



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20461

THIS IS THE BEGINNING OF MUR # 3478

DATE FILMED 10/27/93 CAMERA NO. 2

CAMERAMAN MC

93040982941

REPORTS ANALYSIS REFERRAL

TO

OFFICE OF GENERAL COUNSEL

DATE: NOV 22 1991

ANALYST: ANDREW DODSON

I. COMMITTEE: Arizona Right to Life Political
Action Committee (C00186486)
Pat Tierney, Treasurer
(September 11, 1991 to Present)
Stanley J. Fiala, Treasurer
(May 3, 1984 to September 11, 1991)
13622 South 37th Street
Phoenix, AZ 85044

II. RELEVANT STATUTE: 11 CFR §102.5(a)(1)(i)

III. BACKGROUND:

Transfers Received by a Federal Account from the Non-federal
Account of Another Committee

The Arizona Right to Life Political Action Committee
("the Committee") filed a 30 Day Post-General Report
(10/1/90-11/26/90) that disclosed the receipt of two
transfers totalling \$10,000, on October 24, 1990 and October
29, 1990, from the National Right to Life PAC (Attachment 2).

On May 22, 1991, the Reports Analysis Division ("RAD")
sent a Request for Additional Information ("RFAI") noting
that the Committee may have received an excessive
contribution from the National Right to Life PAC (Attachment
3).

On June 3, 1991, the Committee's treasurer, Mr. Stanley
J. Fiala, called the RAD analyst and stated that he would
need additional time to contact the National Right to Life
PAC in order to determine the permissibility of the transfers
in question (Attachment 4).

On June 13, 1991, RAD sent a Second Notice stating that
the Committee had failed to respond in writing to the RFAI of
May 22, 1991 (Attachment 5).

93040982942

ARIZONA RIGHT TO LIFE POLITICAL
ACTION COMMITTEE
REPORTS ANALYSIS OGC REFERRAL
PAGE 2

On June 24, 1991, the Committee filed a response to the RFAI of May 22, 1991. The response stated that the Committee was in contact with the National Right to Life PAC and was continuing to research the permissibility of the transfers in question (Attachment 6).

On July 8, 1991, the Committee filed an amendment to the 1990 30 Day Post-General Report. The amended report included a cover letter, signed by the treasurer, that stated that "The \$10,000 we received was from National Right to Life Political Action Committee State Fund." (Attachment 7).

On September 4, 1991, RAD sent the Committee an RFAI which referenced the Amended 30 Day Post-General Report (10/1/90-11/26/90, dated 7/8/91). The RFAI advised the Committee that the transfer was prohibited by 11 CFR §102.5(a)(1)(i) and that the full amount of the transfer should be returned to the National Right to Life Political Action Committee non-federal account (Attachment 8).

On September 16, 1991, the Committee filed an Amended 30 Day Post-General Report. A cover letter to the amendment informed the Commission that the Committee had appointed a new treasurer, Ms. Pat Tierney, and requested that the Commission consider various regulatory citations concerning the RFAI of September 4, 1991 (Attachment 9).

On September 26, 1991, RAD sent a Second Notice stating that the Committee had failed to respond adequately to the RFAI of September 4, 1991 (Attachment 10).

On October 24, 1991, the Commission received a letter from the Committee's general counsel, Mr. John J. Jakubczyk. Mr. Jakubczyk stated, in part, that the Commission should be advised that "Mr. Fiala should never have reported \$10,000 on the federal forms. Such an action on his part was an inadvertent error." Mr. Jakubczyk further stated that the Federal Election Commission was without jurisdiction to review this matter insofar as it was a state matter involving state PACs which spent funds totally on state races (Attachment 11).

On October 29, 1991, the RAD analyst called Mr. Jakubczyk and discussed the issues raised by the RFAI of September 4, 1991. Mr. Jakubczyk stated that he understood the impermissible transfers and would contact the Committee (Attachment 12).

To date, no further response has been received from the Committee.

IV. OTHER PENDING MATTERS INITIATED BY RAD:

None.

93040982943

FEDERAL ELECTION COMMISSION
1991-1992
COMMITTEE INDEX OF DISCLOSURE DOCUMENTS - (C)

DATE 21NOV91
Attachment 1
Page 1 of 2

COMMITTEE	DOCUMENT	RECEIPTS	DISBURSEMENTS	COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
						TYPE OF FILER
ARIZONA RIGHT TO LIFE PAC				IT #C00186486	NON-PARTY NON-QUALIFIED	
CONNECTED ORGANIZATION: NONE						
1991 MID-YEAR REPORT		0	\$19	11JAN91 -30JUN91	4	91FEC/701/0050
TOTAL		0	\$19		4	TOTAL PAGES

All reports have been reviewed.

Ending cash on hand as of 6/30/91: \$959.18

Outstanding debts owed by the committee as of 6/30/91: \$0.00

93040982944

FEDERAL ELECTION COMMISSION
1989-1990
COMMITTEE INDEX OF DISCLOSURE DOCUMENTS - (C)

DATE 31NOV91
Attachment 1
Page 2 of 2

COMMITTEE	DOCUMENT	RECEIPTS	DISBURSEMENTS	COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
ARIZONA RIGHT TO LIFE PAC				ID #000166486	NON-PARTY NON-QUALIFIED	
CONNECTED ORGANIZATION: NONE						
1989 MID-YEAR REPORT		125	-	10JAN89 -30JUN89	3	89FEC/601/0720
YEAR-END		2,541	1,150	10JUL89 -31DEC89	4	90FEC/627/2075
YEAR-END - AMENDMENT		-	-	10JUL89 -31DEC89	5	90FEC/639/2603
1ST LETTER INFORMATIONAL NOTICE				10JUL89 -31DEC89	2	90FEC/638/3329
1990 APRIL QUARTERLY		1,515	0	10JAN90 -31MAR90	3	90FEC/633/3000
JULY QUARTERLY		1,445	745	10JUN90 -30JUN90	4	90FEC/645/4045
OCTOBER QUARTERLY		2,210	3,684	10JUL90 -30SEP90	3	90FEC/660/2475
POST-GENERAL		10,055	15,173	10OCT90 -26NOV90	7	90FEC/674/0255
POST-GENERAL - AMENDMENT		-	-	10OCT90 -26NOV90	4	91FEC/689/2644
POST-GENERAL - AMENDMENT		-	-	10OCT90 -26NOV90	12	91FEC/700/1797
POST-GENERAL - AMENDMENT		-	-	10OCT90 -26NOV90	7	91FEC/711/3276
* POST-GENERAL - AMENDMENT		-	-	10OCT90 -26NOV90	2	91FEC/716/3212
REQUEST FOR ADDITIONAL INFORMATION				10OCT90 -26NOV90	3	91FEC/696/3011
REQUEST FOR ADDITIONAL INFORMATION 2ND				10OCT90 -26NOV90	4	91FEC/698/0125
REQUEST FOR ADDITIONAL INFORMATION				10OCT90 -26NOV90	3	91FEC/710/5015
REQUEST FOR ADDITIONAL INFORMATION 2ND				10OCT90 -26NOV90	2	91FEC/712/4371
YEAR-END		0	0	27NOV90 -31DEC90	3	91FEC/665/0772
TOTAL		17,921	0 17,762 0		76	TOTAL PAGES

All Reports have been reviewed except the 1990 30 Day Post General amendment indicated with an asterisk (*)

Ending cash on hand as of 12/31/90: \$1479.00

Outstanding debts owed by the committee as of 12/31/90: \$0.00

93040982945

SCHEDULE A

ITEMIZED RECEIPTS

Use separate schedule for each category of the Budget Summary Page

Page	of
1	1
10-1-1991 to 10-1-1991	
11 (r)	

Any information taken from such Reports and Statements may be used by any person for the purpose of obtaining credit or for any other purpose prohibited by law.

Any information taken from such Reports and Statements may be used by any person for the purpose of obtaining credit or for any other purpose prohibited by law.

NAME OF COMMITTEE (in Full)

AMERICA RIGHT TO LIFE PAC

Full Name, Mailing Address and ZIP Code

National Right to Life Pac
Suite 500, 419 7th Street N.W.
Washington, D.C. 20004Receipt for ☐ Primary ☐ General
☐ Other (specify)

Name of Employer

Date (month, day, year)

Amount of Cash Received This Period

Occupation

10-24-90

5,000.00

Aggregate Year-to-Date > \$ 5,000.00

B Full Name, Mailing Address and ZIP Code

National Right to Life Pac
Suite 500, 419 7th Street N.W.
Washington, D.C. 20004Receipt for ☐ Primary ☐ General
☐ Other (specify)

Name of Employer

Date (month, day, year)

Amount of Cash Received This Period

Occupation

10-29-90

5,000.00

Aggregate Year-to-Date > \$ 10,000.00

C Full Name, Mailing Address and ZIP Code

Receipt for ☐ Primary ☐ General
☐ Other (specify)

Name of Employer

Date (month, day, year)

Amount of Cash Received This Period

Occupation

Aggregate Year-to-Date > \$

D Full Name, Mailing Address and ZIP Code

Receipt for ☐ Primary ☐ General
☐ Other (specify)

Name of Employer

Date (month, day, year)

Amount of Cash Received This Period

Occupation

Aggregate Year-to-Date > \$

E Full Name, Mailing Address and ZIP Code

Receipt for ☐ Primary ☐ General
☐ Other (specify)

Name of Employer

Date (month, day, year)

Amount of Cash Received This Period

Occupation

Aggregate Year-to-Date > \$

F Full Name, Mailing Address and ZIP Code

Receipt for ☐ Primary ☐ General
☐ Other (specify)

Name of Employer

Date (month, day, year)

Amount of Cash Received This Period

Occupation

Aggregate Year-to-Date > \$

G Full Name, Mailing Address and ZIP Code

Receipt for ☐ Primary ☐ General
☐ Other (specify)

