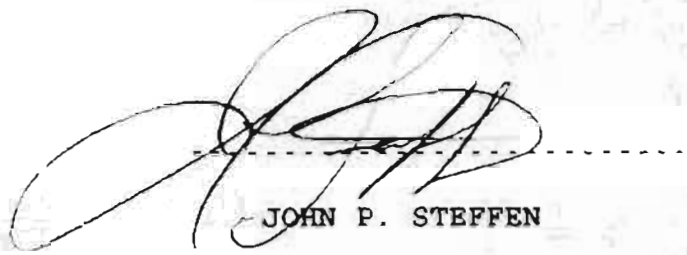
And because our proceedings are confidential, our usual procedure for reviewing and signing depositions is that the deponent has to review the deposition at the court reporter's office. Because that would be terribly inconvenient for you, we will try to work out another arrangement. We can also discuss that off the record.

MS. KLEIN: What we could do is to stipulate that given the confidentiality, that we would provide counsel with a copy of the original to be reviewed by the Deponent without copies being made, and it would be returned to me and you could so stipulate and make that alternative arrangement at this time on the record.

MR. CRAWFORD: That will be find.

MS. ODROWSKI: That's it. Thank you.

(Whereupon, at 11:35 a.m., the deposition was concluded.)



JOHN P. STEFFEN

Subscribed and sworn to before me this 12 day of January, 1994

Christina M. Barr
Notary Public

My Commission Expires 6-26-95

CHRISTINA M. BARR
MY COMMISSION EXPIRES
June 26, 1995

2504364 8355

CERTIFICATE OF NOTARY PUBLIC - REPORTER

I, DIANA S. KIEREIN, the officer before whom the foregoing deposition was taken, do hereby certify that the witness whose testimony appears in the foregoing deposition was duly sworn by me; that the testimony of said witness was taken in shorthand and thereafter reduced to typewriting by me or under my direction; that said deposition is a true record of the testimony given by said witness; that I am neither counsel for, related to, nor employed by any of the parties to the action in which this deposition was taken; and, further, that I am not a relative or employee of any attorney or counsel employed by the parties hereto, nor financially or otherwise interested in the outcome of this action.

Notary Public in and for the
District of Columbia

My Commission Expires JULY 31, 1995

THE INTERSCOPE GROUP
[illegible]
LOS ANGELES, CALIFORNIA [illegible]
[illegible]

FAX to:
Jelly Crawford
12-1-92
BL

May 1, 1990

John Kuhnert
Citizens for Harkin
P.O. Box 75321
Washington, D.C. 20013

Dear John,

As promised, please find enclosed Ted Field's contribution in the amount of $5,000.00 to the Iowa Democratic Party - hope it helps.

Sincerely,

Bob Burkett

Enclosure

:mm

DEPOSITION EXHIBIT
FEC 1
DK 10/15/93

> 5043647

FAX to Jerry Crawford 12-6-93

[redacted] (D)

10533

DATE	INVOICE NO	DESCRIPTION		AMOUNT	DISCOUNT	NET AMOUNT
/24/90		POLITICAL CONTRIB	3091560	5000.00		5000.00
/25/90	010533	** CHECK TOTALS:		5000.00		5000.00

[redacted] (D)

[redacted]

[redacted]

10533

DATE	CHECK NO.	AMOUNT
04/23/90	010533	ID#100P

**FIVE THOUSAND DOLLARS AND NO CENTS

AMOUNT
$5000.00

PAY TO THE ORDER OF

IOWA DEMOCRATIC PARTY
2309 FINANCIAL CENTER
DES MOINES, IA 50309

[redacted]

2504364 3338

BRADINO & CRAWFORD, P.C.
ATTORNEYS AT LAW
510 Liberty Building
Des Moines, Iowa 50309

Gerald W. Crawford

Phone 515/282-1010
Fax 515/282-1066

July 10, 1992

Mr. Noriega James
Federal Election Commission
Washington D.C. 20463

RE: MUR 3325

Mr. James:

Please find enclosed The Iowa Democratic Party's (and Mary Maloney as treasurer) Responsive Brief in the above-captioned matter.

We have included the original plus three copies. Please return the extra filed stamped copies of the brief in the enclosed envelope.

Your cooperation in this matter is greatly appreciated.

Sincerely,

J.D. Hartung

J.D. Hartung

enclosures

92 JUL 17 PM 3:23

FEDERAL ELECTION COMMISSION

DEPOSITION EXHIBIT
FEC 2
DK 10/15/93

In the Matter of

Iowa Democratic Party
(Federal Division) and

Mary Maloney, as treasurer

MUR 3325

92 JUL 17 PM 3:25

FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL

Iowa Democratic Party's Responsive Brief

I. STATEMENT OF THE CASE

The Federal Election Commission ("Commission") alleges the Iowa Democratic Party and Mary Maloney, as treasurer ("IDP"), violated 11 C.F.R. § 102.5(a)(2) by depositing non-federal funds into a federal account. To the contrary, the IDP asserts that the $5,000.00 in question was appropriately deposited into the federal account for it was contributed towards a federal election campaign.

