



FEDERAL ELECTION COMMISSION  
WASHINGTON, D C 20463

THIS IS THE BEGINNING OF MUR # 3937

DATE FILMED 12-17-97 CAMERA NO. 2

CAMERAMAN JMN

24043600168

ccp 212

**BELL, MCANDREWS & HILTACHK**

ATTORNEYS AND COUNSELORS AT LAW

555 CAPITOL MALL, SUITE 930  
SACRAMENTO, CALIFORNIA 95814

(916) 442-7757

FAX (916) 442-7759

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
MAIL ROOM

FEB 28 9 57 AM '94

CHARLES H. BELL, JR.  
COLLEEN C. MCANDREWS  
THOMAS W. HILTACHK

1441 FOURTH STREET  
SANTA MONICA, CA 90401  
(310) 458-1405

February 25, 1994

MUR 3937

94 FEB 28 PM 2:07

**BY FEDERAL EXPRESS**

Lawrence C. Noble  
General Counsel  
Federal Election Commission  
999 E Street, N.W.  
Washington, D.C. 20543

Re: Complaint against Andrea Seastrand; Friends of Andrea  
Seastrand for Congress Committee; and Friends of  
Assemblywoman Andrea Seastrand (33 Club) Committee  
(Non-Federal)

Dear Mr. Noble:

**Subject of Complaint**

On behalf of the Mike Stoker for Congress Committee, the undersigned files this complaint against the above referenced candidate for federal office (22nd C.D., California). The candidate's federal campaign committee and non-federal campaign committee are also named as Respondents.<sup>1</sup>

**Supporting Materials**

This complaint is based upon a review of the federal and non-federal committees' year end 1993 campaign statements, pertinent copies of which are attached as Attachments A and B hereto. These campaign statements make clear the violations of

<sup>1</sup> This complaint relates to one issue raised in a complaint filed with the FEC against the Seastrand Committees by one Stephen Anderson, which I understand Mr. Anderson may have attempted to withdraw. The allegations in this complaint cover additional issues under FECA.

24043600169

the Federal Election Campaign Act ("FECA") referred to more particularly herein.

Specific Violations

This complaint further alleges that the candidate, using funds of a non-federal campaign committee which she controls under California law, has engaged in communications and other activities involving the expenditure of non-federal funds to "influence a federal election."

These activities constitute "contributions" and "expenditures" under Title 2, United States Code, sections 431(8) and 431(9) respectively. In addition, because the expenditures were made by a federal candidate using the candidate's non-federal funds (which included a substantial amount of prohibited source dollars), these contributions constitute prohibited "transfers" under FEC Regulation 110.3 (11 C.F.R. 110.3), which transfers also include "excessive contributions" under Title 2, United States Code, section 441a, and "prohibited contributions" under Title 2, United States Code, section 441b.

Factual Background

Andrea Seastrand announced her candidacy for federal office on September 15, 1993. Thereafter, she engaged in substantial federal campaign activity in support of her candidacy, by and through the Friends of Assemblywoman Andrea Seastrand Committee, a non-federal committee. This activity included: most importantly (1) broadcast media communications over radio stations whose primary coverage areas are within the congressional district she is pursuing nomination and election to represent. These expenditures included a substantial expenditure on a Santa Barbara radio station which broadcasts primarily to an audience outside her state assembly district; (2) payment for the treasurer services of the treasurer of her federal campaign committee, Mr. Pete Agalos; (3) payment for extensive computer services and for postage stamps. On information and belief, the use of the computer may include list development of benefit to her federal campaign, and the purchase of postage stamps permits almost undetected use of those stamps for federal campaign mailings; and, (4) extensive campaign travel to her assembly district for campaign related appearances at which, on information and belief, her federal campaign was discussed.

24043600170

Letter to Lawrence C. Noble  
February 25, 1994  
Page 3

In engaging in these radio broadcast communications, and particularly those outside her existing state assembly district, Mrs. Seastrand cannot argue that she was engaging in state-candidacy related campaign activity. Nor can she argue that in these circumstances the broadcast messages were not for the purpose of influencing her federal campaign.

All the broadcast messages were paid for with non-federal funds. The Seastrand non-federal committee reported expenditures for such broadcasts to station KTMS Radio, Santa Barbara, California (\$2,520.00). The committee also reported payments totalling another \$2,500 to broadcast stations which broadcast to areas which are within both Mrs. Seastrand's state assembly district and the new congressional district.

These payments were made through the firm of Suggs, Lombardi Advertising. Surprisingly, there is no indication that Suggs, Lombardi kept or was paid any creative fee or production costs out of the amounts paid by the Seastrand non-federal committee. It is customary for a media vendor to take such a fee, in addition to commissions which may be retained or rebated by the broadcast stations. However, on the Seastrand federal committee report, the Suggs, Lombardi firm is shown as a payee for what may be production costs related to this broadcast advertising, on the report for the period ending December 31, 1993.

Why the Respondents' Activity Constituted  
"Influencing a federal election."

A variety of factors indicate this substantial federal committee activity was for the purpose of influencing Mrs. Seastrand's federal election.

First, Mrs. Seastrand had no particular reason to engage in broadcast communications other than to increase her name identification for her federal campaign. She was not a candidate for re-election to state office. Further, while there was a special state election in 1993 -- and there were several statewide ballot measures on that ballot -- there is no indication that Mrs. Seastrand intended to campaign for any such measure, and her non-federal committee report does not identify that she made either an "in-kind" contribution or an "independent expenditure" on behalf of any such measures.

Second, the campaign messages focused on identification of Mrs. Seastrand as an elected officeholder, a factor she is

24043600171

stressing in her federal campaign, and the announcements contained a tagline of "Paid for by Friends of Assemblywoman Andrea Seastrand" which is substantially similar to the name of her federal campaign committee.

Third, as in Advisory Opinion 1990-5 and 1989-32, Mrs. Seastrand, an announced federal candidate, controlled and coordinated the activities of her non-federal committee. Although on information and belief, the media advertisements do not employ the words "vote for" or "support", the prominent mention of Mrs. Seastrand's status as an officeholder and a "conservative Republican" were made concurrently with widespread publicity about her federal candidacy. On information and belief, these illegal broadcast communications also reinforced other communications to the public that expressly advocated Mrs. Seastrand's federal candidacy.

Fourth, the substantial non-federal committee expenditures occurred after Mrs. Seastrand's announcement of her federal candidacy. Under California law, a person may not seek two offices, whether state or state and federal, concurrently. A review of Mrs. Seastrand's non-federal campaign committee records indicates that as much as \$44,739.83 was expended by the committee on or after Mrs. Seastrand announced her candidacy for federal office. In addition, of the \$43,255.26 raised by the non-federal committee, largely from corporations or non-federal committees which receive corporate contributions, virtually all of the funds were reported as received after Mrs. Seastrand announced her candidacy for federal office.

Thus, while Mrs. Seastrand had options to lawfully seek federal contributions to be transferred from her non-federal committee, and even under California law (California Govt. Code section 89519) had the option of refunding surplus non-federal funds for certain specified purposes, instead she chose to spend these funds to advance her federal campaign.<sup>2</sup>

For the foregoing reasons, these Respondents have violated the Federal Election Campaign Act.

---

<sup>2</sup> Mrs. Seastrand also could have funded with her federal campaign funds limited solicitation of contributors to her non-federal committee to make or transfer permissible contributions (See 11 C.F.R. 110.3, as amended 1992). However, because so little of the funds on hand constituted legal federal funds, she chose instead simply to spend the impermissible funds from the non-federal committee.

24043600172

Letter to Lawrence C. Noble  
February 25, 1994  
Page 5

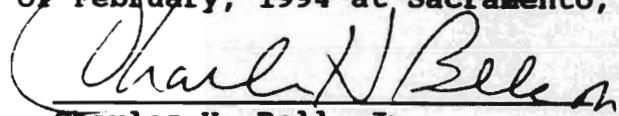
Enclosed are the following attachments:

Attachment A: Copy of selected pages of the Friends of Assemblywoman Andrea Seastrand non-federal committee report for the period July 1, 1993 through December 31, 1993.<sup>3</sup>

Attachment B: Copy of selected pages of the Friends of Andrea Seastrand for Congress Committee report for the period ending December 31, 1993.

Attachment C: Copies of newspaper articles reporting Mrs. Seastrand's announcement of candidacy.

I, Charles H. Bell, Jr., doing business at 555 Capitol Mall, Suite 530, Sacramento, California 95814, swear under of penalty of perjury, these statements are true and correct and of my own personal knowledge, except as to those things stated on information and belief, and as to those things I believe them to be true. Executed this 25th day of February, 1994 at Sacramento, California.

  
Charles H. Bell, Jr.

Subscribed and sworn to before me on this 25th day of February, 1994.



  
NOTARY PUBLIC

<sup>3</sup> Copies are marked in the margin to denote non-federal PAC's and corporations listed as contributors. Complainant does not allege that any of the non-federal PAC's or corporations knew or had reason to know Seastrand used proceeds of their contributions for federal campaigning. Complainant had knowledge or reason to believe that some of these contributors did not know of the alleged use for federal purposes.

240436001 / 4

**ATTACHMENT A**

4943600175

LONG FORM

# Officeholder, Candidate, and Controlled Committee Campaign Statement — Long Form

Type or Print in Ink

Statement covers period  
 from 01 JUL 93  
 through 31 DEC 93  
 Date of Election  
 If applicable:  
 (Month, Day, Year)  
n/a

RECEIVED  
 AND FILED  
 In the office of the Secretary of State  
 of the State of California  
 JAN 15 1994  
 MARCH LONG SR, Secretary of State

CALIFORNIA  
 1991 FORM 490  
 Page 1 of 45  
 A For Official Use Only

Instructions ON REVERSE

Check one of the following boxes to indicate the type of statement being filed:

Pre-election Statement

Supplemental Pre-election Statement (Attach a completed Form 495 to this statement)

Semi-annual Statement

Termination Statement (Attach a completed Form 415 to this statement)

## Officeholder, Candidate, and Controlled Committee Included in this Statement

NAME OF OFFICEHOLDER OR CANDIDATE:  
Andrea H. Seastrand  
(OFFICE NUMBER OR FIELD OFFICE LOCATION AND DISTRICT NUMBER IF APPLICABLE)

Assemblywoman, 33rd Assembly District  
(RESIDENTIAL OR BUSINESS ADDRESS (NO AND STREET))

320 Ebb Tide Way  
CITY STATE ZIP CODE AREA CODE (OPTIONAL) PHONE

Pismo Beach, CA 93449

Friends of Assemblywoman  
Andrea Seastrand 33 Club  
COMMITTEE NUMBER ID NUMBER

910281

P.O. Box 14004  
COMMITTEE ADDRESS (NO AND STREET)

San Luis Obispo, CA 93406 (805) 546-9533  
CITY STATE ZIP CODE AREA CODE (OPTIONAL) PHONE

Mildred Dostalek  
PERSONAL ADDRESS OF TREASURER (NO AND STREET)

2375 Del Campo  
CITY STATE ZIP CODE AREA CODE (OPTIONAL) PHONE

San Luis Obispo, CA 93401

## Other Committees Not Included in this Statement: List any other committees not included in this consolidated statement that are controlled by you and any committees of which you have knowledge that are primarily formed to receive contributions or to make expenditures on behalf of your candidacy.

NAME OF TREASURER  
COMMITTEE NUMBER

YES  NO

COMMITTEE ADDRESS  
(NO AND STREET)

CITY STATE ZIP CODE AREA CODE (OPTIONAL) PHONE

COMMITTEE NUMBER  
ID NUMBER

NAME OF TREASURER  
CONTROLLED COMMITTEE?

YES  NO

COMMITTEE ADDRESS  
(NO AND STREET)

CITY STATE ZIP CODE AREA CODE (OPTIONAL) PHONE

Attach additional information on appropriately labeled continuation sheets.

## Verification

Treasurer:  
 I have used all reasonable diligence in preparing this statement and to the best of my knowledge the information contained herein and in the attached schedules is true and complete. I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on 28 JAN 94 at San Luis Obispo, CA  
(DAY AND STATE)

By Mildred Dostalek  
SIGNATURE OF TREASURER

Officeholder or Candidate:  
 I have used all reasonable diligence and to the best of my knowledge the treasurer has used all reasonable diligence in preparing this statement. I have reviewed the statement and to the best of my knowledge the information contained herein and in the attached schedules is true and complete. I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on 28 JAN 94 at San Luis Obispo, CA  
(DAY AND STATE)

By Andrea H. Seastrand  
SIGNATURE OF OFFICEHOLDER OR CANDIDATE

4043600176

**Campaign Disclosure Statement  
Summary Page**

Type or Print in ink.  
Amounts may be rounded  
to whole dollars.

Statement covers period  
from 01 JUL 93  
through 31 DEC 93

SUMMARY PAGE

CALIFORNIA  
1991 FORM **490**

Page 2 of 45

ID NUMBER  
910281

SEE INSTRUCTIONS ON REVERSE

NAME OF OFFICEHOLDER OR CANDIDATE AND CONTRIBUTED COMMITTEE

Friends of Assemblywoman Andrea Seastrand 33 Club

Contributions Received		Column A TOTAL THIS PERIOD (INCLUDE ADJUSTED CONTRIBUTIONS)	Column B* TOTAL PREVIOUS PERIOD (SEE INSTRUCTIONS)	Column C TOTAL TO DATE (ADD COLUMNS A + B)
1. Monetary Contributions	Schedule A, Line 1	\$ 39944.70	\$ 56156.20	\$ 96100.90
2. Loans Received	Schedule H, Line 7	0	0	0
<b>SUBTOTAL CASH CONTRIBUTIONS</b>	<b>Add Lines 1 + 2</b>	<b>\$ 39944.70</b>	<b>\$ 56156.20</b>	<b>\$ 96100.90</b>
3. Non-monetary Contributions	Schedule C, Line 3	3310.56	4304.70	7615.26
<b>SUBTOTAL CONTRIBUTIONS (Excluding Enforceable Promises)</b>	<b>Add Lines 3 + 4</b>	<b>\$ 43255.26</b>	<b>\$ 60460.90</b>	<b>\$ 103716.16</b>
4. Enforceable Promises (Exclude Loan Guarantees, Line 18 below)	Schedule D, Line 7	0	0	0
<b>TOTAL CONTRIBUTIONS RECEIVED</b>	<b>Add Lines 5 + 6</b>	<b>\$ 43255.26</b>	<b>\$ 60460.90</b>	<b>\$ 103716.16</b>

Expenditures Made		Column A	Column B*	Column C
1. Cash Payments (Other than Loans Made)	Schedule E, Line 5	\$ 44739.83	\$ 54421.17	\$ 99161.00
2. Loans Made	Schedule H, Line 7	0	0	0
<b>SUBTOTAL CASH PAYMENTS</b>	<b>Add Lines 8 + 9</b>	<b>\$ 44739.83</b>	<b>\$ 54421.17</b>	<b>\$ 99161.00</b>
3. Accrued Expenses (Unpaid Bills)	Schedule F, Line 5	0	0	0
<b>TOTAL EXPENDITURES MADE</b>	<b>Add Lines 10 + 11</b>	<b>\$ 44739.83</b>	<b>\$ 54421.17</b>	<b>\$ 99161.00</b>

Current Cash Statement		Column A
Beginning Cash Balance	Previous Summary Page, Line 17	\$ 6141.77
Cash Receipts	Column A, Line 3 above	39944.70
Miscellaneous Increases in Cash	Schedule I, Line 4	1413.38
Cash Payments	Column A, Line 10 above	44739.83
<b>ENDING CASH BALANCE</b>	<b>Add Lines 13 + 14 + 15, then subtract Line 16</b>	<b>\$ 2760.02</b>

If this is a Termination Statement, Line 17 must be zero.

\*From previous Statement Summary Page, Column C. However, if this is the first report filed for the calendar year, Column B should be blank except for Loans Received (Line 2), Enforceable Promises (Line 6), Loans Made (Line 9), and Accrued Expenses (Line 11).

1. LOAN GUARANTEES RECEIVED	Schedule B, Part I, Column (b)	\$ 0
<b>2. Cash Equivalents and Outstanding Debts</b>		
Cash Equivalents	See instructions on reverse	\$ 0
Outstanding Debts	Add Line 2 + Line 11 in Column C above	\$ 0

	1/1 thru 6/30	7/1 to Date
21. Contributions Received	\$ 60460.90	43255.26
22. Expenditures Made	\$ 54421.17	44739.83

ENDING CASH BALANCE SHOULD NOT BE A NEGATIVE AMOUNT

**chedule A (Continuation Sheet)  
etary Contributions Received**

2 4 0 4 3 6 0 0 1 7 7

Type or Print in Ink.  
Amounts may be rounded  
to whole dollars.

SCHEDULE A (cont.)

Statement covers period

from 1 JUL 93

through 31 DEC 93

CALIFORNIA  
1991 FORM **490**

Page 4 of 45

ID NUMBER

910281

ESTABLISHED OR CONTINUED AND CONTINUED COMMITTEE

ends of Assemblywoman Andrea Seastrand 33 Club

FILE TYPE	FULL NAME AND ADDRESS OF CONTRIBUTOR (IF COMMITTEE, BE AWARE OF THE COMMITTEE'S NAME AND ADDRESS. OFFICER ID NUMBER (IF ANY) MEMBER ID NUMBER (IF ASSIGNED) (OTHER TREASURER'S NAME & ADDRESS)	OCCUPATION (IF AN EMPLOYEE) (IF SELF-EMPLOYED, GIVE NAME OF BUSINESS)	AMOUNT RECEIVED THIS PERIOD	CUMULATIVE TO DATE CALENDAR YEAR (JAN 1 - DEC 31)	CUMULATIVE TO DATE OTHER (IF APPLICABLE)
93	Eugene Moon 8348 Northvale Way Citrus Heights, CA	retired	25.00	158.00	
R 93	Sylvia Bolander Muscia 4737 Jespersen Road San Luis Obispo, CA 93401	Owner Best Buy on Carpet.	99.00	165.00	
R 93	Florence Noia 840 Stratford Pismo Beach, CA 93449	retired	141.00	141.00	
T 93	Jesse Norris 2047 Wilding Lane San Luis Obispo, CA 93401	Owner Sands Motel	33.00	363.00	
T 93	Elinor Reeves 4431 Doral Drive Lompoc, CA 93436	Retired	33.00	175.00	
T 93	Fred Reichman 125 Whitecap Street Pismo Beach, CA 93449	Retired	116.00	487.00	
<b>SUBTOTAL \$</b>			<b>447.00</b>		

4 2 4 3 6 0 0 1 / 8

**Schedule A (Continuation Sheet)  
Voluntary Contributions Received**

Type or Print in Ink.  
Amounts may be rounded  
to whole dollars.

Statement covers period  
from 1 JUL 93  
through 31 DEC 93

SCHEDULE A (cont.)

CALIFORNIA  
1993 FORM **490**

Page 5 of 45

REGISTRATION

910201

NAME OF CONTRIBUTOR OR CANDIDATE AND CONTROLLED COMMITTEE

Friends of Assemblywoman Andrea Seastrand 33 Club

DATE RECEIVED	FULL NAME AND ADDRESS OF CONTRIBUTOR (IF COMMITTEE, STATE COMMITTEE NAME AND ADDRESS (INCLUDE NUMBER OF 1000 CHARACTERS (IN BRACKETED) COMPLETE AS MUCH AS POSSIBLE & ADDRESS)	(EMPLOYMENT STATUS) (IF SELF-EMPLOYED, INDICATE FIELD OF BUSINESS)	AMOUNT RECEIVED (REGISTERED)	CUMULATIVE TOTAL CALENDAR YEAR (JAN 1 - DEC 31)	CUMULATIVE TOTAL OTHER (IF APPLICANT)
P 93	Dick Reynolds 339 Bakke Way Solvang, CA	retired	66.00	165.00	
P 93	Ethel Roberts 3938 Mesa circle Drive Lompoc, CA 93436	retired	33.00	232.00	
EP 93	Bonnie Royster 326 St. Andrews Way Santa Maria, CA 93455	Owner Par Excellence	132.00	381.00	
CT 93	Orlando Severo, Jr. 129 Hercules Avenue Lompoc, CA 93436	President/CEO California Commerical Spaceport Inc.	66.00	199.00	
L 93	Jeff Sharer 585 Foxen Canyon Road Santa Maria, CA 93454	Owner/Self Farmer	330.00	330.00	
CT 93	Donald Smith 3938A Mesa Circle Drive Lompoc, CA 93436	Executive Western Commerical Space Center	66.00	265.00	

**SUBTOTAL \$ 693.00**

24213600179

**Schedule A (Continuation Sheet)  
Voluntary Contributions Received**

Type or Print in Ink.  
Amounts may be rounded  
to whole dollars.

Statement covers period  
from 1 JUL 93  
through 31 DEC 93

SCHEDULE A (cont.)

CALIFORNIA  
1991 FORM **490**

Page 6 of 45

NAME OF CANDIDATE OR CANDIDATE AND CONTRIBUTING COMMITTEE

Friends of Assemblywoman Andrea Seastrand 33 Club

TO TRACER

910281

DATE RECEIVED	NAME AND ADDRESS OF CONTRIBUTOR (IF CONTRIBUTOR IS AN ENTITY, STATE NAME AND ADDRESS) (PRINTED NAME OR PRINTED NAME WITH ASSOCIATED STATE OR BUSINESS NAME & ADDRESS)	CATEGORY OF CONTRIBUTOR (PRINTED NAME OR PRINTED NAME OF INDIVIDUAL)	AMOUNT RECEIVED (DOLLARS)	CUMULATIVE TOTAL (DOLLARS) ALL (MONTHS - DEC 93)	CUMULATIVE TOTAL (DOLLARS) ALL (MONTHS - JAN 93)
EP 93	George C. Smith 623 E. Central Santa Maria, CA 93454	retired	33.00	118.00	
EP 93	Mark Smith 1136 W. McCoy Lane Santa Maria, CA 93454	self Mark J. Smith Construction	100.00	100.00	
EP 93	Patricia Sparks 256 Santa Fe Shell Beach, CA 93449	retired	66.00	132.00	
JL 93	Kae Spencer 5255 Jack Creek Road Templeton, CA 93465	retired	66.00	132.00	
7 93	Hugh Stalon 2455 Jacaranda Land Los Osos, CA 93402	Self Employed	99.00	165.00	
EP 93	Nancy Stewart 614 East Rose Santa Maria, CA 93455	Owner Stewart Olds	66.00	198.00	
<b>SUBTOTAL \$</b>			<b>430.00</b>		

24043600130

**Schedule A (Continuation Sheet)  
Monetary Contributions Received**

Type or Print in ink.  
Amounts may be recorded  
in whole dollars.

Statement covers period  
from 1 JUL 93  
through 31 DEC 93

SCHEDULE A (cont.)

CALIFORNIA  
1993 FORM **490**

Page 7 of 45

ID NUMBER

910281

NAME OF OFFICE OR OTHER ORGANIZATION OR CANDIDATE AND CONTROLLED COMMITTEE

Friends of Assemblywoman Andrea Seastrand 33 Club

DATE RECEIVED	FULL NAME AND ADDRESS OF CONTRIBUTOR (IF CLASSIFIED, INDICATE IN CONTRIBUTOR'S NAME AND ADDRESS INDICATED PARAGRAPH OF CIVIL RIGHTS ACT OF 1968) (ENTER THE ASSESSOR'S NAME & ADDRESS)	OCCUPATION AND EMPLOYER (IF SELF-EMPLOYED, INDICATE NATURE OF BUSINESS)	AMOUNT RECEIVED (IN DOLLARS)	LIBRARYING TO DATE (CALENDAR YEAR (JAN 1 - DEC 31))	CUMULATIVE TOTAL (OF APPLICANTS)
SEP 93	Evelyn Teixeira 408 S. Marian Santa Maria, CA 93454	housewife	132.00	132.00	
AUG 93	Dena VanNorman 991 Taft Street Pismo Beach, CA 93449	teacher Santa Maria/Bonita School District	99.00	132.00	
OCT 93	Calvan Venable 4131 Oakwood Road Lompoc, CA 93436	retired	66.00	165.00	
OCT 93	Ralph Vorhies 242 Del Mar Court San Luis Obispo, CA 93401	retired	66.00	132.00	
AUG 93	Ted Waddell 551 Highland Drive San Luis Obispo, CA 93401	retired	66.00	132.00	
AUG 93	Granite Construction P.O. Box 900 Watsonville, CA	David Watts, Inter- mediary same address	250.00	750.00	

**SUBTOTAL \$ 679.00**

4043600181

SCHEDULE A (cont.)

CALIFORNIA  
1991 FORM **490**

Statement covers period  
from 1 JUL 93  
through 31 DEC 93

Page 8 of 45

ID NUMBER  
910281



**Schedule A (Continuation Sheet)  
Monetary Contributions Received**

Type or Print in ink.  
Amounts may be rounded  
to whole dollars.

NAME OF OFFER HOLDER OR CANDIDATE AND CONTROLLED COMMITTEE

Friends of Assemblywoman Andrea Seastrand 33 Club

DATE RECEIVED	FULL NAME AND ADDRESS OF CONTRIBUTOR (IF CONTRIBUTOR IS AN INDIVIDUAL, ENTER NAME AND ADDRESS. IF CONTRIBUTOR IS A CORPORATION, FIRM, OR ASSOCIATION, ENTER NAME AND ADDRESS)	OCCUPATION (AND EMPLOYER IF SELF-EMPLOYED OR NAME OF BUSINESS)	AMOUNT RECEIVED THIS PERIOD	CUMULATIVE TO DATE CURRENT YEAR (JAN 1 - DEC 31)	CUMULATIVE TO DATE OTHER (IF APPLICABLE)
AUG 93	Leonard Wheeler 1332 Cavalier Lane San Luis Obispo, CA 93401	retired	66.00	503.00	
OCT 93	Steve Will P.O. Box 5050 Santa Maria, CA 93456	President Coast Rock	66.00	200.00	
AUG 93	Art Anthony 261 Coral Court Pismo Beach, CA 93449	retired	66.00	199.00	
AUG 93	Winfield Arata 4414 Countrywood Drive Santa Maria, CA 93455	retired	66.00	132.00	
OCT 93	Dick Armstrong 511 E. Main Street Santa Maria, CA 93454	self Real Estate	100.00	166.00	
SEP 93	Everett Baker 1944 Corralitos Avenue San Luis Obispo, CA 93401	retired	66.00	198.00	
<b>SUBTOTAL \$</b>			<b>430.00</b>		

24043600182

SCHEDULE A (Cont.)

**Schedule A (Continuation Sheet)  
Monetary Contributions Received**

Type or Print Ink.  
Amounts may be rounded  
to whole dollars.

Statement covers period  
from 1 JUL 93  
through 31 DEC 93

CALIFORNIA  
1993 FORM **490**  
Page 13 of 45  
ID NUMBER  
910281

NAME OF CONTRIBUTOR (ORGANIZATION AND CONTRIBUTING COMMITTEE)

Friends of Assemblywoman Andrea Seastrand 33 Club

DATE RECEIVED	FULL NAME AND ADDRESS OF CONTRIBUTOR (IF CONTRIBUTOR IS AN INDIVIDUAL, LIST NAME AND ADDRESS IF CONTRIBUTOR IS AN ORGANIZATION, LIST NAME AND ADDRESS) (ENTER IN CAPITAL LETTERS)	ORGANIZATION EMPLOYED (IF CONTRIBUTOR IS AN INDIVIDUAL, LIST NAME AND ADDRESS)	AMOUNT RECEIVED (DOLLARS)	CUMULATIVE TO DATE (CALENDAR YEAR (JAN 1 - DEC 31))	CUMULATIVE TO DATE OTHER (IF APPLICABLE)
BP 93	Coast County Pharmacy Assoc. 1245 Broad Street San Luis Obispo, CA 93401		330.00	330.00	
CT 93	Western Agricultural Chemicals Assoc. PAC P.O. Box 22323 Sacramento, CA 94822 ID 800897	Intermediary: Gary Pemberton Ciba-Geigy Corp. 5510 Birdcage, 110 Citrus Heights, CA 95610	500.00	500.00	INCLUDES CORPORATE
CT 93	California Restaurant Assoc. PAC 1600 K Street, 100 Sacramento, CA 95814 ID 890231		1000.00	2000.00	INCLUDES CORPORATE
T 93	California Mortgage Bankers Assoc. PAC Two 980 Ninth Street, 1450 Sacramento, CA 95814 ID 890152		500.00	500.00	INCLUDES CORPORATE
T 93	Texaco Inc. Voucher Account Beacon, NY 12508	Intermediary: Gavin K. McHugh Texaco Inc. 1201 K Street, 1140 Sacramento, CA 95814	500.00	500.00	CORPORATE
93	The Tobacco Institute 18751 L Street, Northwest Washington, DC	Intermediary: Bob Pruett The Tobacco Institute 1225 8th St., 350 Sacramento, CA	500.00	500.00	CORPORATE

**SUBTOTAL \$ 3330.00**

404860013

**Schedule A (Continuation Sheet)  
Monetary Contributions Received**

Type or Print Ink.  
Amounts may be rounded  
to whole dollars.

Statement covers period  
from 1 JUL 93  
through 31 DEC 93

SCHEDULE A (CON.)  
CALIFORNIA  
1991 FORM **490**  
Page 14 of 45  
ID NUMBER  
910281



NAME OF OFFICER, HOLDER OF CANDIDATE AND CONTROLLED COMMITTEE

Friends of Assemblywoman Andrea Seastrand 33 Club

DATE RECEIVED	FULL NAME AND ADDRESS OF CONTRIBUTOR (IF CONTRIBUTOR IS AN INDIVIDUAL, ENTER ID NUMBER ON A MUSTI) IF CONTRIBUTOR IS AN ORGANIZATION, ENTER ORGANIZATION NAME & ADDRESS	OCCUPATION AND EMPLOYER (IF SELF-EMPLOYED, ENTER FORM OF BUSINESS)	AMOUNT RECEIVED (IN DOLLARS)	CUMULATIVE TO DATE CALENDAR YEAR (JAN 1 - DEC 31)	CUMULATIVE TO DATE OTHER (IF APPLICABLE)
21 DEC 93	Anheuser-Busch Companies 1451 River Park Drive, 126 Sacramento, CA 95814		500.00	1000.00	
DEC 93	California Motor Car Dealers Assoc. PAC 555 Capitol Mall, 530 Sacramento, CA 95814 741623		500.00	500.00	
NOV 93	California Credit Union League 2350 South Garey Avenue Pomona, CA 91766 760225	PAC Intermediary: Richard Mersereau CA Credit Union League 1121 L Street, 470 Sacramento, CA 95814	500.00	500.00	
OV 93	Miller Brewing Company Milwaukee, WI 53201-0482	Intermediary: Parke D. Terry Livingston & Mattesich 120 K Street, 110 Sacramento, CA 95814	500.00	500.00	
IV 93	Hunt Wesson, Inc. 1645 West Valencia Drive Fullerton, CA 92633-3899		500.00	500.00	
T 93	California Hygienists PAC 300 Capitol Mall, 350 Sacramento, CA 95814 ID 830002		500.00	500.00	

CORPORATE

INCLUDES  
CORPORATE

INCLUDES  
CORPORATE

CORPORATE

CORPORATE

INCLUDES  
CORPORATE

SUBTOTAL \$ 3000.00

4043600134

**Schedule A (Continuation Sheet)  
Monetary Contributions Received**

Type or Print in Ink.  
Amounts may be rounded  
to whole dollars.

Statement covers period  
from 1 JUL 93  
through 31 DEC 93

SCHEDULE A (cont.)

CALIFORNIA 1991 FORM **490**

Page 15 of 45

ID NUMBER  
910281

NAME OF CONTRIBUTOR OR CANDIDATE AND CONTROLLED COMMITTEE  
Friends of Assemblywoman Andrea Seastrand 33 Club

DATE RECEIVED	FULL NAME AND ADDRESS OF CONTRIBUTOR (IF COMPANY, IN ADDITION TO COMPANY'S NAME AND ADDRESS, INDICATE DEPARTMENT, DIVISION, COMMITTEE OR ASSIGNMENT, OR INDIVIDUAL NAME AND ADDRESS)	OCCUPATION AND EMPLOYER (IF SELF-EMPLOYED INDICATE NAME OF BUSINESS)	AMOUNT RECEIVED THIS PERIOD	CUMULATIVE TO DATE CALENDAR YEAR (JAN 1 - DEC 31)	CUMULATIVE TO DATE OTHER (IF APPLICABLE)
OCT 93	California Ambulance Assoc. PAC 1127 11th Street, 300 Sacramento, CA 95814 ID 890111		500.00	500.00	
OCT 93	Western Mobile Home Assoc. PAC 1127 11th Street, 300 Sacramento, CA 95814 742422		500.00	500.00	
OCT 93	Mine Reclamation Corporation 980 Tahquitz Canyon Way, 204 Palm Springs, CA 92262	Intermediary: Eagle Mountain Landfill & Recycling Center same address	500.00	500.00	
OCT 93	Association of California Insurance Companies 915 Street, 1160 Sacramento, CA 95814 ID 830078		500.00	500.00	
OCT 93	Pacific Racing Association P.O. Box 6047 Albany, CA 94706	Intermediary: Peter W. Tunney Ladbrooke Racing 1100 Eastshore Highway Albany, CA 94706	500.00	1000.00	
OCT 93	California Grape & Tree Fruit 1540 E. Shaw, 120 PAC Fresno, CA 93710 ID 800697	League Intermediary: Cliff Sadoian Fruit PAC same address	500.00	500.00	

**SUBTOTAL \$ 3000.00**

INCLUDES  
CORPORATE

" "

CORPORATE

INCLUDES  
CORPORATE

CORPORATE

INCLUDES  
CORPORATE

4043600185

**Schedule A (Continuation Sheet)  
Monetary Contributions Received**

Type or Print in Ink.  
Amounts may be rounded  
to whole dollars.