Name of Employer

Date (month, day, year)

Amount of Cash Received This Period

Occupation

Aggregate Year-to-Date > \$

SUBTOTAL of Items on This Page (attach)

TOTAL This Period (enter the line number only)

10.00

93040982946



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20541

RQ-2

Stanley J. Fiala, Treasurer
Arizona Right to Life PAC
201 East Southern Ste 103
Tempe, AZ 85282

MAY 22 1991

Identification Number: C00186486

Reference: 30 Day Post-General Report (10/1/90-11/26/90)

Dear Mr. Fiala:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. The review raised questions concerning certain information contained in the report(s). An itemization follows:

-Schedule A of your report (pertinent portion attached) discloses a contribution to National Right to Life PAC which appears to exceed the limits set forth in the Act. The Act precludes a committee from making contributions to another political committee in excess of \$5,000 per calendar year. (2 U.S.C. §441a(a)) Records at the Commission, however, indicate that your committee may actually be affiliated with the National Right to Life PAC. As provided for in 11 CFR §100.5(g)(2), affiliated committees are those political committees established, financed, maintained, or controlled by the same group of persons including any parent, subsidiary, branch, division, department, or local unit thereof. In the event that the two committees are affiliated, the contribution would not be excessive since political committees may make unlimited transfers to affiliates without the outgoing funds counting as contributions. (11 CFR §102.6(a))

If you have made an excessive contribution, the Commission recommends that you notify the recipient and request a refund of the amount in excess of \$5,000. Please inform the Commission immediately in writing and provide a photocopy of your refund request sent to the recipient. In addition, any refund should appear on Line 16 of Schedule A of your next report.

If, on the other hand, the National Right to Life PAC is affiliated with your committee, please clarify this relationship in writing and amend Line 6 of your

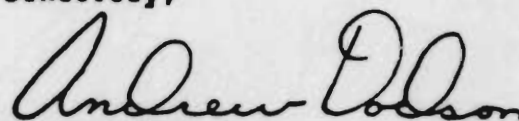
93040982947

Statement of Organization to identify it as an affiliated committee (11 CFR §102.2) For future reporting, be aware that transfers made to affiliated committees should properly be disclosed on Schedule B supporting Line 20 of the Detailed Summary Page.

Although the Commission may take further legal steps concerning the excessive contribution, your prompt action in obtaining a refund of the excessive amount, or further clarification of your relationship, if any, with the National Right to Life PAC will be taken into consideration.

A written response or an amendment to your original report(s) correcting the above problem(s) should be filed with the Federal Election Commission within fifteen (15) days of the date of this letter. If you need assistance, please feel free to contact me on our toll-free number, (800) 424-9530. My local number is (202) 376-2480.

Sincerely,



Andrew J. Dodson
Senior Reports Analyst
Reports Analysis Division

93040982948

SCHEDULE A

ITEMIZED RECEIPTS

Use separate schedule for each category of the Detailed Summary Page

Page 1 of 1
10-1-1990
11 (c)

Any information on this Schedule A and Summary Page may be used by any person for the purpose of determining the tax liability of the donor.

It is used by any person for the purpose of determining the tax liability of the donor.

NAME OF COMMITTEE (in Full)

NATIONAL RIGHT TO LIFE PAC

Full Name, Mailing Address and ZIP Code
National Right to Life Pac
Suite 500, 419 7th Street N.W.
Washington, D.C. 20004

Receipt for ☐ Primary ☐ General
☐ Other (specify)

Name of Employer

Date (month, day, year)

Amount of Each Receipt This Period

Occupation

10-24-90

5,000.00

Aggregate Year-to-Date \$ 5,000.00

Full Name, Mailing Address and ZIP Code
National Right to Life Pac
Suite 500, 419 7th Street N.W.
Washington, D.C. 20004

Receipt for ☐ Primary ☐ General
☐ Other (specify)

Name of Employer

Date (month, day, year)

Amount of Each Receipt This Period

Occupation

10-29-90

5,000.00

Aggregate Year-to-Date \$ 10,000.00

Full Name, Mailing Address and ZIP Code

Receipt for ☐ Primary ☐ General
☐ Other (specify)

Name of Employer

Date (month, day, year)

Amount of Each Receipt This Period

Occupation

Aggregate Year-to-Date \$

Full Name, Mailing Address and ZIP Code

Receipt for ☐ Primary ☐ General
☐ Other (specify)

Name of Employer

Date (month, day, year)

Amount of Each Receipt This Period

Occupation

Aggregate Year-to-Date \$

Full Name, Mailing Address and ZIP Code

Receipt for ☐ Primary ☐ General
☐ Other (specify)

Name of Employer

Date (month, day, year)

Amount of Each Receipt This Period

Occupation

Aggregate Year-to-Date \$

Full Name, Mailing Address and ZIP Code

Receipt for ☐ Primary ☐ General
☐ Other (specify)

Name of Employer

Date (month, day, year)

Amount of Each Receipt This Period

Occupation

Aggregate Year-to-Date \$

Full Name, Mailing Address and ZIP Code

Receipt for ☐ Primary ☐ General
☐ Other (specify)

Name of Employer

Date (month, day, year)

Amount of Each Receipt This Period

Occupation

Aggregate Year-to-Date \$

SUBTOTAL of Receipts This Page (attach)

TOTAL This Period (attach the line number only)

10.00

93040982949

TELECON

ANALYST: Andrew Dodson
CONVERSATION WITH: Stanley J. Fiala
COMMITTEE: Arizona Right To Life Political
Action Committee
DATE: June 3, 1991
SUBJECT: The RFAI of May 22, 1991

I spoke today with Mr Stanley J. Fiala, treasurer of the Arizona Right To Life Political Action Committee. Mr Fiala stated that he was not sure of his committees affiliation with the National Right To Life Committee. He stated that he would look into the situation and be in further contact with me.

93040982950



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20541

RQ-3

June 13, 1991

Stanley J. Fiala, Treasurer
Arizona Right to Life PAC
201 East Southern Ste 103
Tempe, AZ 85282

Identification Number: C00186486

Reference: 30 Day Post-General Report (10/1/90-11/26/90)

Dear Mr. Fiala:

This letter is to inform you that as of June 12, 1991, the Commission has not received your response to our request for additional information, dated May 22, 1991. That notice requested information essential to full public disclosure of your federal election financial activity and to ensure compliance with provisions of the Federal Election Campaign Act (the Act). A copy of our original request is enclosed.

If no response is received within fifteen (15) days from the date of this notice, the Commission may choose to initiate audit or legal enforcement action.

If you should have any questions related to this matter, please contact Andrew Dodson on our toll-free number (800) 424-9530 or our local number (202) 376-2480.

Sincerely,

A handwritten signature in dark ink, appearing to read "John D. Gibson", is written over the typed name and title.
John D. Gibson
Assistant Staff Director
Reports Analysis Division

Enclosure

93040982951

Arizona
Right To Life, PAC



RECEIVED
FEDERAL ELECTRONIC MAILING

91 JUN 24 AM 11:32

Attachment 6
Page 1 of 3

1422 N. 44th Street, Suite 111
Phoenix, Arizona 85008

MAILING ADDRESS
P.O. Box 3148
Tempe, Arizona 85280-3148

(602) 244-1102

June 20, 1991

Dear Mr. Andrew G. Dodson,

Re: attached letter.

As a follow up to our telephone conversation on June 3, 1991 in regards to clarifying the reputation matters, I want to let you know that we are in the process of clearing this matter. Our executive director of Arizona Right To Life has been in contact with The National Right to Life Bar. As soon as the National Right to Life Bar sends us the type of affiliation they are to us that authorized them to send us in excess of \$5000 we will be able to properly complete our written response to you.

Thank you for your patience and consideration.

Sincerely,
Mark Dodson

93040982952



FEDERAL ELECTRIC COMMISSION
WASHINGTON, D.C. 20541

20-2

Stanley J. Fiala, Treasurer
Arizona Right to Life PAC
201 East Southern Ste 103
Tempe, AZ 85282

Identification Number: C00186486

Reference: 30 Day Post-General Report (10/1/90-11/26/90)

Dear Mr. Fiala:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. The review raised questions concerning certain information contained in the report(s). An itemization follows:

-Schedule A of your report (pertinent portion attached) discloses a contribution to National Right to Life PAC which appears to exceed the limits set forth in the Act. The Act precludes a committee from making contributions to another political committee in excess of \$5,000 per calendar year. (2 U.S.C. §441a(a)) Records at the Commission, however, indicate that your committee may actually be affiliated with the National Right to Life PAC. As provided for in 11 CFR §100.5(g)(2), affiliated committees are those political committees established, financed, maintained, or controlled by the same group of persons including any parent, subsidiary, branch, division, department, or local unit thereof. In the event that the two committees are affiliated, the contribution would not be excessive since political committees may make unlimited transfers to affiliates without the outgoing funds counting as contributions. (11 CFR §102.6(a))

If you have made an excessive contribution, the Commission recommends that you notify the recipient and request a refund of the amount in excess of \$5,000. Please inform the Commission immediately in writing and provide a photocopy of your refund request sent to the recipient. In addition, any refund should appear on Line 16 of Schedule A of your next report.

If, on the other hand, the National Right to Life PAC is affiliated with your committee, please clarify this relationship in writing and amend Line 6 of your

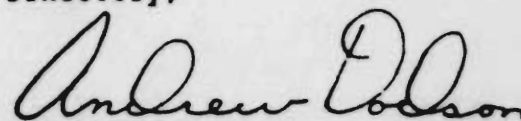
93040982953

Statement of Organization to identify it as an affiliated committee. (11 CFR §102.2) For future reporting, be aware that transfers made to affiliated committees should properly be disclosed on Schedule B supporting Line 20 of the Detailed Summary Page.

