



FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20461

THIS IS THE BEGINNING OF MUR # 3635

DATE FILMED 10/29/93 CAMERA NO. 2

CAMERAMAN MC

93040991517



The Republican Party of Kentucky

Capitol Avenue at Third Street ★ P.O. Box 1068 ★ Frankfort, Kentucky 40602

Phone (502) 875-5130 FAX (502) 223-5625

September 24, 1992

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

MAR 3635

SEP 30 11 52 AM '92

RECEIVED
FEDERAL ELECTION
COMMISSION
MAIL ROOM

To the General Counsel:

This sworn complaint, filed pursuant to 2 USC 437g(a)(1), alleges that the Jefferson County Democratic Party (Fincastle Building, 660 Third Street, Louisville, KY 40202) (the "Louisville Party"), and/or the Kentucky State Democratic Central Executive Committee (the "Federal Account"), and/or the Kentucky Democratic Party (the "Non-Federal Account"), (the Democratic Party of Kentucky, its Federal Account and its Non-Federal Account, are together referred to as the "DPK"), and/or the Clinton-Gore General Election campaign ("Clinton-Gore"), (together hereafter referred to as "Respondents") have in several ways violated the fund-raising requirements of the federal election laws.

I. Respondents published, mailed, and are benefiting from an illegal fund-raising document.

The enclosed mail piece (Exhibit A), designed to benefit the Clinton-Gore campaign directly by expressly advocating their election, was apparently printed and then distributed during September 1992 using postage Permit No. 1021 in Louisville, KY. Post Office records show that the owner of said permit is the Louisville Party. It appears that Clinton-Gore should be required to pay for this mailing, not the Louisville Party.

The FEC advises us that the Louisville Party has no Federal Account, yet the mail piece is clearly intended in many ways to support a Federal Election, namely the election as President and Vice-President of Bill Clinton and Al Gore. As such, it would have to be paid for by Clinton-Gore unless it qualifies as an exempt party activity by the Louisville Party under 2 USC 431(B)(8)(x) or 2 USC 441a(d).

No disclaimer whatsoever is shown. We are unable to determine who paid for the piece. It may have been paid for, at least in part, by Clinton-Gore, but the use of the Postal Permit would then be illegal. Or, perhaps it was an activity of the Louisville Party, subject to the volunteer activity exemption, but they would need a Federal Account if over \$5,000. If exempt as volunteer activity, the lack of a disclaimer is again noted.

If this is a party mailing, the Louisville Party and/or the DPK appear to be soliciting campaign contributions which then appear to be earmarked for Clinton-Gore. However, these contributions cannot be received by a publicly-financed Presidential Campaign, and such earmarked contributions could not be used by the party for volunteer-exempt activity (2 USC 431(B)(8)(x)(3)).

92 OCT -1 PM 4:06

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FEDERAL ELECTION
COMMISSION

Violations of the law and of regulations may include using non-federal funds by the DPK and/or the Louisville Party (which funds may not be permissible under federal law) to support a federal election (11 CFR 102.5(b)); making expenditures for public advertising on behalf of Clinton-Gore using privately-raised funds earmarked for Clinton-Gore during the General Election (2 USC 431(B)(8)(x)) thereby making an illegal contribution; failure to disclose the entity which paid for said mail-piece (as required by 2 USC 441d(a) and 11 CFR 110.11); failure to file as a federal political committee (2 USC sections 433 and 434) by making contributions or expenditures in excess of \$1,000 or exempt party expenditures in excess of \$5,000 (11 CFR 100.5(c)); and others which the FEC's investigation may disclose. For examples: (a) this piece is labelled "Volunteer Newsletter #2;" the FEC will want to examine "Volunteer Newsletter #1," and (b) other than the printed title, there is no indication of the use of volunteers which might excuse limited expenditures of federally permissible funds.

II. The Clinton-Gore campaign must be required to pay for the subject mail piece, pursuant to statute and applicable regulations.

During the General Election period, presidential campaigns which accept federal funding must pay for advertising run on behalf of said campaign, unless it qualifies as exempt state or local party activity.

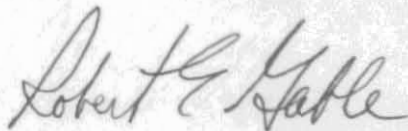
SUMMARY

In 1992 in Kentucky, we are engaged in a very active Federal Election year. We have a Presidential, a U.S. Senatorial, and all 6 Congressional races on the ballot. Respondents are not playing by the rules.

We respectfully urge the Commission to review its files and note all the other recent instances where some of these Respondents have ignored the Federal Election Laws. Then you should "throw the book at them."

CERTIFICATION

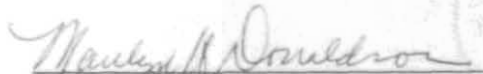
I hereby certify that the facts contained herein are true to the best of my knowledge and belief.



Robert E. Gable, Chairman

County of Fayette
State of Kentucky

Signed and sworn to before me this 24th day of September, 1992.


Notary Public, State at Large

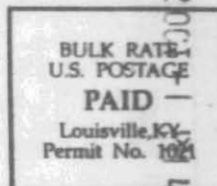
My commission expires: February 13 1996

93040991519

9 3 0 4 0 9 9 1 5 2 0



LOUISVILLE • JEFFERSON COUNTY
DEMOCRATIC PARTY
 Pincastle Building • 660 Third Street • Louisville, Kentucky 40202



*Robert Abbsmathy
 3109 Longford Ln.
 Louisville KY 40242*



Events to Attend

Gaslight Festival - September 18-20 (volunteers needed!)

Fairdale Fair - September 18-19 (volunteers needed!)

South Louisville Festival - September 19 (volunteers needed!)

Ursuline Campus Art Fair - September 19-20

Clinton/Gore U of L Tailgate Party - September 26

Butchertown Octoberfest - October 2-4

American Diabetes WalktoberFest - October 3 (contact Jim Junot at Headquarters for details about walking with the Clinton/Gore group)

St. James Court Art Fair - October 2-4

Garvin Gate Blues - October 9-11

South Louisville Festival Parade - October 10

Fleur-De-Lis Sailing Regatta - October 17-18

World's Largest Halloween Party - October 22-25, 29-31

Thrills and Chills at the State Fair

The fastest ride at this year's State Fair could not rival the Clinton/Gore booth for excitement. Hundreds of new volunteers signed up, and booth workers received overwhelmingly positive responses from fair-goers. Thanks to those of you who worked at the booth!

Reminders

- When wearing Clinton/Gore shirts and buttons, please represent the campaign and the candidates in a positive way!

- October 5 is the deadline for Voter Registration. To check on registration or where to vote, call 625-6100.

- Absentee ballots are available to anyone who will be unable to make it to the polls on election day. Call 625-5886 or 625-5889.

CLINTON/GORE CHRONICLE '92

Louisville / Jefferson County
Volunteer Newsletter #2
September, 1992

The Clinton/Gore campaign continues to gain momentum as we near November. Dedicated, determined, enthusiastic volunteers have helped shape this exciting campaign. On Election Day, American voters will be "Putting People First" by electing Bill Clinton and Al Gore. Between now and November 3, we hope to see you at some of the many events we have planned. For the most current information on upcoming events, call Opal Murphy, Joan Laurie, or Becky Probus at Campaign Headquarters.

Welcome New Coordinators

We want to extend the warmest of welcomes to Joe Easton and Althea Bowman. Easton, who served on Al Gore's presidential campaign in 1988, and later as a staff assistant with the Senator on Capitol Hill, will serve as the Jefferson County Field Coordinator. Bowman, who was an at-large member of the Democratic Executive Committee, will focus on voter turn-out as Political Coordinator for the local campaign.

Neighbor to Neighbor Program

Throughout the campaign, volunteers will be needed for the Neighbor to Neighbor program. Volunteers will canvass Louisville/Jefferson County neighborhoods to promote Bill Clinton's and Al Gore's message of putting "power back in your hands and putting government back on your side." The goal of the local Clinton/Gore campaign is to get this program into the hands of every volunteer who wants to be involved, so that they can walk through their own neighborhoods. If you would like to participate in this program, please contact the campaign at our Mid-City Mall Headquarters. Please help us with this important effort!



