



FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20461

THIS IS THE BEGINNING OF MUR # 3621

DATE FILMED 10/29/93 CAMERA NO. 2

CAMERAMAN MC

93040991202



PAUL D. YATES
CHAIRMAN

The Democratic Party of Clark County

LINDA R. SHRUM
SECRETARY

1555 E FLAMINGO RD SUITE 204
LAS VEGAS, NV 89119-5260

(702) 735-1600

September 23, 1992

MUR 3621

92 SEP 25 AM 11:27

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF THE CLERK

Mr. John McGarry, Chairman
Federal Election Commission
999 E Street, N.W.
Washington, DC 20463

Re: Pettyjohn for Congress
FEC Identification #: 148330/C00266957
4715 W. Charleston
Las Vegas, NV 89102

Dear Mr. McGarry:

This letter is a complaint filed on behalf of the Democratic Party of Clark County. The Democratic Party of Clark County alleges, based upon the attached information, that Coy Pettyjohn, the Pettyjohn for Congress Committee and its agents have violated the Federal Election Campaign Act of 1971, as amended.

The Democratic Party of Clark County alleges that the respondents have violated the provisions of the Code of Federal Regulations regarding Federal Elections, specifically 11 CFR 110.11(a)(1). This regulation requires that any outdoor advertising facility carry a disclaimer meeting the requirements of 11 CFR 110.11(a)(1) (i), (ii), (iii) or (iv) shall appear and be presented in a clear and conspicuous manner to give the reader adequate notice of the identity of persons who paid for and, where required, who authorized the communication.

The Pettyjohn for Congress campaign and its agents placed several outdoor advertisements (see attached photographs) that do not carry the disclaimer required under 11 CFR 110.11. As a result, complainant alleges that Coy Pettyjohn, the Pettyjohn for Congress Committee and its agents have made unlawful expenditures and have failed to comply with federal campaign laws.

9304091203

93040991204

Sincerely,

Sincerely,
Paul D. Galt

On this 24 day of September, 1992, before me, the undersigned Notary Public, Paul Yates personally appeared, subscribed and swore that the contents of the foregoing complaint are true to the best of his knowledge.