Although the Commission may take further legal steps concerning the excessive contribution, your prompt action in obtaining a refund of the excessive amount, or further clarification of your relationship, if any, with the National Right to Life PAC will be taken into consideration.

A written response or an amendment to your original report(s) correcting the above problem(s) should be filed with the Federal Election Commission within fifteen (15) days of the date of this letter. If you need assistance, please feel free to contact me on our toll-free number, (800) 424-9530. My local number is (202) 376-2480.

Sincerely,



Andrew J. Dodson
Senior Reports Analyst
Reports Analysis Division

93040982954

Arizona
Right To Life, PAC 91 JUL -8 AM 9:14



RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE SERVICES BRANCH

Attachment 7
Page 1 of 11

1422 N. 44th Street, Suite 111
Phoenix, Arizona 85008

MAILING ADDRESS
P.O. Box 3148
Tempe, Arizona 85280-3148

(602) 244-1102

July 3, 1991

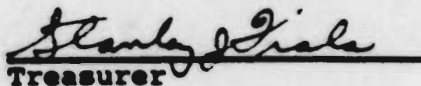
Andrew J. Dodson
Reports Analysis Division
Federal Election Commission
999 E Street, NW
Washington, D.C. 20463

Dear Mr. Andrew J. Dodson,

We finally received the information from National Right to Life Pac (see enclosed State Of Arizona Statement Of Organization For Campaign Committees.) National Right To Life Political Action Committee State Fund is an internal PAC of National Right To Life. Arizona Right To Life, PAC is an internal PAC of Arizona Right To Life.

The \$ 10,000 we received was from National Right To Life Political Action Committee State Fund. (See enclosed State of Arizona Statement of Contributions and Expenditures.) We are also an Arizona PAC and we only expend money for Arizona elections. Under Arizona law (see enclosed) campaign committees not under control of a candidate may contribute funds to other campaign committees not under the control of a candidate. There is no limit to the amount; therefore our acceptance of the \$ 10,000 was proper and our report was proper. If any additional information is needed please advise.

Sincerely,


Treasurer

SJF/saf

cc: Pat Tierney, PAC Chairwoman

Enclosure

93040982955



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20543

RQ-2

Stanley J. Fiala, Treasurer
Arizona Right to Life PAC
201 East Southern Ste 103
Tempe, AZ 85282

MAY 22 1991

Identification Number: C00186486

Reference: 30 Day Post-General Report (10/1/90-11/26/90)

Dear Mr. Fiala:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. The review raised questions concerning certain information contained in the report(s). An itemization follows:

-Schedule A of your report (pertinent portion attached) discloses a contribution to National Right to Life PAC which appears to exceed the limits set forth in the Act. The Act precludes a committee from making contributions to another political committee in excess of \$5,000 per calendar year. (2 U.S.C. §441a(a)) Records at the Commission, however, indicate that your committee may actually be affiliated with the National Right to Life PAC. As provided for in 11 CFR §100.5(g)(2), affiliated committees are those political committees established, financed, maintained, or controlled by the same group of persons including any parent, subsidiary, branch, division, department, or local unit thereof. In the event that the two committees are affiliated, the contribution would not be excessive since political committees may make unlimited transfers to affiliates without the outgoing funds counting as contributions. (11 CFR §102.6(a))

If you have made an excessive contribution, the Commission recommends that you notify the recipient and request a refund of the amount in excess of \$5,000. Please inform the Commission immediately in writing and provide a photocopy of your refund request sent to the recipient. In addition, any refund should appear on Line 16 of Schedule A of your next report.

If, on the other hand, the National Right to Life PAC is affiliated with your committee, please clarify this relationship in writing and amend Line 6 of your

93040982956

SCHEDULE A

ITEMIZED RECEIPTS

Use separate supplemental
for each category of the
Detailed Summary Page

PAGE 1 of 1
100-1000-10-1000
11/11

Any information on such Receipts and Statements may be
used by any person for the purpose of obtaining contributions for the
benefit of any person from such contributions

It is used by any person for the purpose of obtaining contributions for the
benefit of any person from such contributions

NAME OF CONTRIBUTOR (in Full)

AW

ARTICLE RIGHT TO LIFE PAC

A Full Name, Mailing Address and ZIP Code

National Right to Life Pac
Suite 500, 419 7th Street N.W.
Washington, D.C. 20004

Name of Employer

Date (month, day, year)

Amount of Each Receipt (in Full)

10-24-90

5,000.00

Receipt for

☐ Primary

☐ General

☐ Other (specify)

Occupation

Aggregate Year to Date > \$ 5,000.00

B Full Name, Mailing Address and ZIP Code

National Right to Life Pac
Suite 500, 419 7th Street N.W.
Washington, D.C. 20004

Name of Employer

Date (month, day, year)

Amount of Each Receipt (in Full)

10-29-90

5,000.00

Receipt for

☐ Primary

☐ General

☐ Other (specify)

Occupation

Aggregate Year to Date > \$ 10,000.00

C Full Name, Mailing Address and ZIP Code

Name of Employer

Date (month, day, year)

Amount of Each Receipt (in Full)

Occupation

Aggregate Year to Date > \$

D Full Name, Mailing Address and ZIP Code

Name of Employer

Date (month, day, year)

Amount of Each Receipt (in Full)

Occupation

Aggregate Year to Date > \$

E Full Name, Mailing Address and ZIP Code

Name of Employer

Date (month, day, year)

Amount of Each Receipt (in Full)

Occupation

Aggregate Year to Date > \$

F Full Name, Mailing Address and ZIP Code

Name of Employer

Date (month, day, year)

Amount of Each Receipt (in Full)

Occupation

Aggregate Year to Date > \$

G Full Name, Mailing Address and ZIP Code

Name of Employer

Date (month, day, year)

Amount of Each Receipt (in Full)

Occupation

Aggregate Year to Date > \$

SUBTOTAL (Sum of This Page Receipts)

TOTAL (This Page and all pages and line number only)

10.00

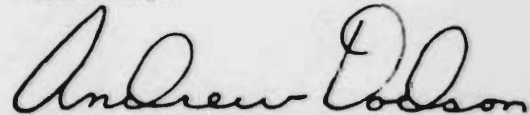
93040982957

Statement of Organization to identify it as an affiliated committee (11 CFR §102.2) For future reporting, be aware that transfers made to affiliated committees should properly be disclosed on Schedule B supporting Line 20 of the Detailed Summary Page.

Although the Commission may take further legal steps concerning the excessive contribution, your prompt action in obtaining a refund of the excessive amount, or further clarification of your relationship, if any, with the National Right to Life PAC will be taken into consideration.

A written response or an amendment to your original report(s) correcting the above problem(s) should be filed with the Federal Election Commission within fifteen (15) days of the date of this letter. If you need assistance, please feel free to contact me on our toll-free number, (800) 424-9530. My local number is (202) 376-2480.

Sincerely,



Andrew J. Dodson
Senior Reports Analyst
Reports Analysis Division

93040982958

JIM SHUMWAY
Secretary of State

KAREN OSBOLVE
Asst. Secretary of State



State of Arizona
SECRETARY OF STATE
1700 W. Washington, 7th Floor
Phoenix, Arizona 85007
(602) 543-4266

October 13, 1990

INFORMATION FOR CAMPAIGN COMMITTEES
TRANSFERRING FUNDS BETWEEN COMMITTEES

Arizona campaign finance law requires a campaign committee to register with the Secretary of State's office or appropriate filing office prior to collecting or expending money to influence the result of any election in this state.

Federal or out-of-state campaign committees not registered in Arizona cannot transfer or contribute funds to campaign committees registered in Arizona which give to state and local candidates.

Federal campaign committees which register in Arizona must comply with Arizona campaign finance laws, i.e., the committee must report the name and address of ALL persons who contribute \$25 or more.

A candidate or committee under the control of a candidate cannot transfer campaign funds to another candidate or committee under the control of a candidate.

Campaign committees not under the control of a candidate may contribute or transfer funds to other campaign committees not under the control of a candidate. There is no limit to the amount.

93040982959

STATE OF ARIZONA
STATEMENT OF ORGANIZATION FOR
CAMPAIGN COMMITTEES
A.R.S. § 1-902(B)

For office use only

Identification number, as the
assigned by filing office

☐ Initial Registration ☒ Amended Statement

1. DATE January 30, 1991, amending Oct. 22, 1990 when I had some problem
with signatures being in order.
2. NAME AND ADDRESS:

a) National Right to Life Political Action Committee State Fund

Type or print full name of committee

Attn: Amarie Natividad, Controller

b) Suite 500, 419 7th Street, NW

Address (number and street)

c) Washington, DC 20004 202/616-8616

City

State

Zip

Phone

d) National Right to Life Committee, Inc.

If applicable, give the full name of the candidate, party affiliation and office sought; serial number of ballot measure or sponsoring organization.

3. DESCRIPTION OF COMMITTEE - Because Arizona law makes certain distinctions between different types of campaign committees for purposes of reporting requirements and contribution limitations, please check one of the following:

☐ Candidate's personal campaign committee designated or authorized by the candidate (Complete item 7, page 2)

☐ Political party committee

☒ Campaign committee, other than a candidate's personal campaign committee, advocating the election or defeat of candidates or contributing to state or local candidates.

☐ Campaign committee in support of or opposition to an initiative or referendum or any other measure or proposition (ballot measure). Check this box only if the committee makes no contributions or expenditures in support of or opposition to state or local candidates.

4. CHAIRMAN:

J.C. Willke, M.D.