Campaign Contributions

If you would like to contribute to the local Clinton/Gore campaign, you may send your donation to:

Manning Warren
439 Club Lane
Louisville, Kentucky 40207

Please make all checks payable to: Kentucky Democratic Party. **All contributions will go directly to the local Clinton/Gore campaign.**

Clinton/Gore Volunteer Day

This is *your* day. Come celebrate the opening of the new **Clinton/Gore Headquarters** at the Mid-City Mall at 1250 Bardstown Road, on Monday, September 14 at 6:30 p.m. (The phone will be in operation as of September 14. Please call directory assistance for the new number.)

Gore - Quayle Debate

Many of you have asked about tickets to the Vice-Presidential Debate on September 29. Tickets will be scarce; however, other debate plans are in the works.

New Groups

Three new groups have been formed to support the Clinton/Gore ticket:

Teachers for Clinton

Lawyers for Clinton

Property Value Administrators for Clinton.

Anyone interested in forming new constituency groups should contact Joe Easton at Democratic Headquarters.

Clinton/Gore House Parties

In the upcoming weeks, the campaign will need your help in locating and staging "House Parties" all across Jefferson County, to enable people to become more familiar with Bill Clinton's and Al Gore's message for change!

93040991521



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

October 7, 1992

Robert E. Gable, Chairman
Republican Party of Kentucky
P.O. Box 1068
Frankfort, Kentucky 40602

RE: MUR 3635

Dear Mr. Gable:

This letter acknowledges receipt on October 1, 1992, of your complaint alleging possible violations of the Federal Election Campaign Act of 1971, as amended ("the Act"), by the Kentucky State Democratic Central Executive Committee, and William Johnson, as treasurer, the Jefferson County Democratic Party, Clinton/Gore '92 Committee, and Robert Farmer, as treasurer, and the Kentucky Democratic Party (Non-Federal). 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 3635. 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,

Anne Weissenborn
Acting Assistant General Counsel

Enclosure
Procedures

93040991522



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

October 7, 1992

Ms. Christine Varney
Chief Counsel
Clinton/Gore '92 Committee
Hogan and Hartson
Columbia Square
555 Thirteenth Street, NW
Washington, DC 20004

RE: MUR 3635

Dear Ms. Varney:

The Federal Election Commission received a complaint which indicates that the Clinton/Gore '92 Committee ("Committee") 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 3635. 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 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.

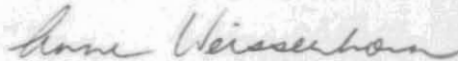
This matter will remain confidential in accordance with 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public.

93040991523

Christine Varney, Esquire
Clinton/Gore '92 Committee
Page 2

If you have any questions, please contact Jeffrey Long, the staff member 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,



Anne Weissenborn
Acting Assistant General Counsel

Enclosures

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

93040991524



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

October 7, 1992

William Johnson, Treasurer
Kentucky State Democratic
Central Executive Committee
P.O. Box 694
Frankfort, Kentucky 40602

RE: MUR 3635

Dear Mr. Johnson:

The Federal Election Commission received a complaint which indicates that the Kentucky State Democratic Central Executive Committee ("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 3635. 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.

93040991525

William Johnson, Treasurer
Kentucky State Democratic Central
Executive Committee
Page 2

If you have any questions, please contact Jeffrey Long, the staff member 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,



Anne Weissenborn
Acting Assistant General Counsel

Enclosures

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

93040991526



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

October 7, 1992

Jefferson County Democratic Party
Fincastle Building
660 Third Street
Louisville, Kentucky 40202

RE: MUR 3635

Dear Gentlemen:

The Federal Election Commission received a complaint which indicates that the Jefferson County Democratic Party 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 3635. 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 Jefferson County Democratic Party 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.

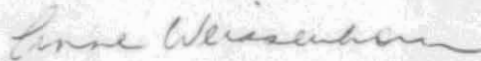
This matter will remain confidential in accordance with 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public. If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed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

93040991527

Jefferson County Democratic Party
Page 2

If you have any questions, please contact Jeffrey Long, the staff member 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,



Anne Weissenborn
Acting Assistant General Counsel

Enclosures

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

93040991528



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

October 7, 1992

Kentucky Democratic Party (Non-Federal)
P.O. Box 694
Democrat Drive
Frankfort, Kentucky 40602

RE: MUR 3635

Dear Gentlemen:

The Federal Election Commission received a complaint which indicates that Kentucky Democratic Party (Non-Federal) ("Committee") 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 3635. 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 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.

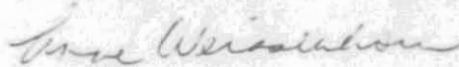
This matter will remain confidential in accordance with 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public. If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed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

93040991529

Kentucky Democratic Party (Non-Federal)
Page 2

If you have any questions, please contact Jeffrey Long, the staff member assigned to this matter, at (202) 219-3635. For your information, we have enclosed a brief description of the Commission's procedures for handling complaints.

Sincerely,



Anne Weissenborn
Acting Assistant General Counsel

Enclosures

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

93040991530

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FEDERAL ELECTION
COMMISSION
MAIL ROOM

OCT 16 11 14 AM '92

STATEMENT OF DESIGNATION OF COUNSEL

MUR 3635

NAME OF COUNSEL: MASON TRENAMAN

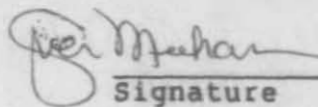
ADDRESS: 310 KENTUCKY TOWERS

LOUISVILLE, KENTUCKY 40202

TELEPHONE: (502) 582-3366

The above-named individual is hereby designated as my
counsel and is authorized to receive any notifications and other
communications from the Commission and to act on my behalf
before the Commission.

OCTOBER 13, 1992
Date


Signature

GWEN MEEHAN, EXECUTIVE ASST.
FOR SEAN DELAHANTY, CHAIRMAN

RESPONDENT'S NAME: LOUISVILLE-JEFFERSON COUNTY DEMOCRATIC PARTY

SEAN DELAHANTY, CHAIRMAN
ADDRESS: GWEN MEEHAN, EXECUTIVE ASSISTANT
660 SOUTH THIRD STREET
LOUISVILLE, KENTUCKY 40202

TELEPHONE: HOME (502) 637-4964

BUSINESS (502) 584-5394 OR 583-8308

92 OCT 16 PM 3:15

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE

93040991531



RECEIVED
FEDERAL ELECTION
COMMISSION
MAIL ROOM

OCT 18 9 07 AM '92

October 15, 1992

Mr. Jeffrey Long
Office of the General Counsel
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463

Re: MUR 3635

Dear Mr. Long:

This letter is to confirm our telephone conversation in which I requested on behalf of the Clinton/Gore '92 Committee ("Committee") an extension of time to file a responsive brief in the above referenced matter.

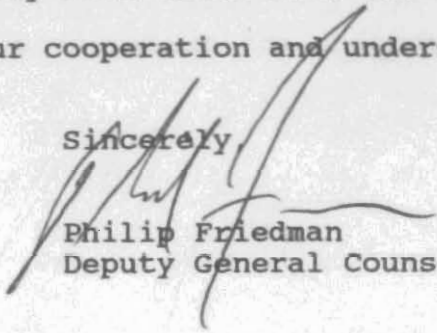
As the allegations concern events that took place in Kentucky several weeks ago and the individuals with the most knowledge of the events described in the complaint are currently involved in timely tasks relevant to the ongoing congressional campaign, the Committee needs additional time to inspect its records and to interview appropriate campaign personnel.

Accordingly, the Committee requests an additional 20 days over the 15 days in which the Committee is required to file a responsive brief. We respectfully request an extension of time to November 16, 1992.

Please note that a general Statement of Designation for the Committee has previously been filed with the Commission.

Thank you for your cooperation and understanding in granting this extension.