Statement covers period  
from 1 JUL 93  
through 31 DEC 93

SCHEDULE A (cont.)  
CALIFORNIA 1991 FORM **490**  
Page 16 of 45  
ID NUMBER  
910281

NAME OF CONTRIBUTOR (OR CANDIDATE AND CONTROLLING COMMITTEE)  
Friends of Assemblywoman Andrea Seastrand JJ Club

DATE RECEIVED	FULL NAME AND ADDRESS OF CONTRIBUTOR (OR CANDIDATE AND CONTROLLING COMMITTEE) (ENTER THE ADDRESS FIRST & LAST NAMES)	OCCUPATION (ARE YOU EMPLOYED OR SELF-EMPLOYED?) (PLEASE BE SPECIFIC)	AMOUNT RECEIVED (IN DOLLARS)	CUMULATIVE TO DATE (CALENDAR YEAR) (JAN 1 - DEC 31)	STIMULANT (DATE OTHER) (IF APPLICABLE)
OCT 93	Western United Dairymen PAC 1315 K Street Modesto, CA 95354 ID 771500		500.00	1000.00	
9 SEP 93	California Cable Television Assoc, P.O. Box 11080 Oakland, CA 94611 ID 745932		500.00	500.00	" "
SEP 93	Pacific Agribusiness Council PAC 1715 Capitol Avenue Sacramento, CA 95814 810430		500.00	500.00	" "
SEP 93	California Forestry Association 1127 11th Street, 300 Sacramento, CA 95814 761244		500.00	500.00	" "
SEP 93	California Financial Services Association PAC 1010 11th Street, 210 Sacramento, CA 95814 881022		250.00	250.00	" "
SEP 93	Southern Pacific Transportation Company Southern Pacific Building One Market Plaza San Francisco, CA 94105		500.00	500.00	" "

SUBTOTAL \$ 2750.00

IML  
CORPORATE

CP 10/17/93

24045600106

**Schedule A (Continuation Sheet)  
Monetary Contributions Received**

Type or Print in ink.  
Amounts may be rounded  
to whole dollars.

Statement covers period

from 1 JUL 93  
through 31 DEC 93

SCHEDULE A (cont)

CALIFORNIA  
1991 FORM **490**

Page 17 of 45

ID NUMBER  
910281

NAME OF OFFICER OR CANDIDATE AND CONTROLLING COMMITTEE:

Friends of Assemblywoman Andrea Seastrand 33 Club

DATE RECEIVED	FULL NAME AND ADDRESS OF CONTRIBUTOR (IF CONTRIBUTOR QUALIFIES BY CONTRIBUTOR'S NAME AND ADDRESS, ENTER ID NUMBER OR, IF NONE, ID NUMBER OF THE ASSOCIATION. ENTER IN WASHINGTON'S NAME & ADDRESS)	OCCUPATION AND EMPLOYER (IF SELF EMPLOYED ENTER NAME OF BUSINESS)	AMOUNT RECEIVED THIS PERIOD	CUMULATIVE TO DATE CALENDAR YEAR (JAN 1 - DEC 31)	CUMULATIVE TO DATE OTHER (IF APPLICABLE)
SEP 93	Political Action by Pest Control Operators 3031 Beacon Blvd. West Sacramento, CA 95691 ID 790454		500.00	500.00	
SEP 93	Delta Dental Plan PAC 1127 11th Street, 300 Sacramento, CA 95814 ID 790780		500.00	500.00	
SEP 93	California Horsemen's Benevolent & Protective Association, Inc. P.O. Box 3747 Arcadia, CA 91066-3747		500.00	500.00	
SEP 93	CA Correctional Peace Officers Assoc. PAC 770 L Street, 800 Sacramento, CA 95814 830349		500.00	600.00	
SEP 93	California Fertilizer Association PAC 1127 11th, 300 Sacramento, CA 95814 ID 850321		500.00	500.00	
SEP 93	Unocal Corporation 1201 West 5th Street Los Angeles, CA 90051		500.00	500.00	
<b>SUBTOTAL \$</b>			<b>3000.00</b>		

INCLUDES  
CORPORATE

" "

CORPORATE

INCLUDES  
CORPORATE

CORPORATE

4043600137

**Schedule A (Continuation Sheet)  
Monetary Contributions Received**

Type or Print in Ink.  
Amounts may be rounded  
to whole dollars.

Statement covers period  
from 1 JUL 93  
through 31 DEC 93

SCRIP:R:R:A (cont.)

CALIFORNIA  
1991 FORM **490**

Page 18 of 45

TO NUMBER

910281

NAME OF OFFICER, CANDIDATE OR CANDIDATE AND CONTROLLED COMMITTEE

Friends of Assemblywoman Andrea Seastrand 33 Club

DATE RECEIVED	FULL NAME AND ADDRESS OF CONTRIBUTOR (IF CONTRIBUTOR IS AN INDIVIDUAL, LISTED IN ADDITION TO CONTRIBUTOR'S NAME AND ADDRESS, LISTED IN ORDER OF MOST RECENT CONTRIBUTION. LISTENER'S NAME AND ADDRESS)	OCCUPATION (AND EMPLOYER IF SELF EMPLOYED) (NAME OR BUSINESS)	AMOUNT RECEIVED (US DOLLARS)	CONTRIBUTIVE PERIOD (CALENDAR YEAR (JAN 1 - DEC 31))	CONTRIBUTIVE PERIOD OTHER (IF APPLICABLE)
SEP 93	California League of Savings Institutions 9800 S. Sepulveda Blvd, 500 Los Angeles, CA 90045 ID 890572		500.00	1000.00	
SEP 93	California Optometric PAC P.O. Box 2591 Sacramento, CA 95812 ID 745825		500.00	1000.00	
SEP 93	California Rice Industry Assoc 701 University Avenue, 205 Sacramento, CA 95825	PAC	500.00	500.00	
SEP 93	Wine Institute Fund 425 Market Street, 1000 San Francisco, CA 94105 ID 743161		500.00	500.00	
93	Avco Financial Services 3349 Michelson Drive Irvine, CA 92713		500.00	500.00	
93	E&J Gallo Winery P.O. Box 1130 Modesto, CA 95353		500.00	500.00	

SUBTOTAL \$ 3000.00

INCL  
CORPORATE

2 4 0 4 3 6 0 0 1 8 8

**Schedule C**  
**Non-Monetary Contributions Received**

Type or Print in Ink  
Amounts may be rounded  
to whole dollars.

**SCHEDULE C**

Statement covers period  
from **01 JUL 93**  
through **31 DEC 93**

CALENDAR YEAR **1993** FORM **490**

Page **22** of **45**

ID NUMBER  
**910281**

SEE INSTRUCTIONS ON REVERSE

NAME OF OFFICEHOLDER OR CANDIDATE AND CONTRIBUTED COMMITTEE

Friends of Assemblywoman Andrea Seastrand 33 Club

DATE RECEIVED	FULL NAME AND ADDRESS OF CONTRIBUTOR (IF COMMITTEE, IN ADDITION TO COMMITTEE NAME AND ADDRESS, ENTER ID NUMBER OR, IF NO ID NUMBER HAS BEEN ASSIGNED, ENTER HEADQUARTERS NAME & ADDRESS)	OCCUPATION AND EMPLOYER (IF SELF EMPLOYED ENTER NAME OF BUSINESS)	DESCRIPTION OF GOODS OR SERVICES	FAIR MARKET VALUE	CUMULATIVE TO DATE CALENDAR YEAR (JAN 1 - DEC 31)	CUMULATIVE TO DATE OTHER (IF APPLICABLE)
25 SEP 93	Bob Gordon 1532 Monterey Street San Luis obispo, CA	Owner Floral Design Studio	flowers	1000.00	1000.00	
21 AUG 93	Kathryn Williams 123 S. College Santa Maria, CA 93454	Self Realtor	food	800.00	800.00	
26 AUG 93	Talley Vineyards P.O. Box 360 Arroyo Grande, CA 93421		wine	171.00	171.00	
1 AUG 93	Morgan Winery 526 Brunken Avenue Salinas, CA 93901		wine	114.00	114.00	
AUG 93	Corbett Canyon Vineyards P.O. Box 3149 San Luis obispo, CA 93403		wine	200.00	200.00	

**SUBTOTAL \$ 2555.00**

**Non-Monetary Contributions Summary**

1. Amount received this period — non-monetary contributions of \$100 or more. (Exclude all Schedule C subtotals)	\$ 2555.00
2. Amount received this period — non-monetary contributions of less than \$100. (Do not itemize.)	\$ 755.56
3. Total non-monetary contributions received this period. (Add lines 1 and 2. Enter here and on the Summary Page, Column A, Line 4.)	<b>TOTAL \$ 3310.56</b>

Attach additional information on appropriately  
labeled continuation sheets.

402 FEB 01 '94 15:37

4043600189

**Schedule E  
(Continuation Sheet)  
Payments and Contributions  
(Other Than Loans) Made**

Type or Print in Ink.  
Amounts may be rounded  
to whole dollars.

Statement covers period  
from 1 JUL 93  
through 31 DEC 93

SCHEDULE E (cont.)  
CALIFORNIA  
1993 FORM **490**  
Page 32 of 45  
ID NUMBER  
910281

SEE INSTRUCTIONS ON REVERSE

NAME OF OFFEROR (HOLDER OF CANDIDATE AND COMMITTEE COMMITTEE)

Friends of Assemblywoman Andrea Seastrand 33 Club

NAME AND ADDRESS OF PAYEE, SPECIFY ON RECEIPT OF CONTRIBUTION  
(IF CANDIDATE OR COMMITTEE, IN ADDITION TO CANDIDATE'S NAME AND ADDRESS, EITHER IF CANDIDATE OR  
IF ID NUMBER HAS BEEN ASSIGNED, ENTER THE ASHI'S NAME & ADDRESS)

DATE

OR

DESCRIPTION OF PAYMENT

AMOUNT PAID

Inn at the Park 1855 S. Harbor Anaheim, CA 9 SEP 93		Lodging/Republican Convention Sept. 18&19	169.50
Bonnie Knight 1100 N Street, 410 Sacramento, CA 95814 13 SEP 93		8/31/93 Event Coordinator	2000.00
Comtech P.O. Box 5033 Hayward, CA 94540 13 SEP 93		Mobilecommunications June, July & Aug.	231.53
GTE CA Payment Processing Inglewood, CA 90313 13 SEP 93		Telephone	144.24
Postmaster 1655 Dalidio Drive San Luis Obispo, CA 93401 20 SEP 93		Bulk Mailing Permit 529	300.00

**SUBTOTAL \$ 2845.27**

←  
FED  
USE

FEB 01 1994 5:36  
402 PSE

4043600190

**Schedule E  
(Continuation Sheet)  
Payments and Contributions  
(Other Than Loans) Made**

Type or Print in Ink  
Amounts may be rounded  
to whole dollars.

Statement covers period  
from 1 JUL 93  
through 31 DEC 93

SCHEDULE E (cont.)  
CALIFORNIA 1991 FORM **490**  
Page 33 of 45  
ID NUMBER  
910281



SEE INSTRUCTIONS ON REVERSE

NAME OF OFFICE, BOARD OR CANDIDATE AND COMMITTEE OR COMMITTEE

Friends of Assemblywoman Andrea Seastrand 33 Club

NAME AND ADDRESS OF PAYEE, CAUTION (CONTINUATION OF CONTRIBUTION  
IF PAYMENT IS MADE TO COMMITTEE'S NAME AND ADDRESS (IDENTIFY IN PAIDEN OR  
IF IDEN NUMBER HAS BEEN ASSIGNED), ENTER MEASURES FROM A ADDRESS)

DATE

DEI

DESCRIPTION OF PAYMENT

AMOUNT PAID

Taylor Rents  
1738 South Broadway  
Santa Maria, CA 93454

21 SEP 93

Tableclothes and tableskirts  
9/25/93 fundraiser

182.36

← FED  
USE

Postmaster  
1655 Dalidio Drive  
San Luis obispo, CA 93401

22 SEP 93

Postage Stamps

580.00

← FED  
USE

Smart and Final  
277 Higuera Street  
San Luis Obispo, CA 93401

23 SEP 93

Supplies for catering 9/25/93  
fundraiser

138.70

← FED  
USE

Old Country Deli  
600 Marsh Street  
San Luis Obispo, CA 93401

25 SEP 93

Luncheon Fundraiser 9/25/93

1276.28

← FED  
USE

Ann Botts  
3165 Tepusquet Road  
Santa Maria, CA 93454

30 SEP 93

Coordination Services for 9/25/93  
Fundraiser

348.40

← FED  
USE

**SUBTOTAL \$ 2525.74**

2 4 0 4 3 6 0 0 1 9 1

**Schedule E  
(Continuation Sheet)  
Payments and Contributions  
(Other Than Loans) Made**

Type or Print in Ink.  
Amounts may be rounded  
to whole dollars.

SCHEDULE E (cont.)

Statement covers period from 1 JUL 93 through 31 DEC 93	CALIFORNIA 1991 FORM <b>490</b>
	Page 35 of 45
	ID NUMBER 910281

SEE INSTRUCTIONS ON REVERSE

NAME OF OFFICER, CLERK OR CANDIDATE AND COMMITTEE OR COMMITTEE

Friends of Assemblywoman Andrea Seastrand 33 Club

NAME AND ADDRESS OF PAYEE, CREATOR OR BENEFICIARY OF CONTRIBUTION IF COMMITTEE, BY ADDRESS TO COMMITTEE'S NAME AND ADDRESS, ENTERED NUMBER ON IF KEY ID NUMBER HAS BEEN ASSIGNED, ENTER TREASURER'S NAME & ADDRESS	DATE	DESCRIPTION OF PAYMENT	AMOUNT PAID
Farmers Insurance P.O. Box 9071 Van Nuys, CA 91409  30 SEP 93		Theft Insurance Policy	249.00
Postmaster 1655 Dalidio Drive San Luis Obispo, CA 93401  12 OCT 93		Postage Stamps	145.00
Dell Hinn 28 San Pedro Salinas, CA 93901  VENDORS: 12 OCT 93		Member's Travel in District Sept.	2258.36
Air Trails, Inc. 280 Mortensen Avenue Salinas, CA 93905  195.52		Aviation Fuel	
John O'Dell 28 San Pedro Salinas, CA 93901  190.00		Pilot Service	

← FED USE  
← FED USE (MIXED)

SUBTOTAL \$ 2652.36

2 4 0 4 3 6 0 0 1 9 2

402 PSE 10 831 358 20P

**Schedule E  
(Continuation Sheet)  
Payments and Contributions  
(Other Than Loans) Made**

Type or Print in Ink.  
Amounts may be rounded  
to whole dollars.

SEE INSTRUCTIONS ON REVERSE

NAME OF OFFICER OR CANDIDATE AND CONTROLLING COMMITTEE

Friends of Assemblywoman Andrea Seastrand 33 Club

NAME AND ADDRESS OF PAYEE, CREDITOR OR INCUMBENT OF CONTRIBUTION  
(IF COMMITTEE, IN ATTENTION TO COMMITTEE'S NAME AND ADDRESS, (IF FEELING TRANSFERRED OR  
IF FEELING TRANSFERRED, ENTER THE ASSIGNEE'S NAME & ADDRESS)

CODE

(1)

DESCRIPTION OF PAYMENT

AMOUNT PAID

VENDORS (continued)  
Cal-Pacific Airmotive  
1330 Mercer Way  
Salinas, CA 93905  
2797.44

Engine & Aircraft Maintenance and  
Repair

Poor Richard's Press  
P.O. Box 12338  
San Luis Obispo, CA 93406

Printing

254.83

← FED  
USE

13 OCT 93

BankAmericard  
P.O. Box 53148  
Phoenix, AZ 85072

Officeholder related expenses  
Travel and meals in and related  
to district.

343.96

← FED  
USE  
(MIXED)

13 OCT 93

VENDORS:  
Charlie's Grill  
998 Monterey Street  
San Luis Obispo, CA 93401

dinner meetings

OTHER VENDORS UNDER 172.22

Postmaster \$100  
1655 Dalidio Drive  
San Luis Obispo, CA 93401

Postage Stamps

290.00

16 OCT 93

**SUBTOTAL \$ 868.79**

SCHEDULE E (cont.)

Statement covers period

from 1 JUL 93

through 31 DEC 93

CALIFORNIA  
1991 FORM **490**

Page 36 of 45

ID NUMBER

910281



24043600123

**Schedule E**  
**Continuation Sheet**  
**Payments and Contributions**  
**Other Than Loans Made**

Type or Print Name.  
 Amounts may be rounded  
 to whole dollars.

**SCHEDULE E (cont)**  
 CALIFORNIA 1991 FORM **490**  
 Statement covers period  
 from **1 JUL 93**  
 through **31 DEC 93**  
 Page **37** of **45**  
 ID NUMBER  
**910281**

REGISTRATION ON REVERSE  
 NAME OF THE CONTRIBUTOR OR COMMITTEE AND COMMITTEE ADDRESS

Friends of Assemblywoman Andrea Seastrand 33 Club

NAME AND ADDRESS OF PAYEE, CREDIT OR ENCUMBRANCE OF CONTRIBUTION  
 IF COMMITTEE, STATEMENT OF COMMITTEE'S NAME AND ADDRESS, CITIZEN ID NUMBER, OR  
 IF TRUST INSTRUMENT HAS BEEN ASSIGNED, ENTER THE ASSIGNEE'S NAME & ADDRESS

NAME AND ADDRESS OF PAYEE, CREDIT OR ENCUMBRANCE OF CONTRIBUTION IF COMMITTEE, STATEMENT OF COMMITTEE'S NAME AND ADDRESS, CITIZEN ID NUMBER, OR IF TRUST INSTRUMENT HAS BEEN ASSIGNED, ENTER THE ASSIGNEE'S NAME & ADDRESS	DATE	DESCRIPTION OF PAYMENT	AMOUNT PAID
BankAmericard P.O. Box 53148 Phoenix, AZ 85072  24 OCT 93		Officeholder related expenses meals and travel related to district	953.16
VENDORS: Hilton Hotels 777 Convention Way Anaheim, CA 299.01		Lodging and Meals Republican Convention Sept. 18 & 19	
Comtech P.O. Box 5033 Hayward, CA 94540  25 OCT 93		Mobilecommunications Sept.	267.54
Comtech P.O. Box 5033 Hayward, CA 94540  25 OCT 93		Mobilecommunications Oct.	479.94
Suggs, Lombardi Advertising 520 Higuera Street San Luis Obispo, CA 93401 VENDORS: 100.00 25 OCT 93		Register to Vote Announcements on Radio	3992.00

**SUBTOTAL \$ 5692.64**

FED  
USE  
MAY

FED  
USE

FED  
USE

2 4 0 4 3 6 0 0 1 9 4

**Schedule E  
(Continuation Sheet)  
Payments and Contributions  
(Other Than Loans) Made**

Type or Print in Ink.  
Amounts may be rounded  
to whole dollars.

SCHEDULE E (cont.)

Statement covers period from 1 JUL 93 through 31 DEC 93	CALIFORNIA 1991 FORM <b>490</b>
Page 38 of 45	
ELECTOR ID NUMBER 910281	

SEE INSTRUCTIONS ON REVERSE  
NAME OF OFFICE/CANDIDATE AND CONTROLLED COMMITTEE  
Friends of Assemblywoman Andrea Seastrand 33 Club

NAME AND ADDRESS OF PAYEE, CREDITOR OR RECIPIENT OF CONTRIBUTION (IF CONTRIBUTOR IS AN INDIVIDUAL, ENTER THE CONTRIBUTOR'S NAME AND ADDRESS, EITHER IN FULL OR BY MAILING ADDRESS; IF AN ENTITY HAS BEEN ASSIGNED, ENTER THE ENTITY'S NAME & ADDRESS)	DATE	DESCRIPTION OF PAYMENT	AMOUNT PAID
<b>VENDORS: (continued)</b> KPRI Radio P.O. Box 7 Paso Robles, CA 93447 504.00	9/1/93-9/30/93		
KUHL/KXFM Radio P.O. Box 1964 Santa Maria, CA 93456 792.00	9/1/93-9/30/93		
KTMS Radio P.O. Box 4458 Santa Barbara, CA 93140 1980.00	9/1/93-9/30/93		
KGLO Radio P.O. Box 170 Arroyo Grande, CA 93421 616.00	9/1/93-9/30/93		
Food for Thought 2405 K Street Sacramento, CA 95816 26 OCT 93		Food, Beverage, Rental for 8/31/93 fundraiser	1178.73

**SUBTOTAL \$ 1178.73**

24043600195

FEB 01 '94 15:42

**Schedule E  
(Continuation Sheet)  
Payments and Contributions  
(Other Than Loans) Made**

Type or Print in Ink.  
Amounts may be rounded  
to whole dollars.

Statement covers period from <u>1 JUL 93</u> through <u>31 DEC 93</u>	SCHEDULE E (cont.) CAMI 20-N-1 1991 FORM <b>490</b> Page <u>39</u> of <u>45</u>
ID NUMBER <b>910281</b>	

SEE INSTRUCTIONS ON REVERSE

NAME OF OTHER HOLDER OR CANDIDATE AND CONTROLLING COMMITTEE

Friends of Assemblywoman Andrea Seastrand 33 Club

NAME AND ADDRESS OF PAYEE, CREDITOR OR RECIPIENT OF CONTRIBUTION (IF COMMITTEE, IN ADDITION TO COMMITTEE'S NAME AND ADDRESS, ENTERED BLANK OR, IF FOLLO TRANSDERMS OR ASSIGNED, ENTER THE ASSIGNEE'S NAME & ADDRESS)	CODE	DATE	DESCRIPTION OF PAYMENT	AMOUNT PAID
Capitol Plaza Halls 1025 Ninth Street, 201 Sacramento, CA 95814		29 OCT 93	ROOM Rental for 8/31/93 fundraiser	500.21
Computerland 1422 Monterey Street San Luis Obispo, CA 93401		29 OCT 93	Computer Lease October	594.54
Pacific Bell Payment Center Sacramento, CA		1 NOV 93	Telephone	168.66
Mildred Dostalek 2375 Del Campo San Luis Obispo, CA 93401		1 NOV 93	Services/Treasurer November	300.00
Computerland 1422 Monterey Street San Luis Obispo, CA 93401		3 NOV 93	Computer Repair	161.84

✓

FED USE

FED USE

FED USE

**SUBTOTAL \$ 1725.25**

2 4 4 3 6 0 0 1 2 6

**Schedule E  
(Continuation Sheet)  
Payments and Contributions  
(Other Than Loans) Made**

Type or Print in Ink.  
Amounts may be rounded  
to whole dollars.

SCHEDULE E (cont.)

Statement covers period from 1 JUL 93 through 31 DEC 93	CALIFORNIA 1993 FORM <b>490</b> Page 40 of 45 ID NUMBER 910281
---	--

SEE INSTRUCTIONS ON REVERSE

NAME OF CONTRIBUTOR OR CANDIDATE AND CONTRIBUTED COMMITTEE

Friends of Assemblywoman Andrea Seastrand 33 Club

NAME AND ADDRESS OF PAYEE, CREDITOR OR RECIPIENT OF CONTRIBUTION (IN EXEMPTIBLE REIMBURSEMENT TO CONTRIBUTOR'S NAME AND ADDRESS, ENTERED THROUGH OR (IF THE NUMBER HAS BEEN ASSIGNED), ENTER MEASUREMENTS NAME & ADDRESS)	DATE	DESCRIPTION OF PAYMENT	AMOUNT PAID
Dell Hinn 28 San Pedro Salinas, CA93901	8 NOV 93	Officeholder related expenses Pilot Services	422.68
VENDORS: Air Trails, Inc. 280 Mortenson Avenue Salinas, CA 93901	410.18	Aviation Fuel	
Postmaster 1655 Dalidio Drive San Luis Obispo, CA 93401	16 NOV 93	Postage Stamps	580.00
Computerland 1422 Monterey Street San Luis Obispo, CA 93401	16 NOV 93	Envelope feed	375.38
Dutra Communications P.O. Box 1772 Sacramento, CA 95812	19 NOV 93	250 Legislative Directories Deposit	376.00

**SUBTOTAL \$ 1754.06**

FED USE

FED USE

FED USE

2 4 0 4 3 6 0 0 1 9 7

**Schedule E  
(Continuation Sheet)  
Payments and Contributions  
(Other Than Loans) Made**

Type or Print in Ink.  
Amounts may be rounded  
to whole dollars.

SCHEDULE E (cont.)

Statement covers period from 1 JUL 93 through 31 DEC 93	CALIFORNIA SOL FORM <b>490</b> Page 41 of 45
(E) NUMBER 910281	



SEE INSTRUCTIONS ON REVERSE

NAME OF THE ELECTION DISTRICT CANDIDATE AND COMMITTEE (PLEASE PRINT)

Friends of Assemblywoman Andrea Seastrand 33 Club

NAME AND ADDRESS OF PAYEE, CREDITOR OR DEBITOR OF CONTRIBUTION (IF COMMITTEE, IN ADDITION TO COMMITTEE'S NAME AND ADDRESS, ENTER ID NUMBER OR IF ID NUMBER HAS BEEN ASSIGNED, ENTER TREASURER'S NAME & ADDRESS)	DATE	DESCRIPTION OF PAYMENT	AMOUNT PAID
Wms. Bros. P.O. Box 30850 Los Angeles, CA 90050	11 NOV 93	Supplies	156.00 ← FED USE
Pacific Bell Payment Center Sacramento, CA 95887	30 NOV 93	Telephone	140.51 ← FED USE
Mildred Dostalek 2375 Del Campo San Luis Obispo, CA 93401	30 NOV 93	Services/Treasurer December	300.00
BankAmericard P.O. Box 53148 Phoenix, AZ 85072	30 NOV 93	Officeholder related expenses meals and travel related to district	439.57 ← FED USE
ALL VENDORS UNDER \$100	30 NOV 93		
Smart and Final 277 Higuera Street San Luis Obispo, CA 93401	120.12	Supplies	120.12 ← FED USE

**SUBTOTAL \$ 1156.20**

4043600198

**Schedule E  
(Continuation Sheet)  
Payments and Contributions  
(Other Than Loans) Made**

Type or Print in Ink.  
Amounts may be rounded  
to whole dollars.

SCHEDULE E (CONT.)

Statement covers period from 1 JUL 93 through 31 DEC 93	CALIFORNIA 1993 FORM <b>490</b>
Page 34 of 45	TD NUMBER 910281

SEE INSTRUCTIONS ON REVERSE

NAME OF OFFICE, FUND OR CANDIDATE AND CONTROLLING COMMITTEE

Friends of Assemblywoman Andrea Seastrand 33 Club

NAME AND ADDRESS OF PAYEE, CREATOR OR RECIPIENT OF CONTRIBUTION (IF COMMITTEE, IN ADDITION TO COMMITTEE'S NAME AND ADDRESS, ENTER TD NUMBER OR FUND ID NUMBER IF HAS BEEN ASSIGNED. ENTER THE ASSESSOR'S NAME & ADDRESS)	CODE	(S)	DESCRIPTION OF PAYMENT	AMOUNT PAID
Mildred Dostalek 2375 Del Campo San Luis Obispo, CA 93401  30 SEP 93			Services/Treasurer October 1993	300.00
Dell Hinn 28 San Pedro Salinas, CA 93901  VENDORS: 304.60 1 OCT 93			Member's Travel in District Pilot Service	460.00
Air Trails, Inc. 280 Mortensen Avenue Salinas, CA 93905			Pilot Service	
OTHER VENDORS UNDER \$100 156.00				
Computerland 1422 Monterey Street San Luis Obispo, CA 93401  4 OCT 93			Computer Lease September	590.54 ← FED USE
Got You Cover'd 3681E Sacramento Drive San Luis Obispo, CA 93401  6 OCT 93			Tent Rental for 9/25/93 Fundraiser tables, chairs, trash cans	1114.02 ← FED USE
<b>SUBTOTAL \$</b>				<b>2464.56</b>

24043600199

**Schedule E  
(Continuation Sheet)  
Payments and Contributions  
(Other Than Loans) Made**

Type or Print in Ink.  
Amounts may be rounded  
to whole dollars.

SCHEDULE E (cont.)

Statement covers period from <u>1 JUL 93</u> through <u>31 DEC 93</u>	CALIFORNIA 1991 FORM <b>490</b>
Page <u>42</u> of <u>45</u>	
ID NUMBER <b>910281</b>	

SEE INSTRUCTIONS ON REVERSE

NAME OF CONTRIBUTOR OR CANDIDATE AND COMMITTEE OR COMMITTEE

Friends of Assemblywoman Andrea Seastrand JJ Club

NAME AND ADDRESS OF PAYEE, (CREATOR OR RECIPIENT OF CONTRIBUTION  
(IF CHARITABLE, IN ADDITION TO CONTRIBUTOR'S NAME AND ADDRESS, ENTERED TRANSFER OR  
\* INDICATE BRACKET HAS BEEN ASSIGNED). ENTER THE ADVERTISER'S MAIL ADDRESS)

DATE

ON

DESCRIPTION OF PAYMENT

AMOUNT PAID

Computerland  
1422 Monterey Street  
San Luis Obispo, CA 93401

4 DEC 93

Computer Lease November

590.54

FED  
USE

Blake Printing and Publishing  
P.O. Box 12338  
San Luis Obispo, CA 93447

4 DEC 93

Printing

168.68

FED  
USE

Suggs, Lombardi Advertising  
520 Higuera Street  
San Luis Obispo, CA 93401

4 DEC 93

Register to Vote Announcement  
on radio

1008.00

FED  
USE

VENDORS:  
KPRL Radio  
P.O. Box 7  
Paso Robles, CA 93447

120.00

10/25/93-10/29/93

KUHL Radio  
P.O. Box 1964  
Santa Maria, CA 93456

180.00

10/25/93-10/29/93

SUBTOTAL \$ 1767.22

24 1 3 6 0 0 2 0

**Schedule E  
(Continuation Sheet)  
Payments and Contributions  
(Other Than Loans) Made**

Type or Print in Ink.  
Amounts may be rounded  
to whole dollars.

Statement covers period  
from 1 JUL 93  
through 31 DEC 93

SCHEDULE E (cont.)

CALIFORNIA  
1991 FORM **490**

Page 43 of 45

TU NUMBER  
910281

SEE INSTRUCTIONS ON REVERSE

NAME OF CONTRIBUTOR (OR CONTRIBUTOR'S NAME AND CONTRIBUTOR'S ADDRESS)

Friends of Assemblywoman Andrea Seastrand 33 Club

NAME AND ADDRESS OF PAYEE, CREATOR OR BENEFICIARY OF CONTRIBUTION  
(IF COMMITTEE, IN ADDITION TO COMMITTEE'S NAME AND ADDRESS, ENTER ID NUMBER OR  
IF ID NUMBER HAS BEEN ASSIGNED, ENTER TREASURER'S NAME & ADDRESS)

CODE

(M)

DESCRIPTION OF PAYMENT

AMOUNT PAID

VENDORS: (continued)

KGLO Radio

168.00

10/25/93-11/1/93

KTNS Radio

P.O. Box 4458

Santa Barbara, CA 93140

540.00

10/25/93-11/01/93

Pete Agalos

P.O. Box 4601

San Luis Obispo, CA 93403

8 DEC 93

Services/treasurer Sept. 1-14, 1993

150.00

← FED  
USE

Santa Maria Thunder and Lighting Soccer

Organization

c/o Laura Roth

995 Via Esmeralda

Santa Maria, CA 93455

12 DEC 93

Advertising

100.00

← FED  
USE

Donna Schmalz

1880 8th Street

Los Osos, CA 93402

12 DEC 93

Campaign Clerical Service

200.00

← FED  
USE

SUBTOTAL \$ 450.00

4043600201

STATEMENT (cont.)

**Schedule E  
Continuation Sheet  
(Payments and Contributions  
Other Than Loans) Made**

Type or Print in Ink.  
Amounts may be rounded  
to whole dollars.

Statement covers period  
from 1 JUL 93  
through 31 DEC 93

CALIFORNIA  
1991 FORM **490**

Page 44 of 45

FEDERAL IDENTIFICATION NUMBER  
910281

COMMITTEE OR PERSON OR ORGANIZATION AND CONTRIBUTOR COMMITTEE  
Friends of Assemblywoman Andrea Seastrand 33 Club

NAME AND ADDRESS OF PAYEE, CREDITOR OR INDEBTOR OF CONTRIBUTION (COMMITTEE, IN MEMPHIS TO COMMITTEE'S NAME AND ADDRESS, ENTERED IN NUMBER OF IDENTIFIED INDEBTOR HAS BEEN ASSIGNED, ENTER THE ASSIGNED NAME & ADDRESS)	DATE	DESCRIPTION OF PAYMENT	AMOUNT PAID
Dell Hinn 28 San Pedro Salinas, CA 93901  309.40 13 DEC 93		Member's travel in District December Pilot Services	415.61
VENDORS: Air Trails, Inc. 280 Mortensen Avenue Salinas, CA 93905  106.21		Aviation Fuel	
Postmaster 1655 Dalidio Drive San Luis Obispo, CA 93401  20 DEC 93		Postage Stamps	290.00
Comtech P.O. Box 5033 Hayward, CA 94540  20 DEC 93		Mobilecommunications November	322.70

FED  
JE

FED  
JE

FED  
JE

SUBTOTAL \$ 1028.31

2 4 0 4 3 6 0 0 2 0 2

# Schedule I Miscellaneous Increases to Cash

Type or Print in Ink.  
Amounts may be rounded  
to whole dollars.