513/522-7982

Type or print full name of chairman

Telephone number

7634 Pinedale Dr.

Cincinnati

OH

45224

Mailing address

City

State

Zip

[Send information to Washington Office, not this address]

93040982960

5. TREASURER:

Roger Hall 319/326-2975
Type or print full name of treasurer Telephone number
2105 Westwood Davenport Iowa 52804
Mailing address City State Zip
(Don't mail to Washington office, not this address)

6. IF TREASURER HAS A DESIGNATED AGENT (A.R.S. § 16-902(C)), PROVIDE:

Type or print full name of agent Telephone number

Mailing address City State Zip

7. FOR CANDIDATE CAMPAIGN COMMITTEES, PROVIDE THE FOLLOWING CANDIDATE STATEMENT:

I, _____
Type or print name of candidate

a candidate for _____
office sought

have designated or authorized the foregoing campaign committee to receive contributions or make expenditures on my behalf.

Signature of candidate Date

WE, the undersigned, have examined this statement and, to the best of our knowledge and belief, it is true, correct and complete.

X [Signature] 2-4-91
Signature of chairman Date
[Signature] 11/21/91
Signature of treasurer Date

(See pages 3 and 4 for instructions)

93040982961



CAMPAIGN COMMITTEE

FOR OFFICE USE ONLY

STATE OF ARIZONA
STATEMENT OF CONTRIBUTIONS AND EXPENDITURES

AMENDED

National Right to Life Political Action Comm. State Fund

1. NAME OF COMPANY

Attn: Amarile Natividad
419 7th St., N.W., Suite 500

Adolescents

Washington, DC 20004

012-626-8800

—

26. Case

Phone Number: _____

National Right to Life Committee, Inc.

2. Spokane Organization Party of Candidates and office

3 10 4

4. REPORTING PERIOD
(If more than one, give dates)

FILING PERIOD

a. ☐ PRE-PRIMARY STATEMENT - For Period
From *Opening Reporting Date thru August 24, 1988 August 29, 1988 thru September 3, 1988

b. ☐ POST-PRIMARY STATEMENT - For Period of
August 25, 1988 thru September 23, 1988 September 24, 1988 thru October 3, 1988

c. ☐ PRE-GENERAL STATEMENT - For Period of
September 24, 1988 thru October 19, 1988 October 24, 1988 thru October 29, 1988

d. ☒ POST-GENERAL STATEMENT - For Period of
October 20, 1988 thru November 26, 1988 November 29, 1988 thru December 6, 1988
18, 1990 26, 1990

e. ☐ FOLLOW-UP STATEMENT - For Period of
November 29, 1988 thru December 31, 1988 January 1, 1989 thru April 1, 1989

f. ☐ FOLLOW-UP STATEMENT - For Period of
January 1, 1989 thru December 31, 1989 January 1, 1989 thru April 1, 1989

g. ☐ FOLLOW-UP STATEMENT - For Period of
January 1, 1989 thru December 31, 1989 January 1, 1990 thru April 1, 1990

* Delination on back of this page.

SUMMARY

SUMMARY	Column A This Period	Column B Campaign To Date
5. (a) Surplus or (Deficit) from Previous Campaign		124,490.00
(b) Balance at Beginning of this Reporting Period	124,490.00	
(c) Total Contributions (from corresponding columns on Schedule G, Line 7)	104,280.00	104,280.00
(d) Subtotal (add Lines 5(b) and 5(c) for Column A and Lines 5(a) and 5(c) for Column B)	228,770.00	228,770.00
6. Total Expenditures (from corresponding columns on Schedule G, Line 10) (In Arizona)	10,000.00	10,000.00
7. Balance at Close of Reporting Period (Subtract Line 6 from Line 5(d)-Column A must equal Column B)		

CONFIDENTIAL

CONTRIBUTIONS from CAMPAIGN COMMITTEES

SCHEDULE B

1 Committee Name National Right to Life PAC State Fund 2.

ID#

3 Report covering period from 10/18/90thru 11/26/90

CONTRIBUTIONS		AMOUNT RECEIVED THIS PERIOD	CUMULATIVE TOTAL THIS CAMPAIGN TO DATE
ID #, NAME AND ADDRESS OF CONTRIBUTOR			
4a	ID #	NAME, ADDRESS, CITY AND ZIP	
	DATE RECEIVED		
	10/31/90	National Right to Life PAC 419 7th St., N.W., Suite 500 Washington, DC 20004	104,280.00 228,770.00
b	ID #	NAME, ADDRESS, CITY AND ZIP	
	DATE RECEIVED		
c	ID #	NAME, ADDRESS, CITY AND ZIP	
	DATE RECEIVED		
d	ID #	NAME, ADDRESS, CITY AND ZIP	
	DATE RECEIVED		
e	ID #	NAME, ADDRESS, CITY AND ZIP	
	DATE RECEIVED		
f	ID #	NAME, ADDRESS, CITY AND ZIP	
	DATE RECEIVED		
g	ID #	NAME, ADDRESS, CITY AND ZIP	
	DATE RECEIVED		
h	ID #	NAME, ADDRESS, CITY AND ZIP	
	DATE RECEIVED		
i	ID #	NAME, ADDRESS, CITY AND ZIP	
	DATE RECEIVED		

5 ENTER TOTAL ONLY IF LAST PAGE OF SCHEDULE B
[If last page of Schedule B, transfer total to Schedule G, Line 4 (c), Column A]

104,280.00

EXPENDITURES

SCHEDULE D

Committee Name National Right to Life Political Action 2.

ID#

3. Report covering period from Committee State Fund 10/18/90 thru 10/26/90

DATE EXPENDED	EXPENDITURES		AMOUNT EXPENDED
	NAME AND ADDRESS TO WHOM EXPENDITURE (DISBURSEMENT) WAS MADE		
10/22/90	NAME ADDRESS CITY AND ZIP Arizona Right to Life State PAC 1422 No. 44th St., #111		5,000.00
10/25/90	Phoenix, AZ 85008		5,000.00
	DESCRIPTION Contributions		
	NAME ADDRESS CITY AND ZIP		
	DESCRIPTION		
	NAME ADDRESS CITY AND ZIP		
	DESCRIPTION		
	NAME ADDRESS CITY AND ZIP		
	DESCRIPTION		
	NAME ADDRESS CITY AND ZIP		
	DESCRIPTION		
	NAME ADDRESS CITY AND ZIP		
	DESCRIPTION		

5. ENTER TOTAL ONLY IF LAST PAGE OF SCHEDULE D
(If last page of Schedule D, transfer total to Schedule G, Line 8, Column A)

10,000.00

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Atch. 7
Pg. 11 of 11

SUMMARY PAGE
OF CONTRIBUTIONS AND EXPENDITURES

SCHEDULE G

1. Committee Name National Right to Life PAC State Fund 2. 108
3. Report covering period from 10/18/90 thru 11/26/90

CONTRIBUTIONS

4. Contributions other than loans and in-kind:

- (a) Individuals - more than \$25 (Total from Schedule A)
(b) Individuals - aggregate \$25 or less (Total from Schedule A-1)
(c) Campaign Committees (Total from Schedule B)
(d) Total [add 4(a), 4(b), and 4(c)]

COLUMN A THIS PERIOD	COLUMN B CAMPAIGN TO DATE
104,280.00	228,770.00

5. Loans and loan repayments (Total from Schedule C)

6. In-kind contributions (Total from Schedule E)

7. Total contributions [add 4(d), 5 and 6] (Enter on SUMMARY on front page, Line 5(c), Columns A and B respectively)

104,280.00	228,770.00

EXPENDITURES

8. Expenditures (Total from Schedule D) (in Arizona)

9. In-kind expenditures (Total from Schedule E)

10. Total expenditures (add lines 8 and 9) (Enter on SUMMARY on front page, Line 6, Columns A and B respectively)

10,000.00	10,000.00
10,000.00	10,000.00

VERIFICATION BY OATH OR AFFIRMATION

State of Arizona)
County of _____) ss.

The undersigned, being duly sworn depose (affirm) and say that this Statement of Contributions and Expenditures of this campaign committee is complete, true and correct.

J.C. Wilke, M.D.

Print Name of Chairman

X J.C. Wilke, M.D.
Signature of Chairman

Roger Mall

Print Name of Treasurer

Roger Mall
Signature of Treasurer

Wilke: Subscribed and sworn to (affirmed) before me this 4th day of February, 1991.
My Commission Expires: Sept. 4, 1994

Margery C. Linder
Notary Public

SEAL

Mall: Subscribed and sworn to (affirmed) before me this 11 day of January, 1991.
My Commission Expires:

3-8-93

JOHN H. ATTORNEY
MY COMMISSION EXPIRES
3-8-93

SEAL



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20543

RQ-2

SEP 2 1991

Stanley J. Fiala, Treasurer
Arizona Right to Life Political
Action Committee
1921 South Alma - School Road
Suite 110
Mesa, AZ 85211

Identification Number: C00186486

Reference: Amended 30 Day Post-General Report (10/1/90-11/26/90,
dated 7/8/91)

Dear Mr. Fiala:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. The review raised questions concerning certain information contained in the report(s). An itemization follows:

-The cover letter of your amendment (pertinent portion attached) indicates that your committee received \$10,000 from the non-federal account of the National Right to Life Political Action Committee. Please be advised that such a transfer is prohibited by 11 CFR §102.5(a)(1)(i) and that the full amount of the transfer should be returned to the National Right to Life Political Action Committee non-federal account. Please inform the Commission immediately in writing and provide a photocopy of your check for the transfer-out. In addition, the transfer-out should be disclosed on a supporting Schedule B for Line 22 of your next report.

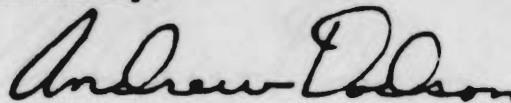
Although the Commission may take further legal action regarding the acceptance of funds from a non-federal account, your prompt transfer-out of the funds in question, or clarification of the transaction, will be taken into consideration.