Sincerely,


Philip Friedman
Deputy General Counsel

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FEDERAL ELECTION
COMMISSION
92 OCT 19 PM 4:08



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

October 26, 1992

Philip Friedman, Esquire
Ross & Hardies
888 16th Street, N.W.
Washington, D.C. 20006

RE: MUR 3635
Clinton/Gore '92 Committee and
Robert Farmer, as treasurer

Dear Mr. Friedman:

This is in response to your letter dated October 15, 1992, which we received on October 19, 1992, requesting an extension of 20 days to respond to the complaint in this matter. After considering the circumstances presented in your letter, the Office of the General Counsel has granted the requested extension. Accordingly, your response is due by the close of business on November 16, 1992.

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

Sincerely,

A handwritten signature in cursive script, reading "Jeffrey D. Long", is written over a white rectangular redaction box.

Jeffrey D. Long
Paralegal

93040991533



LOUISVILLE-JEFFERSON COUNTY
DEMOCRATIC PARTY

October 26, 1992

RECEIVED
FEDERAL ELECTION
COMMISSION
MAIN COPY ROOM

OCT 29 11 31 AM '92

Office of the General Counsel
Federal Election Committee
999 E Street, N.W.
Washington, D.C. 20463

IN RE: MUR 3635

To the General Counsel:

The following is the Answer of Louisville & Jefferson County Democratic Party to the Complaint of the Republican Party dated September 24, 1992.

1. The Clinton/Gore Newsletter

The Louisville & Jefferson County Democratic Party admit ownership of the mail piece, identified as Exhibit A, advocating the election of Bill Clinton and Al Gore. The local party paid for this mailing and it used its bulk mailing permit to obtain the cheaper rate for postage. This newsletter was completely assembled by a volunteer staff and was a communication between the local party and other citizens of the community who had identified themselves as Clinton/Gore volunteers and had given us their address and phone number for future communications.

The Louisville & Jefferson County Democratic Party has

EXECUTIVE COMMITTEE

CHAIRMAN Sean Delahanty	LEGISLATIVE DISTRICT CHAIRMEN	35th Greg Reddington	46th Zane G. Vincent	Ray Crider	LEGAL COUNSEL
VICE-CHAIRMAN Leann Marsili	28th Grayson Sorrels	37th Luann Ross	47th Jerry Bowles	Sean Delahanty	Mason Trenaman
SECRETARY Rita Bunch	29th Eugene J. Drago	38th George Melton	48th Carlos H. Davenport	James D. Greene	PARLIAMENTARIAN
TREASURER Steve Henry	30th Thomas J. Burch	40th Leann Marsili	AT-LARGE MEMBERS	Rick Johnstone	Scott Miller
	31st Ruth Geoghegan	41st Claudia Riner	Carl Bensinger	Gwen Meehan	
	32nd Drew Shryock	42nd Leonard Gray, Sr.	Alteata Bowman	Opal Murphy	EXECUTIVE
	33rd Clyde Caudill	43rd Clarence Yancey	Jim Burke	O.A. "Tip"	ASST.
	34th Mike Ward	44th Clarence Ruffra	John A. Celletti	Thibodeaux	Gwen Meehan
		45th Carolyn Beauchamp		David L. Holton, II	

92OCT 29 PM 3:46

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FEDERAL ELECTION
COMMISSION
OFFICE OF THE GENERAL COUNSEL

93040991534



LOUISVILLE JEFFERSON COUNTY
DEMOCRATIC PARTY

Page Two

applied for a Federal account to cover its non-exempt activity in electing Bill Clinton and Al Gore to their respective offices. At the time of this mailing, it is unlikely that the local party had raised more than \$5,000.00.

The Louisville & Jefferson County Democratic Party believes that its return address on every mail piece identifies it as the party responsible for producing and paying for this communication to the volunteers here in Jefferson County.

This newsletter includes directions for potential Clinton/Gore contributors. When reviewed by representatives of the Clinton/Gore campaign, they saw this as a potential violation of Federal election laws. Shortly after the mailing a retraction or a correction letter was mailed to each of the volunteers concerning the method by which they might donate to the Clinton/Gore campaign. No funds were ever received as a direct response to this article in the newsletter and thus no funds were ever expended.

This newsletter and others like it have been used to communicate with the thousands of volunteers who have contacted the local headquarters in an attempt to change the course of history.

92 OCT 29 PM 3:46

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF THE CLERK

93040991535



LOUISVILLE-JEFFERSON COUNTY
DEMOCRATIC PARTY

Page Three

92 OCT 29 PM 3:47

RECEIVED
FEDERAL ELECTION COMMISSION

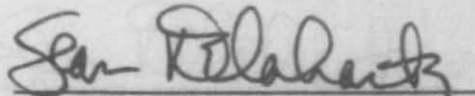
2. Conclusion

The Louisville & Jefferson County Democratic Party participated in this political activity for the sole purpose of electing our candidates. It was never our intention to violate any election law.

We will fully cooperate with any further inquiry into these activities. We believed that at all times our activities were exempt.

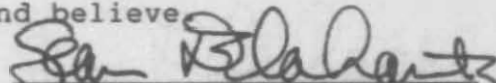
The commission should realize that the Democratic Party is waging the successful campaign. Reasonable men could believe that the Republican Party here in Kentucky is "whining" in a losing cause.

Respectfully submitted,


SEAN DELAHANTY, CHAIRMAN
LOUISVILLE & JEFFERSON
COUNTY DEMOCRATIC PARTY

VERIFICATION

I hereby certify that the facts contained herein are true to the best of my knowledge and believe.


SEAN DELAHANTY, CHAIRMAN

STATE OF KENTUCKY
COUNTY OF JEFFERSON

I, the undersigned Notary Public, do hereby certify that the above-named did personally appear before me and did acknowledge, deliver and sign his name to the foregoing

93040991536



LOUISVILLE-JEFFERSON COUNTY
DEMOCRATIC PARTY

92 OCT 29 PM 3:47

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF THE CLERK
WASHINGTON, D.C. 20543

instrument this 26 day of October, 1992.
My Commission Expires: 3-17-93

Margaret J. Bowling
NOTARY PUBLIC, STATE AT LARGE, KENTUCKY

CERTIFICATION OF SERVICE

It is hereby certified that a copy of the foregoing was
this 26th day of October, 1992, mailed to Office of the
General Counsel, Federal Election Commission, 999 E Street,
N.W, Washington, D.C. 20463.

Sean Delahanty
SEAN DELAHANTY, CHAIRMAN

23040991537



OGC 7516

November 16, 1992

Mr. Jeffrey Long
Office of the General Counsel
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463

92 NOV 16 PM 3:30

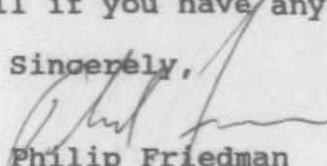
Re: MUR 3635

Dear Mr. Long:

Enclosed please find an original and two copies of the Response of the Clinton/Gore '92 Committee the above referenced matter.

Please give me a call if you have any questions or concerns.

Sincerely,


Philip Friedman
Deputy General Counsel

Enclosure

cc: Tony Harrington
General Counsel

UNITED STATES OF AMERICA
BEFORE THE FEDERAL ELECTION COMMISSION

IN THE MATTER OF THE KENTUCKY
DEMOCRATIC PARTY AND THE
CLINTON/GORE '92 COMMITTEE, ET AL.

MUR 3635

RESPONSE OF THE CLINTON/GORE '92 COMMITTEE

On September 24, 1992, Robert E. Gable, the Chairman of the Republican Party of Kentucky, filed a complaint with the Federal Election Commission ("FEC" or "Commission") alleging that the Jefferson County Democratic Party, the Kentucky State Democratic Central Executive Committee, the Kentucky Democratic Party and the Clinton/Gore '92 Committee (collectively, the "Respondents") have violated several provisions of the Federal Election Campaign Act of 1971, as amended ("FECA" or "Act").

Pursuant to 11 CFR 111.6, this response is submitted on behalf of the Clinton/Gore '92 Committee ("Committee") for the purpose of demonstrating that the Commission should find no reason to believe that a violation of the Act has occurred.