Jay M. Powell
Notary Public



REFORM CONGRESS

COY PETTYJOHN

CONGRESS DISTRICT



93040991205

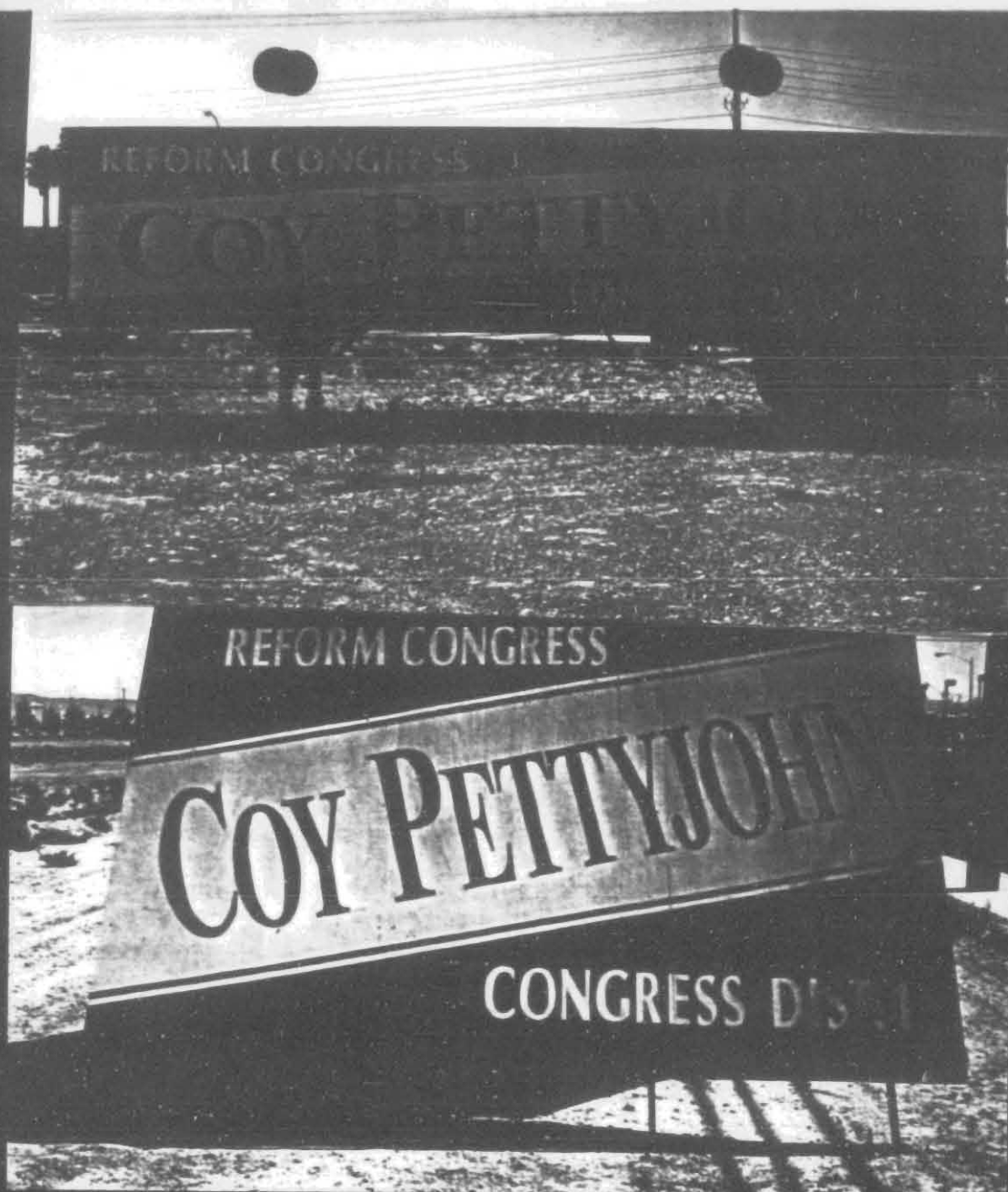
STORAGE
ON WHEELS
FOR SALE OR RENT
382.300