A written response or an amendment to your original report(s) correcting the above problem(s) should be filed with the Federal Election Commission within fifteen (15) days of the date of this letter. If you need assistance, please feel free to contact me on

93040982966

our toll-free number, (800) 424-9530. My local number is (202)
219-3580.

Sincerely,



Andrew J. Dodson
Senior Reports Analyst
Reports Analysis Division

93040982967

Arizona Right To Life, PAC



III
R.O. Box 925
Tampa, Arizona 85608-3145
(602) 266-1112

July 3, 1991

Andrew J. Dodson
Reports Analysis Division
Federal Election Commission
999 E Street, NW
Washington, D.C. 20463

Dear Mr. Andrew J. Dodson,

We finally received the information from National Right to Life Pac (see enclosed State of Arizona Statement Of Organization For Campaign Committees.) National Right To Life Political Action Committee State Fund is an internal PAC of National Right To Life. Arizona Right To Life, PAC is an internal PAC of Arizona Right To Life.

The \$ 10,000 we received was from National Right To Life Political Action Committee State Fund. (See enclosed State of Arizona Statement of Contributions and Expenditures.) We are also an Arizona PAC and we only expend money for Arizona elections. Under Arizona law (see enclosed) campaign committees not under control of a candidate may contribute funds to other campaign committees not under the control of a candidate. There is no limit to the amount; therefore our acceptance of the \$ 10,000 was proper and our report was proper. If any additional information is needed please advise.

Sincerely,

Stanley J. Gish
Treasurer

SJT/sal

cc: Pat Tierney, PAC Chairman

Enclosure

93040982968

Arizona
Right To Life, PAC



REC'D

91 SEP 16 PM 2:53

Attachment 9
Page 1 of 6

1422 N. 44th Street, Suite 111
Phoenix, Arizona 85018

MAILING ADDRESS:

P.O. Box 3148

Tempe, Arizona 85280-3148

(602) 244-1102

September 11, 1991

Andrew J. Dodson
Reports Analysis Division
Federal Election Commission
999 E Street, NW
Washington, D.C. 20463

Re: Arizona Right To Life Political
Action Committee #C00186486

Dear Mr. Andrew J. Dodson:

I need to advise you that my term as Treasurer of Arizona
Right to Life, PAC has expired. Please send future
correspondence to:

Pat Tierney, Chairman
Arizona Right to Life, PAC
13622 South 37th Street
Phoenix, Arizona 85044

She will be acting Treasurer until the next Treasurer is formally
elected.

Arizona Right to Life, PAC would like for you to consider the
following when you reissue your preliminary review report RQ-2
dated September 4, 1991 (copy enclosed) to Pat Tierney, Chairman:

Why does not 11 CFR §102.6 (1) (ii) and
11 CFR §110.3 (C) (1) apply (see enclosed
copies)?

Sincerely,

Stanley J. Giala

SJF:sf

cc: Pat Tierney, Chairman

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§ 102.6

such organization makes a contribution, expenditure or exempted payment that organization has received sufficient funds subject to the limitations and prohibitions of the Act to make such contribution, expenditure or payment. Such organization shall keep records of amounts received or expended under this subsection and, upon request, shall make such records available for examination by the Commission.

145 FR 15104, Mar. 7, 1990, as amended at 45 FR 21209, Apr. 1, 1990.

§ 102.6 Transfers of funds, collecting agents.

(a) *Transfers of funds, registration and reporting required.*—(1) Who may make transfers under this section. (i) Transfers of funds may be made without limit on amount between affiliated committees whether or not they are political committees under 11 CFR 100.5.

(ii) Transfers of funds may be made without limit on amount between or among a national party committee, a State party committee and or any subordinate party committee whether or not they are political committees under 11 CFR 100.5 and whether or not such committees are affiliated.

(iii) Transfers of joint fundraising proceeds may be made without limit on amount between organizations or committees participating in the joint fundraising activity provided that no participating committee or organization governed by 11 CFR 102.17 received more than its allocated share of the funds raised.

(b) Transfers under paragraphs (a-1) through (iii) shall be made only from funds which are permissible under the Act. See 11 CFR Parts 110, 114 and 115.

(2) *When registration and reporting required.* Except as provided in 11 CFR 102.6 b, organizations or committees making transfers under 11 CFR 102.6 a-1 shall count such transfers against the reporting thresholds of the Act for determining whether an organization or committee is a political committee under 11 CFR 100.5.

(3) *Fundraising by collecting agents.* A reporting required. 1. Definition

11 CFR Ch. I (1-1-90 Edition)

of collecting agent. A collecting agent is an organization or committee that collects and transmits contributions to one or more separate segregated funds in which the collecting agent is related. A collecting agent may be either:

(i) A committee, whether or not it is a political committee as defined in 11 CFR 100.5, affiliated with the separate segregated fund under 11 CFR 110.3, or

(ii) The connected organization of the separate segregated fund as defined in 11 CFR 100.6, or

(iii) A parent, subsidiary, branch, division, department, or local unit of the connected organization of the separate segregated fund.

(iv) A local, national or international union collecting contributions on behalf of the separate segregated fund of any federation with which the local, national or international union is affiliated. See 11 CFR 114.1(e).

(2) *Collecting agent not required to report.* A collecting agent that is an unregistered organization and that follows the procedures of 11 CFR 102.4(c) is not required to register and report as a political committee under 11 CFR Parts 102 and 104, provided that the organization does not engage in other activities such as making contributions or expenditures for the purpose of influencing federal elections.

(3) *Who is not a collecting agent.* (i) *Commercial fundraising firm.* A separate segregated fund or a collecting agent may hire a commercial fundraising firm to assist in fundraising. However, the commercial fundraising firm shall not be considered as a collecting agent for the purpose of this section. Rather, the commercial fundraising firm shall be considered to be the agent of the separate segregated fund or collecting agent.

(ii) *Individuals.* An individual who collects contributions for a separate segregated fund shall not be considered a collecting agent for the purpose of this section. Individuals who collect contributions are subject to the requirements of 11 CFR 102.8 and the provisions of 11 CFR Part 110.

(4) *Separate segregated fund may collect contributions.* Nothing in this section shall preclude a separate segre

93040982970

FR Ch 1 (1-1-90 Edition)

Federal Election Commission

§ 110.3

committee. This presumption shall not apply if:

(i) The political committee of the party unit in question has not received funds from any other political committee established, financed, maintained or controlled by any party unit; and

(ii) The political committee of the party unit in question does not make its contributions in cooperation, consultation or concert with, or at the request or suggestion of any other party unit or political committee established, financed, maintained or controlled by another party unit.

(c) **Transfers.** The contribution limitations of 11 CFR 110.1 and 110.2 shall not limit the transfers set forth below in 11 CFR 110.3(c)(1) through (6).

(1) Transfers of funds between affiliated committees or between party committees of the same political party, whether or not they are affiliated or by collecting agents to a separate segregated fund made pursuant to 11 CFR 102.6.

(2) Transfers of joint fundraising proceeds between organizations or committees participating in the joint fundraising activity provided that no participating committee or organization governed by 11 CFR 102.17 received more than its allocated share of the funds raised.

(3) Transfers of funds between the primary campaign and general election campaign of a candidate of funds raised for the primary.

(4) Transfers of funds between a candidate's previous Federal campaign committee and his or her current Federal campaign committee or between previous Federal campaign committees provided that the candidate is not a candidate for more than one Federal office at the same time and provided that the funds transferred are not composed of contributions that would be in violation of the Act. The cash or fund from which the transfer is made shall be considered to consist of the funds most recently received by the transferor committee. The transferor committee must be able to demonstrate that such cash or funds exists with all funds at the time of the transfer that comply with

the limitations and prohibitions of the Act to cover the amount transferred.

(i) Previous Federal campaign committee means a principal campaign committee or other authorized committee that was organized to further the candidate's campaign in a Federal election that has already been held.

(ii) Current Federal campaign committee means a principal campaign committee or other authorized committee organized to further the candidate's campaign in a future Federal election.

(iii) For purposes of the contribution limits, a contribution made after an election has been held or after an individual ceases to be a candidate in an election shall be aggregated with other contributions from the same contributor for the next election unless the contribution is designated for the previous election or is designated for another election and the candidate has not debts outstanding for the election so designated pursuant to 11 CFR 110.1(b)(3).

(iv) For purposes of this section, an individual ceases to be a candidate in an election as of the earlier of the following dates:

(A) The date on which the candidate publicly announces that he or she will no longer be a candidate in that election for that office and ceases to conduct campaign activities with respect to that election; or

(B) The date on which the candidate is or becomes ineligible for nomination or election to that office by operation of law.

(5) Transfers of funds between the principal campaign committees of an individual seeking nomination or election to more than one Federal office, as long as the conditions in 11 CFR 110.3(c)(5)(i) and (ii) are met. An individual will be considered to be seeking nomination or election to more than one Federal office if the individual is concurrently a candidate for more than one Federal office during the same or overlapping election cycles.

(6) The transfer shall not be made when the individual is actively seeking nomination or election to more than one Federal office. An individual will not be considered to be actively seek-

93040982971



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20541

RQ-2

SEP 4 1991

Stanley J. Fiala, Treasurer
Arizona Right to Life Political
Action Committee
1921 South Alma - School Road
Suite 110
Mesa, AZ 85211

Identification Number: C00186486

Reference: Amended 30 Day Post-General Report (10/1/90-11/26/90,
dated 7/8/91)

Dear Mr. Fiala:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. The review raised questions concerning certain information contained in the report(s). An itemization follows:

-The cover letter of your amendment (pertinent portion attached) indicates that your committee received \$10,000 from the non-federal account of the National Right to Life Political Action Committee. Please be advised that such a transfer is prohibited by 11 CFR §102.5(a)(1)(i) and that the full amount of the transfer should be returned to the National Right to Life Political Action Committee non-federal account. Please inform the Commission immediately in writing and provide a photocopy of your check for the transfer-out. In addition, the transfer-out should be disclosed on a supporting Schedule B for Line 22 of your next report.