The complaint is premised entirely on Exhibit A to the complaint, a newsletter, entitled the Clinton/Gore Chronicle '92. According to the complainant, the newsletter potentially violates several provisions of the law, depending upon 1) what entity paid for the newsletter; 2) whether the newsletter was produced in accordance with the exempt party activity provisions of 2 USC 431(B)(8)(x) or 2USC 441a(d); and 3) whether the newsletter was

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soliciting funds for the state party or the Clinton/Gore campaign directly. As the facts adequately demonstrate, the Clinton/Gore campaign had little, if anything to do with the newsletter. But more importantly, the costs associated with the newsletter and the manner of its distribution were made in compliance with the exempt activity provisions of the FECA.

I. THE NEWSLETTER WAS PREPARED AND DISTRIBUTED IN ACCORDANCE WITH THE REGULATIONS GOVERNING EXEMPT PARTY ACTIVITIES.

To assure a large turnout of Democratic voters on election day, the Louisville/Jefferson County Democratic Party (hereafter "County Committee"), a subordinate state party committee of the Kentucky Democratic Party, periodically distributes newsletters to county voters. These newsletters are written, produced and mailed entirely by volunteers for the County Committee to a list of voters compiled by the Democratic Party. No commercial direct mail lists or commercial mailing houses were used to mail the volunteer newsletter. Rather, volunteers assembled, folded and wrote the names of addresses on every newsletter mailed to potential Democratic voters. See Affidavit of Sean Delahanty, attached hereto as Exhibit A. Moreover, the Clinton/Gore campaign had no involvement in coordinating or directing the newsletter's production.

As the newsletter appeared to benefit only federal candidates, only funds permissible under the FECA were used to pay for all of the costs incurred in the mailing. The County Committee has not received federal contributions in excess of

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\$5,000, nor has it made payments for items exempt from the definition of contribution and expenditure in excess of \$5,000. As such the County Committee was not required, and did not register as a federal political committee with the FEC. See 11 CFR 100.5(c). See Affidavit of Sean Delahanty.

The newsletter mailing and the costs associated with it fall squarely within the exempt party activity provisions of the FECA and Commission regulations. As the newsletter was an exempt activity, the Clinton/Gore '92 Committee did not receive any impermissible contributions from the County Committee or the Kentucky Democratic Party.

II. THE CLINTON/GORE '92 COMMITTEE MADE GOOD FAITH EFFORTS TO COMPLY WITH THE FECA.

The newsletter did contain two technical errors. The first error concerns an improper solicitation for funds in which it is stated that all contributions raised for the Kentucky Democratic Party "will go directly to the local Clinton/Gore campaign."

The Clinton/Gore campaign had no direct involvement in the preparation or distribution of the newsletter. Shortly after the newsletter was mailed, however, the Clinton/Gore state director noticed the newsletter contained a solicitation error. As soon as this improper solicitation was discovered, the Clinton/Gore campaign asked the County Committee to send a corrective letter to the recipients of the newsletter. This corrective letter, attached hereto as Exhibit B, informed readers that the Clinton/Gore campaign could not accept any contributions and that

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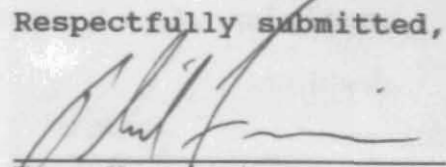
funds contributed to the coordinated campaign were for the benefit of all Democrats.

The second technical error concerned the newsletters failure to carry a proper disclaimer. The volunteers who prepared the newsletter were under the mistaken impression that the return address on the newsletter -- which clearly delineated the Louisville/Jefferson County Democratic Party -- was sufficient identification to satisfy the disclaimer requirements of 11 CFR 110.11. This belief, although mistaken, when coupled with the clear identification of the Louisville/Jefferson County Democratic Party on the mailing, is the type of remedial effort the FECA contemplated in the "best efforts" provision of 2 USC 432(i).

CONCLUSION

For the foregoing reasons, the Commission should find no reason to believe that the Clinton/Gore '92 Committee violated any provisions of the FECA.

Respectfully submitted,



Tony Harrington
Christine Varney
Philip S. Friedman

Counsel for
Clinton/Gore '92 Committee

EXHIBIT A

UNITED STATES OF AMERICA
BEFORE THE FEDERAL ELECTION COMMISSION

IN THE MATTER OF THE KENTUCKY
DEMOCRATIC PARTY AND THE
CLINTON/GORE '92 COMMITTEE, ET AL.

MUR 3635

AFFIDAVIT OF SEAN DELAHANTY

SEAN DELAHANTY HEREBY DEPOSES AND SAYS:

1. I am the chairman of the Louisville and Jefferson County Democratic Party. I submit this affidavit in support of the response of the Clinton/Gore '92 Committee in the above referenced action.
2. The Louisville/Jefferson County Democratic Party ("LJCDP") is a subordinate state party committee of the Kentucky Democratic Party.
3. In connection with the 1992 presidential campaign, the LJCDP sent volunteer newsletters to citizens of the community who were interested in supporting the Bill Clinton, Al Gore and the rest of the Democratic ticket.
4. The volunteer newsletter, identified as Exhibit A to the complaint, was prepared, assembled, addressed, folded, sorted and mailed entirely by volunteers. In addition, the newsletter was mailed only to citizens who had identified themselves as Clinton/Gore volunteers to the LJCDP. No commercial mailing houses or commercial mailing lists were used in connection with the mailing of the newsletter.

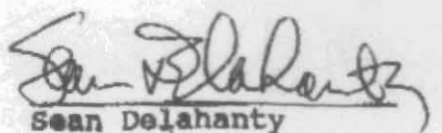
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5. As the newsletter benefited only the Clinton/Gore campaign, only funds permissible under federal law were used to pay for the costs of the mailing. The LJCDP did not file any reports with the Federal Election Commission disclosing such expenditures. At the time of the mailing, the LJCDP was not a federal political committee as it had not received federal contributions in excess of \$5,000 or made federal expenditures in excess of \$5,000 during the calendar year.

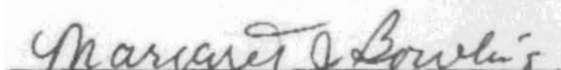
6. After the newsletter was mailed, it was shown to David Wofford, the state director of the Clinton/Gore campaign. Mr. Wofford noted that the newsletter contained a solicitation for Clinton/Gore contributions and informed the LJCDP that such a solicitation was not permissible. Accordingly, the LJCDP complied with Mr. Wofford's request that the LJCDP send a corrective letter to recipients of the newsletter informing them that contributions to the Clinton/Gore campaign were not permitted.

I declare under the penalty of perjury that the foregoing is true and correct.

Date: 11/12/91


 Sean Delahanty
 Chairman
 Lou-Jeff Co Demo Party

SUBSCRIBED & SWORN to before me this 12th day of November, 1992. My Commission Expires: 5-17-93


 NOTARY PUBLIC, STATE AT LARGE,
 KENTUCKY

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EXHIBIT B

September 12, 1992

Dear Supporter,

In our most recent newsletter, we inaccurately stated that contributions made to the Coordinated Campaign would go directly to the Clinton/Gore campaign. It is important for you to know that upon accepting the \$55 million in federal funds, the Clinton/Gore campaign becomes ineligible to receive private donations.

The purpose of the Coordinated Campaign is to help get all democrats on Novembers ballot elected. The Coordinated Campaign is designed to promote activities that will help the Clinton/Gore campaign, the Ford for Senate campaign as well as all of the congressional candidates and local democrats on the ticket. We apologize for any inconvenience this may have caused you.

We would also like to take this opportunity to update you on one of our upcoming events. On Saturday September 26th, there will be a youth rally and workshop for Young Kentuckians (18-35 years old) who want to work to change America by helping to elect Bill Clinton, Al Gore, Wendell Ford and the 1992 Democratic Ticket. The event will take place at the Farnham Dudgeon Civic Center in Frankfort at 1 PM. Guest speakers will include James Carville, a top strategist for the Clinton/Gore campaign and U.S. Senator Wendell Ford.

We would also like to thank all of you for your continued support and encourage you to stop by our headquarters located in the Mid-City Mall.