Statement covers period  
from 07 JUL 93  
through 31 DEC 93

SCHEDULE I

CALIFORNIA  
1991 FORM **490**  
Page 45 of 45  
ID. NUMBER  
910281

SEE INSTRUCTIONS ON REVERSE

NAME OF OFFICER, MEMBER OR COMMITTEE AND CONTROLLED COMMITTEE:

Friends of Assemblywoman Andrea Seastrand 33 Club

DATE RECEIVED	FULL NAME AND ADDRESS OF SOURCE (IF COMMITTEE, IN ADDITION TO COMMITTEE'S NAME AND ADDRESS, LISTED MEMBER OR IF NO ID NUMBER IS ON ASSIGNMENT, ENTER THE ASSESSOR'S NAME & ADDRESS)	DESCRIPTION OF RECEIPT	AMOUNT OF INCREASE TO CASH
31 DEC 93	Friends of Andrea Seastrand for Congress P.O. Box 14002 San Luis Obispo, CA 93403	Computer sub lease Sept, Oct, Nov., & Dec. 1993	1181.68
21 DEC 93	Pacific Bell Payment Center Sacramento, CA 95887	refund of Deposit	140.51

← UNDER-  
PRINT  
USED  
USUAL  
&  
NORMAL  
CHARGE

Attach additional information on appropriately labeled continuation sheets

**SUBTOTAL \$ 1321.59**

### Miscellaneous Increases to Cash Summary

1. Increases to cash of \$100 or more this period.....	\$ 1321.59
2. Increases to cash under \$100 this period. (Do not itemize.).....	\$ 91.79
3. Total of all interest received this period on loans made to others. (Schedule II, Part II (b).).....	\$ 0
4. Total miscellaneous increases to cash this period. (Add lines 1, 2 and 3. Enter here and on the Summary Page, Line 15.).....	<b>TOTAL \$ 1413.38</b>

11/18/03  
CRANFORD TOWNSHIP  
NJ

24043600203

**ATTACHMENT B**

USE FEC MAIL BAG LABEL OR TYPE OR PRINT

1 NAME OF COMMITTEE (A full)  
**Friends of Andrea Seastrand for Congress**

ADDRESS (number and street)  Check if different than previously reported.  
**626 Evans Road**

CITY, STATE and ZIP CODE **San Luis Obispo, CA 93401**

STATE DISTRICT **CA-22**

JAN 31 1994 ✓

2 FEC IDENTIFICATION NUMBER  
**C00284083** MARCH FONG EU, Secretary of State

3 IS THIS REPORT AN AMENDMENT?  
 YES  NO

4. TYPE OF REPORT

- 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)
- 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 \_\_\_\_\_
- Termination Report

This report contains activity for:  Primary Election  General Election  Special Election  Runoff Election


SUMMARY

5. Covering Period	COLUMN A	COLUMN B
7/1/93 through 12/31/93	This Period	Calendar Year-to-Date
6. Net Contributions (other than loans):		
(a) Total Contributions (other than loans) (from Line 11, a):	61277.51	61277.51
(b) Total Contribution Refunds (from Line 20(d)):	100.00	100.00
(c) Net Contributions (other than loans) (subtract Line 6(b) from 6(a)):	61177.51	61177.51
7. Net Operating Expenditures:		
(a) Total Operating Expenditures (from Line 17):	22728.13	22728.13
(b) Total Offsets to Operating Expenditures (from Line 16):	-	-
(c) Net Operating Expenditures (subtract Line 7(b) from 7(a)):	22728.13	22728.13
8. Cash on hand at Close of Reporting Period (from Line 27):	38449.38	
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):	-	

For further information contact:  
 Federal Election Commission  
 399 E Street, NW  
 Washington, DC 20543  
 Toll Free 800-424-9530  
 Local 202-219-3420

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:  
**Pete Agalos**

Signature of Treasurer:  


Date:  
**1-28-94**

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 3  
 (revised 4-87)

24043600204

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

Name of Committee (in full) **Friends of Andrea Seastrand for Congress** Report Covering the Period:  
From: **7-1-93** To: **12-31-93**

I. RECEIPTS	COLUMN A Total This Period	COLUMN B Calendar Year-To-Date
<b>11. CONTRIBUTIONS (other than loans) FROM:</b>		
(a) Individuals, Persons Other Than Political Committees		
(i) Itemized (use Schedule A)	26246.28	
(ii) Unitemized	19768.23	
(iii) Total of contributions from individuals	46014.51	46014.51
(b) Political Party Committees	-	-
(c) Other Political Committees (such as PACs)	14500.00	14500.00
(d) The Candidate	763.00	763.00
(e) TOTAL CONTRIBUTIONS (other than loans) (add 11(a)(i), (ii), (c) and (d))	61277.51	61277.51
<b>12. TRANSFERS FROM OTHER AUTHORIZED COMMITTEES</b>	-	-
<b>13. LOANS:</b>		
(a) Made or Guaranteed by the Candidate	-	-
(b) All Other Loans	-	-
(c) TOTAL LOANS (add 13(a) and (b))	-	-
<b>14. OFFSETS TO OPERATING EXPENDITURES (Refunds, Rebates, etc.)</b>	-	-
<b>15. OTHER RECEIPTS (Dividends, Interest, etc.)</b>	-	-
<b>16. TOTAL RECEIPTS (add 11(e), 12, 13(c), 14 and 15)</b>	61277.51	61277.51
<b>II. DISBURSEMENTS</b>		
<b>17. OPERATING EXPENDITURES</b>	22728.13	22728.13
<b>18. TRANSFERS TO OTHER AUTHORIZED COMMITTEES</b>	-	-
<b>19. LOAN REPAYMENTS:</b>		
(a) Of Loans Made or Guaranteed by the Candidate	-	-
(b) Of All Other Loans	-	-
(c) TOTAL LOAN REPAYMENTS (add 19(a) and (b))	-	-
<b>20. REFUNDS OF CONTRIBUTIONS TO:</b>		
(a) Individuals, Persons Other Than Political Committees	100.00	100.00
(b) Political Party Committees	-	-
(c) Other Political Committees (such as PACs)	-	-
(d) TOTAL CONTRIBUTION REFUNDS (add 20(a), (b) and (c))	100.00	100.00
<b>21. OTHER DISBURSEMENTS</b>	-	-
<b>22. TOTAL DISBURSEMENTS (add 17, 18, 19(c), 20(d) and 21)</b>	22828.13	22828.13

**III. CASH SUMMARY**

<b>23. CASH ON HAND AT BEGINNING OF REPORTING PERIOD</b>	\$ -
<b>24. TOTAL RECEIPTS THIS PERIOD (from Line 16)</b>	\$ 61277.51
<b>25. SUBTOTAL (add Line 23 and Line 24)</b>	\$ 61277.51
<b>26. TOTAL DISBURSEMENTS THIS PERIOD (from Line 22)</b>	\$ 22828.13
<b>27. CASH ON HAND AT CLOSE OF THE REPORTING PERIOD (subtract Line 26 from 25)</b>	\$ 38449.38

24043600205

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

NAME OF COMMITTEE (in Full)

Friends of Andrea Seastrand for Congress

CG0284083

A. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
BankAmericard Bank Card Center P.O. Box 53103 Phoenix, AZ 85072	fundraiser Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General Other (specify):	12/20/93	687.74
B. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Hyatt Regency 1209 L Street Sacramento, CA 95814	catering Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General Other (specify):	12/20/93	687.74 memo
C. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Blake Publishing P.O. Box 12338 Santa Maria, CA 93454	printing Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General Other (specify):	11/08/93 12/01/93	2187.92 948.75
D. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Bob's Rubber Stamps 113 East Fesler Street Santa Maria, CA 93454	printing Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General Other (specify):	11/16/93 12/15/93	284.46 234.90
E. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
BPO Elks Lodge P.O. Box 609 Santa Maria, CA 93456	catering Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General Other (specify):	11/22/93	2899.55
F. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
	Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General Other (specify):		
G. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
	Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General Other (specify):		
H. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
	Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General Other (specify):		
I. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
	Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General Other (specify):		

SUBTOTAL of Disbursements This Page (optional)

7243.32

TOTAL This Period (last page this line number only)

04043600206

SCHEDULE B

ITEM DISBURSEMENTS

Use separate schedules for each category of the Detailed Summary Page

PAGE 17 OF 18  
FOR LINE NUMBER 7

Operating Expenditures

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

NAME OF COMMITTEE (in Full)

Friends of Andrea Seastrand for Congress

C00284083

A. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Friends of Assemblywoman Andrea Seastrand 33 Club P.O. Box 14004 San Luis Obispo, CA 93403	computer sub lease Disbursement for: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General Other (specify):	12/31/93	1181.08
B. Full Name, Mailing Address and ZIP Code Floyd Snyder 947 E. Tunnell Santa Maria, CA 93454	banners in-kind Disbursement for: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General Other (specify):	11/12/93	142.23
C. Full Name, Mailing Address and ZIP Code Trent Benedetti 1223 E. Fessler Santa Maria, CA 93454	rent in-kind Disbursement for: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General Other (specify):	10/31/93 11/30/93 12/31/93	50.00 50.00 50.00
D. Full Name, Mailing Address and ZIP Code Hardy Hearn 961 Wadsworth Avenue Pismo Beach, CA 93449	rent in-kind Disbursement for: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General Other (specify):	10/1/93 10/19/93 10/26/93	80.00 80.00 80.00
E. Full Name, Mailing Address and ZIP Code Michael Garcia 2530D So. Broadway Santa Maria, CA 93454	photographs in-kind Disbursement for: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General Other (specify):	11/14/93	800.00
F. Full Name, Mailing Address and ZIP Code Susan Hirschmann 2534B S. Arlington Mill Drive Arlington, VA 22206	catering costs in-kind Disbursement for: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General Other (specify):		150.00
G. Full Name, Mailing Address and ZIP Code Paso Robles Inn, Inc. 1103 Spring Street Paso Robles, CA 93446	catering costs Disbursement for: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General Other (specify):	12/29/93	229.28
H. Full Name, Mailing Address and ZIP Code United Parcel Service PAC 400 Perimeter Center Terraces North Atlanta, GA 30346	in-kind catering costs Disbursement for: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General Other (specify):	12/9/93	250.00
I. Full Name, Mailing Address and ZIP Code Andrea Seastrand 320 Ebb Tide Way Pismo Beach, CA 93449	airfare in-kind Disbursement for: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General Other (specify):	11/2/93	350.00 413.50

SUBTOTAL of Disbursements This Page (optional)

3906.09

TOTAL This Period (last page this line number on)

SCHEDULE B ITEMIZED DISBURSEMENTS

Operating Expenditures

Use separate schedules for category of the Disbursement Summary Page

PAGE 16 OF 18  
FOR LINE NUMBER 17

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

NAME OF COMMITTEE (in Full)

Friends of Andrea Seastrand for Congress

C00284063

A. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Capitol Miro Systems 3312 Caniff court Columbus, OH	software Disbursement for <input type="checkbox"/> Primary <input type="checkbox"/> General Other specify	10/14/93	787.84
B. Full Name, Mailing Address and ZIP Code Crawshaw Communications 5667 Olive Avenue Long Beach, CA 90805	walk list Disbursement for <input type="checkbox"/> Primary <input type="checkbox"/> General Other specify	11/22/93	1312.36
C. Full Name, Mailing Address and ZIP Code Executive Advertising P.O. 922 Santa Maria, CA 93456	fundraising Disbursement for <input type="checkbox"/> Primary <input type="checkbox"/> General Other specify	12/14/93	600.00
D. Full Name, Mailing Address and ZIP Code GTE California Payment Processing Inglewood, CA 90343	telephone Disbursement for <input type="checkbox"/> Primary <input type="checkbox"/> General Other specify	10/24/93 11/16/93 11/30/93	111.71 112.92 77.49
E. Full Name, Mailing Address and ZIP Code Pacific Bell Political Accounts 370 3rd Street, 516 San Francisco, CA 94107	telephone Disbursement for <input type="checkbox"/> Primary <input type="checkbox"/> General Other specify	3/15/93 9/29/93 10/18/93	20.50 736.46 171.13
F. Full Name, Mailing Address and ZIP Code Postmaster 1655 Dalidic San Luis Obispo, CA 93401	postage Disbursement for <input type="checkbox"/> Primary <input type="checkbox"/> General Other specify	9/20/93 10/7/93 10/14/93	580.00 145.00 150.00
G. Full Name, Mailing Address and ZIP Code Postmaster 1655 Dalidic San Luis Obispo	postage Disbursement for <input type="checkbox"/> Primary <input type="checkbox"/> General Other specify	10/19/93 10/22/93 11/29/93 12/10/93	300.00 1450.00 580.00 145.00
H. Full Name, Mailing Address and ZIP Code Suggs, Lombardi Advertising 520 Higuera Street San Luis obispo, CA 93401	artwork and design Disbursement for <input type="checkbox"/> Primary <input type="checkbox"/> General Other specify	12/1/93	380.00
I. Full Name, Mailing Address and ZIP Code Tri-Counties Plant Service P.O. Box 953 Nipomo, CA 93444	tree rental Disbursement for <input type="checkbox"/> Primary <input type="checkbox"/> General Other specify	11/18/93	350.00

SUBTOTAL of Disbursements This Page (optional)

8018.41

TOTAL This Period (last page this line number only)

94043600209

**ATTACHMENT C**

# Huffington opens campaign to run against Feinstein

By Jerry Cornfield  
News-Press Staff Writer

9-15-93  
SBNP

LOS ANGELES — Republican Rep. Michael Huffington on Tuesday launched his long-anticipated drive to unseat Democratic U.S. Sen. Dianne Feinstein in 1994, igniting what may become one of the nation's most expensive political duels.

"These are not ordinary times. I hear the voice of our state and

■ Ambitious millionaire has been nearly invisible here. Page A 6

there is pain in that voice, there is fear," said the first-term congressman from Montecito moments before entering a private, \$1,000-a-plate fund-raising dinner for the state Republican Party at the Century Plaza Hotel.

Huffington, who has represented voters in Santa Barbara and San Luis Obispo counties just nine months, painted himself as a conservative, anti-tax crusader.

He blasted Feinstein's vote on the narrowly approved federal budget, saying its new taxes will cost California thousands of jobs.

"This tax package has been brought to you by one specific individual," he said, referring to the 51-50 vote in the Senate to approve the budget.

"That vote was Dianne Feinstein. Because of that, I have decided someone must stop that senator from raising taxes again."

Feinstein did not comment Tuesday. But Kam Kuwata, her state director, said Huffington's vote against the budget demonstrated he is not serious about def-

## Seastrand and Stoker set to run

By Jerry Cornfield  
News-Press Staff Writer

Republicans moved swiftly Tuesday to position themselves to succeed Rep. Michael Huffington in the nation's capital.

On Friday, 5th District county Supervisor Mike Stoker is expected to declare his candidacy at news conferences in Santa Maria, Santa Barbara, San Luis Obispo and Paso Robles.

Stoker, in a telephone interview from Huffington's office in Washington, D.C., said he files to Santa Barbara County Thursday and wants to hit the ground running.

"I am happy being a county supervisor. I believe I

See STOKER, Page A 6

tax reduction.

Kuwata criticized Huffington for seeking higher office midway through his first term. "He hasn't done anything for California and he hasn't done much for his district," Kuwata said.

In next June's primary, Huffington is expected to face Rep. Chris

See HUFFINGTON, Page A 6

# Huffington

Continued from Page A 1

Cox, R-Huntington Beach, and former Fullerton congressman William Dannemeyer.

The ability of Cox and Dannemeyer to match Huffington's spending will be a key factor in the primary's outcome.

Huffington spent \$5 million to win his congressional seat, and people familiar with his Senate campaign say he will spend at least that much in his run for Feinstein's job. He is a multimillionaire, having earned a fortune through the oil and natural gas industry.

Feinstein has proven adept at building cash reserves, too. She has raised \$15 million this year, and gathered several million dollars when she ran for the Senate seat last year.

Former congressman Bob Lagomarsino knows well the effectiveness of Huffington's dollars. Huffington spent \$3 million in unseating Lagomarsino in June 1992.

Lagomarsino said Huffington's announcement was predictable. "We knew he was not interested in the congressional seat, but in the White House, and I guess this is the next step," said Lagomarsino.

He gave Huffington little chance of beating Feinstein. "My sense now is she will clean his plow," he said.

Huffington's supporters in the 1992 campaign said privately Tuesday they were disappointed and felt abandoned by a man they hoped would help reshape and strengthen the county's Republican Party.

Huffington's foes — Democrats and conservative Republicans who backed Lagomarsino — couldn't have been happier. They felt vindicated for accusing Huffington of not ever intending to stay long as the representative responsible for the 22nd Congressional District.

"I would certainly like to see him remain and become a more forceful presence in the California delegation, which is something he hasn't had time to establish yet," said Boyd Larsen, chairman of the Santa Barbara County Republican Central Committee.

"Certainly we'll do everything in

4043600210



Seastrand



Stoker



Decker

# Huffington's Senate bid sparks GOP rush for congressional seat

By Jerry Cornfield  
News-Press Staff Writer

1-18-93  
SBNP

■ Top county official resigns.  
Page B 2

Three Republicans began campaigning Friday for next year's congressional race, thickening the plot for party rivalry between conservatives and moderates.

State Assemblywoman Andrea Seastrand, Santa Barbara County Supervisor Mike Stoker and Montecito businessman Steve Decker courted reporters in different fashion to unfurl their plans to capture the 22nd Congressional District seat.

The trio came forth following Republican Rep. Michael Huffington's declaration Tuesday that he will run for the U.S. Senate. The 22nd District seat he now holds encompasses San Luis Obispo and Santa Barbara counties, excluding the southern half of Carpinteria.

No Democrat has yet come forward to announce a run for the congressional post.

The three Republicans share several beliefs, leaving the party's voters to delineate shades of differences between them. Each eschews philosophical labels, but all three are widely recognized as conservatives and will thus be battling hard for the moderate and centrist Republicans.

Stoker and Seastrand, the best-known candidates, plan to march forth on their achievements.

"I'll put my record up against hers. I'm not going to say she has

not been effective. I will say Mike Stoker has been more effective and will be more effective in Washington, D.C.," said Stoker, a one-term supervisor who will pass up a re-election try for the 5th District seat in 1994.

Seastrand sidestepped criticizing Stoker, saying she plans to talk about herself, not other candidates.

"I do consider I am the front-runner," said Seastrand, who will forgo re-election for a third and final term as 33rd Assembly District member. "Anybody who enters the race has to tear me down."

Decker has never held elected office and thinks voters will appreciate that fact. He wants Stoker and Seastrand to pull out before the filing period for candidates opens in February.

"There's considerable concern about Mike Stoker and Andrea Seastrand leaving their Republican seats when those seats are so critical to the California economy and our local economy," he said.

On fiscal matters, each of the three opposes higher taxes and supports streamlining government, trimming environmental regulations and boosting assist-

## Race

Continued from Page B 1

ance for small businesses.

Decker is alone in endorsing the North American Free Trade Agreement. Seastrand is "leaning in opposition" while Stoker has no position on the overall deal.

Regarding abortion rights, Seastrand and Decker described themselves as pro-life and oppose the proposed Freedom of Choice Act. Stoker deflected self-description and claimed to be a "moderate"

on social issues.

Seastrand's departure leaves no announced Republican candidate for the Assembly seat that stretches north from Lompoc through Santa Maria and San Luis Obispo County. DeWayne Holmdahl, a former Santa Barbara County supervisor, expressed an interest in running earlier this year.

On the Democratic side, John Ashbaugh declared last week he would run for the post. The San Luis Obispo resident tried unsuccessfully to unseat Seastrand in 1992.

See PAGE, Page B 7

24043600211



Andrea Seastrand



Mike Stoker

# Congressional candidates vow no mud this time

By Ken Miller  
Times Staff Writer

Congressional candidates Mike Stoker and Andrea Seastrand have much in common: They're both Republicans, they both have North Santa Barbara County in their respective districts, and they both consider themselves friends of business.

And both say they will not get into the mud-slinging typical of many elections.

"I'm going to concentrate on my own campaign," Stoker said. "I have nothing but respect for Andrea."

Seastrand repeated Stoker's sentiment.

"I'm running my campaign in a very positive way," she said.

Stoker, currently the county's 5th District supervisor, made bureaucracy reduction a priority, and initiated a reorganization earlier this year to, among other things, ease business regulations.

Seastrand, assemblywoman for the 13rd District, played a key role in getting a sales tax exemption passed for the commercial spaceport at Vandenberg Air Force Base, paving the way for enhanced economic activity.

Stoker won City and State Magazine's award for "Most Valuable Public Official" in county government nationwide for 1983. Seastrand won Strictly Business Magazine's "Friend of Business" award last year.

For many Santa Maria businesses, choosing a candidate to support in the 2nd District race was no easy matter.

Insurance tycoon Joe Sesto said he considers Stoker "a son," but promised Seastrand he would support her campaign several months ago.

"I'm not going to change my allegiance just because he (Stoker) filed," Sesto said. "We worked hard for him to become a supervisor."

Bonnie Royster, owner/operator of Par Excellence, said Sea-

strand has a "deeper depth of experience and knowledge about small business" than Stoker, but called Stoker "a good supervisor."

Stoker's steering committee includes farmers Norm Teixeira and Dale Hampton, developer David Williams and City Councilman Curt's Tunnoli.

"Actually I am surprised at the strong degree of support I have so quickly from so many people in the Santa Maria community," Stoker said. "I'm especially proud of having been endorsed by Bob Legomarsino. He's a man who always carried Santa Maria by 70 percent of the vote."

He also pointed to his endorsement by all key law enforcement officials in San Luis Obispo and Santa Barbara counties, as well as San Luis Obispo business people Carol Puvell, Rob Rossi and Pete Clark.

He was quick to add, "Ultimately races aren't won by who's endorsed who, it's by who's going to get the job done."

Councilman Bob Orach is host of Seastrand's upcoming campaign kick-off dinner Sunday at the Elks Lodge. Her district already includes all San Luis Obispo County.

She said she was "pleased" with her Santa Maria support, adding, "It's a wonderful feeling to know your efforts are being recognized."

Her failure to get law enforcement's endorsement was "a surprise. I would say I'm recognized as supporting law enforcement, but I think they were upset I didn't support Proposition 172," referring to the half-cent sales tax extension, which passed earlier this month.

Stoker said he feels he is well-known in San Luis Obispo County, but plans frequent trips there anyway.

"I will go wherever the events are, from Carpinteria to Paso Robles," he said. "Part of my current job is going to functions. I'll just go to more of them than I currently am."

24043600212



ep. Michael Huffington: In office nine months.

# Huffington's spent little time in district

By Jerry Cornfield  
News-Press Staff Writer

Nothing about Tuesday's declaration by Rep. Michael Huffington that he would run for the U.S. Senate was a shock.

Since February, he's pondered the move and in June he began serious consideration of the step that area Democrats and Republicans said Tuesday could extinguish a short, sparkless political career.

Huffington's public outings in the 22nd Congressional District virtually ended in July while he traversed the state, priming his candidacy for the seat held by California Democrat Dianne Feinstein.

After attending an event in Lompoc on July 10, he did not resurface to meet with constituents in Santa Barbara or San Luis Obispo counties until Aug. 25. On that day he held hour-long sessions in Morro Bay, San Luis Obispo and Santa Maria.

The appearances came during Congress' month-long summer recess before Labor Day. Huffington did spend three of those weeks in Greece.

Meanwhile, between July 12 and Tuesday, Huffington returned to

California several times.

On July 17, he addressed a group of Republicans in San Francisco. A day later, he attended a Republican rally at the Rose Bowl headlined by Jack Kemp. The event also was a fund-raiser for Rep. Carlos Moorhead, R-Pasadena.

On Aug. 28-29 Huffington was in San Diego accompanying his wife, Arianna, who spoke at a forum of Republican conservatives.

On Sept. 11, he was in Malibu for a Republican rally where he shared the bill with several politicians, including likely primary foe Rep. Chris Cox, R-Huntington Beach.

Back in the district, his absence did not go unnoticed by Democrats and Republicans.

John Schmidhauser of Carpinteria is an unhappy Democrat. The former Iowa congressman has tracked Huffington and did not like what he saw, or didn't see, of the first-term representative.

"In the manner of 17th century aristocratic British members of Parliament, Huffington treats his constituents with complete disdain, preferring to vacation in Europe instead of reporting to the people of his district during the congressional summer recess," Schmidhauser said.

## Stoker

Continued from Page A 1

could be more valuable at this time in Congress," he said.

Meanwhile, state Assemblywoman Andrea Seastrand, R-Santa Barbara, confirmed her intentions to run for Huffington's 22nd Congressional District seat.

"My pledge to the working families and taxpayers of this district is that I will go to Congress to fight for them," she said.

Seastrand's 33rd Assembly District encompasses nearly two-thirds of the 22nd Congressional District seat she would seek.

"So much that affects the state and local government is mandated by federal government and those things need to be addressed," said Eric Daniels, a spokesman for Seastrand.

On the Democratic side, no serious candidate has yet surfaced. Walter Capps, a UCSB professor of religious studies, and San Luis Obispo County Supervisor Evelyn Delaney are rumored to be mulling the idea of running to represent voters in Santa Barbara and San Luis Obispo counties.

State Sen. Gary Hart, D-Santa Barbara, said Tuesday he will not seek the office. Hart ran unsuccessfully for Congress in 1988 and earlier this year announced he would retire in 1994.

r power to be sure he is able to try the district and Santa Barbara County and we wish him well," sen said.  
rt Hicks, head of the county iocratic Central Committee, d hardly contain his joy.  
his is the purchase plan of reasion. There is plenty of y and he tries to use it to pur: his way right up the ladder," said.  
hink Democrats will be elat-believe Dianne Feinstein's ction will be the opportunity to put (Huffington) into his-re said.  
ngton, 46, literally dropped : Santa Barbara County po: scene in late 1991. He an- f his bid for Congress in: 92 and proceeded to spend llion to win the 22nd Dis-  
lowly gaining recognition arty members, but still primary foe.  
r, as an August Field ated, many California ns are undecided on want to combat Fein- ear.  
t Poll found only 3 per- Republicans surveyed ed to vote for Huffing- ed to 10 percent for 7 percent for Dan- ghty-three percent o opinion of Huffing-



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

March 7, 1994

Charles H. Bell, Jr.  
Bell, McAndrews & Hilltack  
555 Capitol Mall, Suite 530  
Sacramento, CA 95814

RE: MUR 3937

Dear Mr. Bell:

This letter acknowledges receipt on February 28, 1994, of your complaint alleging possible violations of the Federal Election Campaign Act of 1971, as amended ("the Act"). The respondent(s) 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 3937. Please refer to this number in all future communications. For your information, we have attached a brief description of the Commission's procedures for handling complaints.

Sincerely,

*Mary L. Taksar*

Mary L. Taksar, Attorney  
Central Enforcement Docket

Enclosure  
Procedures

24043600214



FEDERAL ELECTION COMMISSION

WASHINGTON, DC 20461

March 7, 1994

Andrea Seastrand  
c/o Friends of Andrea Seastrand for Congress  
626 Evans Road  
San Luis Obispo, CA 93401

RE: MUR 3937

Dear Ms. Seastrand:

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 3937. 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.

24043600215

Andrea Seastrand  
Page 2

If you have any questions, please contact Joan McEnery at (202) 219-3400. For your information, we have enclosed a brief description of the Commission's procedures for handling complaints.

Sincerely,

*Mary L. Taksar*  
Mary L. Taksar, Attorney  
Central Enforcement Docket

Enclosures

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

24043600216



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

March 7, 1994

Charles Storm, Treasurer  
Friends of Assemblywoman  
Andrea Seastrand  
c/o Friends of Andrea Seastrand  
for Congress Committee  
626 Evans Road  
San Luis Obispo, CA 93401

RE: MUR 3937

Dear Mr. Storm:

The Federal Election Commission received a complaint which indicates that Friends of Assemblywoman Andrea Seastrand ("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 3937. 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.

24043600217

Charles Storm, Treasurer  
Friends of Assemblywoman Andrea Seastrand  
Page 2

If you have any questions, please contact Joan McEnery at  
(202) 219-3400. For your information, we have enclosed a brief  
description of the Commission's procedures for handling  
complaints.

Sincerely,



Mary L. Taksar, Attorney  
Central Enforcement Docket

**Enclosures**

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

24043600218



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

March 7, 1994

President  
Suggs and Lombardi  
520 Higuera Street  
San Luis Obispo, CA 93401

RE: MUR 3937

Dear Sir or Madam:

The Federal Election Commission received a complaint which indicates that Suggs and Lombardi 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 3937. 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 Suggs and Lombardi 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.

24043600219

President  
Suggs and Lombardi  
Page 2

If you have any questions, please contact Joan McEnery at (202) 219-3400. For your information, we have enclosed a brief description of the Commission's procedures for handling complaints.

Sincerely,

*Mary L. Taksar*

Mary L. Taksar, Attorney  
Central Enforcement Docket

Enclosures

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

24043600220



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20543

March 7, 1994

Pete Agalos, Treasurer  
Friends of Andrea Seastrand for Congress  
626 Evans Road  
San Luis Obispo, CA 93401

RE: MUR 3937

Dear Mr. Agalos:

The Federal Election Commission received a complaint which indicates that Friends of Andrea Seastrand 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 3937. 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.

24043600221

Pete Agalos, Treasurer  
Friends of Andrea Seastrand for Congress  
Page 2

If you have any questions, please contact Joan McEnery at (202) 219-3400. For your information, we have enclosed a brief description of the Commission's procedures for handling complaints.

Sincerely,



Mary L. Taksar, Attorney  
Central Enforcement Docket

**Enclosures**

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

24043600222

06c 685

LAW OFFICES OF  
**BAGATELOS & FADEM**

THE INTERNATIONAL BUILDING  
601 CALIFORNIA STREET  
SUITE 1801  
SAN FRANCISCO, CALIFORNIA 94108

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
MAIL ROOM

**Mar 28 9 23 AM '94**

TELEPHONE  
(415) 982-7100  
FAX  
(415) 982-1085

BARRY FADEM  
PETER A. BAGATELOS

March 23, 1994

**BY FACSIMILE**

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

Attn: Joan McEnery

Re: MUR 3937

Dear Ms. McEnery:

This firm represents Andrea Seastrand, the Friends of Andrea Seastrand for Congress, and the Friends of Assemblywoman Andrea Seastrand 33 Club (33 Club), and the respective Committee Treasurers. This is a request for a twenty (20) day extension of time in which to file a response to the Commission's letters to my clients in the abovementioned matter for the reasons set forth below. You advised me in a separate telephone conversation on February 14, 1994 that such a letter and the enclosed Designation of Counsel forms could be sent by fax and mail to you.

Your letters to my clients, dated March 7, 1994, were all sent to the same address, that of Pete Agalos, Treasurer of the Friends of Andrea Seastrand for Congress. Mrs. Seastrand and her 33 Club state Committee Treasurer, Mildred Dostalek, were not sent and did not receive separate copies at their respective addresses. The envelope addressed to the 33 Club was addressed to Charles Storm as Treasurer and Mr. Storm has not been the Treasurer for several years. I did not receive these materials for my respective clients until March 21, 1994. I am not sure what constitutes the exact due date for the fifteen (15) day response, but believe it may be on or about March 26, 1994. This does not permit sufficient time to be able to gather all the relevant facts and materials from my clients and review such materials, research applicable legal authorities and draft an adequate response to the alleged violations.

Since there are multiple related parties which have been asked to respond to the Commission under this MUR, I need additional time to confer with said parties. I also did not receive the signed Designation of Counsel forms until March 21, 1994.

94 MAR 23 PM 3:12

RECEIVED  
FEDERAL ELECTION COMMISSION

2 4 0 4 3 6 0 0 2 2 3

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
MAIL ROOM

MAR 28 9 23 AM '94

Office of the General Counsel  
Federal Election Commission  
March 23, 1994  
Page 2

While this MUR has related issues to MUR 3855, involving the same basic respondents and me as counsel, this MUR raises additional issues that will require further inquiry by me. More time is needed.

Based on these very reasonable reasons, I respectfully request a twenty (20) day extension of time, to April 15, 1994, in which to make a response to the Commission's letters.

Thank you for your cooperation on this issue.

Very truly yours,

*Peter A. Bagatelos*  
Peter A. Bagatelos

54 MAR 28 PM 3:12

RECEIVED  
FEDERAL ELECTION COMMISSION

PAB:bz

cc: Hon. Andrea Seastrand

seastran\323fec.ltr

2404600224

STATEMENT OF DESIGNATION OF COUNSEL

MUR 3937

NAME OF COUNSEL: Peter A. Bagatelos

ADDRESS: Bagatelos & Fadem  
601 California Street, Suite 1801  
San Francisco, CA 94108

TELEPHONE: ( 415 ) 982-7100

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.