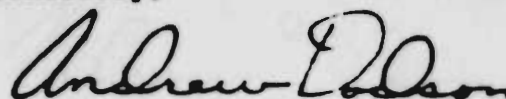
Although the Commission may take further legal action regarding the acceptance of funds from a non-federal account, your prompt transfer-out of the funds in question, or clarification of the transaction, will be taken into consideration.

A written response or an amendment to your original report(s) correcting the above problem(s) should be filed with the Federal Election Commission within fifteen (15) days of the date of this letter. If you need assistance, please feel free to contact me at

93040982972

out toll-free number, (800) 424-9530. My local number is (202)
219-3580.

Sincerely,



Andrew J. Dodson
Senior Reports Analyst
Reports Analysis Division

23040982973

2131

Arizona
Right To Life, PAC 91 JUL -3 11 9 14



III
R.O. Box 6000
Tampa, Arizona 85500-3148
(602) 264-4000

July 3, 1991

Andrew J. Dodson
Reports Analysis Division
Federal Election Commission
999 E Street, NW
Washington, D.C. 20463

Dear Mr. Andrew J. Dodson,

We finally received the information from National Right to Life Pac (see enclosed State Of Arizona Statement Of Organization For Campaign Committees.) National Right To Life Political Action Committee State Fund is an internal PAC of National Right To Life. Arizona Right To Life, PAC is an internal PAC of Arizona Right To Life.

The \$ 10,000 we received was from National Right To Life Political Action Committee State Fund. (See enclosed State of Arizona Statement of Contributions and Expenditures.) We are also an Arizona PAC and we only expend money for Arizona elections. Under Arizona law (see enclosed) campaign committees not under control of a candidate may contribute funds to other campaign committees not under the control of a candidate. There is no limit to the amount; therefore our acceptance of the \$ 10,000 was proper and our report was proper. If any additional information is needed please advise.

Sincerely,

Stanley G. Gish
Treasurer

SJF/saf

cc: Pat Tierney, PAC Chairwoman

Enclosure

9-304098-2974



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20543

RQ-3

September 26, 1991

Pat Tierney, Treasurer
Arizona Right to Life Political
Action Committee
13622 South 37th St.
Phoenix, AZ 85044

Identification Number: C00186486

Reference: Amended 30 Day Post-General Report (1^ /90-11/26/90,
dated 7/8/91)

Dear Ms. Tierney:

On September 4, 1991 you were notified that a review of the above-referenced report(s) raised questions as to specific contributions and/or expenditures, and the reporting of certain information required by the Federal Election Campaign Act.

Your September 11, 1991 response is incomplete because you have not provided all the requested information. For this response to be considered adequate, the following information is still required.

-The cover letter of your amendment (pertinent portion attached) indicates that your committee received \$10,000 from the non-federal account of the National Right to Life Political Action Committee. Please be advised that such a transfer is prohibited by 11 CFR §102.5(a)(1)(i) and that the full amount of the transfer should be returned to the national Right to Life Political Action Committee non-federal account. Please inform the Commission immediately in writing and provide a photocopy of your check for the transfer-out. In addition, the transfer-out should be disclosed on a supporting Schedule B for Line 22 of your next report. .

Although the Commission may take further legal action regarding the acceptance of funds from a non-federal account, your prompt transfer-out of the funds in question, or clarification of the transaction, will be taken into consideration.

If this information is not received by the Commission within fifteen (15) days from the date of this notice, the Commission may choose to initiate audit or legal enforcement action.

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SCHEDULE A

ITEMIZED RECEIPTS

Use separate schedules for each category of the Detailed Summary Page

PAGE 01
FOR LINE 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100

All information from such Reports and Statements may not be sold or used by any person for the purpose of obtaining contributions to the committee or for any other purpose, other than using the name and address of any individual committee to solicit contributions from such committee.

NAME OF COMMITTEE (in Full)

ARIZONA RIGHT TO LIFE PAC

A Full Name, Mailing Address and ZIP Code National Right to Life Pac Suite 500, 419 7th Street N.W. Washington, D.C. 20004 Receipt For ☐ Primary ☐ General ☐ Other (Specify)	Name of Employer Occupation Aggregate Year-to-Date > \$ 5,000.00	Date (month, day, year) 10-24-90	Amount of Each Receipt this Period 5,000.00
B Full Name, Mailing Address and ZIP Code National Right to Life Pac Suite 500, 419 7th Street N.W. Washington, D.C. 20004 Receipt For ☐ Primary ☐ General ☐ Other (Specify)	Name of Employer Occupation Aggregate Year-to-Date > \$ 10,000.00	Date (month, day, year) 10-29-90	Amount of Each Receipt this Period 5,000.00
C 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
D 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
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 Period (Include)

TOTAL This Period (on page this line number only)

10,000.00

93040982976

JOHN J. JAKUBCZYK

ATTORNEY AT LAW
2711 N 24TH STREET, SUITE 200
PHOENIX, ARIZONA 85009
(602) 455-0030

91 OCT 24 AM 9:41

October 21, 1991

Mr. Andrew J. Dodson
Report Analysis Division
Federal Election Committee
999 E Street N.W.
Washington, D.C. 20463

Dear Mr. Dodson:

Please be advised that this office acts as general counsel for Arizona Right to Life Political Action Committee. I have reviewed the correspondence between Mr. Stanley Fiala former Treasurer of Arizona Right to Life PAC and your office.

Please be advised that Mr. Fiala should never have reported \$10,000.00 on the federal forms. Such action on his part was an inadvertent error.

Pursuant to both State law and Federal regulations, the transfer of funds from one state PAC to another is permitted without reserve. Further, a reference to 11 CFR Section 102.6(ii) states:

"A transfer of funds may be made without limit on any amount between or among a national party committee and/or any subordinate party committee whether or not they are political committees under 11 CFR 100.5 and whether or not such committees are affiliated."

National Right to Life Political Action Committee has a State Registered PAC. Said PAC transferred funds to Arizona Right to Life PAC, also registered in the State of Arizona. The Federal Election Commission is without jurisdiction to review this matter further insofar as this is a state matter involving state PACs who spent funds totally on state races. There is no federal jurisdiction in this matter. We would appreciate you amending your records to reflect same. If you have any questions, please do not hesitate to contact this office.

Yours truly,

John J. Jakubczyk
John J. Jakubczyk
General Counsel to ARTL-PAC

JJJ:cam

cc: Mr. Jay Menninger
Ms. Pat Tierney

93040982977

TELECON

ANALYST: ANDREW DODSON
CONVERSATION WITH: JOHN J. JAKUBCZYK
COMMITTEE: ARIZONA RIGHT TO LIFE POLITICAL
ACTION COMMITTEE
DATE: October 29, 1991
SUBJECT: Transfer-In from the National Right To Life
Political Action Committee - State Fund

9 3 0 4 0 9 8 2 9 7 8
I spoke today with Mr Jakubczyk, legal counsel for the Arizona Right To Life Political Action Committee ("the Committee"). Mr Jakubczyk asked for an explanation of the issues raised by the RFAI of September 4, 1991. Mr Jakubczyk stated that he understood the RFAI and the information required and that he would inform the committee. Mr. Jakubczyk also stated that he felt that the committee may maintain a separate account for Non-Federal activity and that the Committee would declare a debt to that account to cover the impermissible transfer from the National Right To Life Committee State Fund.



RECEIVED
F.E.C.
SECRETARIAT

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

JAN 28 PM 1:28

FIRST GENERAL COUNSEL'S REPORT

SENSITIVE

RAD Referral #91L-92
STAFF MEMBER: Jeffrey Long

SOURCE: I N T E R N A L L Y G E N E R A T E D

RESPONDENTS: Arizona Right to Life, PAC and
Pat Tierney, as treasurer¹

RELEVANT STATUTES: 2 U.S.C. § 441b
11 C.F.R. § 102.5

INTERNAL REPORTS CHECKED: Disclosure Reports

FEDERAL AGENCIES CHECKED: None

I. GENERATION OF MATTER

This matter was generated by a referral from the Reports Analysis Division ("RAD") received on November 22, 1991. According to the referral materials, the Arizona Right to Life PAC and Pat Tierney, as treasurer ("the Committee"), have apparently accepted impermissible funds from a non-federal account of a registered PAC. Attachment 1.

II. FACTUAL AND LEGAL ANALYSIS

The Federal Election Campaign Act of 1971, as amended, ("the Act") prohibits any corporation or labor union from making contributions or expenditures in connection with any federal election and prohibits any political committee from

1. Stanley J. Fiala resigned as treasurer of the Committee in a letter received by the Commission on September 16, 1991.

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knowingly accepting such prohibited contributions or expenditures. 2 U.S.C. § 441b.

According to Commission regulations, political committees which finance political activity in both federal and non-federal elections may opt to establish a separate federal account. The federal account becomes the federal political committee for purposes of the Act. Only funds subject to the limitations and prohibitions of the Act shall be deposited in the federal account. No transfers may be made to such federal account from any other account maintained by such organization for the purpose of financing activity in connection with non-federal elections. 11 C.F.R. § 102.5(a)(1)(i). If the organization uses only one account, then only funds permissible under the Act may be deposited into such account. 11 C.F.R. § 102.5(a)(1)(ii). Commission regulations also provide for a time frame for refunding impermissible contributions in order to negate their acceptance. 11 C.F.R. § 103.3(b).