Thank You,

Jefferson County Volunteers



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

February 11, 1993

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Kentucky Democratic Party (Non-Federal)
P.O. Box 694
Democrat Drive
Frankfort, Kentucky 40602

RE: MUR 3635

Dear Gentlemen:

The Federal Election Commission received a complaint that alleges that the Kentucky Democratic Party (Non-Federal) ("Committee") may have violated the Federal Election Campaign Act of 1971, as amended ("the Act"). On October 7, 1992, the Commission mailed copies of the complaint to the above address. You have not responded to the complaint; therefore, another copy is enclosed. We have numbered this matter MUR 3635. 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 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.

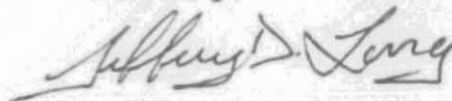
This matter will remain confidential in accordance with 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public. If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed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

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Kentucky Democratic Party (Non-Federal)
Page 2

If you have any questions, please contact me in the Office of the General Counsel at (202) 219-3690. For your information, we have attached a brief description of the Commission's procedures for handling complaints.

Sincerely,



Jeffrey D. Long
Paralegal Specialist

Enclosures

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

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

February 11, 1993

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mason Trenaman
310 Kentucky Towers
Louisville, KY 40202

RE: MUR 3635
Jefferson County Democratic Party

Dear Mr. Trenaman:

The Federal Election Commission received a complaint that alleges that the Jefferson County Democratic Party may have violated the Federal Election Campaign Act of 1971, as amended ("the Act"). On October 7, 1992, the Commission mailed copies of the complaint to the above address. You have not responded to the complaint; therefore, another copy is enclosed. We have numbered this matter MUR 3635. 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 Jefferson County Democratic Party 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.

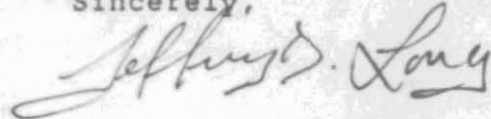
This matter will remain confidential in accordance with 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public. If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed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

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Mason Trenaman
Page 2

If you have any questions, please contact me in the Office of the General Counsel at (202) 219-3690. For your information, we have attached a brief description of the Commission's procedures for handling complaints.

Sincerely,



Jeffrey D. Long
Paralegal Specialist

Enclosures

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

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

February 11, 1993

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

William Johnson, Treasurer
Kentucky State Democratic
Central Executive Committee
P.O. Box 694
Frankfort, Kentucky 40602

RE: MUR 3635

Dear Mr. Johnson:

The Federal Election Commission received a complaint that alleges that the Kentucky State Democratic Central Executive Committee ("Committee") and you, as treasurer, may have violated the Federal Election Campaign Act of 1971, as amended ("the Act"). On October 7, 1992, the Commission mailed copies of the complaint to the above address. You have not responded to the complaint; therefore, another copy is enclosed. We have numbered this matter MUR 3635. 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.

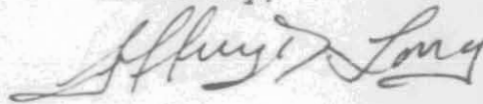
This matter will remain confidential in accordance with 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public. If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed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

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William Johnson, Treasurer
Kentucky State Democratic Central
Executive Committee
Page 2

If you have any questions, please contact me in the Office of the General Counsel at (202) 219-3690. For your information, we have attached a brief description of the Commission's procedures for handling complaints.

Sincerely,



Jeffrey D. Long
Paralegal Specialist

Enclosures

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

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Mason L. Trenaman

Attorney At Law
Suite 310, Kentucky Towers
430 W. Muhammad Ali Blvd.
Louisville, Kentucky 40202

OCC 8595
RECEIVED
FEDERAL ELECTION
COMMISSION
MAIL ROOM

MAR 10 11 25 AM '93

(502) 582-3366

March 4, 1993

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

Attn: Mr. Jeffrey D. Long

Re: MUR 3635, Louisville and Jefferson County
Democratic Party

Dear Mr. Long:

I am the volunteer attorney for the Louisville / Jefferson County Democratic Party, and this letter is in response to the Commission's letter of February 11, 1993, wherein it was stated that the Louisville / Jefferson County Democratic Party (hereinafter, the Party) had not previously responded to this Complaint. I believe this is in error, and that a response on behalf of the Party has in fact been previously received by the Commission.

Initially, I would note that your February 11, 1993 correspondence states that a letter was sent to me regarding this matter on October 7, 1992. No such letter was received by me. However, a letter dated October 7, 1992 was in fact sent to the Party at its Third Street, Louisville, Kentucky address, and that letter generated our response which was sent by certified mail to the Commission on October 26, 1992, and was received by the Commission's main copy room on October 29, 1992. That response was tendered by the Party Chairman, and a copy is enclosed. A second copy of that response was sent to the Commission, in care of Mr. John D. Gibson, on December 15, 1992 and was marked as received by the Commission on December 21, 1992.

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FEDERAL ELECTION COMMISSION
93 MAR 10 PM 2:41

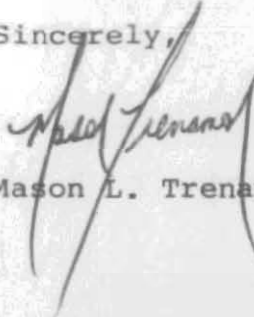
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Jeffrey D. Long Letter
March 4, 1993
Page Two (2)

Hopefully this letter and the enclosed copy of the earlier provided response will clear up any questions. However, if you need anything further, please feel free to contact me.

Thank you for your help in this matter.

Sincerely,



Mason L. Trenaman

MLT/lb

Enclosure

cc: Mr. John D. Gibson
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463

93040991553

LAW OFFICES
MICHAEL T. McKINNEY

Attorney at Law

MICHAEL T. McKINNEY

TELEPHONE (606) 586-9955
FAX No. (606) 586-6937

2922 WASHINGTON SQUARE
BURLINGTON, KENTUCKY 41005-0688

April 21, 1993

Mr. Jeff Long
Federal Election Commission
999 E Street, North West
Washington, D.C. 20463

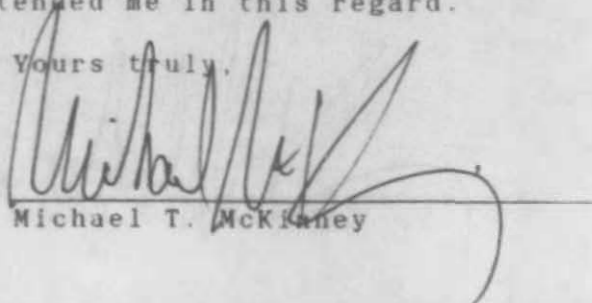
VIA: FEDERAL EXPRESS

Dear Jeff:

Pursuant to our earlier telephone communication, enclosed
herewith please find documents pertaining to MUR 3635

Thank you for the courtesy extended me in this regard.

Yours truly,



Michael T. McKinney

MTM:trt
enclosures

93 APR 22 11 33 AM

RECEIVED
FEDERAL ELECTION COMMISSION

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FEDERAL ELECTION COMMISSION
MUR 3635

RECEIVED
FEDERAL ELECTION COMMISSION
93 APR 22 PM 3:38

RESPONSE TO MUR 3635

KENTUCKY DEMOCRATIC PARTY (Non-Federal)

RESPONDENT

* * * * *

This Response to MUR 3635 is filed on behalf of the Kentucky Democratic Party .

The premise of the complaint initiating the within Matter Under Review is the objection by the Republican Party of Kentucky to the Clinton/Gore Newsletter prepared and distributed by a team of volunteers working with the Louisville and Jefferson County Democratic Party, a local subordinate committee of the Kentucky Democratic Party.

The complaint is twofold and the issues arising therefrom are:

1. Did the newsletter violate the Federal Election Campaign Act of 1971 ("FECA")?
2. Should the Clinton/Gore campaign be required to pay for the newsletter?

A review of this matter clearly shows that all efforts in the production and distribution of the subject newsletter were carried out by volunteers keenly interested in the presidential election effort. Though the volunteer effort should have been clearly devoted to the coordinated campaign effort in Kentucky, a few

MICHAEL T. McKINNEY

Attorney at Law

2922 Washington Square • P.O. Box 688 • Burlington, Kentucky 41005 • 606/586-9955

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minor technical violations occurred during the production and distribution of the newsletter. However, immediately upon learning of these technical violations the parties responsible for the technical violations took the responsibility and worked diligently to correct these minor and technical violations. For example, the volunteers who put together the newsletter assumed that the very large and informative return address on the newsletter would also serve to satisfy the requirement for a disclaimer. This is just one of the types of technical violations which the FECA embraces as a remedial "best effort" pursuant to 2 USC 432. There was no attempted wrongdoing, merely a less-than-complete compliance with FECA by a hard-working group of non-professional volunteers acting in good faith.