378281

REFORM CONGRESS

COY PETTYJOHN

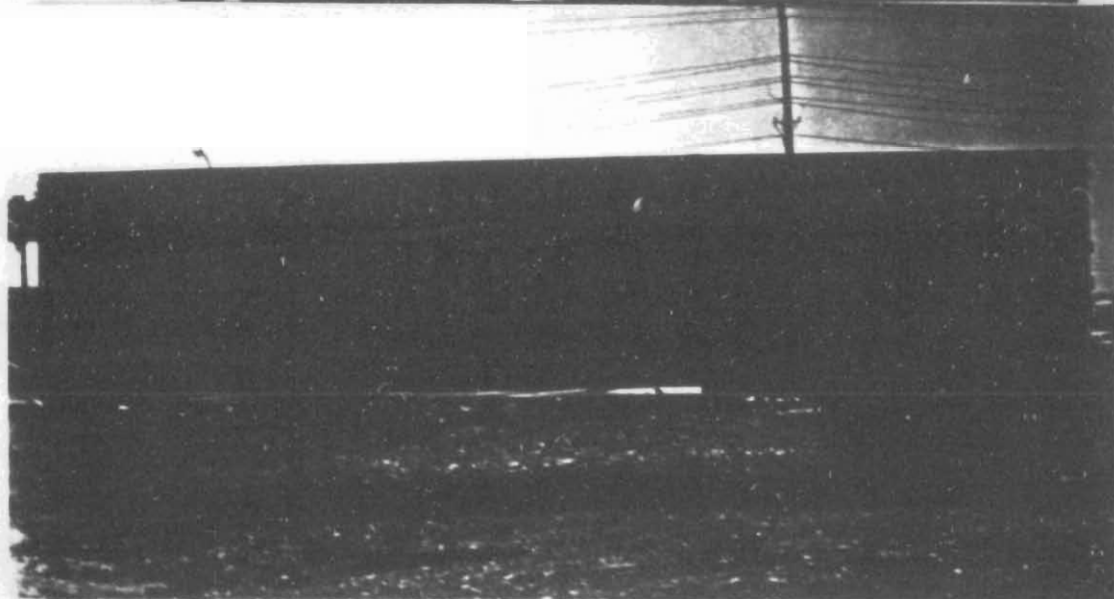
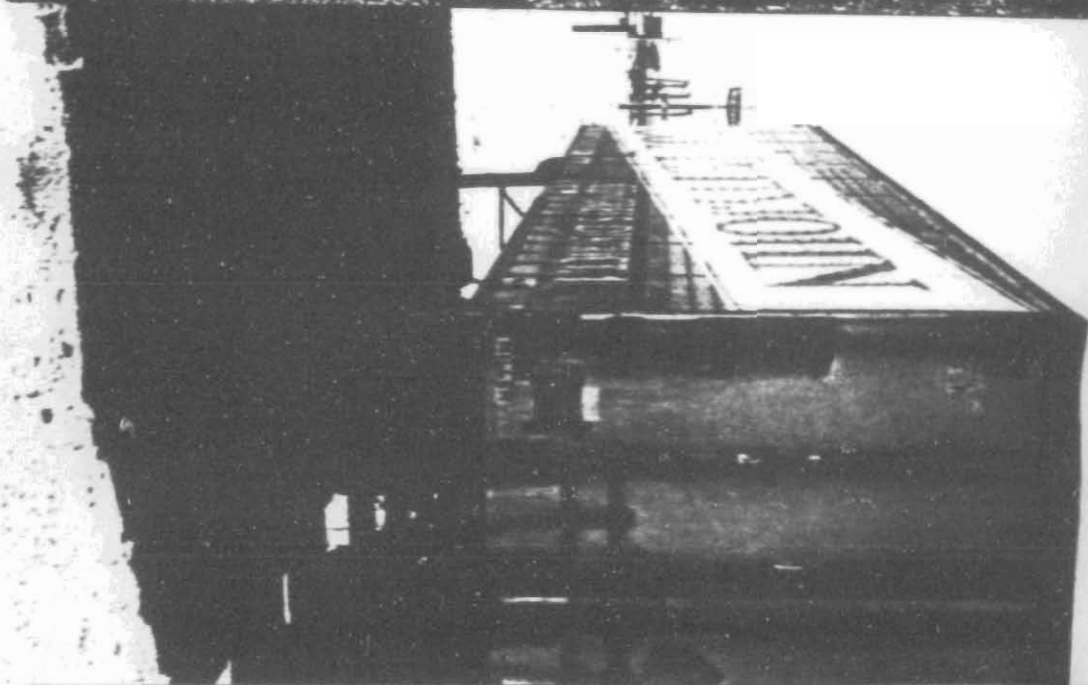
CONGRESS DISTRICT. 1