The Arizona Right to Life PAC reported on its 1990 Post-General Election Report two transfers dated October 24 and 29, 1990, totaling \$10,000 from the National Right to Life PAC. In a letter to the Committee, RAD questioned the entries as possible excessive contributions and asked the Committee to explain any affiliation that existed between the two organizations. On July 8, 1991, the Committee filed an amended 1990 30 Day Post-General Report and a cover letter that stated that "[t]he \$10,000...received was from the National Right to Life Political Action Committee State Fund." Attachment 1,

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page 14. RAD informed the Committee that the receipt of those funds was prohibited and instructed that the full amount of the transfer be returned to the contributor's non-federal account.

On October 24, 1991, the Committee's counsel stated in a letter that the treasurer had inadvertently reported the transfer on the federal forms and questioned the jurisdiction of the Federal Election Commission over a transaction completed by state PACs and funds spent on state races. On October 29, 1991, the RAD analyst telephoned and explained the issue to the Committee's counsel.² Counsel stated that he now understood that the transfer was impermissible and would contact the Committee. No further response has been received from the Committee.

The Committee's Post-General Report shows a beginning cash on hand of \$3,567, receipts of \$10,085, disbursements of \$12,173 and ending cash on hand of \$1,479, indicating that the \$10,000 in question was spent during the period. A review of the Committee's disbursements for the period shows various vendors for printing and mailings and three contributions to state political committees. Reports filed by the Respondents through the 1991 Mid-Year Report do not show any refund of the funds to the National Right to Life PAC or transfers to a non-federal account. The Committee states that the money was

2. Mr. Jakubczyk, in his letter dated October 21, 1991, mistakenly argues that the transfers were permitted under 11 C.F.R. 102.6(ii). That regulation however relates only to party committees.

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used only to finance non-federal elections, and the record shows no reason to believe otherwise.

Nevertheless, the Respondents are a federally registered committee which was operating with a single account at the time they received contributions from the state fund of the National Right to Life PAC, an account not subject to the prohibitions and limitations of the Act. In MUR 3217, which involved the acceptance of impermissible funds by the Illinois Federal Right to Life PAC, the Office of the General Counsel recommended that the Commission find reason to believe that committee violated 2 U.S.C. §§ 441a(f), 441b and 11 C.F.R. § 102.5(a). The Commission voted on January 17, 1991, to find reason to believe and also determined to take no further action and closed the file. Therefore, this Office recommends that the Commission find reason to believe the Arizona Right to Life PAC and Pat Tierney, as treasurer, violated 2 U.S.C. § 441b and 11 C.F.R. § 102.5, and exercise its prosecutorial discretion and take no further action and close the file.

III. RECOMMENDATIONS

1. Open a MUR.
2. Find reason to believe that the Arizona Right to Life PAC Pat Tierney, as treasurer, violated 2 U.S.C. § 441b and 11 C.F.R. § 102.5(a)(1)(i) and take no further action.
3. Close the file.

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4. Approve the attached Factual and Legal Analysis and the appropriate letter.

Date 1/27/92

Lawrence M. Noble
General Counsel

BY:

Lois G. Lerner
Associate General Counsel

Attachments:

1. Referral Materials
2. Factual and Legal Analysis

93040982983

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
Arizona Right to Life PAC and) RAD Referral
Pat Tierney, as treasurer.) #91L-92

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session on February 11, 1992, do hereby certify that the Commission decided by a vote of 6-0 to continue consideration of RAD Referral #91L-92 at the executive session of February 25, 1992.

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

Attest:

2-13-92
Date

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

93040982984

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) RAD Referral
Arizona Right To Life PAC and) #91L-92
Pat Tierney, as treasurer)

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session on February 25, 1992, do hereby certify that the Commission decided by a vote of 6-0 to take the following actions with respect to RAD Referral #91L-92:

1. Open a MUR.
2. Find reason to believe that the Arizona Right to Life PAC, and Pat Tierney, as treasurer, violated 2 U.S.C. § 441b and 11 C.F.R. § 102.5(a)(1)(i).
3. Approve the Factual and Legal Analysis and the appropriate letter as recommended in the General Counsel's report dated January 27, 1992.

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

Attest:

2-28-92
Date

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

93040982985



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

March 4, 1992

Pat Tierney, Treasurer
Arizona Right To Life PAC
13622 South 37th Street
Phoenix, Arizona 85044

RE: MUR 3478
Arizona Right To Life PAC
and Pat Tierney, as treasurer

Dear Mr. Tierney:

On February 25, 1992, the Federal Election Commission found that there is reason to believe Arizona Right to Life PAC ("Committee") and you, as treasurer, violated 2 U.S.C. § 441b and 11 C.F.R. § 102.5(a)(1)(i) provisions of the Federal Election Campaign Act of 1971, as amended ("the Act") and Commission 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 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.

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Pat Tierney, Treasurer
Page 2

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 Jeffrey Long, the staff member assigned to this matter, at (202) 219-3690.

Sincerely,

Joan D. Aikens

Joan D. Aikens
Chairman

Enclosures
Factual and Legal Analysis
Procedures
Designation of Counsel Form

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FEDERAL ELECTION COMMISSION

FACTUAL AND LEGAL ANALYSIS

RESPONDENTS:

MUR: 3478

Arizona Right to Life Political
Action Committee and Pat Tierney,
as treasurer

This matter was generated based on information ascertained by the Federal Election Commission ("the Commission") in the normal course of carrying out its supervisory responsibilities.

See 2 U.S.C. § 437g(a)(2).

The Federal Election Campaign Act of 1971, as amended, ("the Act") prohibits any corporation or labor union from making contributions or expenditures in connection with any federal election and prohibits any political committee from knowingly accepting such prohibited contributions or expenditures. 2 U.S.C. § 441b.

According to Commission regulations, political committees which finance political activity in both federal and non-federal elections may opt to establish a separate federal account. The federal account becomes the federal political committee for purposes of the Act. Only funds subject to the limitations and prohibitions of the Act shall be deposited in the federal account. No transfers may be made to such federal account from any other account maintained by such organization for the purpose of financing activity in connection with non-federal elections. 11 C.F.R. § 102.5(a)(1)(i). If the organization uses only one account, then only funds permissible under the Act may be deposited into such account. 11 C.F.R. § 102.5(a)(1)(ii).

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Commission regulations also provide for a time frame for refunding impermissible contributions in order to negate their acceptance.

11 C.F.R. § 103.3(b).

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The Arizona Right to Life PAC reported on its 1990 Post-General Election Report two transfers dated October 24 and 29, 1990, totaling \$10,000 from the National Right to Life PAC. In a letter to the Committee, RAD questioned the entries as possible excessive contributions and asked the Committee to explain any affiliation that existed between the two organizations. On July 8, 1991, the Committee filed an amended 1990 30 Day Post-General Report and a cover letter that stated that "[t]he \$10,000...received was from the National Right to Life Political Action Committee State Fund." Attachment 1, page 14. RAD informed the Committee that the receipt of those funds was prohibited and instructed that the full amount of the transfer be returned to the contributor's non-federal account.

On October 24, 1991, the Committee's counsel stated in a letter that the treasurer had inadvertently reported the transfer on the federal forms and questioned the jurisdiction of the Federal Election Commission over a transaction completed by state PACs and funds spent on state races. On October 29, 1991, the RAD analyst telephoned and explained the issue to the Committee's counsel.¹ Counsel stated that he now understood that the transfer was impermissible and would contact the Committee. No further

1. Mr. Jakubczyk, in his letter dated October 21, 1991, mistakenly argues that the transfers were permitted under 11 C.F.R. 102.6(ii). That regulation however relates only to party committees.

response has been received from the Committee.

The Committee's Post-General Report shows a beginning cash on hand of \$3,567, receipts of \$10,085, disbursements of \$12,173 and ending cash on hand of \$1,479, indicating that the \$10,000 in question was spent during the period. A review of the Committee's disbursements for the period shows various vendors for printing and mailings and three contributions to state political committees. Reports filed by the Respondents through the 1991 Mid-Year Report do not show any refund of the funds to the National Right to Life PAC or transfers to a non-federal account. The Committee states that the money was used only to finance non-federal elections, and the record shows no reason to believe otherwise.

Nevertheless, the Respondents are a federally registered committee which was operating with a single account at the time they received contributions from the state fund of the National Right to Life PAC, an account not subject to the prohibitions and limitations of the Act. Therefore, there is reason to believe the Arizona Right to Life PAC and Pat Tierney, as treasurer, violated 2 U.S.C. § 441b and 11 C.F.R. § 102.5.

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

April 27, 1992

**CERTIFIED MAIL
RETURN RECEIPT REQUESTED**

Pat Tierney, Treasurer
Arizona Right to Life PAC
13622 South 37th Street
Phoenix, Arizona 85044

RE: MUR 3478
Arizona Right to Life PAC and
Pat Tierney, as treasurer

Dear Mr. Tierney:

On March 4, 1992, you were notified that the Federal Election Commission had found reason to believe the Arizona Right to Life PAC and you, as treasurer, violated 2 U.S.C. § 441b, a provision of the Federal Election Campaign Act of 1971, as amended, and 11 C.F.R. § 102.5(a)(1)(i) of the Commission Regulations.

Pursuant to its investigation of this matter, the Commission has issued the attached Interrogatories and Request for Production of Documents 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.

You may consult with an attorney and have an attorney assist you in the preparation of your responses to the Interrogatories and Request for Production of Documents. It is required that you submit all answers to questions under oath within 30 days of your receipt of this letter.

If you have any questions, please contact me at (202) 219-3690.