Secondly, the newsletter did, in fact, contain an improper solicitation when the newsletter first appeared and was distributed. This impropriety was brought to the attention of the Louisville and Jefferson County Democratic Party and immediate efforts to rectify this violation were implemented by the use of a follow-up letter to the same recipients of the original newsletter.

The Louisville and Jefferson County Democratic Party, at the time of the preparation and mailing of the newsletter had not registered with the FEC as a federal political committee. It did not anticipate receipts or expenditures in excess of \$5,000.00. Additionally, the newsletter was clearly an exempt activity within the scope of applicable regulation. However, the Louisville and Jefferson County Democratic Party did subsequently file a FEC Form 1

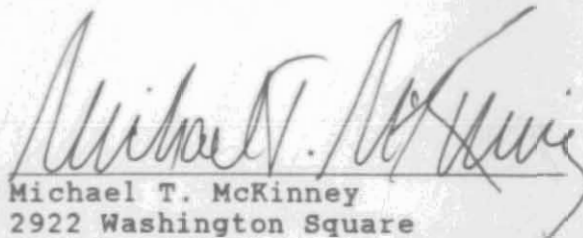
MICHAEL T. McKINNEY

Attorney at Law

2922 Washington Square • P.O. Box 688 • Burlington, Kentucky 41005 • 606/586-9955

to remove any doubt as to the propriety of its actions. It still anticipated receipts and expenses to be for sums less than \$5,000.00.

For the foregoing reasons, the conclusion is drawn that the Clinton/Gore Campaign is not responsible for the cost of the newsletter and the complaint filed as MUR 3635 should be dismissed. There is no meritorious claim made therein, only minor technical blemishes.



Michael T. McKinney
2922 Washington Square
P.O. Box 688
Burlington, Kentucky 41005
(606) 586-9955

General Counsel
Kentucky Democratic Party

MICHAEL T. McKINNEY

Attorney at Law

2922 Washington Square • P.O. Box 688 • Burlington, Kentucky 41005 • 606/586-9955

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KY DEMOCRATS

9 3 0 4 0 9 9 1 5 5 8

COMBINED CASH REVENUES & EXPENSE

1/1/92 - 3/31/92

WILSON JONES COMPANY

87104 BLUE STINK GREEN

71,306.75

MADE IN U.S.A.

	25-349-5 NON-FED VICTORY	17-1473-2 NON-FED GEN FUND	25-2217-9 FEDERAL OP/MAINT	25-3491-6 FEDERAL	10-869-5 U VICTORY FEDERAL	17-1480-5 FEDERAL ✓ OVT	13-1634-6 FEDERAL OLO	TOTAL OF ALL
1 BALANCE, 1/1/92	19564 ⁶³	4085 ⁵⁵	5350 ⁴⁵	5000 ⁰⁰	-0-	60884 ¹⁹	72 ¹¹	94956 ⁹³
2 RECEIPTS	-	2111715 ⁷⁵				158 ⁵⁰		2111873 ²⁵
3								
4								
5								
6 ADMIN EXPENSE	101111 ⁸⁵	57691 ¹²		89 ⁷³		34056 ⁶⁷		101949 ³⁷
7								
8 LOAN PAYMENTS		612 ⁷⁸				1224 ⁹⁶		1837 ¹⁴
9								
10 CANDIDATE SUPPORT				4000 ⁰⁰				4000 ⁰⁰
11								
12								
13								
14								
15 BALANCE, 3/31/92	9452 ⁷⁸	157497 ⁴⁰	5350 ⁴⁵	910 ²¹	-0-	25761 ⁰⁶	72 ¹¹	199044 ⁰⁷
16								
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25								
26								
27								

32,053.89



FARMERS BANK & CAPITAL TRUST CO.

P. O. BOX 309, FRANKFORT, KENTUCKY 40602 (502) 227-1600

KENTUCKY DEMOCRATIC PARTY
FEDERAL ACCOUNT
PO BOX 594
FRANKFORT KY 40602-0694

730-0
0
3

REGULAR ACCOUNT

12/31/91 THRU 01/31/92
DOCUMENT COUNT: 3
PAGE 1

Each depositor insured to \$100,000
MEMBER FDIC
FEDERAL DEPOSIT INSURANCE CORP.

227-1601 - THAT'S THE PHONE NUMBER TO
CALL IF YOU HAVE ANY BANKING QUESTIONS.
OUR F A C T (FRIENDLY-ASSISTANCE-CUSTOMER-TEAM)
WILL BE HAPPY TO HELP YOU!

*
THANKS FOR CARING
THE UNITED WAY
*

DESCRIPTION	DEBITS	CREDITS	DATE	BALANCE
BALANCE LAST STATEMENT			12/31/91	5,000.00
CLARKE CHECKS CHK ORDERS E9219238C311600	29.73		01/06/92	4,910.27
DEPOSIT		153,181.00	01/23/92	158,091.27
CHECK # 103	100.00		01/23/92	157,991.27
CHECK # 101	51,060.00		01/23/92	106,931.27
CHECK # 102	102,021.00		01/23/92	4,910.27
BALANCE THIS STATEMENT			01/31/92	4,910.27

REPORT OF RECEIPTS AND DISBURSEMENTS

Other Than An Authorized Committee
(Summary Page)

USE FILE MAILING SLIP
OR
TYPE OR PRINT

1. NAME OF COMMITTEE (in full) <u>Kentucky State Democratic Party Central Executive</u> ADDRESS (number and street) ☐ Check if different than previously reported <u>Committee</u> <u>P.O. Box 694 (Democrat Drive)</u> CITY, STATE and ZIP CODE <u>Frankfort, Kentucky</u>		2. FEC IDENTIFICATION NUMBER <u>C00011197</u>
		3. ☐ This committee qualified as a multicandidate committee DURING THIS Reporting Period on _____ (date).

4. TYPE OF REPORT

(a) ☐ April 15 Quarterly Report

☐ July 15 Quarterly Report

☐ October 15 Quarterly Report

☒ January 31 Year End Report

☐ July 31 Mid Year Report (Non-election Year Only)

☐ Termination Report

Monthly Report Due On:

☐ February 20	☐ June 20	☐ October 20
☐ March 20	☐ July 20	☐ November 20
☐ April 20	☐ August 20	☐ December 20
☐ May 20	☐ September 20	☒ January 31

☐ Twelfth day report preceding _____ (Type of Election)

election on _____ in the State of _____

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

Original

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

SUMMARY

	COLUMN A This Period	COLUMN B Calendar Year-to-Date
5. Covering Period <u>7/1/91</u> through <u>12/31/91</u>		
6. (a) Cash on Hand January 1, 19____		\$ 1,479
(b) Cash on Hand at Beginning of Reporting Period	\$ 72	
(c) Total Receipts (from Line 19)	\$ 158,181	\$ 159,181
(d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)	\$ 158,253	\$ 160,660
7. Total Disbursements (from Line 30)	\$ 153,180	\$ 155,587
8. Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))	\$ 5,072	\$ 5,072
9. Debts and Obligations Owed TO the Committee (Itemize all on Schedule C and/or Schedule D)	\$ -0-	
10. Debts and Obligations Owed BY the Committee (Itemize all on Schedule C and/or Schedule D)	\$ 2,990	

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

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

Type or Print Name of Treasurer

Signature of Treasurer

Date

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

FEC FORM 3X

(Revised 1-1-91)

1/ DEMOCRATS
VICTOR
1/1/92 - 3/31/92

PROOF OF CASH

	BANK BEGINNING BALANCE	DEPOSITS	CHECKS
1/1/92	19585 ⁵³	* 153181 ⁰⁰	* 159139 ⁴⁴
1/31 - 2/28/92		-	4153 ⁴¹
2/28 - 3/31/92		-	-
	19585 ⁸⁸	153181 ⁰⁰	163292 ⁸⁵
			O/S #137
			BAL/BOOKS 3/31/92