REFORM CONGRESS

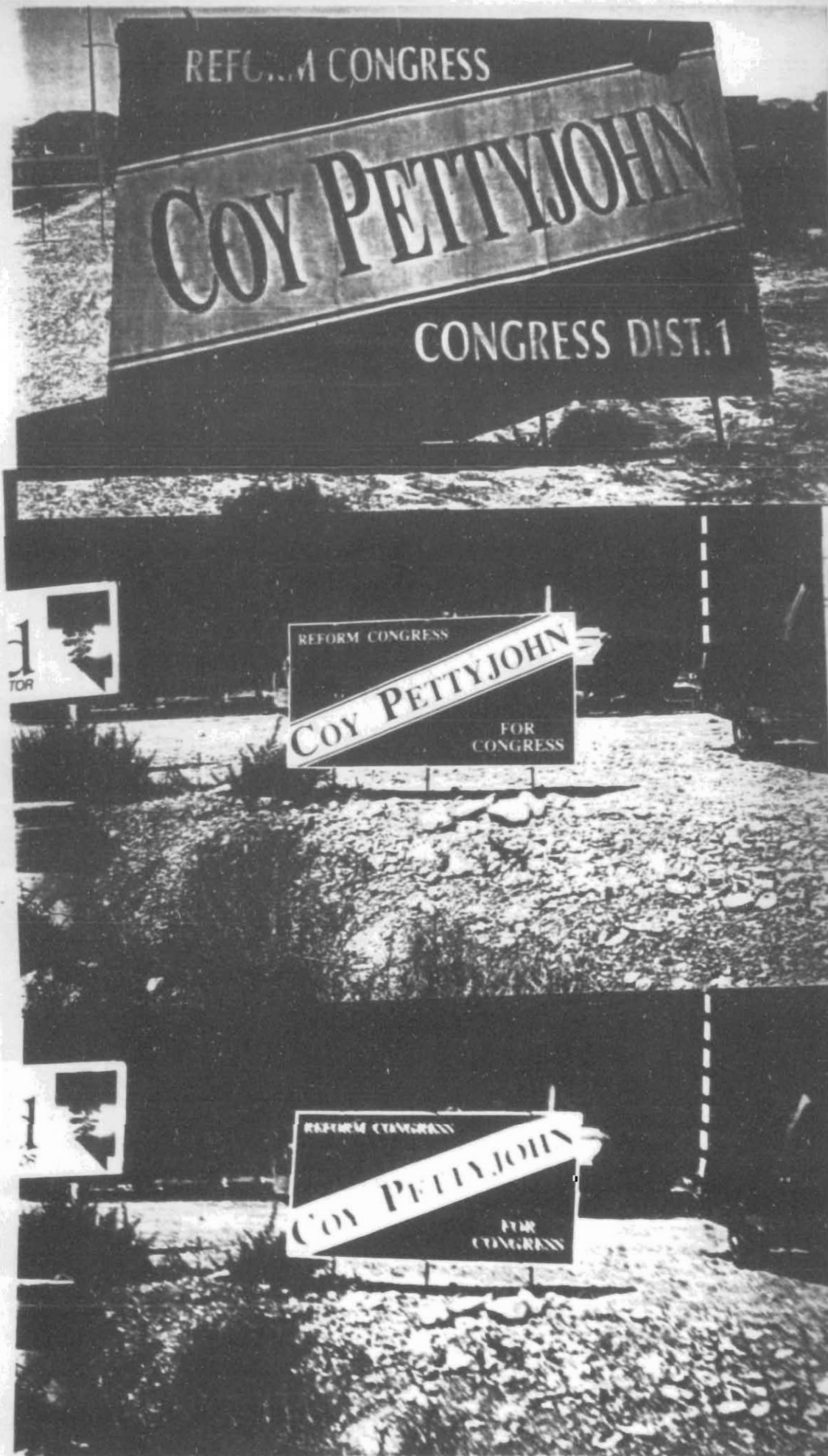
COY PETTYJOHN

CONGRESS DISTRICT. 1



93040991207

93040991208



REFORM CONGRESS

COY PETTYJOHN

CONGRESS DIST. 1

has
SEE THE LATEST
EXHIBITS
Sahara

COY PETTYJOHN

REFORM CONGRESS

COY PETTYJOHN

CONGRESS DIST. 1

93040991209

93040991210

REFORM CONGRESS

COY PETTYJOHN

CONGRESS DISTRICT 1

REFORM CONGRESS

COY PETTYJOHN

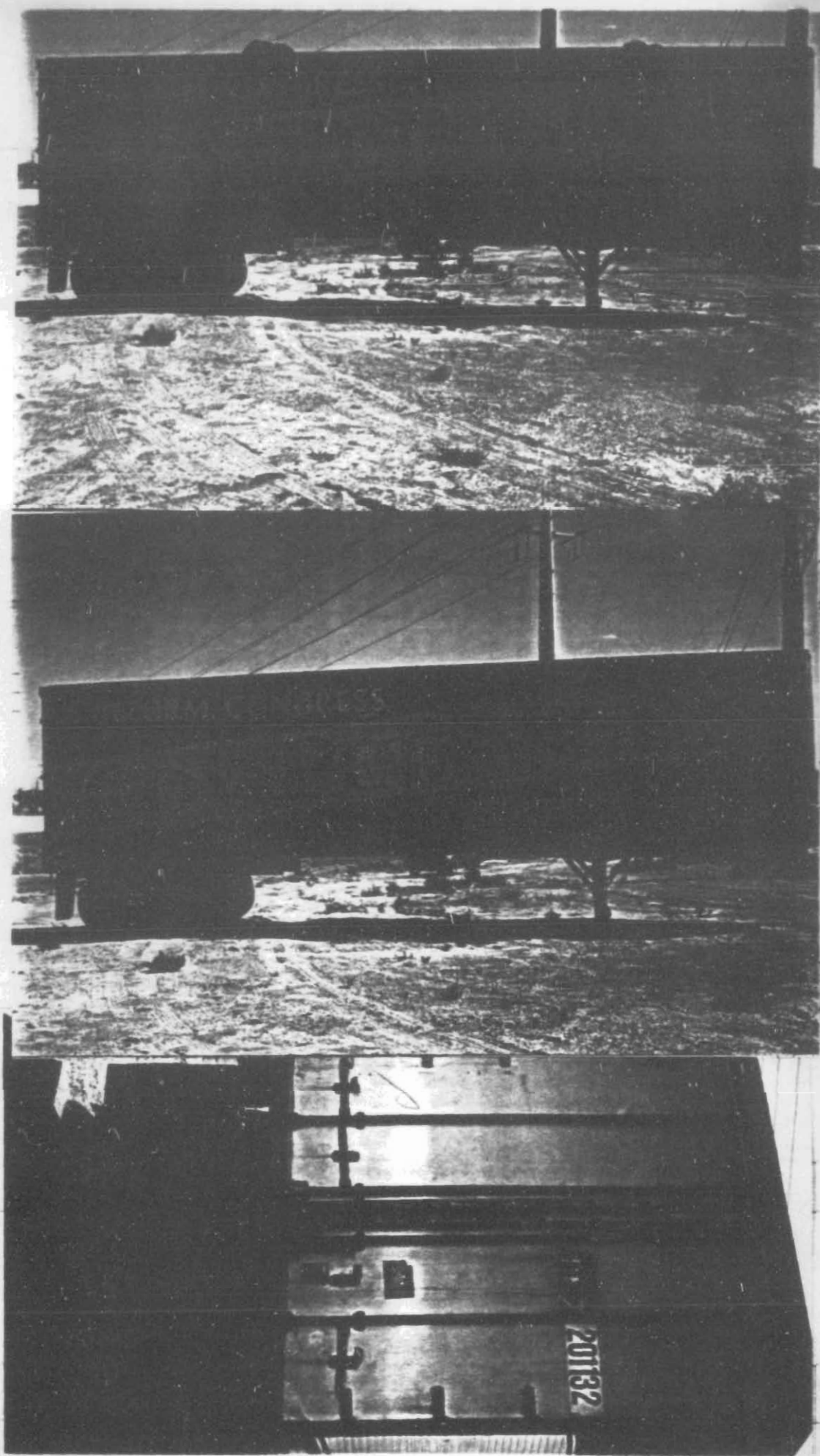
CONGRESS DISTRICT 1

REFORM CONGRESS

COY PETTYJOHN

CONGRESS DIST. 1

93040991211





93040991212

93040991213



93040991214





FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 30, 1992

Paul Yates, Chairman
Democratic Party of Clark County
1555 E. Flamingo Road
Suite 204
Las Vegas, NV 89119-5260

RE: MUR 3621

Dear Mr. Yates:

This letter acknowledges receipt on September 25, 1992, of your complaint alleging possible violations of the Federal Election Campaign Act of 1971, as amended ("the Act"), by J. Coy Pettyjohn, and Pettyjohn For Congress, and Ferril L. Barney, as treasurer. The respondents will be notified of this complaint within five days.

You will be notified as soon as the Federal Election Commission takes final action on your complaint. Should you receive any additional information in this matter, please forward it to the Office of the General Counsel. Such information must be sworn to in the same manner as the original complaint. We have numbered this matter MUR 3621. Please refer to this number in all future correspondence. For your information, we have attached a brief description of the Commission's procedures for handling complaints.