3-21-94  
Date

Mildred Dostalek  
Signature

RESPONDENT'S NAME: Mildred Dostalek  
Treasurer, Friends of Assemblywoman Andrea Seastrand 33 Club

ADDRESS: 2375 Del Campo  
San Luis Obispo, CA 93401

TELEPHONE: HOME \_\_\_\_\_  
BUSINESS( \_\_\_\_\_ ) \_\_\_\_\_

94043600225

94043600225

STATEMENT OF DESIGNATION OF COUNSEL

MUR 3937

NAME OF COUNSEL: Peter A. Bagatelos

ADDRESS: Bagatelos & Fadem

601 California Street, Suite 1801

San Francisco, CA 94108

TELEPHONE: ( 415 ) 982-7100

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.

3-21-94  
Date

*Pete Agalos*  
Signature

RESPONDENT'S NAME: Pete Agalos  
Treasurer, Friends of Andrea Seastrand for Congress

ADDRESS: 626 Evans Road

San Luis Obispo, CA 93401

TELEPHONE: HOME \_\_\_\_\_

BUSINESS( \_\_\_\_\_ ) \_\_\_\_\_

24043600226

5/13/94 11:31

1

MUR 3937

NAME OF COUNSEL: Peter A. Bagatelos

ADDRESS: Bagatelos & Fadem

601 California Street, Suite 1801

San Francisco, CA 94108

TELEPHONE: ( 415 ) 982-7100

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.

3-17-94  
Date

*Andrea H. Seastrand*  
Signature

RESPONDENT'S NAME: Andrea H. Seastrand

ADDRESS: P.O. Box 14004

San Luis Obispo, CA 93406

TELEPHONE: HOME:

BUSINESS( 916 ) 445-7795

74043600227

03/17/94 11:31

MUR 3937

NAME OF COUNSEL: Peter A. Bagatelos

ADDRESS: Bagatelos & Fadem  
601 California Street, Suite 1801  
San Francisco, CA 94108

TELEPHONE: (415) 982-7100

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.

3-17-94  
Date

*Charles E. Storm*  
Signature

RESPONDENT'S NAME: Charles E. Storm

ADDRESS: 378 Mariner Point Way  
Sacramento, CA 95831

TELEPHONE: HOME

BUSINESS( 916 ) 445-3260

24043600228

5/18/2013 11:31 AM



SUGGS, LOMBARDI ADVERTISING  
 520 HIGUERA, SAN LUIS OBISPO, CA 93401  
 PHONE 805/544-9220 • FAX 805/544-5627

FEDERAL ELECTION  
 COMMISSION  
 MAIL ROOM

06C 703

MAR 29 10 52 AM '94

Federal Election Commission  
 999 E Street, NW  
 Washington, D.C. 20463  
 Attention: Ms. Mary L. Taskar, Attorney,  
 Central Enforcement Docket

March 24, 1994

Re: MUR 3937

Dear Ms. Taskar:

We are responding to your March 7, 1994, letter. That letter is similar to another letter dated January 31, 1994 that we received from you previously. The two letters contain different MUR numbers. The first letter referred to MUR 3855. Your March 7 letter refers to MUR 3937.

The complaint letter included with your March 7, 1994, letter raised several issues affecting Assemblywoman Andrea Seastrand and her committees. I have no knowledge about any of the issues raised in the complaint letter except the ones dealing with the radio ads and the expenditures in the Federal report for artwork and design. The radio ad issue was the same issue that was in the January 31, 1994 letter on MUR 3855.

I previously sent you a letter, dated February 14, 1994, which responded to the radio ads issue. I have enclosed another copy of that letter. Also, I provided a signed declaration to Mrs. Seastrand's attorney that I understand he sent to you separately. I am including a copy of that declaration with letter also.

The artwork and design costs of \$380 as shown in the Federal report were for a brochure for the Federal committee. It was a totally separate transaction from the radio ads.

These materials constitute my response to your most recent March 7, 1994 letter regarding MUR 3937, and specifically the issue of the radio ads. As I said before, I have no other knowledge as to the other issues raised in the complaint.

Sincerely,

Stephen Lombardi  
 Owner, Suggs, Lombardi Advertising

Enclosures

2 4 0 4 3 6 0 0 2 2 9

RECEIVED  
 FEDERAL ELECTION COMMISSION  
 MAR 29 PM 12:20



SUGGS, LOMBARDI ADVERTISING  
520 HIGUERA, SAN LUIS OBISPO, CA 93401  
PHONE 805/544-9220 • FAX 805/544-5627

RECEIVED  
FEDERAL ELECTION COMMISSION  
94 MAR 29 PM 12:23

Federal Election Commission  
Washington, D.C. 20463  
Attention: Ms. Mary L. Taskar, Attorney,  
Central Enforcement Docket

February 14, 1994

In response to your 1/31/94 letter, Suggs, Lombardi Advertising was hired by the Friends of Assemblywoman Andrea Seastrand to produce radio commercials that encouraged voter registration and voter participation at the polls.

There were no references what so ever regarding Mrs. Seastrand's potential congressional bid in the commercials. The commercials were designed to educate listeners about the upcoming November 2, 1993 special election and specifically address issues of interest on the ballot.

Suggs, Lombardi Advertising produced the commercials and purchased the air time. This was the sole involvement of my agency.

Attached are copies of the scripts for the spots that aired. If you have any further questions, please don't hesitate to communicate them.

Sincerely,

Stephen Lombardi  
Owner, Suggs, Lombardi Advertising

24043600230

BEFORE THE FEDERAL ELECTION COMMISSION

DECLARATION OF STEPHEN LOMBARDI

MUR 3855

94 MAR 29 PM 12:20

RECEIVED  
FEDERAL ELECTION COMMISSION

I, Stephen Lombardi, declare as follows:

1. I am the owner of Suggs, Lombardi Advertising, located at 520 Higuera Street, San Luis Obispo, California 93401. My firm provides services that include producing radio commercials and placing commercials on broadcast stations.

2. In August, 1993, the Friends of Assemblywoman Andrea Seastrand 33 Club Committee asked my firm to produce radio commercials that encouraged voter registration and voter participation at the polls with respect to statewide issues of importance on the November 3, 1993 special statewide election ballot.

3. Two different advertisements were prepared for the Committee. One, encouraging voter registration, was produced on August 30, 1993. The second ad, encouraging voter participation at the polls, was produced on October 20, 1993. The ad copies for both ads were written prior to the foregoing production dates. Prior to when the first advertisement was produced on August 30, 1993, it was discussed and contemplated that the second advertisement would be prepared subsequently.

4. Mrs. Seastrand requested that these ads be run on the Rush Limbaugh radio broadcast to her assembly constituents. There are four radio stations which carry this show, i.e., KPRL, KUHL, KGLO, and KTMS. KTMS, while physically located outside the boundary lines of the assembly district, nevertheless reaches the homes of persons in the cities of Lompoc, Vandenberg Village and Santa Maria, all of which are within the district, where many residents listen to this station. We recommended these stations to the Committee and Mrs. Seastrand.

5. This firm's fee agreement with the Committee was based on fair market rates consistent with industry standards. There were no discounts. The Committee has paid all invoices we have submitted.

6. In preparing the advertisements for the aforementioned committee, I dealt with Assemblywoman Andrea Seastrand. During the course of our discussions, there was no mention of the ads being produced to influence any federal election, to support or oppose any federal candidate for office, to solicit funds for any federal candidate, committee, or election, to influence any federal election process, or even specifically to promote Mrs. Seastrand as a possible federal candidate. The discussions were exclusively aimed at promoting Assemblywoman Seastrand's purpose of communicating with her constituents and encouraging

24043600231

them to participate in the election process on statewide ballot measure issues in an election at which there were no federal candidates on the ballot.

7. Copies of the scripts of the ads are attached hereto, and/or submitted separately by letter, dated February 14, 1994, from me to the Federal Election Commission.

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge.

Dated: \_\_\_\_\_

*2/10/94*

  
\_\_\_\_\_

STEPHEN LOMBARDI

scatran/lombardi.jcc

24043600232



FEDERAL ELECTION COMMISSION

WASHINGTON DC 20463

April 6, 1994

Peter A. Bagatelos, Esq.  
Bagatelos & Fadem  
601 California Street  
San Francisco, CA 94108

RE: MUR 3937  
Andrea Seastrand, Friends of  
Andrea Seastrand for  
Congress, and Pete Agalos, as  
treasurer, The Friends of  
Assemblywoman Andrea  
Seastrand 33 Club, and  
Mildred Dostalek, as  
treasurer, and  
Charles E. Storm

Dear Mr. Bagatelos:

This is to confirm that the Office of General Counsel has granted the requested twenty-day extension to respond to the complaint filed in the above-noted matter. Accordingly, your response is due by the close of business on April 15, 1994.

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

Sincerely,

*Mary L. Taksar*

Mary L. Taksar, Attorney  
Central Enforcement Docket

2 4 0 4 3 6 0 0 2 3 3

LAW OFFICES OF  
**BAGATELOS & FADEM**

THE INTERNATIONAL BUILDING  
601 CALIFORNIA STREET  
SUITE 1801  
SAN FRANCISCO, CALIFORNIA 94108

TELEPHONE  
(415) 982-7100  
FAX  
(415) 982-1085

BARRY FADEM  
PETER A. BAGATELOS

April 15, 1994

**BY FEDERAL EXPRESS**

Lawrence M. Noble, Esq.  
General Counsel  
Federal Election Commission  
999 E Street, N.W.  
Washington, D.C. 20463

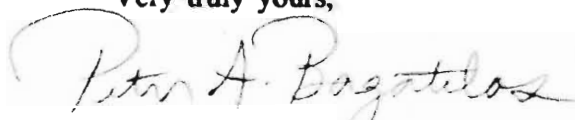
RE: MUR 3937

Dear Mr. Noble:

Enclosed please find the Response of Andrea Seastrand; Friends of Assemblywoman Andrea Seastrand (33 Club) and Charles Storm, Treasurer; and Friends of Andrea Seastrand for Congress and Pete Agalos, Treasurer, to your letters to the several respondents, dated March 7, 1994, in the above referenced matter.

Please note that the original signed declaration described as Exhibit 8 hereto is being sent by Federal Express directly to your office by Mr. Pete Agalos. A copy of the declaration, which we received by fax transmission, is included herewith.

Very truly yours,



Peter A. Bagatelos

PAB:bz

Enclosures

seastrand.415fec ltr

cc: (w/encls.) Chairman Potter  
Vice Chairman McDonald  
Commissioner Aikens  
Commissioner Elliott  
Commissioner McGarry  
Commissioner Thomas  
Hon. Andrea Seastrand

4043600234

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of ) MUR 3937  
ANDREA SEASTRAND; )  
FRIENDS OF ASSEMBLYWOMAN )  
ANDREA SEASTRAND (33 CLUB) )  
COMMITTEE AND )  
CHARLES STORM, TREASURER; ) Response To Federal Election Commission  
FRIENDS OF ANDREA SEASTRAND ) Letters dated March 7, 1994.  
FOR CONGRESS AND PETE )  
AGALOS, TREASURER. )  
RESPONDENTS )

I

INTRODUCTION

This response is submitted on behalf of Andrea Seastrand, Friends of Assemblywoman Andrea Seastrand (33 Club) Committee, and Mildred Dostalek, Treasurer, and Charles Storm, ("FAAS"), Friends of Andrea Seastrand for Congress and Pete Agalos, Treasurer ("FASC"), (hereinafter "Respondents") in response to letters, dated March 7, 1994, from the Federal Election Commission ("FEC" or "Commission") to the aforementioned parties containing a complaint filed with the Commission by Charles H. Bell, an attorney in Sacramento, California. All of the FEC letters with copies of the complaint were sent to the different Respondents at the identical address, care of the FASC. The opportunity to provide information demonstrating that no action should be taken against the Respondents was made available for 15 days, or until approximately March 26, 1994. Based on a request for additional time contained in our letter of March 23, 1994 to the Commission, it is our understanding the Commission granted Respondents a 20 day extension to respond to the Commission's findings, or until April 15,

4043600235

1994. This document is filed in accordance with that extension of time and in accordance with 2 U.S.C. §437g(a)(1).

Mr. Bell attempts to allege violations of the Federal Election Campaign Act of 1971, as amended ("FECA") by an elected state official who expended state campaign committee funds for purposes unrelated to a federal election. Respondents deny all allegations in this complaint in their entirety. The complainant has not met the burden of showing facts sufficient under the law to establish that any contribution or expenditure was made by FAAS to influence FASC. In addition, no facts whatsoever have been tendered to demonstrate any violation of the FECA, (i.e., the complainant in effect has tendered allegations of wrong-doing under the FECA which basically constitute wishful thinking or "shots in the dark"). It will also be shown that the complainant's filing of the complaint on behalf of his client, Mike Stoker, appears to be politically motivated to benefit Mike Stoker's candidacy for Congress. These reasons are explained in more detail in this response. Based on the information provided herein, we respectfully ask that the FEC make a finding of "No Reason To Believe" and close this matter.

## II

### DESCRIPTION OF PARTIES

1. Andrea Seastrand is a member of the California State Assembly. She has represented the 33rd Assembly District for the past three years, winning the seat after her husband, Eric Seastrand, who was the former Assemblyman, passed away. She declared her

candidacy for the 22nd Congressional District from California on September 14, 1993, a day after the one-term incumbent, Congressman Michael Huffington, announced that he was giving up his seat to run for the U.S. Senate. (See Declaration of Andrea Seastrand attached hereto as part of Exhibit 1).

2. The Friends of Assemblywoman Andrea Seastrand (33 Club) Committee is officially known as the Friends of Assemblywoman Andrea Seastrand 33 Club. This is a political committee, organized under the California Political Reform Act of 1974, as amended ("PRA"), and registered with the California Secretary of State's office. Its treasurer as of August 20, 1993 has been Mildred Dostalek, and not Charles Storm. Mr. Storm, a previous treasurer of the committee several years ago, has not served in such capacity during the period under review herein. Under California law, this committee, which originally was created to support the election bid of Seastrand for the State Assembly, has been used to raise and expend funds in support of Seastrand's officeholder functions during her current term of office. Such committees are commonly used by elected officials in California to pay for various items, including communications with constituents on topical issues. Such expenses are permitted under the PRA. (See Declarations of Charles Storm and Mildred Dostalek attached hereto as part of Exhibit 1). (See also Exhibit 7 hereto, which contains excerpts from the California Fair Political Practices Commission Campaign Disclosure Manual for elected officeholder committees. The excerpts are highlighted in places which confirm that elected officials such as Assemblywoman Seastrand may only have one committee account for costs associated both with getting elected to an office and with holding the particular office under California law).

4043600237

3. The Friends of Andrea Seastrand for Congress is a principal campaign committee of Andrea Seastrand. The committee was organized and sent its Statement of Organization (FEC Form 1), dated September 14, 1993, to the FEC, which acknowledged receipt of the form on September 23, 1993. Its FEC identification number is C00284083. Pete Agalos is the treasurer of this committee. (See Declaration of Pete Agalos attached hereto as part of Exhibit 1).

4. Charles H. Bell is the complainant in this matter. He is a partner with the law firm of Bell, McAndrews & Hiltachk, located at 555 Capitol Mall, Suite 530, Sacramento, California 95814. Mr. Bell and his firm represent the Mike Stoker for Congress Committee, the principal campaign committee of Mike Stoker.

5. Mike Stoker ("Stoker") is a County Supervisor for the 5th district in the County of Santa Barbara, State of California. Mr. Stoker is a declared candidate for the 22nd Congressional District from California. His principal competition for this seat is Andrea Seastrand.

6. Ed Murray is Treasurer of the Mike Stoker for Congress Committee.

4043600238

III

INITIAL STATEMENT

24043600239

Respondents request that the FEC, in reviewing Complainant's complaint, take exceptional note that there are no underlying substantive facts presented in support of the assertions of wrongdoing contained therein. Complainant has the burden to show at least minimal facts supporting a belief that a violation of the FECA may have occurred (11 CFR §111.4(d)). Complainant has failed miserably in asserting such minimal facts. Complainant's assertions are flimsy, like "shots in the dark" hoping to hit some target, and constitute a set of conclusionary hyperboles likely to mislead the Commission. In fact, Mr. Bell is careful not to state that he has personal knowledge of these allegations. Neither does he point to nor specifically identify a reliable source upon which the allegations are based. He, therefore, fails to meet either standard for establishing the necessary facts as mandated by 11 CFR §111.4(d)(2).

Furthermore, the circumstances underlying the complaint appear clearly to be politically motivated, involve violations of the FEC regulations relating to non-public disclosure of complaints filed with the FEC, and are aimed at harassing Mrs. Seastrand's activities as an elected state officer, as well as a candidate for federal office, while promoting the interests of candidate Mike Stoker for Congress.

24043600240

This complaint filed by Mr. Bell is the second complaint, dealing largely with the same subject matter, filed by persons working in concert with Mike Stoker and the Mike Stoker for Congress Committee. A major portion of this complaint overlaps with that filed in MUR 3855, based on a complaint by Steven Anderson involving the same basic respondents. A response, dated March 11, 1994, was submitted to your office by this firm to MUR 3855. A copy of that response is attached hereto in full, as Exhibit 1, and is incorporated herein by reference as if fully set forth herein. The response to MUR 3855 relates primarily to assertions of wrong doing with respect to radio ads paid for by FAAS. Assertions of wrong doing regarding the radio ads were made both in MUR 3855 and this MUR 3937.

#### IV

#### MUR 3937 IS POLITICALLY MOTIVATED

During mid-February 1994, Charles Bell, representing Mike Stoker, contacted Peter A. Bagatelos to discuss a possible agreement between Mike Stoker and Andrea Seastrand, as competing candidates for the 22nd Congressional District from California, calling for Assemblywoman Seastrand not to expend any funds from FAAS, albeit lawful under the PRA. Based on the discussions, it was clear that Mr. Stoker's intent was to tie Assemblywoman Seastrand's hands on her ability to legitimately expend funds from her state officeholder committee account for purposes related to her activities as a statewide elected official. A copy of the draft Bell complaint in this matter was sent to this firm by Mr. Bell. It was represented by Mr. Bell that the draft complaint was provided for information purposes only, that Mr.

Stoker was seeking to obtain a level playing field with Mrs. Seastrand, that Mr. Stoker had sent a letter to Mr. Anderson (who happens to occupy the same offices as Mr. Stoker) asking that he withdraw his complaint in MUR 3855 from the FEC, and that Mr. Bell would try to obtain a copy of Mr. Stoker's letter to Mr. Anderson for this firm at our request. During the discussions, it was somewhat ambiguous as to whether or not Mr. Stoker intended to file the complaint in this MUR 3937, if the aforementioned agreement was not signed by Assemblywoman Seastrand, leaving open the question as to whether the complaint was being used for leverage purposes or not. This firm asked for clarification on this point.

Pending resolution of whether the filing of a second complaint was inextricably tied to a successful negotiated agreement between the parties, Mr. Bell abruptly closed negotiations and proceeded to file his complaint with the FEC. (See copies of pertinent correspondence on this subject between the parties included herewith as Exhibit 2).

The filing of the second complaint in this matter is seen by Respondents as no more than a political maneuver, one intended to harass Respondents with respect to pending campaign and officeholder activities. This tactic bears the clear marks of being politically motivated, merely because Assemblywoman Seastrand failed to accede immediately to the one-sided demands of the Stoker for Congress Committee.

Our claim that the complaint in this matter is politically motivated is further supported by a second set of circumstances. Mr. Bell's complaint letter in this MUR 3937 was dated

4043600241

February 25, 1994. It was also notarized as of that date. The letter was shown as being sent by Federal Express and the copy which Respondents received from the FEC is shown as received by the FEC, according to the date stamp, on February 28, 1994.

Ed Murray, Treasurer of the Mike Stoker for Congress committee, prepared and distributed multiple letters, signed by him, on Mike Stoker for Congress stationary, and included copies of Mr. Bell's complaint letter therewith. It appears that the ink of Mr. Bell's signature on his complaint letter was no sooner dry than Mr. Murray was mailing that complaint letter with his own letter to what appear to be numerous members of the public, including apparently many contributors to FAAS. Mr. Murray's letters were apparently sent on and after February 25, 1994. (A sample copy of Mr. Murray's letter and mailing envelope, with Bell complaint attached, is included herewith as Exhibit 3).

The clear intent of the letter is to interfere with Mrs. Seastrand's reputation and her fundraising ability among her established sources of financial contributions. The mailings violate Title 11 of the Code of Federal Regulations §111.21(a), which prohibits public distribution of any complaint filed with the FEC without written consent of the subject Respondents. Based on the sample copy enclosed herewith, it seems that at least one copy, containing a meter permit postmark date of March 2, 1993 (SIC), was sent after the complaint was filed and received by the Federal Election Commission. (While it appears the year may inadvertently not have been changed on the meter, the month and day certainly were and the presumption is that the mailing was done on March 2, 1994). On information and belief, we

24043600212

assert that there may be scores, and perhaps hundreds of such letters, that were mailed contemporaneously with or after Mr. Bell's filing of the complaint with the FEC, which mailings clearly violate 11 CFR §111.21(a). A separate complaint against Mike Stoker for Congress Committee, Mike Stoker, and Ed Murray is being submitted under separate cover by Peter A. Bagatelos for consideration by the Commission.

4  
0  
4  
3  
6  
0  
0  
2  
4  
3

The main point to be made herein is that, again, it very strongly appears that the Bell complaint in this MUR 3937 was filed for political purposes. In political campaigns, it is common for candidates to obtain favorable advantage for themselves by creating unfavorable publicity for their opponents through the mere making of allegations of wrong-doing. Such allegations are reported by the press and, without any due process, the public often is left with the presumption that the candidate charged with wrong-doing has actually done something wrong. It is often very difficult to undue the harm created by such tactics, even if the charges of wrong doing are eventually successfully addressed. We note that the underlying purpose of Regulation §111.21(a) is to preclude candidates from taking unfair advantage from use of such a tactic in a campaign. Clearly, Mr. Stoker, his committee, and Mr. Murray have no respect for the law and regulations promulgated by the FEC in this matter. Their whole strategy, as ultimately evidenced by Mr. Murray's letter to members of the public, is clearly politically motivated.

Such tactics have cost Mrs. Seastrand and her committees thousands of dollars to date, just for the purpose of obtaining the required information and legal services necessary to

properly rebut the allegations made in MUR 3855 and MUR 3937 and to fully protect Mrs. Seastrand's rights as a candidate, officeholder, and a citizen. The FEC should not permit such tactics to create such disparate results.

It is also unlikely that final resolution of the matter will be achieved by the Commission prior to the June, 1994 primary. By putting these unsubstantiated allegations out to the vast public, Stoker has achieved his political goal without the realistic threat of being proven wrong by the Commission's ruling prior to election day. That is just plain wrong.

V

**DESCRIPTION OF AND RESPONSE TO ASSERTIONS  
IN BELL COMPLAINT IN MUR 3937**

Mr. Bell states that his ". . . complaint is based upon a review of the federal and non-federal committees' year end 1993 campaign statements . . ." of FAAS and FASC. In conclusionary terms, Mr. Bell asserts that Andrea Seastrand, as ". . . the candidate, using funds of a non federal campaign committee which she controls under California law, has engaged in communications and other activities involving the expenditure of non federal funds to 'influence a federal election.'" He alleges prohibited transfers under 11 CFR §110.3, excessive contributions under 2 USC §441a, and prohibited contributions under 2 USC §441b.

24043600244

Mr. Bell provides no substantive underlying facts to support these generalized assertions and conclusions. The assertions and conclusions are based solely on Mr. Bell trying to make a case that Mrs. Seastrand, a federal candidate during a portion of the time period covered by the activities complained of, was making expenditures permissible under California law in support of her Assemblywoman officeholder functions and that such expenditures unlawfully influenced her Federal campaign. This is not the case.

As shown below, the radio ads did not include express advocacy with respect to any federal candidate or federal election, as required by current legal standards, and other expenditures by FAAS for consultant services, computer services, postage stamps, and travel expense were not made, not even remotely, in connection with any federal election or for the purpose of influencing any federal election. These were made, as permitted by state law, solely to support Assemblywoman Andrea Seastrand in carrying out her duties, obligations, and activities as a state Assemblywoman. Mr. Bell's assertions are considered in more detailed below.

A. Mr. Bell asserts that the broadcast by FAAS of issue oriented radio advertisements over radio stations broadcasting within and outside Mrs. Seastrand's Assembly district, paid for by FAAS, constituted prohibited expenditures intended to influence a federal election.

7 4 0 4 3 6 0 0 2 4 5

This issue was fully addressed and briefed by this firm with respect to the Anderson complaint in MUR 3855. (See Exhibit 1 attached hereto for full discussion and response to this assertion). The bottom line conclusion from our response is that there is no express advocacy whatsoever as to any candidate for federal election, any federal election, and especially to Mrs. Seastrand as a candidate, or potential candidate for federal office.

We amply demonstrated in the brief contained as Exhibit 1 hereto that the four radio stations which carried the radio advertisements either have a broadcast range entirely within Assemblywoman Seastrand's 33rd Assembly District, or broadcast within her district. In Mr. Bell's complaint, there is no issue regarding three of the stations. One of the stations, KTMS, is located outside of Mrs. Seastrand's Assembly District, but clearly transmits to a substantial area within the district. As a supplement to our explanation in the Exhibit 1 brief, we are enclosing herewith a letter from Great Electric Media Group ("KTMS") to Steve Lombardi, at Suggs, Lombardi, confirming that their coverage area includes the northern part of Santa Barbara County, which Assemblywoman Seastrand represents. (See Exhibit 4 hereto).

Mr. Bell makes various unsupported claims on this radio advertisements issue. They deserve only brief reply as follows:

1. Mr. Bell asserts that Mrs. Seastrand cannot argue that she was engaging in state candidacy related campaign activity nor can she argue that in these circumstances, the broadcast messages were not for the purpose of influencing her federal campaign.

4043600216

As shown in the brief contained in Exhibit 1, it is clear that Mrs. Seastrand can clearly and legally argue she was engaged in state officeholder functions by communicating with her constituents about state ballot issues through the radio advertisements and, since there was no express advocacy of any type, the expenditures for the radio advertisements by her state committee were not for the purpose of influencing any federal campaign.

2. Mr. Bell states that Mrs. Seastrand had no particular reason to engage in broadcast communications other than to increase her name identification for her federal campaign.

Our brief in Exhibit 1 fully addresses this issue. This idea for the ads originated and the ads began running before Mrs. Seastrand decided to become a Federal candidate. She had every reason as an elected statewide official to communicate with her constituents on important statewide ballot measures to be voted upon at the November, 1993 special statewide election. There were no federal candidates on that ballot. She had an ongoing duty as an officeholder to continue her duties as a member of the Assembly. To deny her this ability, merely because she became an announced Federal candidate, would deny to her constituents the services for which she was elected.

3. Mr. Bell says that Mrs. Seastrand identified herself as an elected officeholder, and that the radio announcements contained a tag line of "Paid for by Friends of

24043600247

Assemblywoman Seastrand," which is substantially similar to the name of her federal campaign committee.

Our response, put succinctly, is "So What!" Again, the advertisements did not refer in any way, expressly or impliedly, to any federal election or to her status as a federal candidate. The California Political Reform Act of 1974, as amended (PRA) permits expenditures for such advertisements by statewide officeholder committee accounts even when not a declared state candidate. It is common for speakers in radio advertisements to identify themselves by name and office held--how else would the listeners be aware of who was speaking!. This is not unusual. Given that the purpose of the radio advertisements was for Mrs. Seastrand to provide leadership and guidance to her constituents, as well as to encourage them to vote in a statewide election, it is not strange or wrong that she identified herself as Assemblywoman Andrea Seastrand. That the name of her Assemblywoman committee account is similar to her federal campaign committee is of no legal consequence or significance. There are probably hundreds, if not thousands, of examples of similar name committees of candidates who have run for, and held, both federal and state office. In fact, the FECA requires that the name of the candidate be included in the name of the authorized committee (11 CFR §102.14). The same is true for the PRA (see Exhibit 7). These claims by Mr. Bell are specious, at best, and at worst irresponsible.

4. Mr. Bell claims that the radio advertisement reinforced other communications to the public that expressly advocated Mrs. Seastrand's federal candidate status.

4043600248

24043600249

This is wishful thinking by Mr. Bell. To accept this assertion, without any element of express advocacy present, would be tantamount to determining that Mrs. Seastrand, once she announced as a federal candidate, could not ever again identify herself as an Assemblywoman in any other form for any purpose. This is ludicrous. In carrying out her duties as an elected official of the State of California, Mrs. Seastrand has a Constitutional right, duty, and obligation to appear in various forums, to identify herself as an Assemblywoman, and to provide leadership, communications, and other information about her activities as an elected official and matters affecting the State of California, and her particular constituency in San Luis Obispo County and the northern area of Santa Barbara County, which comprise the 33rd Assembly District in California. Her duty is to segregate the expenses for her official duties from those of the federal campaign--which she has diligently accomplished. In addition, there were no other communications on television or radio paid for by FASC during this time period--thus, nothing to reinforce as alleged by Mr. Bell.

5. Mr. Bell tries a backways approach to asserting that illegal expenditures in connection with a federal election occurred by virtue of the fact that Mrs. Seastrand could not, under California law, seek two offices, whether state or federal, concurrently. He claims that the funds raised after she declared her candidacy for Congress could only be ascribed to her federal candidacy, since she was not able to run for re-election to her state assembly office.

Again, this is ludicrous. The California PRA governs the registration and reporting requirements of committees controlled by statewide elected officials. The PRA permits elected

officials to continue to raise and expend funds out of their election accounts for officeholder activities after an election is held. Expenditures for officeholder activities include mailings and other communications through the media with constituents, travel, staff, and any other expenses which are reasonably related to holding office. The law allows expenditures from a state committee account for expenses connected with an office currently held, notwithstanding that the officeholder may be seeking election to an entirely different office (see Exhibit 7).

6. Mr. Bell asserts that there was no indication that creative fees or production costs were paid to the firm of Suggs, Lombardi Advertising and that the payment of such fees were paid by Seastrand's federal committee, which shows a payment of \$380 for such costs.

Again, Mr. Bell misses the mark. The firm of Suggs, Lombardi Advertising was paid production fees for each advertisement, and received agency commissions for placement of the advertisements in accordance with standard industry practices. (See Declaration of Stephen Lombardi included under Exhibit 1).

The payment of \$380, as shown on the FASC campaign report, was for preparation of a rough draft of a brochure that was intended to be used in Mrs. Seastrand's federal campaign. The decision was made to cancel the brochure and it was not otherwise used. However, the work was performed by Suggs, Lombardi on behalf of the FASC, was billed accordingly to the FASC, and was related exclusively to the federal campaign. (See Exhibit 5 attached hereto for copy of the invoice, brochure copy, and check written by the FASC). This was not

24043600250

a payment related in any way to the two radio advertisements described in the brief attached hereto as Exhibit 1. This strongly reinforces the fact that Assemblywoman Seastrand maintained a policy of clear segregation of FASC and FAAS activities and expenses.

7. Mr. Bell states that Mrs. Seastrand had options to lawfully seek federal contributions to be transferred from her non-federal committee to her federal committee. He states in conclusionary terms that she chose instead to spend those funds to advance her federal campaign out of her state account.

Mr. Bell has failed to keep abreast of FECA regulation changes. Federal regulations were changed effective July, 1993 to prohibit transfers of permissible FECA funds from a state account to a federal committee. Therefore, Mrs. Seastrand could not have transferred these funds from FAAS to FASC, contrary to the assertion by Mr. Bell that it was an option available to Assemblywoman Seastrand. Ironically, Mr. Bell describes the one activity, which if done, would have been the single basis for a violation. But more on point, there is no showing by Mr. Bell that any expenditures made by Assemblywoman Seastrand's state committee ("FAAS") were other than for legally permissible expenses connected with her state officeholder activities. Mr. Bell's other allegations hereinafter, aside from the foregoing connected to the radio advertisements, similarly are based on conclusionary statements, wishful thinking, and wild guesses, and have no merit as involving illegal federal contributions or expenditures.

24043600251

B. Mr. Bell asserts that the FAAS committee made illegal expenditures under the FECA to Pete Agalos, for services as Treasurer of the FASC.

Again, Mr. Bell makes a conclusionary statement, a shot in a dark as it were, trying to get lucky to hit a target of wrongdoing where there is none. Mr. Bell offers no facts, or anything on information and belief to support this assertion. As noted earlier, on this basis alone, a finding of no RTB should be made by the Commission.

Mr. Pete Agalos was the Treasurer of the FAAS until August 20, 1993. At that time, the Treasurer's services were undertaken by Mildred Dostalek. Mr. Agalos was an experienced treasurer. Mrs. Dostalek was not. Mr. Agalos was asked to provide consultant services to train Mrs. Dostalek as to her new duties as Treasurer and the reporting requirements of the California PRA. In return for such services, Mr. Agalos was paid by the FAAS for a short period. Mr. Agalos was paid \$300 on August 2, 1993 by FAAS, which ultimately represented payment for Treasurer services through August 20, 1993 and for consultant services thereafter through August 31, 1993. He was also paid \$150 by FAAS for consultant services for training the new Treasurer during the period from September 1, through September 14, 1993. (See Declaration of Pete Agalos attached hereto as Exhibit 8).

Mrs. Seastrand did not become a candidate for Congress until September 14, 1993, at which time Mr. Agalos agreed to become treasurer of her federal campaign committee, FASC. Mr. Agalos was paid \$150 by FASC as Treasurer of FASC for the period September 14

24043600252

through September 30, 1993. He was also paid \$900 by FASC for Treasurer services rendered from October through December, 1993. (See Exhibit 8).