Sincerely,

Jeffrey D. Long
Paralegal

Enclosure
Interrogatories
and Request for Production Of Documents

93040982991

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

)
)
) MUR 3478
)

INTERROGATORIES AND REQUEST
FOR PRODUCTION OF DOCUMENTS

TO: Arizona Right to Life PAC
and Pat Tierney, as treasurer

9304098292
In furtherance of its investigation in the above-captioned matter, the Federal Election Commission hereby requests that you submit answers in writing and under oath to the questions set forth below within 30 days of your receipt of this request. In addition, the Commission hereby requests that you produce the documents specified below, in their entirety, for inspection and copying at the Office of the General Counsel, Federal Election Commission, Room 659, 999 E Street, N.W., Washington, D.C. 20463, on or before the same deadline, and continue to produce those documents each day thereafter as may be necessary for counsel for the Commission to complete their examination and reproduction of those documents. Clear and legible copies or duplicates of the documents which, where applicable, show both sides of the documents may be submitted in lieu of the production of the originals.

INSTRUCTIONS

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

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

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

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

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

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

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DEFINITIONS

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

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

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

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

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

"Identify" with respect to a person shall mean state the full name, the most recent business and residence addresses and 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 requests for the production of documents any documents and materials which may otherwise be construed to be out of their scope.

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**INTERROGATORIES AND REQUEST
FOR PRODUCTION OF DOCUMENTS**

According to Commission regulations, political committees which finance political activity in both federal and non-federal elections may opt to establish a separate federal account. The federal account becomes the federal political committee for purposes of the Act. Only funds subject to the limitations and prohibitions of the Act shall be deposited in the federal account. No transfers may be made to such federal account from any other account maintained by such organization for the purpose of financing activity in connection with non-federal elections. 11 C.F.R. § 102.5(a)(1)(i). If the organization uses only one account, then only funds permissible under the Act may be deposited into such account. 11 C.F.R. § 102.5(a)(1)(ii).

The following interrogatories are posed with regard to two contributions received by the Arizona Right to Life PAC ("the Committee") from the National Right to Life PAC-State Account dated October 24 and 29, 1990, totaling \$10,000.

1. State whether the Committee maintained separate federal and non-federal accounts and if so, identify the bank accounts for the federal and non-federal accounts respectively.
2. Identify the account into which the two relevant contributions were deposited. Provide copies of the relevant bank statements showing the deposit of these contributions.

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MUR 3478
Arizona Right to Life PAC
Page 5

3. State whether the Committee has refunded, transferred, or reported as a debt the money received from the two relevant contributions. If so, state the date of such transaction. Provide copies of documentation supporting such refund, transfer, or report.
4. State whether the Committee made disbursements or expenditures to influence a federal election during the period of October 1, 1990, to November 26, 1990. If so, state the date and with whom the transaction occurred.
5. Provide copies of all documents that support your answers to these interrogatories.
6. Provide a copy of the Committee's 1991 Year-End Report.

93040982996

JOHN J. JAKUBCZYK

ATTORNEY AT LAW
2711 N. 24TH STREET, SUITE 200
PHOENIX, ARIZONA 85008
(602) 488-0030

JUN 12 9 26 AM '92

June 9, 1992

Mr. Jeffrey D. Long
Paralegal
FEDERAL ELECTIONS COMMISSION
Washington, D.C. 20463

RE: MUR 3478
Arizona Right to Life PAC

Dear Mr. Long:

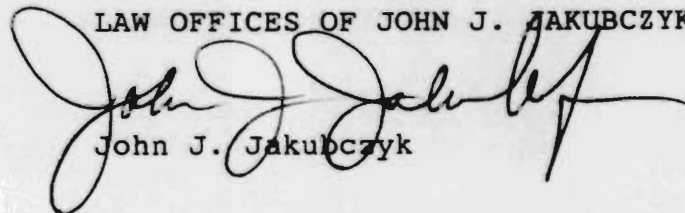
Enclosed please find the answers to the propounded interrogatories. Let me once again explain that:

- 1) No funds were expended on any federal campaign for the period of October 1, 1990 to November 26, 1990;
- 2) Arizona Right to Life Political Action Committee ("ARTL-PAC") maintains a single bank account;
- 3) The purpose of the subject contribution to the ARTL-PAC by National Right to Life Political Action Committee was to influence state elections and elect prolife candidates; no funds were utilized for any federal campaigns; and
- 4) Patricia Tierney is not nor has she ever been the Treasurer of ARTL-PAC.

All written correspondence should be directed to me as general counsel to Arizona Right to Life at the address referenced above. If you have any questions, please call. Thank you.

Yours truly,

LAW OFFICES OF JOHN J. JAKUBCZYK



John J. Jakubczyk

JJJ/ks

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL
92 JUN 12 PM 3:46

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ANSWERS TO INTERROGATORIES AND
REQUEST FOR PRODUCTION OF DOCUMENTS

1. Arizona Right to Life Political Action Committee ("ARTL-PAC") has maintained only one non-federal bank account. This account is with:

First Interstate Bank of Arizona, N.A.
Mill & Southern Office 72-93
125 East Southern
Tempe, Arizona 85282
Account No. 723-18041

2. The two checks in question, from National Right to Life Political Action Committee State Account, dated October 24, 1990 and October 29, 1990 respectively, were both deposited in the ARTL-PAC non-federal bank account at the First Interstate Bank of Arizona, Mill and Southern office. The account number is 723-18041.

3. ARTL-PAC did not transfer, refund or report as a debt the money received from the two relevant contributions.

4. ARTL-PAC did not expend these funds to influence a federal election during the period of October 1, 1990 to November 26, 1990.

The 1990 year end report was not necessary as no funds were expended on any federal campaign. Line 21 on page 2 of the FEC Report (Form 3X) indicates a \$1,000.00 disbursement. That disbursement was made to a "political committee" for a state primary election.

5) See attached.

6) Please refer to 1990 year end report filed with F.E.C.

MUR # 3478

ADDITIONAL DOCUMENTS WILL BE ADDED TO THIS FILE AS THEY
BECOME AVAILABLE. PLEASE CHECK FOR ADDITIONAL MICROFILM
LOCATIONS.

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20461

THIS IS THE End of MUR# 3478

DATE FILMED 10/27/93 CAMERA NO. 2

CAMERAMAN MC

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FEDERAL ELECTION COMMISSION
WASHINGTON DC 20463

☒ Microfilm
☐ Public Records
☐ Press

THE FOLLOWING DOCUMENTATION IS ADDED TO

THE PUBLIC RECORD IN CLOSED MUR 3478.

12/10/93

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THE READER IS REFERRED TO ADDITIONAL MICROFILM LOCATIONS
FOR THE FOLLOWING DOCUMENTS PERTINENT TO THIS CASE

1. Memo, General Counsel to the Commission, dated September 22, 1992, Subject: Priority System Report.
See Reel 354, pages 1590-94.
2. Memo, General Counsel to the Commission, dated April 14, 1993, Subject: Enforcement Priority System.
See Reel 354, pages 1595-1620.
3. Certification of Commission vote, dated April 28, 1993.
See Reel 354, pages 1621-22.
4. General Counsel's Report, In the Matter of Enforcement Priority, dated December 3, 1993.
See Reel 354, pages 1623-1740.
5. Certification of Commission vote, dated December 9, 1993.
See Reel 354, pages 1741-1746.

93043542656



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

DEC 10 1993

John J. Jakubczyk, Esquire
2711 N. 24th Street, Suite 200
Phoenix, Arizona 85008

RE: MUR 3478

Dear Mr. Jakubczyk:

On March 4, 1992, the Arizona Right to Life PAC and Pat Tierney, as treasurer, ("Committee") were notified that the Federal Election Commission had found reason to believe the Committee violated 2 U.S.C. §§ 441b and 102.5(a)(1)(i). On June 12, 1992, you submitted a response to the Commission's findings and the Interrogatories and Request for Production of Documents.

After considering the circumstances of this matter, the Commission has determined to exercise its prosecutorial discretion and to take no further action against the Arizona Right to Life PAC and Pat Tierney, as treasurer. See attached narrative. Accordingly, the Commission closed its file 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 receipt of your additional materials, any permissible submissions will be added to the public record when they are received.

If you have any questions, please contact me at (202) 219-3690.

Sincerely,

Jeffrey D. Long

Attachment
Narrative

Date the Commission voted to close the file:

DEC 09 1993

MUR 3478

ARIZONA RIGHT TO LIFE PAC

In this case the Commission found reason to believe that the PAC had received a corporate contribution in the amount of \$10,000.

The events in question had little or no impact on the process and do not involve either a significant issue relative to the other issues pending before the Commission. Moreover, it does not appear that respondent had a serious intent to violate the FECA.

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

DEC 10 1993

John J. Jakubczyk, Esquire
2711 N. 24th Street, Suite 200
Phoenix, Arizona 85008

RE: MUR 3478

Dear Mr. Jakubczyk:

On March 4, 1992, the Arizona Right to Life PAC and Pat Tierney, as treasurer, ("Committee") were notified that the Federal Election Commission had found reason to believe the Committee violated 2 U.S.C. §§ 441b and 102.5(a)(1)(i). On June 12, 1992, you submitted a response to the Commission's findings and the Interrogatories and Request for Production of Documents.

After considering the circumstances of this matter, the Commission has determined to exercise its prosecutorial discretion and to take no further action against the Arizona Right to Life PAC and Pat Tierney, as treasurer. See attached narrative. Accordingly, the Commission closed its file 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 receipt of your additional materials, any permissible submissions will be added to the public record when they are received.

If you have any questions, please contact me at (202) 219-3690.

Sincerely,

Jeffrey D. Long

Attachment
Narrative

Date the Commission voted to close the file:

DEC 09 1993

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MUR 3478

ARIZONA RIGHT TO LIFE PAC

In this case the Commission found reason to believe that the PAC had received a corporate contribution in the amount of \$10,000.

The events in question had little or no impact on the process and do not involve either a significant issue relative to the other issues pending before the Commission or substantial amounts of money. Moreover, it does not appear that respondent had a serious intent to violate the FECA.

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