Sincerely,

Teresa A. Hennessy

Teresa A. Hennessy
Assistant General Counsel

Enclosure
Procedures

93040991215



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 30, 1992

Ferril L. Barney, Treasurer
Pettyjohn For Congress
4715 W. Charleston
Las Vegas, NV 89102

RE: MUR 3621

Dear Mr. Barney:

The Federal Election Commission received a complaint which indicates that Pettyjohn For Congress ("Committee") and you, as treasurer, may have violated the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 3621. Please refer to this number in all future correspondence.

Under the Act, you have the opportunity to demonstrate in writing that no action should be taken against the Committee and you, as treasurer, in this matter. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements should be submitted under oath. Your response, which should be addressed to the General Counsel's Office, must be submitted within 15 days of receipt of this letter. If no response is received within 15 days, the Commission may take further action based on the available information.

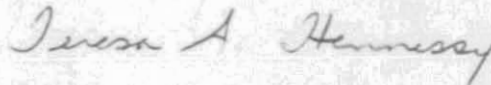
This matter will remain confidential in accordance with 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public. If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form stating the name, address and telephone number of such counsel, and authorizing such counsel to receive any notifications and other communications from the Commission.

93040991216

Ferril L. Barney, Treasurer
Pettyjohn For Congress
Page 2

If you have any questions, please contact Mary Ann Bumgarner, the attorney assigned to this matter, at (202) 219-3690. For your information, we have enclosed a brief description of the Commission's procedures for handling complaints.

Sincerely,



Teresa A. Hennessy
Assistant General Counsel

Enclosures

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

cc: J. Coy Pettyjohn

93040991217



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

September 30, 1992

J. Coy Pettyjohn
314 Espalda Court
Henderson, NV 89014

RE: MUR 3621

Dear Mr. Pettyjohn:

The Federal Election Commission received a complaint which indicates that you may have violated the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 3621. Please refer to this number in all future correspondence.

Under the Act, you have the opportunity to demonstrate in writing that no action should be taken against you in this matter. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements should be submitted under oath. Your response, which should be addressed to the General Counsel's Office, must be submitted within 15 days of receipt of this letter. If no response is received within 15 days, the Commission may take further action based on the available information.

This matter will remain confidential in accordance with 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public. If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form stating the name, address and telephone number of such counsel, and authorizing such counsel to receive any notifications and other communications from the Commission.

93040991218

J. Coy Pettyjohn
Page 2

If you have any questions, please contact Mary Ann Bumgarner, the attorney assigned to this matter, at (202) 219-3690. For your information, we have enclosed a brief description of the Commission's procedures for handling complaints.

Sincerely,



Teresa A. Hennessy
Assistant General Counsel

Enclosures

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

93040991219

NEW LEADERSHIP
IN CONGRESS

COY PETTYJOHN

CONGRESS
DISTRICT 1

October 7, 1992

Federal Election Commission
General Counsels Office
Washington, D.C. 20463

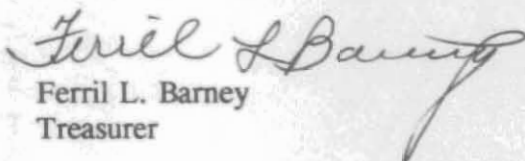
RE: MUR 3621
PETTYJOHN FOR CONGRESS

This letter is in regards to the complaint from the Democratic Party of Clark County for violation of the Code of Federal Regulations 11 CFR 110.11(a)(1).

The Pettyjohn for Congress Committee did not violate the above section intentionally. Mr. Pettyjohn has never run for Federal office before and I have never been a treasurer of any political election before. We have read the regulations and are aware of the above matter. The campaign committee, do to an oversight, failed to have the disclaimers printed on the signs. The committee started correcting this oversight today and should have all signs requiring disclaimers completed within one week.

There have been no financial violations regarding these signs. All were paid for by the committee and reported on the required disbursement forms. We hope that by correcting this oversight, the matter will be resolved.