The arrangement between FAAS and Mr. Agalos for training the new FAAS Treasurer was bona fide and did not entail any payment by the FAAS to Mr. Agalos in connection with Mrs. Seastrand's federal candidacy or campaign.

C. Mr. Bell asserts the FAAS may have made payments for extensive computer services and for postage stamps that could be used by FASC in the federal campaign.

Again, without any factual underpinnings, Mr. Bell makes conclusionary statements based on guessing.

The FAAS committee leased a computer system. The monthly rental for said computer was \$594.54. It was agreed by and between the two Seastrand committees that the computer would be subleased by FASC. FASC paid FAAS for its sublease of the computer for the months of September, October, November, and December by check No. 1061, dated December 31, 1993, in the amount of \$1,181.08. This amount was based on a reasonable allocation method. (See Exhibit 6 for copy of the check No. 1061). (See also Exhibit 8). Note that the FASC paid for the entire month of September although the committee was not formed until September 14, 1993.

2 4 0 4 3 6 0 0 2 5 3

FASC and FAAS agreed that the FAAS mailing list would be rented by FASC two times over a six-month period from September 15, 1993 through March 15, 1994. The list was used on two occasions at a cost of \$200 for 2,000 names. (See Exhibit 8) This cost is reasonable and is more than consistent with industry practices. (See Declaration of Eric Jaye attached hereto as Exhibit 10).

With respect to postage, it is clear from the review of the respective state and federal reports of the two committees that each committee paid for its own postage. A review of the respective committee's records shows none of the postage stamps purchased by the FAAS have been used in the federal campaign. (See Declaration of Andrea Seastrand attached hereto as Exhibit 9).

D. Mr. Bell asserts that the FAAS has paid for extensive campaign travel for Assemblywoman Seastrand to her assembly district for campaign related appearance at which, on information and belief, her federal campaign was discussed.

Mr. Bell offers no facts to support this assertion. Suffice it to say that Assemblywoman Seastrand is required to attend meetings of the California State Legislature in Sacramento, California, many hundreds of miles from her home and district. Accordingly, she is expected to travel back and forth between her state office and home. She has routinely done this, since being elected, and her federal candidacy has not altered that routine. (See Exhibit 9). There is nothing in the campaign reports to show that there was any greater or less amount of travel

24043600254

back and forth between the district and the state capitol. Mr. Bell's assertion is another blind shot. Even he admits that the allegation is made on information and belief only.

Travel expenses between her residence and the capitol are permitted to be paid by Assemblywoman Seastrand's state committee account by the California PRA. These are considered to be expenses reasonably related to holding public office. Costs for travel expenses had been reported by the FAAS committee. Mr. Bell should have presented some type of analysis of the cost figures over time to show some substantial or excessive increase during the last quarter of 1993, or that the travel was mandated for federal campaign activity specifically--however, he did not do so. He failed to provide facts, because there are no facts to support it. Instead, he merely made a bold assertion, based on information and belief, that "excessive" campaign travel had occurred and that Mrs. Seastrand's federal campaign was discussed. Based on Mr. Bell's guesswork and without specifics, we are hard pressed to be able to respond with any further detail.

## VI

### CONCLUSION

Respondents herein have clearly established that the flimsy assertions submitted by Complainant do not invoke a hint of violations of the FECA. Payment by the FAAS committee for various goods and services have clearly been shown to be for purely state officeholder functions, as permitted expenditures under the California PRA. The ballot issue

24043600255

radio advertisements did not involve any express advocacy and expenditures therefore cannot be said to be for the purpose of influencing federal elections. Payment for services of Pete Agalos by the FAAS were for services rendered directly to that committee. This is a separate arrangement from any other arrangement that Mr. Agalos may have had with the FASC. The FASC paid more than fair compensation for its sublease of the computer system and for rental of the FAAS mailing list. The FASC did not use the FAAS postage stamps, but instead paid the U.S. Postmaster for its own postage.

Respondents have clearly shown that there was a strong political motive for complainant to file the complaint on behalf of his client, Mike Stoker and the Mike Stoker for Congress Committee. These political motives, coupled with the unfounded general assertions and conclusionary claims by Complainant, do not justify any further proceedings by the FEC. Furthermore, this complaint by Mr. Bell does not meet the new FEC enforcement criteria, as explained in the January, 1994 FEC Record and, therefore, should be dismissed as falling within the lowest priority category. To undertake further proceedings against Respondents under the circumstances, would be totally unfair, oppressive, and would taint the integrity of the FEC. Complainant clearly is trying to take advantage of the FEC's procedures for its own selfish purposes. Complainant's client clearly has breached the regulations of the FEC by publicizing the Complaint to numerous members of the public. The public disclosure of the complaint by Mr. Murray so taints the entire process that his action alone justifies closing the file so as to discourage abuse of the FEC and its procedure by persons whose motives are clearly for unfair political gain. Complainant has already burdened Respondents with

4043600256

substantial financial costs based on unjustifiable assertions. These circumstances should not be allowed to continue.

On behalf of Respondents herein, we request an expedited review of these matters and that the file for MUR 3937 be closed forthwith.

Respectively Submitted,

*Peter A. Bagatelos*  
Peter A. Bagatelos  
Counsel for Respondents

Dated: April 15, 1994

scstrand/brief-2.fcc

4043600257

**LIST OF EXHIBITS**

**EXHIBIT**

**DESCRIPTION**

- 1 Response to MUR 3855, with Exhibits A through F
- 2 Correspondence Between Bagatelos and Bell re Negotiated Agreement  
and Filing of MUR 3937 Complaint
- 3 Ed Murray Letter and Envelope, with Bell Complaint
- 4 Letter from Great Electric Media Group
- 5 Materials Relating to Payment to Suggs, Lombardi for Federal  
Committee Brochure
- 6 Copy of Check No. 1061 for Computer Sublease
- 7 Excerpts from California Fair Political Practices Commission  
Campaign Disclosure Manual for Elected Officeholder Committees
- 8 Declaration of Pete Agalos
- 9 Declaration of Andrea Seastrand
- 10 Declaration of Eric Jaye

24043600258

4043600209

***EXHIBIT 1***

LAW OFFICES OF  
**BAGATELOS & FADEM**

THE INTERNATIONAL BUILDING  
601 CALIFORNIA STREET  
SUITE 1801  
SAN FRANCISCO, CALIFORNIA 94108

TELEPHONE  
(415) 982-7100  
FAX  
(415) 982-1085

BARRY FADEM  
PETER A. BAGATELOS

March 11, 1994

**BY FEDERAL EXPRESS**

Lawrence M. Noble, Esq.  
General Counsel  
Federal Election Commission  
999 E Street, N.W.  
Washington, D.C. 10463

RE: MUR 3855

Dear Mr. Noble:

Enclosed please find the Response of Andrea Seastrand; Friends of Assemblywoman Andrea Seastrand and Charles Storm, Treasurer; and Friends of Andrea Seastrand for Congress and Pete Agalos, Treasurer, to your letters to the several respondents, dated January 31, 1994, in the above referenced matter.

Very truly yours,

*Peter A. Bagatelos*  
Peter A. Bagatelos

PAB/mlq  
Encl.  
seastrand311fec.ltr

cc: Chairman Potter  
Vice Chairman McDonald  
Commissioner Aikens  
Commissioner Elliott  
Commissioner McGarry  
Commissioner Thomas

94043600260

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of ) MUR 3855  
ANDREA SEASTRAND; )  
FRIENDS OF ASSEMBLYWOMAN )  
ANDREA SEASTRAND AND )  
CHARLES STORM, TREASURER; )  
FRIENDS OF ANDREA SEASTRAND ) Response To Federal Election Commission  
FOR CONGRESS AND PETE ) Letters dated January 31, 1994.  
AGALOS, TREASURER. )  
RESPONDENTS )

I

INTRODUCTION

This response is submitted on behalf of Andrea Seastrand, Friends of Assemblywoman Andrea Seastrand and Charles Storm, Treasurer ("FAAS"), Friends of Andrea Seastrand for Congress and Pete Agalos, Treasurer ("FASC"), (hereinafter "Respondents") in response to letters, dated January 31, 1994, from the Federal Election Commission ("FEC" or "Commission") to the aforementioned parties containing a complaint filed with the Commission by Stephen Anderson, an attorney in Santa Maria, California. A copy of the complaint was received by the Respondents on February 5, 1994. The opportunity to provide information demonstrating that no action should be taken against the Respondents was made available for 15 days, or until February 20, 1994. Based on a request for additional information contained in our letter of February 15, 1994 to the Commission, it is our understanding the Commission granted Respondents a 20 day extension to respond to the Commission's findings. This document is filed in accordance with that extension of time and in accordance with 2 U.S.C. §437g(a)(1).

24043600261

Mr. Anderson, who apparently filed his complaint letter at least three times before it was accepted by the FEC (see letters of December 20, 1993, January 5, 1993, and January 20, 1994), attempts to allege violations of the Federal Election Campaign Act of 1971, as amended ("FECA") by an elected state official who expended state campaign committee funds for radio ads containing a request to register to vote and to vote in a special statewide election in 1993. There was no reference to, let alone no "express advocacy" of, any federal candidate for any federal election. On behalf of Respondents, we deny all allegations in this complaint in their entirety, on the bases that the complainant has not met his burden of showing facts sufficient under the law to establish that any contribution or expenditure was made by FAAS to influence FASC. In addition, no facts whatsoever have been tendered to demonstrate the ads expressly advocated the election of Seastrand for Congress, (i.e., the complainant in effect has tendered allegations of wrong-doing under the FECA which basically constitute wishful thinking). It will also be shown that the complainant's filing of the complaint appears to be politically motivated to benefit a third party candidate for Congress. These reasons are explained in more detail in this response. Based on the information provided herein, we respectfully ask that the FEC make a finding of "No Reason To Believe" and close this matter.

## II

### DESCRIPTION OF PARTIES

1. Andrea Seastrand is a member of the California State Assembly. She has represented the 33rd Assembly District for the past three years, winning the seat after her

24043600262

husband, Eric Seastrand, who was the former Assemblyman, passed away. She declared her candidacy for the 22nd Congressional District from California on September 14, 1993, a day after the one-term incumbent, Congressman Michael Huffington, announced that he was giving up his seat to run for the U.S. Senate. (See Declaration of Andrea Seastrand attached hereto as Exhibit A).

2. The Friends of Assemblywoman Andrea Seastrand is officially known as the Friends of Assemblywoman Andrea Seastrand 33 Club. This is a political committee, organized under the California Political Reform Act of 1974, as amended ("PRA"), and registered with the California Secretary of State's office. Its treasurer as of August 20, 1993 has been Mildred Dostalek, and not Charles Storm. Mr. Storm, a previous treasurer of the committee several years ago, has not served in such capacity during the period under review herein. Under California law, this committee, which originally was created to support the election bid of Seastrand for the State Assembly, has been used to raise and expend funds in support of Seastrand's officeholder functions during her current term of office. Such committees are commonly used by elected officials in California to pay for various items, including communications with constituents on topical issues. Such expenses are permitted under the PRA. (See Declarations of Charles Storm and Mildred Dostalek attached hereto respectively as Exhibits B and C).

3. The Friends of Andrea Seastrand for Congress is a principal campaign committee of Andrea Seastrand. The committee was organized and sent its Statement of Organization

24043600253

(FEC Form 1), dated September 14, 1993, to the FEC, which acknowledged receipt of the form on September 23, 1993. Its FEC identification number is C00284083. Pete Agalos is the treasurer of this committee. (See Declaration of Pete Agalos attached hereto as Exhibit D).

4. Stephen Anderson is the complainant in this matter. He is an attorney who maintains offices at 201 South Miller Street, Suite 107, Santa Maria, California 93454.

5. Mike Stoker ("Stoker") is a County Supervisor for the 5th district in the County of Santa Barbara, State of California. Mr. Stoker is a declared candidate for the 22nd Congressional District from California. His principal competition for this seat is Andrea Seastrand. Mr. Stoker maintains offices at 201 South Miller Street, Suite 107, Santa Maria, California, the same office as Stephen Anderson.

### III

#### FACTUAL SUMMARY

1. Assemblywoman Andrea Seastrand ("Seastrand") was elected in 1990 to represent California Assembly District 33. This district encompasses all of San Luis Obispo County, and the northern third of Santa Barbara County. She is a registered Republican.

2. A special statewide election was called in 1993 by Governor Pete Wilson to be held on November 2, 1993. There were no federal candidate elections on that ballot. There

24043600264

2 4 0 4 3 6 0 0 2 6 5

were a number of very important and controversial issues on the statewide ballot that drew substantial attention by the press and interest by the public. These included Propositions 170 and 171, dealing with property taxation, Proposition 172, dealing with extending a half-cent sales tax and earmarking the proceeds for law enforcement, and Proposition 174, a school voucher initiative that would have severely altered the economic underpinnings of public and private education. These measures involved complex issues and substantial public discussion as to their merits and short-comings. Many political leaders and elected officials spoke out with their views as to the effects that these measures would have and whether they should be supported or opposed. This is a commonplace practice for officials to provide leadership to the constituents, who look to them for guidance.

3. Seastrand is a very active assemblywoman, who takes particular interest in providing service to her constituents. She has particular views regarding issues affecting those constituents. Seastrand supports the concept of the free exchange of ideas and voter participation at the polls. As an elected official, she felt an obligation to provide leadership to her constituents on these controversial statewide measures by expressing her views and encouraging her constituents, through radio ads, to register to vote and to actually vote on those issues.

4. Seastrand retained the services of Suggs, Lombardi Advertising ("Suggs") to produce and place two radio ads. Suggs is an advertising firm which provides such services. Ad number one, which was made on August 30, 1993, included a description of

Assemblywoman Seastrand as the speaker, explained the important issues on the ballot, and encouraged listeners to register to vote so they would have the opportunity to decide the important statewide issues.

Ad number two, which was produced on October 20, 1993, similarly identified Assemblywoman Seastrand as the speaker, described the important statewide issues facing the voters, and encouraged listeners to vote no matter how they felt on those particular issues. Transcripts of these ads are attached hereto with the Declaration of Stephen Lombardi under Exhibit E.

5. The ads made no reference to Andrea Seastrand as a candidate for Congress or to any other candidate or any federal election. They were purely issue oriented, provided in a non-federal election year, and related solely to issues of importance to the citizens on a special statewide election ballot.

6. Suggs was retained to produce the spots and to select the stations and amount of time to purchase. The ads were run on the Rush Limbaugh radio talk show, carried on four different radio stations which have a broadcast area that reaches Seastrand's 33rd Assembly District. The ads were run on stations KPRL, KUHL, KGLO, and KTMS. Ad number one ran from September 1 through September 30, 1993. Ad number two ran from October 25 through November 1, 1993. (Copies of the invoices for these advertisements are included herewith as Exhibit F.) The cost of ad number one was \$3,992. The cost of ad number two

2 4 0 4 3 6 0 0 2 6 6

was \$1,068. These costs were paid in full by the Friends of Assemblywoman Andrea Seastrand 33 Club (i.e. the California officeholder committee).

7. Radio station KPRL is located in Paso Robles, California; radio station KUHL is located in Santa Maria, California; radio station KGLO is located in Arroyo Grande, California. The foregoing cities are located within the 33rd Assembly District. Radio station KTMS is located in Santa Barbara, California. This city is not within the 33rd Assembly District, however based on the recommendation of Suggs, time was purchased on KTMS because of its audience rating and its programming area reaches well into the Assembly District. Seastrand attempted to reach her constituents, based on the stations that they were most likely to listen to, as determined by their location within her Assembly District. Suggs recommendation was based upon constituents in the southern portion of her Assembly District being more likely to listen to the Santa Barbara station than to the other stations located more to the north and farther away. The geographic location of the station is irrelevant - its broadcast range, which included the Assembly district, is the much more relevant aspect.

8. The complaint filed by Mr. Anderson, while attempting to allege violations of the FECA, nevertheless acknowledges that: "The commercial makes no reference to Mrs. Seastrand's intentions to seek the Congressional seat." On that fact alone this case fails to meet the requisite thresholds of a complaint, and should be dismissed. Instead, the complaint, based on some arbitrary standard, attempts to infer that Mrs. Seastrand's protected free speech

24043600267

activities, which are totally unrelated to any federal candidacy or federal election, fall within the restrictions and prohibitions of FECA and regulations promulgated thereunder.

Mr. Anderson further acknowledges in his complaint that his sworn statements are based upon personal knowledge and ". . . from speaking with members of the Stoker for Congress campaign (candidate, campaign manager and campaign coordinator) who share my same concern that Mrs. Seastrand is using state funds to benefit her federal efforts." Mr. Anderson thus is acting on a coordinated basis with Mike Stoker, his campaign representatives, and others who are promoting Mr. Stoker as a candidate for the 22nd Congressional District seat from California.

#### IV

#### LEGAL STANDARDS

The issue succinctly framed is whether the text of ad one or ad two constituted an in-kind contribution by FAAS to FASC; the result being an excessive contribution (2 U.S.C. §441a) and a prohibited contribution (2 U.S.C. §441b) in light of the fact FAAS was a state committee which collected permissible corporate funds.

The general definition of "contribution" is essentially any gift, advance or anything of value for purposes of influencing any election to federal office (2 U.S.C. §431(8)(A)). Corporations are prohibited from making such contributions in connection with any federal

7 4 0 4 3 6 0 0 2 6 8

election (2 U.S.C. §441b(a)). A review of the Commission's interpretation of these two statutory provisions in attempts to articulate a standard for review has been ever evolving and currently is viewed as narrowing the specific language eligible to meet the §441b standard. (See: FEC February 8, 1994 Agenda Item; MCFL Rulemaking: Summary of Comments and Draft Final Rules). The courts clearly are holding that absent express advocacy, there exists no communication which is made in connection with a federal election, thus no violation of §441b.

Respondents argue, and the facts clearly reflect, that since there was no reference whatsoever to a federal election, a federal candidate, or generically to a get out to vote in a federal election, there is not a scintilla of evidence proffered to support the express advocacy standard. However, the facts in this matter would not support a violation of §441b or §431(8)(A) disregarding an express advocacy standard and employing the broadest means test previously applied by the Commission. Without any reference whatsoever to a federal candidate, or to vote in a federal election, this case lacks even the basics of an innuendo to influence a federal election, and it must fall.

The complainant would have the FEC utilize a standard which would not allow any non-federal officeholder, who might become or does become a candidate for federal office, to engage in any speech or conduct paid for with any funds, not merely a state political committee account, if there is any possibility of exposure by the officeholder to the voters. Complainant would prohibit appearances for such things as charities, business or public office related

24043600269

240436002/0

matters. This is a very restrictive standard that would be totally at odds with the First Amendment to the Constitution and with standards established by the courts in a series of preeminent case decisions, discussed below. The Commission has never subscribed to such a standard.

Thus, the legal standard to be applied herein requires very clearly that, for expenditures to fall under the restrictions and prohibitions of the FECA, there must be express advocacy of a candidate for federal office. Vague connections, as the complainant has offered, simply do not meet the test.

This standard was well addressed in the case of Federal Election Commission v. Furgatch, 807 F.2d 857 (9th Cir. 1987), in which the court stated:

We conclude that speech need not include any of the words listed in Buckley to be express advocacy under the Act, but it must, when read as a whole, and with limited reference to external events, be susceptible of no other reasonable interpretation but as an exhortation to vote for or against a specific candidate. This standard can be broken into three main components. First, even if it is not presented in the clearest, most explicit language, speech is "express" for present purposes if its message is unmistakable and unambiguous, suggestive of only one plausible meaning. Second, speech may only be termed "advocacy" if it presents a clear plea for action, and thus speech that is merely informative is not covered by the Act. Finally, it must be clear

what action is advocated. Speech cannot be "express advocacy of the election or defeat of a clearly identified candidate" when reasonable minds could differ as to whether it encourages a vote for or against a candidate or encourages the reader to take some other kind of action. We emphasize that if any reasonable alternative reading of speech can be suggested, it cannot be express advocacy subject to the Act's disclosure requirements.

Furgatch, 807 F.2d at 863.

240436002 / 1  
The above standard has been carried forward and strongly reaffirmed in subsequent cases, including Federal Election Commission v. National Organization for Women, 713 F. Supp. 428 (D.D.C. 1989); Faucher and Maine Right to Life Committee, Inc. v. Federal Election Commission, 928 F. 2d 468 (USCA, First Circuit, 1991), cert. denied, \_\_\_\_\_ U.S. \_\_\_\_\_, 112 S. Ct. 79 (1991); and FEC v. Survival Education Fund, Inc., 89 Civ. 0347 (TPG) (USDC, SDNY, 1994).

The Court in Faucher was adamant in its affirmation of the standard when it stated:

Express advocacy is language which "in express terms advocate[s] the election or defeat of a clearly identified candidate" ... . This express advocacy test was again embraced by the Supreme Court in the more recent case of Massachusetts Citizens for Life. See Massachusetts Citizens for Life, 479 U.S. at 249. The FEC, however, maintains that the language relied upon in Massachusetts Citizens for Life was mere dictum and

240436002/2

therefore not binding on this court. We do not agree. All nine Justices assented to that portion of the opinion which states: "We therefore hold that an expenditure must constitute 'express advocacy' in order to be subject to the prohibition of §441b." Id. at 249 (emphasis added). We cannot accept that in resolving constitutional issues such as the one presented in Massachusetts Citizens for Life, the Supreme Court proclaims the law lightly . . . . In further support of this position, we note that the second and the ninth circuits have both likewise recognized the express advocacy test. See Federal Election Commission v. Central Long Island Tax Reform, 616 F.2d 45, 53 (2d Cir. 1980) [section 441d "clearly establish[es] that, contrary to the position of the FEC, the words 'expressly advocating,' mean exactly what they say"]; Federal Election Commission v. Furgatch, 807 F.2d 857, 860 (9th Cir.), cert. denied, 484 U.S. 850 (1987) ("We must apply [the FECA] consistently with the constitutional requirements set out in Buckley").

Faucher, at 469.

The instant set of facts clearly do not fall within the above applicable standards. The text of the ads did not discuss a federal election, but rather a state election. The purpose was to provide leadership as to certain controversial state ballot issues, to encourage participation by citizens in our democratic voting process, and to encourage particular results as to important statewide issues affecting citizens and taxpayers in Seastrand's Assembly District. These purposes were pursued as to state issues in a purely state election in a non-federal election year for a ballot on which no federal candidates were included.

## ARGUMENTS

1. COMPLAINANT HAS FAILED HIS BURDEN TO SHOW SUFFICIENT FACTS UNDER THE LAW TO SUPPORT AN ACTIONABLE COMPLAINT.

Complainant has the burden to present a clear set of facts to the Commission which demonstrate that a respondent has violated the FECA (11 CFR §111.4(d)(3)). In this case, the complainant has failed to do so. He offers only rhetoric and innuendo. The complainant acknowledges that Seastrand, a California State Assemblywoman, ". . . began running radio advertisements urging constituents to register to vote and later to get out and vote in the upcoming elections." In fact, there was only one upcoming election which Seastrand referenced. The complainant conveniently does not mention in his complaint that the election was purely for statewide issues, involving no federal candidates or elections, and that there was no solicitation of funds or any advocacy whatsoever for federal candidates in federal elections.

The complainant further acknowledges that Seastrand identified herself as "Assemblywoman Andrea Seastrand" and that the ads further stated that they were "Paid for by the Friends of Assemblywoman Andrea Seastrand." He further acknowledges that: "The commercial makes no reference to Mrs. Seastrand's intention to seek the Congressional seat." These are not facts on which a viable complaint can be based. They clearly demonstrate that Assemblywoman Seastrand was discharging her duties as an officeholder to communicate with

her constituents about issues affecting them as citizens, taxpayers, parents of school children, and property owners and renters, which she and they cared about. Her advocacy was issue oriented and exhorted people to register to vote, to actually vote, to send a message to elected state officials about certain issues, and to influence the manner in which government operated. This does not come even close to meeting any standard articulated by the Commission, let alone the strict standards for express advocacy described above.

The fact of this complaint being filed at all is unfortunate because it demonstrates how anyone, especially those who may have personal agendas, may mail a 29¢ letter and cause Respondents, as here, to incur substantial expenses to protect their rights. Funds used to conduct research, obtain documents, collect thorough information, and provide this response are funds which are difficult to raise under campaign laws, and which otherwise cannot be used for campaigning. We believe that complainant and his communicants, including Stoker, are well aware of this fact.

Under facts which demonstrate that Stoker is a candidate for Congress for the same seat as Seastrand, that Mr. Stoker is communicating and coordinating with the complainant regarding this matter, and that the two gentlemen share offices in the same building, it is unseemly that the FEC should entertain seriously a complaint which very well could have been filed to harass Respondents herein and to force them to allocate precious time and money to address these proceedings, rather than to go about their legally permitted business in an

240436002/4

unfettered manner. The FEC should not allow its enforcement process to be manipulated or abused in such manner, if indeed this is the case.

Based on this argument alone, we request that the FEC take no further action on the complaint.

2. THIS CASE DOES NOT MEET THE FEC'S NEW ENFORCEMENT CRITERIA AND THEREFORE SHOULD BE DISMISSED.

In the January, 1994 edition of the Federal Election Commission Record, the new FEC prioritization system was explained. The various factors by which the Commission prioritizes cases as higher or lower priorities is helpful here. Based on our argument 1 above, and the facts laid out heretofore, we strenuously assert that this is, and should be treated as, a very low priority case not worthy of wasting any of the FEC's time and resources.

The facts clearly demonstrate that there is no wilful or knowing intent to violate the FECA; in fact, there is no violation inasmuch as there has been no reference to a federal election or candidate, nor any express advocacy. There has been no apparent impact of a violation on the electoral process, inasmuch as there has both been no violation and no federal electoral process to be impacted. The particular legal area involved, i.e. that of express advocacy, has already been addressed fully by various courts. Respondent has failed to proffer any facts to support his allegation and merely encourages the Commission to undertake a

240436002/5

needless fishing expedition. Any further action by the FEC in this area should be taken under a rule making, and not an enforcement approach. (See argument number 3 below).

Based on these factors, this MUR should be ranked as having no priority at all, and the file should be closed.

3. THE FEC SHOULD NOT PURSUE RULE MAKING THROUGH ENFORCEMENT ACTION.

240436002/6

The court cases cited above (NOW, supra; MCFL, supra; Faucher, supra and Survival, supra) have substantially altered various provisions of the FECA, as applied, and regulations promulgated thereunder. While the cases very clearly lay out the applicable standard, the regulations of the FEC have been in a state of flux. On March 9, 1994, the FEC considered draft final rules, prepared by the Office of the General Counsel, seeking to establish firm guidelines and rules for what constitutes express advocacy. Promulgation of these proposed rules is a direct response to various court cases which have seriously challenged the previous broad interpretation of the FEC as to what constitutes the appropriate standard of review for §441b and §431(8)(A) violations. The expressed advocacy standard is much more restrictive and limited; thus decisions to pursue enforcement become much more severely curtailed. Since the proposed regulations will be under review and discussion for the immediate future, it would be imprudent, unfair, and inequitable if the FEC were to pursue action against Respondents herein, based at best on flimsy factual allegations and very strong case law that favors

Respondents herein, while the precise regulations are yet to be promulgated by the Commission.

Based on this argument, we respectfully request that the filing on this matter be closed.

4. NOTWITHSTANDING THE FEC'S NEW ENFORCEMENT PRIORITY, THERE SHOULD BE CONSISTENCY IN ENFORCEMENT DECISIONS AND ADVISORY OPINIONS OVER TIME.

240436002/7  
In 1986, the FEC considered, in MUR 2161, involving Assemblyman Mike Antonovich in California, facts almost identical to those herein. Mr. Antonovich, a declared candidate for the U.S. Senate, was the spokesman for a series of T.V. advertisements advocating a No vote for then California Supreme Court Justice Rose Bird. Mr. Antonovich never identified himself as a federal candidate, nor was there any reference to any federal election. The complaint alleged that the mere appearance in the commercial by Mr. Antonovich constituted a prohibited in-kind contribution.

In that case, the FEC voted to find no reason to believe and close the MUR. This instant MUR is on all fours with that previous matter and similarly the Commission should find no reason to believe and close this matter.

The FEC has issued a strong list of various Advisory Opinions over time, albeit involving different fact patterns, essentially concluding that activities not involving federal candidates or federal election years do not fall under the FECA. Some of such Advisory Opinion conclusions include:

(a) A federal candidate raising money for debt retirement, currently a state senator, who wanted to make public service announcements on television to raise funds for diabetes research, was advised that since the purpose of the announcements was not his nomination or election to federal office, no reference would be made to his candidacy for Congress, and no appeal would be made for funds for his federal campaign, the activity would not be subject to the FECA. (AO 1978 - 88).

(b) Radio and television ads paid by a union encouraging their members to vote were found to be outside the scope of the FECA where the ads supported specifically state candidates, and no federal candidates for office were mentioned. (AO 1978 - 102).

(c) Congressman Gephardt could moderate a public discussion program, held both in and adjacent to the Congressional district he represented, and discuss topical issues without falling under the constrictions of the FECA. The FEC stated: "Where the purpose of the activity is not to influence a nomination or election of a candidate for federal office but rather in connection with the duties of a federal officeholder, the Commission has consistently held that no contribution or expenditure results under the

24043600278

Act." The FEC further stated: "Although it is possible that your involvement in the public affairs programs may indirectly benefit future campaigns, the Commission concludes that the major purpose of the activity contemplated by the above proposed agreement would not be the nomination or election of you or any other candidate to Federal office ... . This opinion is conditioned, however, on (i) the absence of any communication expressly advocating your nomination or election or the defeat of any other candidate, and (ii) the avoidance of any solicitation, making or acceptance of campaign contributions in connection with this activity." (AO 1981 - 37).

(d) Expenditures of a political party for the purpose of identifying and motivating persons to support the party's gubernatorial nominee were considered to be for the additional purpose of influencing the election of persons to federal office, but only because a combined federal and state election ballot existed. (AO 1978 - 50).

(e) Even the appearance by a federal officeholder in another candidate's commercial does not result in an in-kind contribution to the Congressman, even where he was identified as being a Congressman in the advertisement, since the ad contained no mention of the Congressman's candidacy, did not advocate his election or defeat of his opponent, and contained no solicitation of funds to his campaign. (AO 1982 - 56). Similarly, a federal candidate's newsletter was deemed not to be a campaign expenditure subject to limitation since the newsletter did not refer to the candidate's views or to her campaign. (AO 1990 - 5).

740436002/9

In all of these authorities, the main theme is that expenditures which do not involve the promotion of a federal candidate, an impact upon federal candidates in federal elections, or solicitation of funds for the benefit of federal candidates, do not fall under the proscriptions of the FECA. Instead, they are outside the purview of the FECA.

Based on this argument, the file in this MUR should be closed.

5. THERE IS NO EXPRESS ADVOCACY AND THE FECA IS NOT APPLICABLE HEREIN.

In the event that the foregoing arguments, individually or collectively, do not constitute sufficient grounds to stop this MUR in its tracks now, then the MUR should be foreclosed based on the single argument that there is no express advocacy under applicable legal standards.

In Federal Election Commission v. National Organization for Women, (NOW) supra, the United States Court of Appeals for the District of Columbia considered three letters sent to the general public, which were paid with NOW's corporate funds. In those letters, there were references to politicians and elected officials, messages about the ability of citizens to help elect or defeat such politicians, implied exhortations to the reader to take action as November elections loomed close, and other references. Despite these clear references to Federal Elections, and the ability of voters to take certain actions, the court nevertheless found

24043600230

24043600231

there was no express advocacy. The court noted the clear distinction that must be made between "issue discussion," which strongly ties in with the First Amendment, and candidate oriented speech that is regulated by the FECA. The court concluded that, under the Furgatch test, there was no express advocacy since the central message of the three letters was to expand NOW's organization. The court noted that reasonable minds could dispute what NOW's letters urged the readers to do, since they did call for action, but the letters did not expressly tell the readers to vote at the polls against particular candidates in the 1984 election. The court felt that because the letters were suggestive of different meanings, and that there were different pleas for action, and the types of actions were unclear and varied, the express advocacy test of Furgatch was not met. The letters did not go beyond issue discussion to express electoral advocacy.

This was similar to a decision in Federal Election Commission v. Central Long Island Tax Reform Immediately, 616 F.2d 45 (2d Cir. 1980), where the court concluded that a leaflet which contained a group's economic views, which criticized the voting record of a Congressman and included the Congressman's picture, was not express advocacy. This conclusion was reached even though the leaflet exhorted the reader to let the Congressman know how the reader felt about his vote and to thank the Congressman when he votes for lower taxes and less government. Since there was no reference anywhere to the Congressman's party, to whether he was up for re-election, whether there was any election pending, or how the reader should vote at any election, the court held that the FECA did not apply since there was no express advocacy of the election or defeat of the Congressman.