2
6
5
1
9
9
0
4
0
3
9

1/1/92 BAL/BANK	19585 ⁵³
LESS: O/S CK @ 1/1/92	< 2125 >
1/1/92 BAL/BOOKS	19564 ²⁸
PLUS: DEPOSITS	① - - -
LESS: CHECKS	① 10111 ⁸⁵
BAL/BOOKS 3/31/92	<u>9452⁷⁵</u>

* INCLUDES BILL JOHNSON'S HORSECHECKS
① HORSE CHECKS OMITTED

NY DEMOCRATS
JOHN JOHNSON LEGISLATIVE
11/1/92 - 3/31/92

NO ACTIVITY

ZERO BALANCE

NY DEMOCRATS
FEDERAL ACCOUNT
11/1/92 - 3/31/92

	BEG BALANCE/ BOOKS & BANK	DEPOSITS	CHECKS
5			
1			
9			
9	12/31 - 1/31/92 5000 ⁰⁰	① 153181 ⁰⁰	① 153270 ⁷³
4	1/31 - 2/28/92	-	-
0	2/28 - 3/31/92	-	4000 ⁰⁰
3	5000 ⁰⁰	153181 ⁰⁰	157270 ⁷³
9			

BAL / BANK & BOOKS 1/1/92	5000 ⁰⁰
DEPOSITS	② - 0 -
CHECKS & DEBITS	② < 4089 ⁷³ >
	910 ²⁷

① INCLUDES BILL JOHNSON'S HORSECHECKS

② HORSE CHECKS OMITTED

For Other Than An Authorized Committee
(Summary Page)

1. NAME OF COMMITTEE (in full)

Kentucky State Democratic Central Executive Committee

ADDRESS (number and street) ☐ Check if different than previously reported

Democrat Drive, Millville Rd. P.O. Box 694

CITY, STATE and ZIP CODE

Frankfort, Kentucky 40602

2. FEC IDENTIFICATION NUMBER

C00011197

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

4. TYPE OF REPORT

(a) ☐ April 15 Quarterly Report

☐ July 15 Quarterly Report

☐ October 15 Quarterly Report

☒ January 31 Year End Report

☐ July 31 Mid Year Report (Non-election Year Only)

☐ Termination Report

Monthly Report Due On:

☐ February 20 ☐ June 20 ☐ October 20
☐ March 20 ☐ July 20 ☐ November 20
☐ April 20 ☐ August 20 ☐ December 20
☐ May 20 ☐ September 20 ☐ January 31

☐ Twelfth day report preceding _____ (Type of Election)

election on _____ in the State of _____

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

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

SUMMARY

	COLUMN A This Period	COLUMN B Calendar Year-to-Date
5. Covering Period <u>7/1/91</u> through <u>12/31/91</u>		
6. (a) Cash on Hand January 1, 19 <u>91</u>		\$ 28,297.44
(b) Cash on Hand at Beginning of Reporting Period	\$ 470.41	
(c) Total Receipts (from Line 19)	\$ 352,468.48	\$ 508,909.22
(d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)	\$ 352,938.89	\$ 537,206.66
7. Total Disbursements (from Line 30)	\$ 281,632.14	\$ 465,899.91
8. Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))	\$ 71,306.75	\$ 71,306.75
9. Debts and Obligations Owed TO the Committee (Itemize all on Schedule C and/or Schedule D)	\$	
10. Debts and Obligations Owed BY the Committee (Itemize all on Schedule C and/or Schedule D)	\$ 16,237.37	

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

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

Type or Print Name of Treasurer

William G. Johnson, CPA

Signature of Treasurer

Wm. G. Johnson CPA TREASURER

Date

5/20/92

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

FEC FORM 3X

(revised 1/1/91)



Kentucky Democratic Party

P.O. Box 694 • Frankfort, Kentucky 40602 • 695-4828

Grady Stumbo
Chairman

Gayle R. Rogers
Vice-Chair

May 18, 1992

Federal Election Commission
999 E Street, NW
Washington, DC 20463

Dear Sirs:

This letter is an addendum to and an explanation of Schedule A (Itemized Receipts) for FEC Form 3X (Report of Receipts and Disbursements) for the period covering 7/1/92 - 12/31/92.

Kentucky has a political party "Tax Check-Off" law whereby taxpayers may designate on their state tax returns that \$2.00 be given to the party of their choice. These funds are considered to be contributions for federal election administrative/generic voter drive expenses in accordance with Advisory Opinion 1991-14.

Of each designated \$2.00, \$1.50 goes to the state political party organization and \$0.50 goes to the county party organization of the taxpayer's residence. Because of the small dollar amounts and legalities involved, some county organizations choose to donate their "Check-Off" funds to the state party organization. Receipts on Schedule A from county parties represent these funds. These monies are actually contributions from individuals and are permissible under the Federal Election Campaign Act.

Yours very truly,

William G. Johnson CPA TREASURER

William G. Johnson
Treasurer

MUR # 3635

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

93040991566



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 3635

DATE FILMED 10/29/93 CAMERA NO. 2

CAMERAMAN MC

93040991567



FEDERAL ELECTION COMMISSION
WASHINGTON DC 20463

☒ Microfilm
☐ Public Records
☐ Press

THE FOLLOWING DOCUMENTATION IS ADDED TO

THE PUBLIC RECORD IN CLOSED MUR 3635.

12/10/93

93043543312

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.

2 3 0 4 3 5 4 3 3 1 3



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

DEC 10 1993

Michael T. McKinney, Esquire
2922 Washington Square
Burlington, Kentucky 41005-0688

RE: MUR 3635

Dear Mr. McKinney:

On October 7, 1992, the Federal Election Commission notified the Kentucky State Democratic Central Executive Committee and William Johnson, as treasurer, 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 the Kentucky State Democratic Central Executive Committee and William Johnson, 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) 219-3690.

Sincerely,

Jeffrey D. Long

Attachment
Narrative

Date the Commission voted to close the file: _____

DEC 09 1993

23043543314

2304354315
MUR 3635

JEFFERSON COUNTY DEMOCRATIC PARTY
KENTUCKY STATE DEMOCRATIC PARTY
CLINTON/GORE '92 COMMITTEE

The complaint in this case alleged that the Jefferson County Democratic Party and/or the Kentucky State Democratic Central Executive Committee and/or the Kentucky Democratic Party paid for a mailing that benefited the Clinton/Gore Committee during the general election. The allegations involved possible use of non-federal funds to support a federal election, improper earmarking of privately raised funds for the Clinton/Gore campaign during the general election, failure to include a proper disclaimer on the mailing, and failure by the Jefferson County to file as a federal political committee. The Jefferson County Party responded that the mailing was intended as exempt activity, that only funds permissible under federal law were used to fund it, and that at the time of the mailing the Party was not a federal political committee, as it had neither received federal contributions nor made federal expenditures in excess of \$5,000. The Clinton/Gore Committee noted that it had recognized the error in the solicitation, which represented that funds would go directly to the Clinton/Gore Committee, and had directed the Jefferson County Committee to send out a second letter acknowledging that the Clinton/Gore campaign could not accept such contributions. This second letter stated that any funds received would be used to benefit all democrats. The Clinton/Gore response also noted that the volunteers responsible for this mailing had mistakenly concluded that the return address on the mailing was sufficient identification to meet the disclaimer requirement. It does not appear that any funds were raised as a result of this mailing.

The events in question had little or no impact on the process. There were no substantial amounts of money involved. Moreover, it does not appear that the respondents had a serious intent to violate the FECA, and the respondents took significant remedial action.



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

DEC 10 1993

Philip Friedman, Esquire
Ross & Hardies
888 16th Street, N.W.
Washington, D.C. 20006

RE: MUR 3635

Dear Mr. Friedman:

On October 7, 1992, the Federal Election Commission notified Christine Varney as Chief Counsel for Clinton/Gore '92 Committee 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 Clinton/Gore '92 Committee. 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) 219-3690.