Sincerely,


Ferril L. Barney
Treasurer

FLB\lr

92 OCT 14 AM 10:15

RECEIVED
FEDERAL ELECTION COMMISSION

OCT 13 1 28 PM '92

RECEIVED
FEDERAL ELECTION
COMMISSION
MAIL ROOM



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 1, 1993

Ferril L. Barney, Treasurer
Pettyjohn for Congress
3025 West Sahara Avenue, Suite 200
Las Vegas, Nevada 89102

RE: MUR 3621
Pettyjohn for Congress and
Ferril L. Barney, as
treasurer

Dear Mr. Barney:

This is to inform you that the letter from the Reports Analysis Division dated March 26, 1993, notifying you that your Committee's filing had been accepted as a valid termination pursuant to 2 U.S.C. § 433(d) and Section 102.3 of the Commission's regulations was sent due to an administrative error. Because of the ongoing enforcement matter involving your Committee, your request to terminate has been denied. Therefore, you are reminded that the Committee must continue to file all the required reports with the Commission until such time as the enforcement matter has been closed as to the Committee.

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

Sincerely,

Mary Ann Bumgarner

Mary Ann Bumgarner
Attorney

cc: Reports Analysis Division

93040991221

MUR # 3621

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

93040991222



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 3621

DATE FILMED 10/29/93 CAMERA NO. 2

CAMERAMAN MC

93040991223



FEDERAL ELECTION COMMISSION
WASHINGTON DC 20463

☒ Microfilm
☐ Public Records
☐ Press

THE FOLLOWING DOCUMENTATION IS ADDED TO

THE PUBLIC RECORD IN CLOSED MUR 3621.

12/10/93

93043543221



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

AUGUST 18, 1993

Ferril L. Barney, Treasurer
Pettyjohn for Congress
3025 West Sahara Avenue, Suite 200
Las Vegas, NV 89102

RE: MUR 3621

Dear Mr. Barney:

On August 3, 1993, you requested that the Federal Election Commission permit Pettyjohn for Congress ("Committee") to terminate pursuant to 2 U.S.C. § 433(d) and Section 102.3 of the Commission's Regulations. Because of the ongoing enforcement matter involving your Committee, this request has been denied. Therefore, you are reminded that the Committee must continue to file all the required reports with the Commission until such time as the enforcement matter has been closed as to the Committee.

If you have any questions, please contact me at (202) 219-3400.

Sincerely,

Karen White

Karen White
Paralegal

cc: Reports Analysis Division

93043543222



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

AUGUST 18, 1993

Ferril L. Barney, Treasurer
Pettyjohn for Congress
3025 West Sahara Avenue, Suite 200
Las Vegas, NV 89102

RE: MUR 3621

Dear Mr. Barney:

On August 3, 1993, you requested that the Federal Election Commission permit Pettyjohn for Congress ("Committee") to terminate pursuant to 2 U.S.C. § 433(d) and Section 102.3 of the Commission's Regulations. Because of the ongoing enforcement matter involving your Committee, this request has been denied. Therefore, you are reminded that the Committee must continue to file all the required reports with the Commission until such time as the enforcement matter has been closed as to the Committee.

If you have any questions, please contact me at (202) 219-3400.

Sincerely,

Karen White

Karen White
Paralegal

cc: Reports Analysis Division

93043543223

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.

93043543224



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Ferril L. Barney, Treasurer
Pettyjohn for Congress
3025 West Sahara Avenue
Suite 200
Las Vegas, NV 89102

DEC 10 1993

RE: MUR 3621

Dear Mr. Barney:

On September 30, 1992, the Federal Election Commission notified you of a complaint alleging certain violations of the Federal Election Campaign Act of 1971, as amended. A copy of the complaint was enclosed with that notification.

After considering the circumstances of this matter, the Commission has determined to exercise its prosecutorial discretion and to take no action against Pettyjohn for Congress and you, as treasurer. See attached narrative. Accordingly, the Commission closed its file in this matter.

The confidentiality provisions of 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 prior to receipt of your additional materials, any permissible submissions will be added to the public record when received.

If you have any questions, please contact me at (202) 219-3400.

Sincerely,

Mary Ann Bumgarner

Mary Ann Bumgarner

Attachment
Narrative

Date the Commission voted to close the file: DEC 09 1993

93043543225

MUR 3621

Pettyjohn for Congress

This matter was generated by a complaint from the Democratic Party of Clark County, Nevada. Complainant alleges that the Pettyjohn for Congress Committee and Ferril L. Barney, as treasurer, failed to put the required disclaimer on campaign signs apparently during the 1992 election cycle. The amount of signs in distribution is unknown. Respondents concede the violation, but state that the failure to include the disclaimer was an oversight by an inexperienced staff. The candidate had never run for Federal office before and the treasurer had never been involved with any prior political election. Respondents also state that they were going to begin immediately placing the required disclaimers on the campaign signs.