In Faucher, supra, the U.S. Court of Appeals for the 1st Circuit considered voter guides distributed by a non-profit membership corporation. The voter guides contained candidate positions on pro-life issues. The court, in determining that the guides were protected as free speech under the broad category of issue advocacy instead of regulated by the narrower standard of express advocacy, stated:

In Buckley, the Court quoted Thomas V. Collins, 323 U.S. 516 (1945), approvingly, on the difficulty of interpreting the meaning and effects of words:

[W]hether words intended and designed to fall short of invitation would miss that mark is a question both of intent and of effect. No speaker, in such circumstances, safely could assume that anything he might say upon the general subject would not be understood by some as an invitation. In short, the supposedly clear-cut distinction between discussion, laudation, general advocacy, and solicitation puts the speaker in these circumstances wholly at the mercy of the varied understanding of his hearers and consequently of whatever inferences may be drawn to his intent and meaning.

Such a distinction offers no security for free discussion. In these conditions it blankets with uncertainty whatever may be said. It compels the speaker to hedge and trim.

24043600232

Buckley, 424 U.S. at 43 (quoting Collins, 323 U.S. at 535). In our view, trying to discern when issue advocacy in a voter guide crosses the threshold and becomes express advocacy invites just the sort of constitutional questions the Court sought to avoid in adopting the bright-line express advocacy test in Buckley.

Faucher, at 470.

Also in accord with this line of cases is a recent decision of the U.S. District Court for the Southern District of New York, Federal Election Commission against Survival Education Fund, Inc. et. al. supra, 1/12/94). The court cited the "express advocacy" standard as not being applicable to expenditures for letters that were issue oriented and, though they referred to a specific candidate and a specific election and implied that an official should not be re-elected, were not found to have violated or come under the jurisdiction of the FECA.

If the above cases did not find express advocacy based on even stronger facts than here, then surely the facts of this MUR must be found not to constitute express advocacy. Therefore, the activity complained of herein cannot come under the FECA's jurisdiction. Under this conclusion, this MUR file should be closed without delay.

2 4 0 4 3 6 0 2 3 3

VI  
CONCLUSION

Respondents herein have clearly established that the flimsy facts submitted by complainant, which were supplemented by Respondents herein for the benefit of the FEC, do not invoke violations of the FECA. Respondents have engaged in issue advocacy, which is pure free speech protected by the U.S. Constitution and as interpreted by the courts of the land. The conclusion is inescapable that the messages in the radio ads were "content neutral" as to any candidate promotion. To undertake further proceedings against these Respondents would be oppressive, would have a chilling effect upon their First amendment activities, would be a major denial of applicable legal standards, and would harm the integrity of the Federal Election Commission.

On behalf of Respondents herein, we request that the file for MUR 3855 be closed forthwith.

Respectively Submitted,

*Peter A. Bagatelos*

Peter A. Bagatelos  
Counsel for Respondents

Dated: 3/11/94

seastrand brief fec

24043600234

**LIST OF EXHIBITS**

**EXHIBIT**

**DESCRIPTION**

- |   |  |
|---|--|
| A | Declaration of Andrea Seastrand                                |
| B | Declaration of Charles Storm                                   |
| C | Declaration of Mildred Dostalek                                |
| D | Declaration of Pete Agalos                                     |
| E | Declaration of Stephen Lombardi and Transcripts of 2 Radio Ads |
| F | Invoices from Suggs, Lombardi Advertising                      |

24043600235  
seastran exhibit list

***EXHIBIT A***

24043600236

**BEFORE THE FEDERAL ELECTION COMMISSION**

**DECLARATION OF ANDREA SEASTRAND**

**MUR 3855**

**I, Andrea Seastrand, declare as follows:**

- 1. My mailing address is 320 Ebb Tide Way, Shell Beach, California 93449. I am the Assemblywoman for the 33rd Assembly District in the State of California. I was elected to this seat in November 1990 and reelected in November, 1992 for respective two year terms. I am a registered Republican.**
- 2. As an elected official, I have a great interest in all matters affect my constituents as citizens, taxpayers, parents, property owners and renters, and people in general. It is one of my highest priorities to provide direct constituent services, to be accessible to my constituents, and to communicate with them regarding issues of concern. One of the ways that I provide such services is through leadership and setting an example.**
- 3. During 1993, Governor Pete Wilson called a special statewide election for November 2, 1993. The purpose of this election was to have the electorate vote on a number of statewide ballot measures which would have a dramatic impact on the economic and social fabric of California. These included statewide Propositions 170 and 171, relating to property taxation. Proposition 172, relating to the extension of a one-half cent sales tax earmarked for law enforcement purposes, and Proposition 174, relating to a school voucher proposal that would have taken funds from the public school budget and made them available to students attending any public or private school for elementary and secondary education. These measures held dramatic and complex repercussions for the State of California, if enacted. It was incumbent upon me, as an officeholder to express my views, and to encourage people to register and vote, thereby expressing their views on these measures.**
- 4. In order to accomplish this goal, I had the idea of preparing radio advertisements for these purposes. The idea and the follow-up activity to prepare these advertisements was commenced on and before August 30, 1993. At that time, I utilized the advertising firm of Suggs, Lombardi Advertising through my controlled committee, the Friends of Assemblywoman Seastrand 33 Club. The Committee is registered with the California Secretary of State's office under the California Political Reform Act**

24043600287

of 1974, as amended. Its purpose is to support me in my officeholder activities, including communications with my constituents.

5. I prepared a first advertisement on August 30, 1993, the purpose of which was to express my views and information to my constituents and to encourage them to register to vote so that they would have the opportunity to vote at the ensuing statewide election.
6. I decided during August, 1993 to prepare a second advertisement, encouraging people to vote, but delayed preparation of the advertisement until October 20, 1993. The reason for the delay was because I did not want the second advertisement to run until just before the November 2, 1993 statewide election date, so that people would be reminded that they should vote on that date in the few days just prior to the election. Otherwise, I was concerned that voters might otherwise overlook their opportunity to vote on that date.
7. The advertisements were placed for radio stations which carried the Rush Limbaugh radio talk show and aired at stations within my constituents' listening area. The messages were geared for more conservative constituents that are more likely to listen to the Limbaugh Show. Three of the stations are physically located within my assembly district; one is physically outside of the district, but broadcasts to areas that include constituents within my district, including specifically the cities of Vandenberg Village, Santa Maria and Lompoc. The three stations within the district are KPRL, KUHL and KGLO. The station outside the district, but which serves constituents within my district, is KTMS.
8. I represent an assembly districted comprised of San Luis Obispo County and the northern area of Santa Barbara County. This area is a very large area and radio reception can vary from area to area, and the broadcast station choices among constituents can vary as well. For these reasons, the four stations which carry the Rush Limbaugh show, targeted as the media vehicle for carrying my radio ads were selected.
9. On September 13, 1993, Congressman Michael Huffington, who represents the 22nd Congressional District from California, advised that he would not run for re-election. I decided on that date to declare my intention to be a candidate for that congressional seat. On September 14, 1993, I established a principal campaign committee, selected a treasurer (namely, Pete Agalos) and instructed my representatives to prepare and file the necessary FEC Forms 1 and 2 with the FEC and House of Representatives. Until that date, I had not formulated any definite plan to run for Congress. I did not engage in any activities involving express advocacy of being a candidate for Congress

2 4 0 4 3 6 0 0 2 3 8

nor did I solicit any funds for such purposes until Mr. Huffington declared his intention to leave his Congressional office.

10. The radio ads were prepared and broadcast solely as part of my activities as an elected official and leader within my assembly district. The advertisements did not promote me or anyone else as a federal candidate, nor did I refer to any federal election or process, nor did I solicit any funds for a federal candidate or committee, or in any way affect any federal election. The activity was aimed solely at expressing views and encouraging voter participation and exchange of ideas about statewide issues of importance to my constituents. The advertisements were an unrelated activity, related to my issue advocacy, from my subsequent decision to become a candidate for Congress. The advertisement did not involve any candidate promotion activities but encouraged constituents listening to the Rush Limbaugh Show to register and to vote.
11. Mike Stoker is a County Supervisor, from the Fifth District, for the County of Santa Barbara. He has declared himself to be a candidate for the 22nd Congressional District from California. He and I are competing for the same seat. Mr. Stoker maintains offices at 201 South Miller, Suite 107, Santa Maria, California 93454.

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge.

Dated:

March 10, 1994 Andrew Seestrad

24043600239

**EXHIBIT B**

24043600290

**BEFORE THE FEDERAL ELECTION COMMISSION**

**DECLARATION OF CHARLES STORM**

**MUR 3855**

I, Charles Storm, declare as follows:

1.

2. During the period from approximately June, 1990, through approximately June, 1991, I served as Treasurer of the Friends of Assemblywoman Andrea Seastrand Committee. This Committee was registered with the California Secretary of State's office under the California Political Reform Act of 1974, as Amended.

3. On or about February 5, 1994, I received a letter, dated January 31, 1994, from the Federal Election Commission. This letter advised me that a complaint had been filed, indicating that the Friends of Assemblywoman Andrea Seastrand, and me as Treasurer, may have violated the Federal Election Campaign Act of 1974, as Amended. The letter offered me the opportunity to demonstrate in writing that no action should be taken against the Committee and me, as Treasurer.

4. Since I am not the Treasurer of the aforementioned Committee, and have not been the Treasurer of the Committee during the time period in which the alleged violation occurred, I did not have any control over the affairs of the Committee or responsibility legally for the activities of the Committee. I have no other independent knowledge of the activities complained of.

5. It is my understanding that the current Treasurer of the Friends of Assemblywoman Andrea Seastrand 33 Club Committee is Mildred Dostalek.

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge.

Dated: 3/10/94

  
CHARLES STORM

24043600221

***EXHIBIT C***

2404360022

BEFORE THE FEDERAL ELECTION COMMISSION

DECLARATION OF MILDRED DOSTALEK

MUR 3855

I, Mildred Dostalek, declare as follows:

1.

2. I became the Treasurer of the Friends of Assemblywoman Andrea Seastrand 33 Club on August 20, 1993. On this date an amended Statement of Organization was signed and sent to the Secretary of State's office. I replaced Pete Agalos as Treasurer of this Committee. This Committee is a controlled committee, as defined by the California Political Reform Act of 1974, as Amended. It is controlled by Assemblywoman Andrea Seastrand. The purpose of the Committee is to support Assemblywoman Seastrand in her officeholder activities.

3. During the period that I have been Treasurer, the Committee made expenditures of \$3,992, \$1,008, and \$60 respectively, for radio ads prepared and placed by Suggs Lombardi Advertising, located at 520 Higuera Street, San Luis Obispo, California 93401.

4. The purpose of the advertisements was to express Assemblywoman Seastrand's views on various statewide measures, which were to be voted upon at the November 2, 1993 statewide special election called by Governor Pete Wilson, and to encourage voters to register and to vote on such measures. To my knowledge and belief, there was no attempt to influence any federal election or to support or oppose the candidacy of any candidate for federal office.

5. The expenditures for the radio advertisements are permitted by the California Political Reform Act, as specified in California Government Code §89512, because the expenditures relate to a legitimate political, legislative, or governmental purposes. These purposes include the right of the Assemblywoman to communicate with her constituents on current affairs and issues affecting them as taxpayers and citizens, as well as to promote a government interest of encouraging participation in the democratic process through voting and the free exchange of ideas.

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge.

Dated: March 10, 1994

Mildred Dostalek

MILDRED DOSTALEK

24043600293

***EXHIBIT D***

24043600224

BEFORE THE FEDERAL ELECTION COMMISSION

DECLARATION OF PETE AGALOS

MUR 3855

I, Pete Agalos, declare as follows:

1.

2. I served as Treasurer of the Friends of Assemblywoman Andrea Seastrand 33 Club from January, 1992 until August 20, 1993. On the latter date, Mildred Dostalek officially took over as Treasurer for the Committee.

3. On September 14, 1993, Andrea Seastrand declared her intention to be a candidate for Congress for the 22nd Congressional District in California. She asked me on September 13, 1993 if I would serve as Treasurer of her Committee. I agreed to do so and thereupon signed a Statement of Organization (FEC Form 1) on September 14, 1993 and submitted it to the Clerk of the House of Representatives to register the principal campaign committee for Mrs. Seastrand. The name of the Committee is Friends of Andrea Seastrand for Congress. Its FEC identification number is C00284083.

4. As Treasurer of the Friends of Assemblywoman Andrea Seastrand 33 Club, I was aware of Mrs. Seastrand's intention to prepare radio advertisements expressing her views as an elected official to her constituents regarding statewide ballot measure issues, and to encourage her constituents to register and vote on such measures. I became aware of this intention on or about August 20, 1993. At no time did Mrs. Seastrand indicate any intention of preparing these advertisements to promote any candidacy for federal office, including herself, or any other federal committee or election process. Her sole stated purpose was to communicate her views to her constituents and encourage them to participate in the democratic process of voting and the exchange of ideas.

5. To my best knowledge, the Friends of Assemblywoman Andrea Seastrand 33 Club Committee paid for the radio advertisements. The Friends of Andrea Seastrand for Congress Committee, of which I have been the continuous Treasurer since its inception, did not pay for the two radio advertisement referenced above. The Committee has not paid for any other advertisements or items except those having a direct relation to Mrs. Seastrand's campaign for federal office.

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge.

Dated: \_\_\_\_\_

*Pete Agalos*

3/10/94  
\_\_\_\_\_  
PETE AGALOS

24043600295

***EXHIBIT E***

24043600226

**BEFORE THE FEDERAL ELECTION COMMISSION**

**DECLARATION OF STEPHEN LOMBARDI**

**MUR 3855**

I, Stephen Lombardi, declare as follows:

1. I am the owner of Suggs, Lombardi Advertising, located at 520 Higuera Street, San Luis Obispo, California 93401. My firm provides services that include producing radio commercials and placing commercials on broadcast stations.

2. In August, 1993, the Friends of Assemblywoman Andrea Seastrand 33 Club Committee asked my firm to produce radio commercials that encouraged voter registration and voter participation at the polls with respect to statewide issues of importance on the November 3, 1993 special statewide election ballot.

3. Two different advertisements were prepared for the Committee. One, encouraging voter registration, was produced on August 30, 1993. The second ad, encouraging voter participation at the polls, was produced on October 20, 1993. The ad copies for both ads were written prior to the foregoing production dates. Prior to when the first advertisement was produced on August 30, 1993, it was discussed and contemplated that the second advertisement would be prepared subsequently.

4. Mrs. Seastrand requested that these ads be run on the Rush Limbaugh radio broadcast to her assembly constituents. There are four radio stations which carry this show, i.e., KPRL, KUHL, KGLO, and KTMS. KTMS, while physically located outside the boundary lines of the assembly district, nevertheless reaches the homes of persons in the cities of Lompoc, Vandenberg Village and Santa Maria, all of which are within the district, where many residents listen to this station. We recommended these stations to the Committee and Mrs. Seastrand.

5. This firm's fee agreement with the Committee was based on fair market rates consistent with industry standards. There were no discounts. The Committee has paid all invoices we have submitted.

6. In preparing the advertisements for the aforementioned committee, I dealt with Assemblywoman Andrea Seastrand. During the course of our discussions, there was no mention of the ads being produced to influence any federal election, to support or oppose any federal candidate for office, to solicit funds for any federal candidate, committee, or election, to influence any federal election process, or even specifically to promote Mrs. Seastrand as a possible federal candidate. The discussions were exclusively aimed at promoting Assemblywoman Seastrand's purpose of communicating with her constituents and encouraging

74043600297

them to participate in the election process on statewide ballot measure issues in an election at which there were no federal candidates on the ballot.

7. Copies of the scripts of the ads are attached hereto, and/or submitted separately by letter, dated February 14, 1994, from me to the Federal Election Commission.

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge.

Dated: \_\_\_\_\_

3/10/94



STEPHEN LOMBARDI

seastran/lombardi.doc

24043600278

COPY



SUGGS, LOMBARDI ADVERTISING  
520 HIGUERA, SAN LUIS OBISPO, CA 9340  
PHONE 805/544-9220 • FAX 805/544-9827

Client: ANDREA SEASTRAND

Date: 8/20/93

Title: "REGISTER AND VOTE"

Length: 10 30 60 station

Co-Op:

Video/Production Aids

240436002  
10 sec.  
20 sec.  
30 sec.  
40 sec.  
50 sec.

(ANDREA)- HELLO FELLOW DITTO HEADS! I'M ASSEMBLYWOMAN  
ANDREA SEASTRAND, A REPUBLICAN IN THE STATE LEGISLATURE  
REPRESENTING YOUR INTRESTS BY FIGHTING HIGHER TAXES,  
FEE INCREASES AND BURDENSOME REGULATIONS. NOW  
YOU TOO CAN DO SOMETHING FOR OUR STATE! THE DEADLINE  
TO REGISTER TO VOTE IN THIS NOVEMBER'S STATEWIDE  
ELECTION IS OCTOBER FIRST. IF YOU AREN'T REGISTERED  
TO VOTE, YOU WON'T HAVE HAVE A SAY REGARDING THE  
VARIOUS MEASURES ON THE BALLOT. THEY DEAL WITH  
EVERYTHING FROM SCHOOL VOUCHERS, EXTENDING THE  
STATE SALES TAX TO THE TAXES YOU PAY ON YOUR PROPERTY!  
SIGNING UP IS EASY! JUST STOP BY ANY PUBLIC LIBRARY,  
POST OFFICE OR OTHER COUNTY GOVERNMENT BUILDING  
OR MY OFFICE AND FILL OUT A CARD. IF YOU'VE MOVED  
SINCE THE LAST ELECTION, YOU MUST RE-REGISTER WITH  
YOUR NEW ADDRESS. IF YOU'RE FED UP WITH TAX INCREASES  
AND POLITICIANS WHO ARE DOING THINGS THEIR WAY,  
THEN ITS TIME TO SEND A MESSAGE! REGISTER BY OCTOBER  
FIRST!! FOR MORE INFORMATION ON HOW YOU CAN REGISTER  
REPUBLICAN CALL 546-9533 IN SAN LUIS OBISPO OR 966-  
3392 IN SANTA MARIA. PAID FOR BY FRIENDS OF ANDREA  
SEASTRAND COMITTEE.



***EXHIBIT F***

24043600301

INVOICE  
Page 1

SUGGS, LOMBARDI ADVERTISING  
520 HIGUERA  
SAN LUIS OBISPO, CA 93401  
FAX 805-544-5627  
805-544-9220

Sale Invoice  
Terms: Net 15  
Invoice # 4813

Transaction Date: 09-30-93  
Due Date: 11-04-93

Sold To:  
ANDREA SEASTRAND  
ATTN: ERIC DANIELS  
523 HIGUERA  
SAN LUIS OBISPO, CA 93401

Ship To:  
ANDREA SEASTRAND  
ATTN: ERIC DANIELS  
523 HIGUERA  
SAN LUIS OBISPO, CA 93401

24043600302

Item ID	Description	Qty	UM	Price	Extension
RADIO	KPRL RUSH	1.00		504.00	504.00
RADIO	KUHL	1.00		792.00	792.00
RADIO	KTMS	1.00		1,980.00	1,980.00
RADIO	KGLO	1.00		616.00	616.00
RADIO PRODUCTION	REGISTER SLD REGISTER SM	1.00		100.00	100.00

*1996*  
*10-25-93*

Subtotal 3,992.0  
-----  
Total Invoice 3,992.0

PLEASE PERMIT WITHIN 15 DAYS OF RECEIPT.  
An interest charge of 1 1/2% per month  
will be added to overdue accounts. You  
also will be charged for any attorney's  
fees, court costs and collection costs,  
if necessary.

-----  
Net Due 3,992.0



(805) 238-1230 • FAX (805) 238-5332  
 32nd & Oak St • PO Box 7 • Poso Robles • CA 93447  
**INVOICE AND STATEMENT**

V. I. OF SE - HENDR

State of California }  
 County of San Luis Obispo } 88

The Undersigned Having Been Duly Sworn, Deposes and Says  
 That Broadcasting Service Has Been Rendered by Radio Station  
 KPRL-AM in Accordance With the Accompanying Statement:

Page 1

By .....

Subscribed and Sworn to Before

Me this ..... day of ..... 19 .....

NOTARY PUBLIC

My Commission Expires .....

SEA001

SUGGS, LOMBARDI ADVERTISING  
 520 HIGUERA STREET  
 SAN LUIS OBISPO, CA 93401

Advertiser: ANDREA SEASTRAND

BILLING DATE 7/30/93  
 Invoice # 155

DATE	ACCOUNT	RUN DETAIL	LENGTH	R	R	RATE	AMOUNT
	BALANCE FROM LAST STATEMENT						0.00
	CONTRACT 2872	RUSH LIMBAUGH					
1-93		THE "RUSH LIMBAUGH SHOW" 10:32a	60	1		12.00	12.00
1-93		THE "RUSH LIMBAUGH SHOW" 11:52a	60	1		12.00	12.00
2-93		THE "RUSH LIMBAUGH SHOW" 11:31a	60	1		12.00	12.00
2-93		THE "RUSH LIMBAUGH SHOW" 11:56a	60	1		12.00	12.00
3-93		THE "RUSH LIMBAUGH SHOW" 9:30a	60	1		12.00	12.00
3-93		THE "RUSH LIMBAUGH SHOW" 10:30a	60	1		12.00	12.00
4-93		THE "RUSH LIMBAUGH SHOW" 9:46a	60	1		12.00	12.00
6-93		THE "RUSH LIMBAUGH SHOW" 10:55a	60	1		12.00	12.00
7-93		THE "RUSH LIMBAUGH SHOW" 9:32a	60	1		12.00	12.00
7-93		THE "RUSH LIMBAUGH SHOW" 11:56a	60	1		12.00	12.00
8-93		THE "RUSH LIMBAUGH SHOW" 9:31a	60	1		12.00	12.00
8-93		THE "RUSH LIMBAUGH SHOW" 11:30a	60	1		12.00	12.00
8-93		THE "RUSH LIMBAUGH SHOW" 9:57a	60	1		12.00	12.00
8-93		THE "RUSH LIMBAUGH SHOW" 11:31a	60	1		12.00	12.00
10-93		THE "RUSH LIMBAUGH SHOW" 10:30a	60	1		12.00	12.00
10-93		THE "RUSH LIMBAUGH SHOW" 11:31a	60	1		12.00	12.00
11-93		THE "RUSH LIMBAUGH SHOW" 9:31a	60	1		12.00	12.00
11-93		THE "RUSH LIMBAUGH SHOW" 10:31a	60	1		12.00	12.00
11-93		THE "RUSH LIMBAUGH SHOW" 9:56a	60	1		12.00	12.00
11-93		THE "RUSH LIMBAUGH SHOW" 10:31a	60	1		12.00	12.00
11-93		THE "RUSH LIMBAUGH SHOW" 9:31a	60	1		12.00	12.00
11-93		THE "RUSH LIMBAUGH SHOW" 10:31a	60	1		12.00	12.00
11-93		THE "RUSH LIMBAUGH SHOW" 11:31a	60	1		12.00	12.00
11-93		THE "RUSH LIMBAUGH SHOW" 11:31a	60	1		12.00	12.00
11-93		THE "RUSH LIMBAUGH SHOW" 11:31a	60	1		12.00	12.00
11-93		THE "RUSH LIMBAUGH SHOW" 9:46a	60	1		12.00	12.00

CONTINUED ON NEXT PAGE

A Finance Charge is computed by a PERIODIC RATE OF 1 1/2% PER MONTH, which is an ANNUAL PERCENTAGE RATE OF 18%, added to the unpaid balance at the end of the next month following date of purchase

CURRENT	30 DAYS	60 DAYS	90 AND OVER



(805) 238-1230 • FAX (805) 238-5332  
 32nd & Oak St • PO Box 7 • Paso Robles • CA 93447  
**INVOICE AND STATEMENT**

**NOTICE RENDERED**  
 State of California }  
 County of San Luis Obispo } 88  
 The Undersigned Having Been Duly Sworn, Deposed and Says  
 That Broadcasting Service Has Been Rendered by Radio Station  
 KPRL-AM in Accordance With the Accompanying Statement:

By .....  
 Subscribed and Sworn to Before  
 Me this ..... day of ..... 19.....

..... NOTARY PUBLIC  
 My Commission Expires .....

BEH001 SUGGS, LOMBARDI ADVERTISE  
 520 HIGUERA STREET  
 SAN LUIS OBISPO, CA 93401

Advertiser: ANDREA SEASTRAND

BILLING DATE 9/30/93  
 Invoice # 155

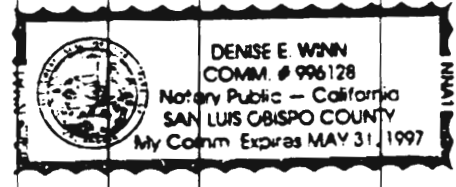
DATE	ACCOUNT	RUN DETAIL	LENGTH	RATE	AMOUNT
------	---------	------------	--------	------	--------

CONTINUATION FROM PREVIOUS PAGE

9/17/93	THE "RUSH LIMBAUGH SHOW"	10:45a	30	12.00	12.00
9/20/93	THE "RUSH LIMBAUGH SHOW"	9:50a	30	12.00	12.00
9/20/93	THE "RUSH LIMBAUGH SHOW"	11:32a	30	12.00	12.00
9/21/93	THE "RUSH LIMBAUGH SHOW"	9:50a	30	12.00	12.00
9/21/93	THE "RUSH LIMBAUGH SHOW"	11:32a	30	12.00	12.00
9/22/93	THE "RUSH LIMBAUGH SHOW"	10:30a	30	12.00	12.00
9/22/93	THE "RUSH LIMBAUGH SHOW"	11:32a	30	12.00	12.00
9/23/93	THE "RUSH LIMBAUGH SHOW"	10:30a	30	12.00	12.00
9/24/93	THE "RUSH LIMBAUGH SHOW"	9:50a	30	12.00	12.00
9/24/93	THE "RUSH LIMBAUGH SHOW"	10:25a	30	12.00	12.00
9/27/93	THE "RUSH LIMBAUGH SHOW"	10:52a	30	12.00	12.00
9/27/93	THE "RUSH LIMBAUGH SHOW"	10:22a	30	12.00	12.00
9/28/93	THE "RUSH LIMBAUGH SHOW"	9:45a	30	12.00	12.00
9/28/93	THE "RUSH LIMBAUGH SHOW"	10:30a	30	12.00	12.00
9/29/93	THE "RUSH LIMBAUGH SHOW"	9:50a	30	12.00	12.00
9/29/93	THE "RUSH LIMBAUGH SHOW"	10:30a	30	12.00	12.00
9/30/93	THE "RUSH LIMBAUGH SHOW"	9:45a	30	12.00	12.00

SUBTOTAL 504.00  
 Total Sales ----- 504.00  
 Discount on Sales 75.60-  
 Net Sales ----- 428.40

*Denise E. Winn*



Sales Rep: DENISE WINN

**A Finance Charge** is computed by a **PERIODIC RATE OF 1 1/2% PER MONTH**, which is an **ANNUAL PERCENTAGE RATE OF 18%**, added to the unpaid balance at the end of the next month following date of purchase

CURRENT	30 DAYS	60 DAYS	90 AND OVER	
428.40	0.00	0.00	0.00	428.40

THIS INVOICE WAS PREPARED FROM OFFICIAL STATION PROGRAM LOGS  
 TIMES SHOWN ABOVE ARE ACCURATE PLUS OR MINUS 9 MIN.

**PLEASE PAY THIS AMOUNT**

KJHL/KXFM RADIO  
(805) 922-7727

P.O. BOX 1964  
SANTA MARIA, CA 93456

**INVOICE** NUMBER 18592

KUHL, Santa Maria, California

INVOICE DATE 9/30/93

PAGE 1

TYPE Complete

ACCOUNT 58966

CONTRACT 0001703

PRODUCT

Salesman: STEVE HOFFITT

ANDREA SEASTRAND  
SUGGS, LOMBARDI ADVERTISING  
520 SOUTH HIGUERA  
SAN LUIS OBISPO, CA 93401

TERMS: Net. A finance charge of 1 1/2% per month  
(18% annual rate) will be charged on the unpaid  
balance of past due accounts.

PAY THIS AMOUNT:

BY:

\$792.00

10/21/93

All times shown are approximate within 7 minutes.  
KUHL Times

Date	Number	KUHL Times
Wed 9/1/93:	2	9:30a 10:41a
Thu 9/2/93:	2	10:17a 11:17a
Fri 9/3/93:	2	9:51a 11:30a
Mon 9/6/93:	2	9:17a 10:17a
Tue 9/7/93:	2	10:17a 11:51a
Wed 9/8/93:	2	9:17a 11:17a
Thu 9/9/93:	2	9:41a 10:51a
Fri 9/10/93:	2	9:51a 11:51a
Mon 9/13/93:	2	10:41a 11:59a
Tue 9/14/93:	2	10:17a 11:17a
Wed 9/15/93:	2	10:17a 11:17a
Thu 9/16/93:	2	9:30a 10:51a
Fri 9/17/93:	2	10:17a 11:30a
Mon 9/20/93:	2	9:59a 10:59a
Tue 9/21/93:	2	10:17a 11:51a
Wed 9/22/93:	2	9:31a 11:17a
Thu 9/23/93:	2	10:17a 11:30a
Fri 9/24/93:	2	10:17a 11:17a
Mon 9/27/93:	2	9:59a 11:51a
Tue 9/28/93:	2	10:17a 11:51a
Wed 9/29/93:	2	9:51a 11:59a
Thu 9/30/93:	2	10:51a 11:51a

Contract #0001703 9/1/93 to 9/30/93

9/30 44 60's @ \$18.00

\$792.00

*less agency  
commission  
P.V.M.*

<118.80>

\$ 673.20



I affirm that the announcements were broadcast as indicated above

*Karen L. Brooks*  
My commission expires

*[Signature]*

**Great Electric Media Group**  
(800) 850-4400 • (800) 850-4400 • (800) 850-4400 • (800) 850-4400

P.O. Box 4000 • Santa Barbara, California 93140 • (805) 965-1700 • FAX (805) 964-4400

ANDREA SEASTRANO  
 SUGGS, LOMBARDI ADVERTISING  
 520 HIGUERA ST.  
 SAN LUIS OBISPO, CA 93401

**INVOICE** Number: 12101

KTMS 1250AM Santa Barbara, CA

INVOICE DATE: 9/30/93

PAGE: 1 TYPE: Complete

ACCOUNT: 13207

CONTRACT: 1320720

PRODUCT:

Salesman: WHATLEY

**PAY THIS AMOUNT:**

\$1,683.00

**BY:**

10/10/93

All times shown are approximate within 5 minutes.

Date	Number	KTMS Times
Thu 9/2/93:	2	10:41a 11:18a <del>10:52a</del>
Fri 9/3/93:	3	10:18a 10:53a 11:18a
Mon 9/6/93:	2	10:53a 11:53a
Tue 9/7/93:	2	10:41a 11:53a
Wed 9/8/93:	2	10:18a 11:18a
Thu 9/9/93:	2	10:41a 11:41a
Fri 9/10/93:	2	10:53a 11:53a
Mon 9/13/93:	2	10:53a 11:53a
Tue 9/14/93:	2	10:41a 11:18a
Wed 9/15/93:	2	10:41a 11:41a
Thu 9/16/93:	2	10:18a 11:18a
Fri 9/17/93:	2	10:41a 11:41a
Mon 9/20/93:	2	10:18a 11:41a
Tue 9/21/93:	2	10:41a 11:41a
Wed 9/22/93:	2	10:18a 11:41a
Thu 9/23/93:	2	9:18a 9:19a
Fri 9/24/93:	2	10:32a 10:58a
Mon 9/27/93:	2	10:18a 11:53a
Tue 9/28/93:	2	10:53a 11:41a
Wed 9/29/93:	2	10:53a 11:41a
Thu 9/30/93:	2	10:18a 11:53a

Contract #1320720 9/2/93 to 9/30/93

9/30 44 60's @ \$40.00

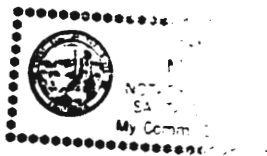
\$1,960.00

9/30 Agency Commission Credits

-277.00

NET DUE:

\$1,683.00



I affirm that the announcements were broadcast as indicated above.