II. ANALYSIS

The Frederick W. Field contribution was solicited by Jake Keitward, on behalf of United States Senator Tom Harkin. Keitward expressly asked Mr. Field to contribute to the Iowa Democratic Party to assist in Senator Harkin's 1990 re-election campaign. Upon receipt, Mr. Field's $5,000.00 contribution was deposited in the IDP federal account.

Section 11 C.F.R. § 102.5(a)(2)(ii), states that "Contributions that result from a solicitation which expressly states that the contribution will be used in connection with a federal election . . ." may be deposited in a federal account.

2504364040

The instant case, it is apparent the above condition was met, for the solicitor, Jake Keitward, "expressly stated" to Mr. Field that his contribution would benefit Senator Harkin's re-election campaign. (see subpart (ii) above).

III. CONCLUSION

Because the contribution received from Federick W. Field was expressly solicited to benefit Senator Harkin's federal re-election campaign, the IDP was not in violation of 11 C.F.R. § 102.5 (a)(2) when it deposited the funds into its federal account.

Gerald W. Crawford
510 Liberty Building
Des Moines, IA 50309

ATTORNEY FOR IOWA DEMOCRATIC PARTY
AND MARY MALONEY, TREASURER

25043640341

ROBERT L BUNNETT

Dear,

Dear John,

August 1, 1990

THE [redacted] GROUP

[redacted]

[redacted] FIELD JR

[redacted]

[redacted] NEW [redacted] BANK OF CALIFORNIA
[redacted] PLAZA
LOS ANGELES, CA [redacted]

11508

DATE 07/25/90 CHECK NO. 011586 [redacted] I6M200P

**FIVE THOUSAND DOLLARS AND NO CENTS

[redacted] $5,000.00

PAY TO THE ORDER OF IOWA COORDINATED CAMPAIGN

[redacted]

404030

FAX to Jerry Crawford 12-9-92 DK

DEPOSITION EXHIBIT FEC 3 DK 10/15/93

TOTAL P.04

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 3325/3249

DATE FILMED 5/18/95 CAMERA NO. 2

CAMERAMAN EES

25043641843

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Date: 7/24/95

✓ Microfilm

_____ Public Records

_____ Press

THE ATTACHED MATERIAL IS BEING ADDED TO CLOSED MUR 3325

95043661937

PERKINS COIE

A Law Partnership Including Professional Corporations
607 Fourteenth Street, N.W. · Washington, D.C. 20005-2011
Telephone: (202) 628-6600 · Facsimile: (202) 434-1690

Robert F. Bauer
(202) 434-1602

July 13, 1995

Dawn M. Odrowski, Esq.
Office of the General Counsel
Federal Election Commission
999 E Street, N.W.
Washington, DC 20463

Re: MUR 3325

Dear Ms. Odrowski:

Enclosed you will find a copy of the check evidencing the transfer from the Democratic Senatorial Campaign Committee Operating Account to the DSCC Building Fund account in the amount of $35,000. This transfer is made in accordance with Section 6, paragraph 2 of the Conciliation Agreement between the Commission and Respondents dated April 18, 1995.

Sincerely,

Robert F. Bauer
Counsel to Respondents

Enclosure

[04005-0001/DA951940.037]

9504366199

Democratic Senatorial Campaign Committee

DATE	INVOICE NUMBER	DESCRIPTION	AMOUNT	DISCOUNT	NET AMOUNT
7/10/95		Transfer to Building Fund Acct. Joseph Bogdanovich's contributions Re: 3/15/90 $15,000 12/20/89 $20,000 Per Conciliation Agreement 4/95	$35,000.00		

Democratic Senatorial Campaign Committee
OPERATING ACCOUNT
430 S. CAPITOL ST., S.E. PH. 202-224-2447
WASHINGTON, DC 20003

NationsBank
1801 K STREET, NW • WASHINGTON, DC 20006
15-120/540 D81

0007962

DATE	CHECK NO.	PAYEE I.D.
7/10/95	7962	DSCC Build.

Thirty-five thousand and 00/100********** PAY THIS AMOUNT $35,000.00

PAY TO THE ORDER OF

DSCC Building Fund Account
430 South Capitol Street, S.E.
Washington, DC 20003

⑈007962⑈ ⑆054001204⑆ ⑈272444 2⑈

95043366194