This matter has little or no impact on the process, reflects no indication of serious intent by respondents to violate the FECA, involves no significant issue relative to the other issues pending before the Commission, involves no substantial amounts of money, and involves inexperienced actors.

9 3 0 4 3 5 4 3 2 2 6



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

DEC 10 1992

J. Coy Pettyjohn
314 Espalda Court
Henderson, NV 89014

RE: MUR 3621

Dear Mr. Pettyjohn:

On September 30, 1992, the Federal Election Commission notified you of a complaint alleging certain violations of the Federal Election Campaign Act of 1971, as amended. A copy of the complaint was enclosed with that notification.

After considering the circumstances of this matter, the Commission has determined to exercise its prosecutorial discretion and to take no action against you. See attached narrative. Accordingly, the Commission closed its file in this matter.

The confidentiality provisions of 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 prior to receipt of your additional materials, any permissible submissions will be added to the public record when received.

If you have any questions, please contact me at (202) 219-3400.

Sincerely,

Mary Ann Bumgarner
Mary Ann Bumgarner

Attachment
Narrative

Date the Commission voted to close the file: DEC 09 1992

93043543227

MUR 3621

Pettyjohn for Congress

This matter was generated by a complaint from the Democratic Party of Clark County, Nevada. Complainant alleges that the Pettyjohn for Congress Committee and Ferril L. Barney, as treasurer, failed to put the required disclaimer on campaign signs apparently during the 1992 election cycle. The amount of signs in distribution is unknown. Respondents concede the violation, but state that the failure to include the disclaimer was an oversight by an inexperienced staff. The candidate had never run for Federal office before and the treasurer had never been involved with any prior political election. Respondents also state that they were going to begin immediately placing the required disclaimers on the campaign signs.

This matter has little or no impact on the process, reflects no indication of serious intent by respondents to violate the FECA, involves no significant issue relative to the other issues pending before the Commission, involves no substantial amounts of money, and involves inexperienced actors.

93043543228



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

DEC 10 1992

Paul Yates, Chairman
Democratic Party of Clark County
1555 E. Flamingo Road,
Suite 204
Las Vegas, NV 89119-5260

RE: MUR 3621

Dear Mr. Yates:

On September 25, 1992, the Federal Election Commission received your complaint alleging certain violations of the Federal Election Campaign Act of 1971, as amended ("the Act").

After considering the circumstances of this matter, the Commission has determined to exercise its prosecutorial discretion and to take no action against Pettyjohn for Congress and Ferril L. Barney, as treasurer, and J. Coy Pettyjohn. See attached narrative. Accordingly, the Commission closed its file in this matter. This matter will become part of the public record within 30 days.

The Act allows a complainant to seek judicial review of the Commission's dismissal of this action. See 2 U.S.C. § 437g(a)(8).

Sincerely,

Mary Ann Bumgarner
Mary Ann Bumgarner

Attachment
Narrative

Date the Commission voted to close the file: DEC 8 1992

93043543229

MUR 3621

Pettyjohn for Congress

This matter was generated by a complaint from the Democratic Party of Clark County, Nevada. Complainant alleges that the Pettyjohn for Congress Committee and Ferril L. Barney, as treasurer, failed to put the required disclaimer on campaign signs apparently during the 1992 election cycle. The amount of signs in distribution is unknown. Respondents concede the violation, but state that the failure to include the disclaimer was an oversight by an inexperienced staff. The candidate had never run for Federal office before and the treasurer had never been involved with any prior political election. Respondents also state that they were going to begin immediately placing the required disclaimers on the campaign signs.

This matter has little or no impact on the process, reflects no indication of serious intent by respondents to violate the FECA, involves no significant issue relative to the other issues pending before the Commission, involves no substantial amounts of money, and involves inexperienced actors.

93043543230