*[Signature]*  
 My commission expires 03/31/95

LENGY MILLER/TROSCEN

9/30/93

I N V O I C E

ROCGLO COMMUNICATIONS  
 P.O. Box 170  
 Arroyo Grande Ca 93421



Date	Invoice
1 Oct 93	1346

P. O. Box 170  
 ARROYO GRANDE CA 93421

Bill Andrea Seastrand  
 To: C/O Suggs And Lombardi  
 520 Higuera  
 San Luis Obispo, CA 93401

7  
 0  
 0  
 1  
 1  
 0  
 6  
 0  
 0  
 4  
 3  
 4  
 4  
 3  
 4  
 4

PO Number	Terms	Project
	on receipt	

Quantity	Description	Rate	Amount
44	:60 second commercial announcements	14.00	616.00
9	:60 second commercial announcements	0.00	0.00
	<i>Less Agency Commission                  @ 12%</i>		<i>- 92.40</i>
TOTAL:			<i>523.60</i>
			<del>616.00</del>
BALANCE DUE:			<del>616.00</del>

# KGLO AM 1340 *Radio*

All times shown are approximate within 7 minutes  
Times are preceded by the item designators A-J

Client: Andres Seastand  
 To: Sugg + Lombardi  
 Date: 9/30/93  
 Contract Run Date: 9-1/9-30  
 Co-Op Source: \_\_\_\_\_

	6 a.m.-10 a.m.	10 a.m.-3 p.m.	3 p.m.-6 p.m.
1		10:23, 11:59	
2		10:04, 10:56, 11:04	
3		10:04, 11:04, 11:22	
4			
5			
6	9:04	11:04, 1:42	
7		10:04, 11:04	
8		10:20, 11:30	
9	9:56	12:04	
10		10:21, 1:56	
11			
12			
13	9:23	11:23	
14	9:30	11:04	
15	9:30	10:31	
16	9:21	11:04	
17		10:04, 11:52	
18			
19			
20	9:31	11:32	
21	9:30	10:05, 11:56	
22	9:21	11:04	
23		10:21, 11:24	
24	9:23	10:24	
25			
26			
27	9:30	10:05, 11:54	
28	7:31, 9:24	10:47, 11:04, 11:56	8:13
29	9:23	10:58	
30	9:21	11:04	
31			

8  
3  
0  
3  
6  
3  
4  
0  
2  
4  
0

Total Number of ads ran: 53  
 Gross Sales: 666.00  
 Total paid commercials ran: 44  
 Total no charge commercials ran: 9  
 Trade Dollar Amount: \_\_\_\_\_

### Station Documentations Approved by the Co-Operative Advertising Committee of The Association of National Advertisers

This announcement was broadcast \_\_\_\_\_ times, as entered in the stations program log. The times this announcement was broadcast were billed to this station's client on our invoice(s) number/dated \_\_\_\_\_ at the earned rate of:

\$ \_\_\_\_\_ each for \_\_\_\_\_ announcements, for a total of \$ \_\_\_\_\_  
 \$ \_\_\_\_\_ each for \_\_\_\_\_ announcements, for a total of \$ \_\_\_\_\_  
 ; \$ \_\_\_\_\_ each for \_\_\_\_\_ announcements, for a total of \$ \_\_\_\_\_

(Notarize above)                      Signature of station official                      Typed name and title                      Station

..  
INVOICE  
Page 1

SUGGS, LOMBARDI ADVERTISING  
520 HIGUERA  
SAN LUIS OBISPO, CA 93401  
FAX 805-544-5627  
805-544-9220

Sale Invoice  
Terms: Net 15  
Invoice # 4910

Transaction Date: 10-31-93  
Due Date: 12-09-93

Sold To:  
FRIENDS OF ASSEMBLYWOMAN  
ANDREA SEASTRAND  
P.O. BOX 14004  
SAN LUIS OBISPO, CA 93406

Ship To:  
FRIENDS OF ASSEMBLYWOMAN  
ANDREA SEASTRAND  
P.O. BOX 14004  
SAN LUIS OBISPO, CA 93406

Item ID	Description	Qty	UM	Price	Extension
RADIO	KPRL - 10/93	1.00		120.00	120.00
RADIO	KUHL - 10/93	1.00		180.00	180.00
RADIO	KGLO 10/25 - 11/1/93	1.00		168.00	168.00
RADIO	KTMS - 10/93	1.00		450.00	450.00
RADIO	KTMS - 11/1/93	1.00		90.00	90.00

24043600309

2026  
12-4-93

Subtotal 1,008.00

-----  
Total Invoice 1,008.00

PLEASE REMIT WITHIN 15 DAYS OF RECEIPT.  
An interest charge of 1 1/2% per month  
will be added to overdue accounts. You  
also will be charged for any attorney's  
fees, court costs and collection costs,  
if necessary.

-----  
Net Due 1,008.00



(805) 238-1230 • FAX (805) 238-5332

32nd & Oak St • PO Box 7 • Paso Robles • CA 93447

**INVOICE AND STATEMENT**

EAD001 SUGGS, LOMBARDI ADVERTISE  
520 FIGUERA STREET  
SAN LUIS OBISPO, CA 93401

Advertiser: ANDREA SEASTRANI

**AFFIDAVIT OF SERVICE RENDERED**

State of California } SS

County of San Luis Obispo

The Undersigned Having Been Duly Sworn, Deposits and Says That Broadcasting Service Has Been Rendered by Radio Station KPRL-AM in Accordance With the Accompanying Statement:

By \_\_\_\_\_

Subscribed and Sworn to Before

Me this \_\_\_\_\_ day of \_\_\_\_\_ 19 \_\_\_\_\_

NOTARY PUBLIC

My Commission Expires \_\_\_\_\_

10/31/93

BILLING DATE 10/31/93 # 148

DATE	ACCOUNT RUN DETAIL	SECONDS	RATE	AMOUNT
	BALANCE FROM LAST STATEMENT			428.40
0	CONTRACT 2968 / RUSH LIMBAUGH			
10/25/93	THE "RUSH LIMBAUGH SHOW" 10:00a	60	12.00	12.00
10/25/93	THE "RUSH LIMBAUGH SHOW" 11:00a	60	12.00	12.00
10/26/93	THE "RUSH LIMBAUGH SHOW" 9:30a	60	12.00	12.00
10/26/93	THE "RUSH LIMBAUGH SHOW" 11:40a	60	12.00	12.00
10/27/93	THE "RUSH LIMBAUGH SHOW" 9:50a	60	12.00	12.00
10/27/93	THE "RUSH LIMBAUGH SHOW" 10:21a	60	12.00	12.00
10/28/93	THE "RUSH LIMBAUGH SHOW" 10:50a	60	12.00	12.00
10/28/93	THE "RUSH LIMBAUGH SHOW" 11:11a	60	12.00	12.00
10/29/93	THE "RUSH LIMBAUGH SHOW" 9:31a	60	12.00	12.00
10/29/93	THE "RUSH LIMBAUGH SHOW" 11:01a	60	12.00	12.00
	SUBTOTAL		102.00	
	Total Sales -----		102.00	
	Discount on Sales		18.00 -	18.00
	Net Sales -----		102.00	

Sales Rep: JOE MCMAHON

**A Finance Charge** is computed by a **PERIODIC RATE OF 1 1/2% PER MONTH**, which is an **ANNUAL PERCENTAGE RATE OF 18%**, added to the unpaid balance at the end of the next month following date of purchase.

CURRENT	30 DAYS	60 DAYS	90 AND OVER	
102.00	428.40	0.00	0.00	530.40

THIS INVOICE WAS PREPARED FROM OFFICIAL STATION PROGRAM LOGS  
TIMES SHOWN ABOVE ARE ACCURATE PLUS OR MINUS 8 MIN.

**PLEASE PAY THIS AMOUNT** →

KUHL/KXFM RADIO  
 (605) 922-7727  
 P.O. BOX 1964  
 SANTA MARIA, CA 93456

**INVOICE** NUMBER 18777

KUHL, Santa Maria, California  
 INVOICE DATE 10/31/93  
 PAGE 1 TYPE Complete  
 ACCOUNT 58966  
 CONTRACT 0001785  
 PRODUCT

Salesman: STEVE MOFFITT

ANDREA SEASTRAND  
 SUGGS, LOMBARDI ADVERTISING  
 520 SOUTH HIGUERA  
 SAN LUIS OBISPO, CA 93401

**TERMS:** Net. A finance charge of 1.5% per month  
 (18% annual rate) will be charged on the unpaid  
 balance of past due accounts.

<b>PAY THIS AMOUNT:</b>	<b>BY:</b>
\$180.00	11/21/93

All times shown are approximate within 7 minutes.

Date	Number	KUHL Times
Mon 10/25/93:	2	9:05a 9:59a
Tue 10/26/93:	2	9:05a 9:59a
Wed 10/27/93:	2	9:05a 9:59a
Thu 10/28/93:	2	9:05a 9:59a
Fri 10/29/93:	2	9:51a 10:51a

Contract #0001785 10/25/93 to 10/29/93  
 10/29 10 60's @ \$18.00

\$180.00

240436003



I affirm that the announcements were broadcast as indicated above.

*Karen L. Brooks*  
 My commission expires 4/21/97

*[Signature]*

# KGLC AM 1340 Radio

All times shown are approximate within 7 minutes  
Times are preceded by the item designators A-J

Client: Andrea Sestrand  
 To: Suggs + Lombardi  
 Date: 11-2-93  
 Contract Run Date: 10/25 - 11/1  
 Co-Op Source: \_\_\_\_\_

2  
4  
0  
4  
3  
6  
0  
0  
3  
1  
2

Total Number of ads ran: 18  
 Gross Sales: 168.00  
 Total paid commercials ran: 12  
 Total no charge commercials ran: 6  
 Trade Dollar Amount: \_\_\_\_\_

	6 a.m.-10 a.m.	10 a.m.-3 p.m.	3 p.m.-8 p.m.
1			
2			
3			
4			
5			
6			
7			
8			
9			
10			
11			
12			
13			
14			
15			
16			
17			
18			
19			
20			
21			
22			
23			
24			
25	9:55	11:44	
26		10:48, 11:31	
27	9:55	10:44	
28		10:54, 11:45	
29	9:47	11:05, 2:05	
30			
31			
Nov. 1	9:30	10:18, 11:34, 11:58	1:41, 6:28, 7:58

Station Documentations Approved by the Co-Operative Advertising  
 Committee of The Association of National Advertisers

This announcement was broadcast \_\_\_\_\_ times, as entered in the stations program log. The times this announcement was broadcast were billed to this station's client on our invoice(s) number/dated \_\_\_\_\_ at the earned rate of

\$ \_\_\_\_\_ each for \_\_\_\_\_ announcements, for a total of \$ \_\_\_\_\_  
 \$ \_\_\_\_\_ each for \_\_\_\_\_ announcements, for a total of \$ \_\_\_\_\_  
 \$ \_\_\_\_\_ each for \_\_\_\_\_ announcements, for a total of \$ \_\_\_\_\_

(Notarize above)

Signature of station official

Typed name and title

Station

**Great Electric Media Group**

P.O. Box 4488 • Santa Barbara, California 93140 • (805) 966-1700 • FAX (805) 964-4488

ANDREA SEASTRAND  
 SUGGS, LOMBARDI ADVERTISING  
 520 HIGUERA ST.  
 SAN LUIS OBISPO, CA 93401

**INVOICE** Number: 12474

KRMS 1250AM Santa Barbara, CA

INVOICE DATE: 07/31/93

PAGE: 1 TYPE: Complete

ACCOUNT: 13207

CONTRACT: 1320730

PRODUCT:

SALESMAN: WHITTLE

**PAY THIS AMOUNT:**

\$382.50

**BY:**

11/15/93

All times shown are approximate within 5 minutes.

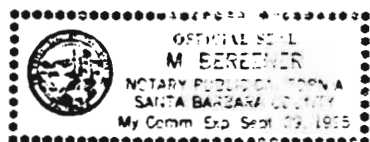
Date	Number	TIME Times
Mon 10/25/93:	2	9:18a 11:31a
Tue 10/26/93:	2	9:18a 11:53a
Wed 10/27/93:	2	9:41a 10:30a
Thu 10/28/93:	2	9:41a 10:58a
Fri 10/29/93:	2	11:31a 11:53a

Contract #1320730 10/25/93 to 10/29/93

10/29 10 60's @ \$45.00 \$450.00

10/29 Agency Commission Credit -\$67.50

NET DUE: \$382.50



I affirm that the announcements were broadcast as indicated above.

*M. Berenger*

My commission expires 09/29/95

DINNY MILLER/TELETYPE UNIT

10/31/93

Great Electric Media Group

P.O. Box 4488 • Santa Barbara, California 93148 • (805) 885-1700 • FAX (805) 884-4488

INVOICE Number: 12669

KTMS 1250AM Santa Barbara, CA  
INVOICE DATE: 1/11/93  
PAGE: 1 TYPE: Complete  
ACCOUNT: 13207  
CONTRACT: 1320730  
PRODUCT:

Salesman: WHATLEY

ANDREA SEASTRAND  
BUGGS, LOMBARDI ADVERTISING  
520 HIGUERA ST.  
SAN LUIS OBISPO, CA 93401

PAY THIS AMOUNT:

\$76.50

BY:

11/26/93

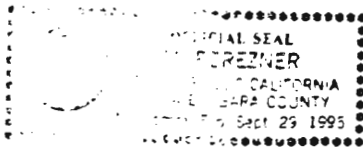
All times shown are approximate within 5 minutes.

Date Number KTMS Times  
Mon 11/1/93: 2 9:31a 11:41a

Contract #1320730 11/1/93 to 11/1/93

11/01	2 60's @ \$45.00	\$90.00
11/01	Agency Commission Credit	-\$13.50
NET DUE:		\$76.50

400314



I affirm that the announcements were broadcast as indicated above.

*Cindy Miller*  
GINDY MILLER/TRAFFIC DIR.

My commission expires 09/29/95

11/11/93

INVOICE  
Page 1

SUGGS, LOMBARDI ADVERTISING  
520 HIGUERA  
SAN LUIS OBISPO, CA 93401  
FAX 805-544-5627  
805-544-9220

Sale Invoice  
Terms: Net 15  
Invoice # 4997

Transaction Date: 11-30-93  
Due Date: 01-13-94 JAN - 4 1994

Sold To:  
FRIENDS OF ASSEMBLYWOMAN  
ANDREA SEASTRAND  
P.O. BOX 14004  
SAN LUIS OBISPO, CA 93406

Ship To:  
FRIENDS OF ASSEMBLYWOMAN  
ANDREA SEASTRAND  
P.O. BOX 14004  
SAN LUIS OBISPO, CA 93406

4043600315

Item ID	Description	Qty	UM	Price	Extension
RADIO	KUHL	1.00		36.00	36.00
RADIO	KPRL	1.00		24.00	24.00

2054  
1-13-94

Subtotal 60.00

Total Invoice 60.00

PLEASE REMIT WITHIN 15 DAYS OF RECEIPT.  
An interest charge of 1 1/2% per month  
will be added to overdue accounts. You  
also will be charged for any attorney's  
fees, court costs and collection costs,  
if necessary.

Net Due 60.00

suggs, lombardi

invoice prep form

Friends of Seaboard

month 11/93

3010 radio 600-

3020 television \_\_\_\_\_

3030 print ad \_\_\_\_\_

3040 agency service fee \_\_\_\_\_

3100 billboards \_\_\_\_\_

3110 art \_\_\_\_\_

3120 printing \_\_\_\_\_

3030 radio production \_\_\_\_\_

3320 other \_\_\_\_\_

TOTAL \_\_\_\_\_

24043600316

KWHL 11/93 36-  
KPRL 11/93 24-



(805) 238-1230 • FAX (805) 238-5332

32nd & Oak St • PO Box 7 • Paso Robles • CA 93447

**INVOICE AND STATEMENT**

SEARCHED SUGGS, LOMBARDI ADVERTISING  
520 HIGUERA STREET  
SAN LUIS OBISPO, CA 93401

Advertiser: ANDREA BEASTRAND

**AFFIDAVIT OF SERVICE RENDERED**

State of California }  
County of San Luis Obispo } SS:  
The Undersigned Having Been Duty Sworn, Deposes  
and Says That Broadcasting Service Has Been  
Rendered by Radio Station KPRL-AM in Accordance  
With the Accompanying Statement:

Page 1 By *[Signature]*

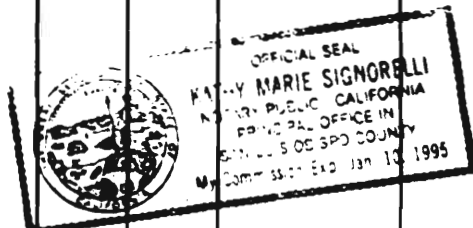
Subscribed and Sworn to Before  
Me this 6 day of Dec 19 93

*[Signature]* NOTARY PUBLIC  
My Commission Expires 11/30/95

BILLING DATE Invoice # 147

DATE	ACCOUNT / RUN / DETAILS	SPOTS	RATE	AMOUNT
	BALANCE FROM LAST STATEMENT			530.4
11/ 3/93	PAYMENTS - CHECK # 5901			428.4
	CONTRACT 2965 - RUSH LIMBAUGH			
11/ 1/93	THE "RUSH LIMBAUGH SHOW" 9:30a	60	12.00	12.0
11/ 1/93	THE "RUSH LIMBAUGH SHOW" 11:31a	60	12.00	12.0
	SUBTOTAL		24.00	
	Total Sales -----		24.00	
	Discount on Sales -----		3.60-	
	Net Sales -----		20.40	3.6

7  
3  
0  
0  
6  
4  
9  
4



Sales Rep: JOE MCMAHON

A Finance Charge is computed by a PERIODIC RATE OF 1½% PER MONTH, which is an ANNUAL PERCENTAGE RATE OF 18%, added to the unpaid balance at the end of the next month following date of purchase.

CURRENT	30 DAYS	60 DAYS	90 AND OVER	TOTAL
20.40	102.00	0.00	0.00	122.40

THIS INVOICE WAS PREPARED FROM OFFICIAL STATION PROGRAM LOGS  
TIMES SHOWN ABOVE ARE ACCURATE PLUS OR MINUS 8 MIN.

**PLEASE PAY THIS AMOUNT** →

KUHL/KAFM RADIO  
 (805) 922-7727  
 P.O. BOX 1964  
 SANTA MARIA, CA 93456

ANDREA SEASTRAND  
 SUGGS, LOMBARDI ADVERTISING  
 520 SOUTH HIGUERA  
 SAN LUIS OBISPO, CA 93401

**INVOICE** NUMBER 18962

KUHL, Santa Maria, California	
INVOICE DATE	11/28/93
PAGE	1
ACCOUNT	58966
CONTRACT	0001785
PRODUCT	
Salesman: STEVE MOFFITT	
<b>TERMS:</b> Net. A finance charge of 1.5% (18% annual rate) will be charged on balance of past due accounts.	
<b>PAY THIS AMOUNT:</b>	<b>BY:</b>
\$36.00	12/19/93

All times shown are approximate within 7 minutes.

Date Number KUHL Times  
 Mon 11/1/93: 2 9:05a 11:30a

Contract #0001785 11/1/93 to 11/1/93  
 11/01 2 60's @ \$18.00 \$36.00

24043600318



I affirm that the announcements were broadcast as indicated above.

*Karen L. Brooks*  
 My commission expires 4/21/97

*Don A. Newell*

24043600319

***EXHIBIT 2***

**BELL, MCANDREWS & HILTACHK**

ATTORNEYS AND COUNSELORS AT LAW  
888 CAPITOL MALL, SUITE 830  
SACRAMENTO, CALIFORNIA 95814

(916) 442-7757  
FAX (916) 442-7759

CHARLES H. BELL, JR.  
COLLEEN C. MCANDREWS  
THOMAS W. HILTACHK

1441 FOURTH STREET  
SANTA MONICA, CA 90401  
(310) 488-1405

February 16, 1994

BY FACSIMILE: (415) 982-1085

Peter A. Bagatelos, Esq.  
Bagatelos & Fadem  
601 California Street, Suite 1801  
San Francisco, CA 94108

Re: Seastrand/Stoker Matter

Dear Peter:

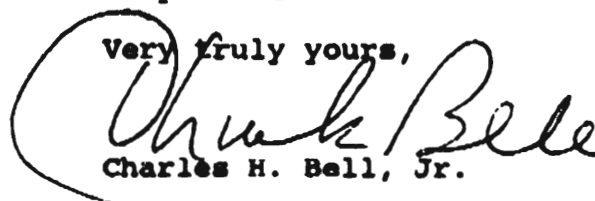
Per our discussion by telephone, I have enclosed a proposed draft agreement, together with a draft of a complaint I have prepared relative to possible violation of the Federal Election Campaign Act. The latter is provided for informational purposes only.

As I indicated, the proposed agreement addresses future conduct. The objective is to obtain a level, legal playing field in view of what happened in the past.

If it would lead to resolution, we are amenable to a response from Mrs. Seastrand of agreement in principle by Friday, February 18th, with agreement on language by next Friday, February 25th (the start of the State Convention.)

Please give me a call as soon as possible.

Very truly yours,

  
Charles H. Bell, Jr.

CHB/man

1162.01  
Enclosures

24043600320

# DRAFT

## AGREEMENT

This agreement is made between Mike Stoker and Andrea Seastrand, candidates for the Republican nomination for the 22nd Congressional District seat.

Whereas, both candidates wish to conduct a campaign on the issues and to play on a level playing field concerning campaign expenditures; and,

Whereas, a complaint was filed by a third party with the Federal Election Commission ("FEC") against Seastrand alleging that her non-federal committee expended impermissible funds on broadcast ads in connection with a federal election campaign in late 1993, after Seastrand had announced her federal candidacy; and,

Whereas, Stoker has used his best efforts to encourage the third party complainant to drop his complaint against Seastrand alleging use of prohibited non-federal money for her federal election; and,

Whereas, Seastrand's year end campaign reports for her non-federal committee actually reveal that Seastrand raised approximately \$46,000 and spent about \$45,000 for advertisements, computers, lists, travel, and related expenses after she had announced her federal candidacy; and,

Whereas, Stoker had prepared a complaint to file with the FEC alleging substantial expenditures of impermissible non-federal campaign funds in connection with Seastrand's federal campaign but has determined not to file same based upon Seastrand's representations and agreements herein; and,

Whereas, the Federal Election Campaign Act of 1971, as amended, strictly prohibits a federal candidate from expending funds from his or her non-federal campaign in connection with his or her federal candidacy, and further prohibits the use of corporate funds in connection with federal elections; and,

Whereas, Seastrand denies it was or is her intention in any way to use non-federal money to campaign for Congress.

Therefore, the parties agree as follows:

1. Seastrand agrees that she will not expend any funds out of her non-federal committee other than for housekeeping and routine administrative expenses from the date of this agreement and for the duration of the primary election campaign period.

24043600321

# DRAFT

2. Seastrand further agrees not to solicit or accept any contributions to her non-federal committee from the date of this agreement and for the duration of the primary election campaign period, and to return unspent any non-federal committee funds received on or after January 1, 1994 to her contributors.

3. Seastrand further agrees that she will not expend any funds from her non-federal committee for communications with voters, including communications relative to voter registration, get-out-the-vote, or for other communications that contain her pictures, likenesses, words of endorsement or opposition (to other candidates or ballot measures) from the date of this agreement and for the duration of the primary election campaign period.

4. Seastrand further agrees not to expend any funds from her non-federal committee for travel to and from, or within their districts, because of the presumption that such travel is conducted for the purpose of making appearances for federal campaign purposes, or mixed purposes including federal campaign purposes and legislative purposes, from the date of this agreement for the duration of the primary election period.

5. In order to ensure compliance with these agreements, Seastrand agrees to provide on a twice a month basis to her counsel, for disclosure to Stoker, detailed information on receipts and expenditures from their non-federal campaign committees, that would be reportable as if she had filed California FPPC Report Form 490 for the expenditures.

Both parties further agree to encourage compliance with the letter and spirit of this agreement by their agents, employees, vendors, and supporters.

6. The parties understand that they cannot coordinate, communicate or otherwise co-operate with bona fide federal independent expenditure makers, and hence cannot control the actions of such persons or groups. However, the parties agree to comply with the letter of the independent expenditure laws by avoiding any contact, communication, coordination, or suggestion to such persons or groups about the making of any independent expenditure in connection with this primary election.

7. This agreement shall be in addition to any other campaign ethics pledge or commitments made by and between the parties during this period.

\_\_\_\_\_  
Mike Stoker

\_\_\_\_\_  
Andrea Seastrand

24043600322

**BELL, MCANDREWS & HILTACHK**

ATTORNEYS AND COUNSELORS AT LAW

555 CAPITOL MALL, SUITE 530

SACRAMENTO, CALIFORNIA 95814

(916) 442-7757

FAX (916) 442-7759

CHARLES H. BELL, JR.  
COLLEEN C. MCANDREWS  
THOMAS W. HILTACHK

1441 FOURTH STREET  
SANTA MONICA, CA 90401  
(310) 458-1405

February 25, 1994

BY FACSIMILE: (415) 982-1085

Peter A. Bagatelos, Esq.  
Bagatelos & Fadem  
601 California Street, Suite 1801  
San Francisco, CA 94108

Re: Seastrand/Stoker Matter

Dear Peter:

I have tried unsuccessfully to reach you by telephone to confirm that my February 16, 1994 offer has been withdrawn.

It is quite evident that your client appears to have no particular interest in the February 16th offer. However, Mr. Stoker's objective remains to obtain a level, legal playing field in view of what happened in the past.

Very truly yours,

  
Charles H. Bell, Jr.

CHB/man  
1162.01

24043600323

LAW OFFICES OF  
**BAGATELOS & FADEM**

THE INTERNATIONAL BUILDING  
601 CALIFORNIA STREET  
SUITE 1801  
SAN FRANCISCO, CALIFORNIA 94108

BARRY FADEM  
PETER A. BAGATELOS

TELEPHONE  
(415) 982-7100  
FAX  
(415) 982-1085

February 25, 1994

**BY FACSIMILE**

Charles H. Bell, Jr., Esq.  
Bell, McAndrews & Hiltachk  
555 Capitol Mall, Suite 530  
Sacramento, California 95814

Re: Seastrand/Stoker Matter

Dear Chuck:

This will confirm that I received your letter(s) today, one dated February 28, 1994, and the other apparently a correction of that letter with the correct date of February 25, 1994. Your first letter arrived by fax just moments after I left a message for you on your office answering machine at approximately ten minutes after noon today. I have to admit that your letter, which was rather terse, came as somewhat of a surprise.

When we last spoke on February 23, 1994, it was my understanding that:

- (1) you were going to check regarding getting copies of Mr. Stoker's letter to Mr. Anderson and Mr. Anderson's letter to the FEC for me;
- (2) you were going to talk with Mr. Stoker regarding his intentions with respect to whether a complaint would be filed with the FEC or not, and if so, under what circumstances; and
- (3) negotiations were still open pending resolution of (2) above.

I mentioned to you that the FEC complaint issue was being perceived by my client as a "Sword of Damocles" over my client's head, intended possibly to encourage my client to enter into a one-sided agreement proposed by Mr. Stoker or else face other consequences. I asked in our discussion if you could advise me that the two issues were unrelated and that the FEC complaint was basically a dead issue, especially in light of Mr. Stoker's action in asking Mr. Anderson to withdraw his complaint. You volunteered to talk to Mr. Stoker about this and then advise me. I should add that I mentioned to you that it seemed incongruous for Mr. Stoker to encourage Mr. Anderson to withdraw his complaint at this time and still keep open the possibility of filing a separate complaint on the same subject matter with the FEC, presumably if an agreement were not reached with Mrs. Seastrand. The two issues should not be joined and be dependent on each other. If they were, it raises serious issues.

4043600324

Charles H. Bell, Jr., Esq.  
February 25, 1994  
Page 2

2 4 0 4 3 6 0 0 3 2 5

Your original letter, dated February 16, 1994, was sent to me by fax on that date. In that letter, you indicated that you were "... amenable to a response from Mrs. Seastrand of agreement in principal by Friday, February 18th, with agreement on language by next Friday, February 25th (the start of the State Convention.)" We spoke twice by telephone since that date. I also sent you a memorandum by fax regarding this matter on February 24, 1994 at 2:45 p.m., indicating that I was awaiting your information before negotiations could continue. Accordingly, it was not possible to meet your deadline. Actually, my client does not understand why the need to conclude a proposed agreement was made dependent on the start of the State Convention. An agreement, if any, could be reached between our clients at any time before or after the State Republican Convention. There is no actual compulsion to conclude an agreement before the Convention, unless possibly Mr. Stoker intends to use these discussions for a publicity-related stunt at the Convention. I hope this is not the case, especially in light of your representations that Mr. Stoker's stated intention is to obtain a level, legal playing field for the campaign.

It is my understanding that Mrs. Seastrand intends to campaign on such a level playing field, consistent with applicable laws. The fact that a complaint may have been filed, or that another one may be filed, does not establish that any violation has occurred.

As an aside, one might ask if it is, in fact, a level playing field being proposed by Mr. Stoker through a proposal which unilaterally restricts Assemblywoman Seastrand and her committee, but which does not equally restrict (or even mention), Mr. Stoker and his committee to the same extent. The proposal made by Mr. Stoker is quite one-sided.

We would be pleased to further discuss these matters with you if Mr. Stoker so desires.

Very truly yours,

*Peter A. Bagatelos*

Peter A. Bagatelos

PAB:bz  
seastran 225ch ltr

24043600326

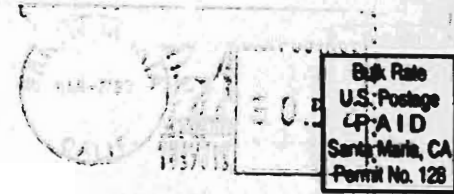
***EXHIBIT 3***

9 4 0 4 3 6 0 0 3 2 7

**STOKER**  
*for Congress*  
**Proven Effectiveness**

201 S. Miller Street • Suite 107  
Santa Maria, California 93454

*Paid for by Mike Stoker for Congress*



Coast County Pharmacy Association  
1245 Broad Street  
San Luis Obispo, CA 93401

# STOKER for Congress Proven Effectiveness

201 S. Miller Street • Suite 107 • Santa Maria, California 93454 • (805) 349-0833

Paid for by Mike Stoker for Congress

Honorary Co-Chairpersons  
Honorable Robert Lagomarsino  
Honorable Carol Hallen

Treasurer  
Ed Murray

Steering Committee

S.B. Co. Sheriff Jim Thomas  
S.B. Co. D.A. Tom Smeddon Jr.  
S.B. Co. Supervisor Tim Staffel

Fern Parficy  
Councilman Curtis Yumell  
Councilman George Seilman  
Councilman Richard Pelton  
Councilman Rudy Fairly

Mohr & Georganos Perini  
Mabel Shuler

George Georganos

Norma Terrero

J.J. Hollister

Don Talley

Dale Hampton

Michael Towhee

Chet Denton

Bob Engel

Jack Mowhart

Dennis Huerfano

Jay Will

Pete Clark

Tom Fletcher

Charlie Cappel

Bradford Chertino

Bob Brown

Richard Chasid

Chet Beck

Jeff Wagner

Bob Jones

Pete & Gerald Jordano

Bill Summersover

Sandy Carry

Sammy Gansick

Rand Rogers

Steve Will

Herb Barthels

Kennedy Kallman

Bill Gaudin

Mike Rivers

Dave Smith

Bruce Faltersbagen

Jack Garvin

Craig Smith

Terry Bartlett

Bob Dorn

David Williams

Ben Hawkins

Joel Baker

Rich Frazer

Joe Prashkin

Dr. Fred A. Rice Grant

Carl Winters

Robert Aquastapace

Ted Scott

Paula R. Glicks Peche

Jan Evans

Elmer A. Anne Brown

Patrice Rademaker

Douglas Morduck

Howard Markim

Don Lahr Jr.

Carroll Pruett

Sue Mason

Diana Mary Langley

Jerry Ross

Michael Marino

Dwag King

Col Garvara

Dan Jand

Clare Hansen

John Belsher

Bob Bergman

Frank Machab

Ken Rosenfeld

O.J. Smith

Christi & Ted Maddux

Nick Ferrasanti

Paul Gresser

Rhoda Carter

Marie Whitford

Kenneth Rose

Art Greer

Ned Rodman

George Tamis

Dick Frank

Dr. Michael Cooper

Robert Atulan

Shannon Horn

Tom Rittenburgh

Rob Miller

Willie Galvin

Dan Lopez

Har Ochoa

Loretta Thomas

Ernie Righetti

S.B. Co. Supervisor With Chamberlin

S.L.O. Co. Sheriff Ed Williams

S.L.O. D.A. Barry La Barbera

February 24, 1994

Coast County Pharmacy Assoc.  
1245 Broad Street  
San Luis Obispo, Ca. 93401

Attn: Contribution Intermediary

TO WHOM IT MAY CONCERN:

As you are aware, your Political Action Committee contributed \$330.00 to Assemblywoman Andrea Seastrand in September, 1993. As you are probably not aware, Assemblywoman Seastrand announced her intention to seek office at the Federal level in September of 1993 and, in fact, in the same month, filed with the Federal Elections Commission a Statement of Organization whereby she created the Friends of Andrea Seastrand for Congress committee.

We are sure you are aware that Federal Election Law prohibits contributions from State Political Action Committees to candidates seeking federal office. As a result of this statutory prohibition, it is illegal for a candidate to receive or a contributor to knowingly contribute to a State Campaign Committee where such funds will be diverted for the direct or indirect benefit of the candidate seeking Federal office. In fact, the Federal Election Commission, consistent with this determination, has administratively ruled that no state officeholder can transfer state funds in the State Campaign Committee to the Federal Campaign Committee without undergoing a specific "cleansing" process.

In the case before us, Assemblywoman Andrea Seastrand, after announcing her intention to seek Federal office, solicited campaign funds from your State Political Action Committee of which were paid into her State campaign committee and thereafter spent to directly or indirectly assist her towards her Federal Campaign efforts. We are certain that you are unaware of this activity. However, to confirm your political action committee's intent to not participate in this wrongful diversion of campaign contributions, we would ask that you require Assemblywoman Andrea Seastrand to reimburse your political action committee so that no question of impropriety would exist.

24043600328

Our campaign committee is currently in the process of reviewing the situation and evaluating which parties complaints with the Federal Election commission should be pursued. We have enclosed for your review, a Complaint, drafted by our attorney, Mr. Chuck Bell, whereby the status of the applicable law is discussed. Your may want to refer to Mr. Bell's complaint for your own information.

Please advise us of your decision in this matter. Please feel free to contact me should you have any questions in regards to this matter.

Very truly yours,



Ed Murray  
Campaign/Treasurer

Enclosure

94043600329

24043600330

**EXHIBIT 4**

# Great Electric Media Group

• KTMS 1250 AM • K-LITE 101.7 FM (KSBL) • KHTY 97.5 FM • KKSB 1250 AM • . . . . .