Sincerely,

Jeffrey D. Long

Attachment
Narrative

DEC 09 1993

Date the Commission voted to close the file: _____

23043543316

23043543317
MUR 3635

JEFFERSON COUNTY DEMOCRATIC PARTY
KENTUCKY STATE DEMOCRATIC PARTY
CLINTON/GORE '92 COMMITTEE

The complaint in this case alleged that the Jefferson County Democratic Party and/or the Kentucky State Democratic Central Executive Committee and/or the Kentucky Democratic Party paid for a mailing that benefited the Clinton/Gore Committee during the general election. The allegations involved possible use of non-federal funds to support a federal election, improper earmarking of privately raised funds for the Clinton/Gore campaign during the general election, failure to include a proper disclaimer on the mailing, and failure by the Jefferson County to file as a federal political committee. The Jefferson County Party responded that the mailing was intended as exempt activity, that only funds permissible under federal law were used to fund it, and that at the time of the mailing the Party was not a federal political committee, as it had neither received federal contributions nor made federal expenditures in excess of \$5,000. The Clinton/Gore Committee noted that it had recognized the error in the solicitation, which represented that funds would go directly to the Clinton/Gore Committee, and had directed the Jefferson County Committee to send out a second letter acknowledging that the Clinton/Gore campaign could not accept such contributions. This second letter stated that any funds received would be used to benefit all democrats. The Clinton/Gore response also noted that the volunteers responsible for this mailing had mistakenly concluded that the return address on the mailing was sufficient identification to meet the disclaimer requirement. It does not appear that any funds were raised as a result of this mailing.

The events in question had little or no impact on the process. There were no substantial amounts of money involved. Moreover, it does not appear that the respondents had a serious intent to violate the FECA, and the respondents took significant remedial action.



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

DEC 10 1993

Michael T. McKinney, Esquire
2922 Washington Square
Burlington, Kentucky 41005-0688

RE: MUR 3635

Dear Mr. McKinney:

On October 7, 1992, the Federal Election Commission notified the Kentucky Democratic Party (Non-federal) 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 the Kentucky Democratic Party (Non-federal). 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) 219-3690.

Sincerely,

Jeffrey D. Long

Attachment
Narrative

Date the Commission voted to close the file:

DEC 09 1993

2304354318

2 3 0 4 3 5 4 3 3 1 9

MUR 3635

JEFFERSON COUNTY DEMOCRATIC PARTY
KENTUCKY STATE DEMOCRATIC PARTY
CLINTON/GORE '92 COMMITTEE

The complaint in this case alleged that the Jefferson County Democratic Party and/or the Kentucky State Democratic Central Executive Committee and/or the Kentucky Democratic Party paid for a mailing that benefited the Clinton/Gore Committee during the general election. The allegations involved possible use of non-federal funds to support a federal election, improper earmarking of privately raised funds for the Clinton/Gore campaign during the general election, failure to include a proper disclaimer on the mailing, and failure by the Jefferson County to file as a federal political committee. The Jefferson County Party responded that the mailing was intended as exempt activity, that only funds permissible under federal law were used to fund it, and that at the time of the mailing the Party was not a federal political committee, as it had neither received federal contributions nor made federal expenditures in excess of \$5,000. The Clinton/Gore Committee noted that it had recognized the error in the solicitation, which represented that funds would go directly to the Clinton/Gore Committee, and had directed the Jefferson County Committee to send out a second letter acknowledging that the Clinton/Gore campaign could not accept such contributions. This second letter stated that any funds received would be used to benefit all democrats. The Clinton/Gore response also noted that the volunteers responsible for this mailing had mistakenly concluded that the return address on the mailing was sufficient identification to meet the disclaimer requirement. It does not appear that any funds were raised as a result of this mailing.

The events in question had little or no impact on the process. There were no substantial amounts of money involved. Moreover, it does not appear that the respondents had a serious intent to violate the FECA, and the respondents took significant remedial action.



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

DEC 10 1993

Mason Trenaman, Esquire
310 Kentucky Towers
Louisville, Kentucky 40202

RE: MUR 3635

Dear Mr. Trenaman:

On October 7, 1992, the Federal Election Commission notified the Louisville-Jefferson County Democratic Party 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 the Louisville-Jefferson County Democratic Party. 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) 219-3690.

Sincerely,

Jeffrey D. Long

Attachment
Narrative

Date the Commission voted to close the file:

DEC 09 1993

23043543320

2 3 0 4 3 5 4 3 3 2 1

MUR 3635

JEFFERSON COUNTY DEMOCRATIC PARTY
KENTUCKY STATE DEMOCRATIC PARTY
CLINTON/GORE '92 COMMITTEE

The complaint in this case alleged that the Jefferson County Democratic Party and/or the Kentucky State Democratic Central Executive Committee and/or the Kentucky Democratic Party paid for a mailing that benefited the Clinton/Gore Committee during the general election. The allegations involved possible use of non-federal funds to support a federal election, improper earmarking of privately raised funds for the Clinton/Gore campaign during the general election, failure to include a proper disclaimer on the mailing, and failure by the Jefferson County to file as a federal political committee. The Jefferson County Party responded that the mailing was intended as exempt activity, that only funds permissible under federal law were used to fund it, and that at the time of the mailing the Party was not a federal political committee, as it had neither received federal contributions nor made federal expenditures in excess of \$5,000. The Clinton/Gore Committee noted that it had recognized the error in the solicitation, which represented that funds would go directly to the Clinton/Gore Committee, and had directed the Jefferson County Committee to send out a second letter acknowledging that the Clinton/Gore campaign could not accept such contributions. This second letter stated that any funds received would be used to benefit all democrats. The Clinton/Gore response also noted that the volunteers responsible for this mailing had mistakenly concluded that the return address on the mailing was sufficient identification to meet the disclaimer requirement. It does not appear that any funds were raised as a result of this mailing.

The events in question had little or no impact on the process. There were no substantial amounts of money involved. Moreover, it does not appear that the respondents had a serious intent to violate the FECA, and the respondents took significant remedial action.



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

DEC 10 1993

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Robert E. Gable, Chairman
Republican Party of Kentucky
P.O. Box 1068
Frankfort, Kentucky 40602

RE: MUR 3635

Dear Mr. Gable:

On October 1, 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 Clinton/Gore '92 Committee and Robert Farmer, as treasurer, Kentucky State Democratic Central Executive Committee and William Johnson, as treasurer, Jefferson County Democratic Party, and the Kentucky Democratic Party (Non-federal). 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,

Jeffrey D. Long

Attachment
Narrative

Date the Commission voted to close the file: _____

DEC 09 1993

23043543322

23043543323
MUR 3635

JEFFERSON COUNTY DEMOCRATIC PARTY
KENTUCKY STATE DEMOCRATIC PARTY
CLINTON/GORE '92 COMMITTEE

The complaint in this case alleged that the Jefferson County Democratic Party and/or the Kentucky State Democratic Central Executive Committee and/or the Kentucky Democratic Party paid for a mailing that benefited the Clinton/Gore Committee during the general election. The allegations involved possible use of non-federal funds to support a federal election, improper earmarking of privately raised funds for the Clinton/Gore campaign during the general election, failure to include a proper disclaimer on the mailing, and failure by the Jefferson County to file as a federal political committee. The Jefferson County Party responded that the mailing was intended as exempt activity, that only funds permissible under federal law were used to fund it, and that at the time of the mailing the Party was not a federal political committee, as it had neither received federal contributions nor made federal expenditures in excess of \$5,000. The Clinton/Gore Committee noted that it had recognized the error in the solicitation, which represented that funds would go directly to the Clinton/Gore Committee, and had directed the Jefferson County Committee to send out a second letter acknowledging that the Clinton/Gore campaign could not accept such contributions. This second letter stated that any funds received would be used to benefit all democrats. The Clinton/Gore response also noted that the volunteers responsible for this mailing had mistakenly concluded that the return address on the mailing was sufficient identification to meet the disclaimer requirement. It does not appear that any funds were raised as a result of this mailing.

The events in question had little or no impact on the process. There were no substantial amounts of money involved. Moreover, it does not appear that the respondents had a serious intent to violate the FECA, and the respondents took significant remedial action.