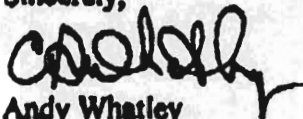
3-17-94

Steve Lombardi  
Suggs & Lombardi  
520 Higuera St.  
San Luis Obispo, Ca. 93401

Dear Steve,

Regarding the KTMS coverage area, our signal is a regional 5000 watt signal encompassing Santa Barbara and Ventura counties. Specifically, our coverage includes Santa Barbara, and in Northern Santa Barbara County: Lompoc, Vandenberg Air Force Base, Vandenberg Village and Santa Maria. Our top of the hour identification reads...KTMS..SANTA BARBARA & VENTURA COUNTIES. We also receive numerous calls during talk programming from all over our coverage area including Northern Santa Barbara County.

Sincerely,



Andy Whatley  
General Sales Manager/Vice President

2 4 0 4 3 6 0 0 3 5 1

24043600332

***EXHIBIT 5***

INVOICE  
Page 1

SUGGS, LOMBARDI ADVERTISING  
520 HIGUERA  
SAN LUIS OBISPO, CA 93401  
FAX 805-544-5627  
805-544-9220

Sale Invoice  
Terms: Net 15  
Invoice # 4911

Transaction Date: 10-31-93  
Due Date: 12-09-93

Sold To:  
ANDREA SEASTRAND  
FOR CONGRESS  
P.O. BOX 14002  
SAN LUIS OBISPO, CA 93406

Ship To:  
ANDREA SEASTRAND  
FOR CONGRESS  
P.O. BOX 14002  
SAN LUIS OBISPO, CA 93406

Item ID	Description	Qty	UM	Price	Extension
ART	Brochure	1.00		380.00	380.00

4043600333

1036  
12-1-93

Subtotal 380.00

Total Invoice 380.00

PLEASE PAY WITHIN 15 DAYS OF RECEIPT.  
An interest charge of 1 1/2% per month  
will be added to overdue accounts. You  
also will be charged for any attorney's  
fees, court costs and collection cost,  
if necessary.

Net Due 380.00



# Seastrand...On The Issues

ANDREA SEASTRAND  
111 Highway 88N Lute 08198, CA

Dear Friends

The election to fill our local Congressional seat is a battle to determine whether we citizens can take back control of our lives, our pocketbooks, and our property from the tax raisers and tax spenders in government.

I am running to represent the hard working families and tax payers of our neighborhoods in our battle with the powerful politicians and special interests that control too much of our national government.

And none no mistake about it, the tax and spend crowd that has controlled things for so long in Washington, D.C. is still there, still in control, and they want more - more of your money and more control of your daily lives. This, after a call for CHANGE!

As a leader in the effort to promote a successful small business environment, I know that high taxes punish our workers and drive jobs out of our neighborhoods-often out of our country. As a mother with two grown children, I know how difficult it is for our families to be able to save for our future, and how difficult ever bigger government takes that task.

My promise to you is that as your representative in Congress, I will approach every vote with one simple question - Does this help or hurt our working people and taxpayers? And, I will never forget this one basic truth- Investment creates business, creates jobs, and jobs produce revenue for the funding of our libraries, parks, and schools.

I was always taught to stand up for what I believe in, and I look forward to representing you in the United States Congress - and fighting for what we believe. The entrenched politicians and special interests have had their way in our government for far too long. I am running to be a voice for you. Together we can make a difference. I would be honored to have your vote.

Sincerely,

## I OPPOSE HIGHER TAXES. PERIOD.

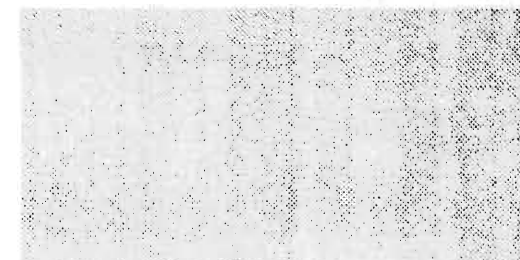
There is simply no excuse for our nation's growing debt and yearly deficit. The problem is not that we taxpayers send too little money to Washington, the problem is that the politicians, insiders, and special interest groups never run out of ways to spend our money. I will vote "no" as often as it takes to protect the hard earned money of our working families and taxpayers. If that means that the politicians and bureaucrats in Washington have to make do with less - SO BE IT!

## PRESERVE THE BEAUTY OF OUR ENVIRONMENT. PERIOD.

While many in public service offer lip-service to preserving and protecting the Central Coast's environment, I have championed the preservation of the El Moro Elfin Forest, provided tireless support to the Nipomo Dunes Project at Guadalupe, and lead the effort to keep the California Conservation Corps operational on the Central Coast. We must strike the proper balance between our economic prosperity and the need to safeguard our fragile environment.

## POLITICS AS USUAL HAS TO STOP. PERIOD.

In order to truly change the Congress, we have to change its membership. The Democrats have been in control of congress for \_ years. It's time for them to go! By supporting Andrea Seastrand for Congress, you will be sending that message to Washington.



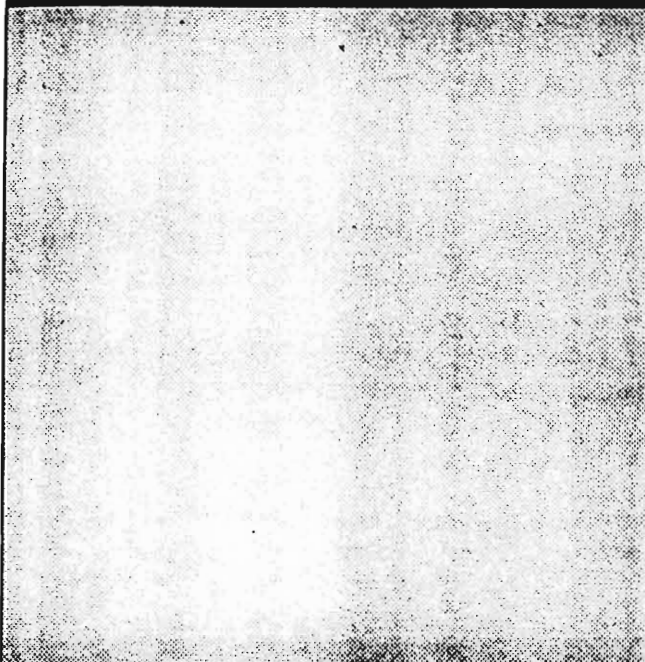
## IMPROVE THE ECONOMY WITH JOBS. PERIOD.

Investment creates jobs and jobs create the tax base which benefits everyone. I am determined to create private sector jobs in our nation. The commercial space industry at Vandenberg Air Force Base is just an example of my commitment. We must free up investment dollars by reducing the tax burden and eliminating the maze of bureaucratic regulation. Congress needs to realize business, especially small business, is the engine which drives our economy.

4 0 4 3 6 0 0 3 3 6

"She Listens, She Cares, She Leads"

Meet Andrea Seastrand



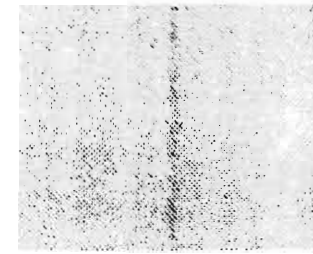
Seastrand

CONGRESS

Say "NO" to Higher Taxes  
 Say "NO" to Xxx Xxxx



Seastrand  
2211 Figueroa  
San Luis Obispo, CA 93401



Andrea Seastrand was elected to the Assembly on November 6, 1990 and was sworn into office on December 3, 1990. She represents the 33rd Assembly District which includes the counties of San Luis Obispo and Santa Barbara. Andrea has spent the last 27 years actively working for

Republican causes in California. Her late husband, former Assemblyman Eric Seastrand, on Abraham Lincoln's birthday and spent part of her honeymoon with him at a political convention. She has two children, Kurt and Heidi who are presently attending college.

Earning a Bachelor of Arts degree in education (1963) from De Paul University in Chicago, Andrea taught school prior to beginning her family. Because of her interest in young people and her background and support of education, Andrea was appointed Lead Republican on the Assembly Education Task Force. In addition, she is a member of Catholic Daughters of the Americas. In past years she has served as President of both local and regional Federation of Republican Women. Andrea is also the 1992 winner of the "Friend of Business" award presented by Strictly Business Magazine and has received commendations from Lewis Ulmer's National Taxation Limitation Committee and Paul Grannis Citizen's Committee.

Andrea is described as a compassionate, enthusiastic, and highly organized woman holding dear to traditional family values.

Andrea Seastrand  
FOR CONGRESS



24043600338

**EXHIBIT 6**

1039

BAL BROT FORD	
12-31	93
of Assemblywoman	
Seastrand 33 Club	
14004	
obispo, CA 93408	
TOTAL	
use Sept, Oct	
Dec. '93	CHECK
1181	08
OTHER	
295.27/mo	
BALANCE	3041.38

ENDORSE HERE  
 PAID TO THE ORDER OF  
 MID-STATE BANK  
 PISMO LEACH CA 93410  
 122 221 686  
 FOR DEPOSIT ONLY  
 DEL'S PIZZERIA  
 & ITALIAN RESTAURANT  
 2011 375th St  
 PISMO LEACH CA 93410  
 DO NOT WRITE, STAMP OR SIGN BELOW THIS LINE  
 (RESERVED FOR FINANCIAL INSTITUTION USE)

9122 99112

MID STATE BANK  
 AROYO GRANDE, CA  
 805-489-8531  
 122 221 686

Jan - 94

PROCESSED 12222168 001100092920 10794

JA 94 10  
 12200347

FRIENDS OF ANDREA SEASTRAND FOR CONGRESS  
 P.O. BOX 14002  
 SAN LUIS OBISPO, CA 93406

12-31 19 93

of Assemblywoman Andrea Seastrand 33 Club \$181.08

One hundred eighty one and 08/100-----DOLLARS

WELLS FARGO BANK  
 SAN LUIS OBISPO OFFICE  
 88 MARKET STREET, SAN LUIS OBISPO, CA 93401

FOR computer use Sept, Oct, Nov, Dec

*Pete Aguilera*

1061

1220077

181.08

0000118108

24043600310

**EXHIBIT 7**

# CAMPAIGN DISCLOSURE

## **Information Manual A Campaign Provisions of the Political Reform Act for:**

- **Elected State and Local Officers  
(including Judges) and their  
Controlled Campaign Committees**
- **Candidates for State and Local  
Elective Offices and their Controlled  
Campaign Committees**

**1991**



Prepared by the

Fair Political Practices Commission  
428 J Street, Sacramento, CA 95814  
(916) 322-5662

24043600341

# Part I. Introduction

## A. Overview

The Political Reform Act was adopted by voter initiative in 1974 and has been periodically amended by legislation and initiatives. The Act requires that campaign disclosure reports, as described in this manual, provide the public with the identity of contributors and the amounts they give; and the amount officeholders, candidates, and committees spend.

## B. Filing obligations

The following candidates and committees must file campaign statements that disclose contributions received and expenditures made:

- ◆ Candidates for state and local elective office;
- ◆ State and local elected officeholders; and
- ◆ Committees that support or oppose state and local candidates, ballot measures, and petition circulation drives.

The following candidates and committees may also be subject to additional disclosure requirements or contribution limitations under city or county campaign ordinances:

- ◆ Local officeholders and candidates;
- ◆ Committees primarily formed to support or oppose local candidates or local ballot measures;
- ◆ City and county general purpose recipient committees; and
- ◆ City and county major donor and independent expenditure committees.

For information concerning city and county campaign ordinances, please call the specific city or county in question.

Provisions of the Political Reform Act do not apply to elections for federal office, including the Office of the President and Vice President, nor seats in the U.S. House of Representatives or U.S. Senate. Candidates for federal office and committees that participate in federal campaigns are subject to federal disclosure requirements. Assistance for federal candidates and committees may be obtained from the Federal Election Commission, 1325 K Street, N.W., Washington, D.C. 20463; telephone (800) 424-9530.

This manual provides basic facts about the campaign disclosure process to enable accurate, timely, and complete filing of all campaign disclosure statements. All filers are advised to read this manual carefully.

*Failure to file appropriate statements and reports in compliance with the Act can result in substantial criminal, civil, and administrative penalties. Failure to file within the prescribed deadlines can lead to late filing penalties of \$10 for each day the statement is late. (The law does not allow for extensions of due dates for the filing of campaign statements.)*

Any questions on reporting obligations may be addressed to the Fair Political Practices Commission (FPPC). Please call (916) 322-5662.

## C. Organization of manual

### Part I. Introduction.

Part I provides an overview of the Political Reform Act requirements and describes how the manual is organized.

### Part II. Definitions.

Key terms and concepts used throughout the manual are defined in Part II for easy reference.

### Part III. Campaign Disclosure Filing Requirements.

Part III is organized by each type of form required for campaign disclosure. This section describes the campaign statement's purpose, information required, the timeframe for filing, and where statements must be filed.

### Part IV. Additional Important Information.

Part IV provides additional important information, such as how to aggregate contributions made by certain combinations of individuals or entities, how to report returned contributions, and whether computerized campaign statements may be filed.

### Part V. Officeholders, Candidates, and Campaign Treasurers' Duties.

Part V sets forth verification requirements for all reports and statements filed.

### Part VI. Recordkeeping.

Part VI provides information designed to ensure filers are in compliance with recordkeeping requirements of the Political Reform Act.

### Part VII. Contribution Limitations and Transfer Prohibition.

Part VII discusses contribution limitations and the prohibition against officeholders and candidates making contributions from campaign funds to other officeholders and candidates who are subject to valid contribution limits.

2 4 0 4 3 6 0 0 3 4 2

committee, official committee of a political party, or organization formed or existing primarily for political purposes.

The term "contribution" includes:

- Tickets purchased for events such as dinners, luncheons, rallies, and similar fundraising events;
- The officeholder or candidate's own money or property used on behalf of his/her candidacy;
- Discounts or rebates granted an officeholder, candidate, or committee not generally extended to the public;
- Television, radio, and newspaper discounts or rebates not equally extended to all candidates for the same office; and
- Compensation paid by any person for the personal services or expenses of any other person, if such services are rendered, or such expenses are incurred, on behalf of an officeholder, candidate, or committee without payment of full and adequate consideration.

The term "contribution" also includes the transfer of anything of value that a committee receives from another committee, unless full and adequate consideration is received.

The term "contribution" does not include a payment that the occupant of a home or office makes for costs related to any meeting or fundraising event held in his/her home or office, if the total cost for the meeting or event is \$500 or less.

The term "contribution" does not include any individual's personal services or payments for his/her own travel expenses if such payments are made voluntarily and without any understanding or agreement that payments will be directly or indirectly repaid.

The term "contribution" does not include amounts received as part of an enforceable promise if such amounts were previously reported as a contribution. The fact that such amounts were received, however, must be indicated in the appropriate campaign statement. (Gov. Code Section 82015; 2 Cal. Code of Regulations Section 18215.)

#### Controlled Committee:

A recipient committee that:

- An officeholder, candidate, or state measure proponent controls directly or indirectly; or
- Acts jointly with an officeholder, candidate, controlled committee, or state measure proponent in connection with the making of expenditures.

An officeholder, candidate, or state measure proponent controls a committee if the candidate or proponent, his/her agent, or any other committee he/she controls has a

significant influence on the committee's actions or decisions. (Gov. Code Section 82016.) In almost all cases, an officeholder or candidate controls the primary committee that was set up with the purpose to support his/her officeholder or candidacy status.

#### Cumulative Amount:

The cumulative amount is the amount of contributions received or expenditures made in a calendar year (January 1 through December 31). (Gov. Code Section 82018.) (See exceptions and examples in Part IV, Section A, on page 53.)

#### Elected Officer:

Any person who holds an elective office or has been elected to an elective office but has not yet taken office. A person who is appointed to fill a vacant elective office is an elected officer. (Gov. Code Section 82020.) Elected officeholders include: state constitutional officers and state legislators; city and county elected officers; judges; members of special districts; and county central committee members.

#### Elected State Officer:

Any person who holds an elective state office or has been elected to an elective state office but has not yet taken office. A person who is appointed to fill a vacant elective state office is an elected state officer. (Gov. Code Section 82021.)

#### Election:

Any primary, general, special, or recall election held in this state. (Gov. Code Section 82022.)

#### Elective Office:

Any state, regional, county, municipal, district, or judicial office that is filled at an election. Elective office also includes membership on a county central committee of a qualified political party. (Gov. Code Section 82023.)

#### Elective State Office:

The office of Governor, Lieutenant Governor, Attorney General, Controller, Secretary of State, Treasurer, Superintendent of Public Instruction, Insurance Commissioner, member of the Legislature, and member of the State Board of Equalization. (Gov. Code Section 82024.)

#### Enforceable Promise to Make a Payment:

An "enforceable promise to make a payment" is a contribution to or at the behest of a candidate or committee, except to the extent that:

- The person making the enforceable promise receives full and adequate consideration; or

4043600343

# Part III.

## Campaign Reporting Requirements

### A. Overview

The Political Reform Act requires all state and local elected officeholders, candidates for state and local elective offices, and their controlled committees to file periodic campaign statements that disclose:

- Contributions received (including monetary and non-monetary contributions, loans received, and enforceable promises);
- Expenditures made (including loans made);
- Unpaid bills; and
- Any miscellaneous increases to cash, such as bank interest.

Detailed itemization is required for:

- Contributions received from a single source totaling, in the aggregate, \$100 or more in a calendar year;
- Expenditures of \$100 or more;
- Accrued expenses of \$100 or more; and
- Miscellaneous increases to cash of \$100 or more.

There is an exception to detailed disclosure requirements. The exception pertains to officeholders and candidates who receive less than \$1,000 in contributions, and spend less than \$1,000 during an entire calendar year. All officeholders and candidates must, however, keep detailed records of receipts and expenditures of \$25 or more.

#### NOTES:

- Officeholders and candidates may have only one controlled committee per election. However, an officeholder or candidate may also control a committee formed to support or oppose one or more ballot measures, as described below.
- Two types of controlled ballot measure committees include: those that are primarily formed to support or oppose specific ballot measures or the qualification of specific ballot measures; and general purpose ballot measure committees.
- Controlled general purpose ballot measure committees must file campaign statements at the same time and place the controlling officeholder or candidate regularly files his/her semi-annual and pre-election campaign statements.

•• A controlled committee primarily formed to support or oppose a state ballot measure — or the qualification of a state ballot measure — must file campaign disclosure reports as a ballot measure committee only. See instructions in Information Manual D — Committees Primarily Formed to Support or Oppose the Qualification or Passage of a State or Local Ballot Measure.

•• A controlled committee primarily formed to support or oppose a local ballot measure — or the qualification of a local ballot measure — must file campaign disclosure reports as both a controlled committee and as a ballot measure committee. That is, the committee must file campaign disclosure reports at the same time and place the controlling officeholder or candidate regularly files his/her semi-annual and pre-election campaign reports. The committee must also file reports as a ballot measure committee and follow the instructions in Information Manual D.

•• Ballot measure committees should file campaign statements using Form 419, not Form 490.

### B. Filing requirements and sample forms

Officeholders, candidates, and committees must file campaign statements at specified intervals. This section describes the purpose of each campaign statement; identifies the information each statement requires; and indicates when each form must be filed. A sample campaign statement accompanies each explanation to show practical application of the concepts discussed. Section D indicates where statements must be filed.

As stated in the Introduction to this manual, substantial civil and criminal penalties may result if campaign statements are not filed in compliance with the Act. Late filing penalties, at the rate of \$10 per day, may also accrue if forms are not filed on time. Provisions do not exist for the extension of due dates.

- One intention statement and bank account for her 1988 election as mayor; and
- One intention statement and bank account for her candidacy for State Assembly.

Ms. Allison must pay all campaign-related expenses for her State Assembly election from the State Assembly campaign bank account.

Candidates may not make campaign-related expenditures from personal funds and later receive reimbursement. A candidate's personal funds that will be used to pay campaign-related expenses must be deposited into the appropriate campaign bank account prior to expenditure.

All contributions designated for a particular account or committee must be deposited into the appropriate campaign bank account. Undesignated contributions may be deposited into any campaign bank account at the discretion of the officeholder, candidate, or his/her agent.

Contributions deposited into a campaign bank account are deemed to be held in trust for expenses associated with the candidate's election to the specific office that he/she seeks or with holding that office. An officeholder must pay campaign-related expenses for election to a future term of office from the campaign bank account established for that election. Such expenses include payments for:

- Campaign strategic planning and fundraising expenses for election to a future term of office.
- Services and actual expenses of outside political consultants, the campaign treasurer, other staff, pollsters, and other persons who provide services directly in connection with a future election.
- Voter registration and get-out-the-vote drives.
- Payments for mass mailings, political advertising, opinion polls or surveys, and other communications in connection with election to a future term of office. Such payments are considered to be "in connection with election to a future term of office" if the payment:
  - Makes reference to the officeholder's future election or status as a candidate; or
  - Is made in the three months prior to an election for which the officeholder has done any of the following: filed a Candidate Intention statement, Form 501, filed a declaration of candidacy or nomination papers with an election official, or filed any other documents necessary to be listed on the ballot for a state or local elective office.

Any campaign bank account may be used to pay officeholder-related expenses.

**EXCEPTIONS AND IMPORTANT NOTES -  
Forms 501 and 502:**

- An officeholder or candidate may use personal funds to pay for the candidate filing fee and statement of qualifications prior to filing Forms 501 and 502.
- If both of the following conditions are met, filing of Forms 501 and 502, and establishment of a campaign bank account, are not required:
  - The officeholder or candidate will not be receiving contributions; and
  - The only expenditures to be made will come from the officeholder or candidate's personal funds for the filing fee and the statement of qualifications that will appear in the voter pamphlet.
- Forms 501 and 502 are considered to have been filed on the date they are postmarked. In most cases, Form 501 will be filed before Form 502. This is because the Candidate Intention statement, Form 501, must be filed prior to solicitation or receipt of campaign contributions. If a candidate wishes to open a campaign bank account with his/her own personal funds, both forms may be filed at the same time.
- For each campaign bank account into which contributions that total \$1,000 in a calendar year are deposited (including the candidate's personal funds), a recipient committee Statement of Organization, Form 410, must be filed. (See 3. on page 14 for a detailed explanation of Form 410.)

**a. Receipt of undesignated contributions**

If a candidate who is soliciting contributions for more than one office receives a contribution that is not designated for a specific office, the candidate may deposit the contribution in any of his/her campaign bank accounts for which the candidate has filed Forms 501 and 502. A monetary contribution must be deposited in the campaign bank account to which it is allocated within 30 days of receipt. A non-monetary contribution must be allocated to a particular committee within 30 days of receipt or by the deadline for the reporting period in which it is received, whichever is earlier. The contribution must be disclosed on the campaign statement covering the period during which the contribution was received.

24043600345

2 4 0 4 3 6 0 0 3 4 6

Contributions and expenditures made by the following combinations of individuals or entities must be aggregated:

- Individuals who make contributions from personal funds and who also direct and control contributions made from other funds.
- Business entities in a parent-subsidiary relationship and business entities with the same controlling owner (more than 50 percent), unless the entities act completely independently in their decisions to make contributions.
- Any number of entities if the same person or a majority of the same persons in fact directs and controls the contributions each entity makes.

All contributions received from individuals or entities described in the combinations above must be added together. If contributions received from these combinations of contributors total \$100 or more during a calendar year, candidates and committees must itemize such contributions on campaign statements.

**C. Loan guarantees and other enforceable promises to make a payment**

In addition to monetary and non-monetary contributions and loans, enforceable promises to make a payment to or at the behest of an officeholder, candidate, or committee are contributions. "Enforceable promises" include:

- Written promises to an officeholder, candidate, or committee for payment of specific goods or services — if the officeholder, candidate, or committee expends funds or enters into an enforceable contract with a third party based on that written promise.
- Loan guarantees, endorsements, and security.
- Lines of credit established at a bank or other commercial lending institution for an officeholder, candidate, or committee.
- Post-dated checks delivered to an officeholder, candidate, or committee.

**D. Identification of officeholder or candidate-controlled committees**

An officeholder or candidate controls a committee if the officeholder, candidate, or his/her agent has a significant influence on the committee's actions or decisions. Except under very rare conditions, an officeholder or

candidate always controls the committee established with the primary purpose to support his/her candidacy or officeholder-status.

The name of the controlling officeholder or candidate must be listed on the committee's Statement of Organization, Form 410. In addition, the officeholder or candidate must list on each disclosure statement all committees he/she controls. Controlled committees are also subject to special identification requirements on mass mailings. See Section O on page 57.

**E. Committees controlled by more than one officeholder or candidate**

If more than one officeholder or candidate controls a committee, the name of each controlling candidate must be listed on the committee's Statement of Organization, Form 410, and on the cover sheet of every campaign statement the committee files. Each controlling officeholder or candidate must list the committee on the cover sheet of every campaign statement he/she files.

If two or three officeholders or candidates control a committee, each must sign and verify the committee's campaign statements. If more than three control the committee, one may sign on behalf of all controlling officeholders or candidates.

Ballot measure committees under the control of more than one officeholder or candidate must always file a Form 419 rather than a Form 490.

**F. Reporting an officeholder or candidate's contributions from personal funds**

An officeholder or candidate's contribution made from personal funds is an expenditure that must be disclosed when filing the long form campaign statement, Form 490. It does not matter that the contribution was made to another officeholder, candidate, or committee, and was unrelated to the contributor's own campaign. In addition, contributions made from personal funds must be counted to determine if an officeholder or candidate is eligible to file the Candidate and Officeholder Campaign Statement-Short Form, Form 470.

24043600347

**EXHIBIT 8**

BEFORE THE FEDERAL ELECTION COMMISSION

DECLARATION OF PETE AGALOS

MUR 3937

I, Pete Agalos, declare as follows:

1. This declaration supplements my original declaration, dated March 10, 1994, submitted with the response to MUR 3855 to the FEC; a copy of the original declaration is included with the response to MUR 3937 under Exhibit 1 herewith.

2. I served as Treasurer of the Friends of Assemblywoman Andrea Seastrand ("FAAS") until August 20, 1993. I had been paid in early August the amount of \$300 to serve as Treasurer of FAAS for the month of August, 1993. Mrs. Seastrand and I discussed and agreed that I would continue to serve as a training consultant to help the new Treasurer, Mildred Dostalek, learn the duties of being Treasurer on and after August 20, 1993. I spend numerous hours with Mrs. Dostalek showing her the campaign forms, explaining the reporting and recordkeeping requirements, answering questions, and providing additional guidance as necessary so Mrs. Dostalek could learn her new duties. For these services, I was paid \$100 for approximately ten (10) days in August, 1993 (this was a prorated payment of the earlier payment made in August for anticipated treasurer services over the entire month) and an additional \$150 for period September 1 through September 14, 1993.

3. None of the payments described above were in connection in any way with services that I later undertook on September 14, 1993 as Treasurer for Mrs. Seastrand's Federal Committee, the Friends of Andrea Seastrand for Congress ("FASC"). When I became Treasurer of FASC, my agreement with Mrs. Seastrand was that I would be paid at the rate of \$300 per month for services provided as Treasurer. I received payments for services for the period from September 14 thorough December 31, 1993, as agreed upon.

4. As Treasurer of FASC, I verify that based on actual usage of a computer system leased by the FAAS and shared with the FASC, has been on a one-half or less time basis. FASC subleased from FAAS for one-half of the computer system's costs for the period of September 14 through December 31, 1993.

5. The FASC purchased all necessary postage stamps and rented a bulk rate postage meter to handle all of its mailings after the Committee's creation on September 14, 1993. Various payments to the U.S. Postmaster by check have been documented in campaign reports on file with the Federal Election Commission.

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge.

Dated: 4/15/94

  
\_\_\_\_\_  
PETE AGALOS

seastran/agalos2.doc

24043600348

24043600349

***EXHIBIT 9***

**BEFORE THE FEDERAL ELECTION COMMISSION**

**DECLARATION OF ANDREA SEASTRAND**

**MUR 3937**

I, Andrea Seastrand, declare as follows:

1. This declaration supplements my original declaration, dated March 10, 1994, submitted with the response to MUR 3855 to the FEC; a copy of the original declaration is included with the response to MUR 3937 under Exhibit 1 herewith.

2. Peter Agalos served as Treasurer of my Friends of Assemblywoman Andrea Seastrand Committee ("FAAS"), a California State officeholder controlled committee. He served as Treasurer until August 20, 1993. At that time, Mrs. Mildred Dostalek became Treasurer of that Committee. Mrs. Dostalek had no prior training as a State committee treasurer, and I asked Mr. Agalos to provide an unspecified number of hours as necessary to help train Mrs. Dostalek in that new role. Mr. Agalos agreed to do so and was paid \$100 (a prorated amount based on ten (10) days in August, 1993) and an additional \$150 for the period September 1 through September 14, 1993. There was no understanding, expressed or implied, with Mr. Agalos that such payments were intended in any way to be made for services that later were rendered by Mr. Agalos as Treasurer of my subsequently formed Friends of Andrea Seastrand for Congress Committee ("FASC").

3. Mr. Agalos agreed to serve as Treasurer of my FASC Committee, which was formed on September 14, 1993. Mr. Agalos and I agreed that he would be paid from said Committee for services rendered as Treasurer on the basis of \$300 per month. Mr. Agalos was paid for services rendered from the period September 14, 1993 through December 31, 1993 from said Committee at the agreed upon rate.

4. FASC subleased and continues to sublease a computer system and software from FAAS. Prior to FASC's use of the computer system and software, Peter Agalos analyzed the respective use of computer systems for purposes of determining an appropriate allocation formula for purposes of the Federal Election Campaign Act of 1971, as amended. The allocation was weighted in favor of FASC due to the fact that we recognized FAAS would be eligible to accept an in-kind contribution from FASC if necessary but not vice versa. This allocation is periodically reviewed by Mr. Agalos and is anticipated to be adjusted as needed during the course of my Congressional campaign.

5. The FAAS and FASC Committees have each purchased their own postage stamps and obtained postage meters for their respective mailing activities. There has been no improper usage of the FAAS postage by the FASC Committee. Campaign Disclosure Reports on file with the California Secretary of State's office and with the Federal Election Commission confirm that each Committee has made numerous payments for postage to the U.S. Postmaster.

2 4 0 4 3 6 0 0 3 5 0

6. My travel activities during the months of September through December, 1993, are consistent with patterns established over many months prior thereto, in relation to my activities as a State officeholder. Travel activities during those months, which were paid by the FAAS did not involve travel for the purpose of promoting my Federal candidacy. Such expenses may permissibly be paid by a State officeholder committee such as FAAS under the California Political Reform Act, as amended. Costs of travel expenses are documented in campaign reports on file with the California Secretary of State's office.

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge.

Dated: \_\_\_\_\_

*4/14/94*

*Andrea Seastrand*

ANDREA SEASTRAND

seastran\seastran2.doc

4043600351

24043600352

**EXHIBIT 10**

BEFORE THE FEDERAL ELECTION COMMISSION

DECLARATION OF ERIC JAYE

MUR 3937

I, Eric Jaye, declare as follows:

1. I am a partner of the firm of Terris & Jaye, located at 400 Montgomery Street, Suite 900, San Francisco, California 94108. I have been a partner of my firm since 1989. The primary focus of my business is the production of campaign media, with a specialty in direct mail.

2. I have had 11 years of experience in the area of political campaigns. I have been involved with more than 100 political campaigns, and I am very familiar with industry standards for costs associated with the purchase of political data.

3. From my experience, I have found that the cost, on average, for lists of names run from \$8 to \$20 per 1,000 names typically. It is not uncommon for my firm to purchase names at the rate of \$14 to \$18 per 1,000 names.

4. From experience, the payment of \$200 for 2,000 names to be used for two mailings is a more than fair price based on industry standards for campaigns in the State of California.

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge.

Dated: 4-14-94

  
ERIC JAYE

24043600353



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

October 20, 1994

**BY FACSIMILE AND FIRST-CLASS MAIL**

Peter A. Bagatelos, Esq.  
Bagatelos & Fadem  
The International Building  
601 California Street  
Suite 1801  
San Francisco, CA 94108

RE: MUR 3937

Dear Mr. Bagatelos:

As we discussed in our conversation earlier today, the Office of General Counsel seeks clarification on the response you submitted on behalf of your clients in MUR 3937. Exhibit 8 to the April 15, 1994 response is a declaration of Pete Agalos. Paragraph 4 of Exhibit 8 states:

As Treasurer of FASC, I verify that based on actual usage of a computer system leased by the FAAS and shared with the FASC, has been on a one-half or less time basis. FASC subleased from FAAS for one-half of the computer system's costs for the period of September 14 through December 31, 1993.

Please state whether "one-half of the computer system's costs" includes only costs for on-line time using the computer system or costs for both rental of the computer equipment as well as costs for on-line time.

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

Sincerely,

*Andrea Tuck Yung Low*

Andrea Tuck Yung Low  
Attorney

4043600354

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
SECRETARIAT

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

Oct 31 3 57 PM '94

**SENSITIVE**

**FIRST GENERAL COUNSEL'S REPORT**

**MUR 3855**

**DATE COMPLAINT FILED: January 21, 1994**

**DATE OF NOTIFICATION: January 31, 1994**

**DATE ACTIVATED: June 1, 1994**

**STAFF MEMBER: Andrea Low**

**COMPLAINANT: Stephen F. Anderson**

**RESPONDENTS: Andrea Seastrand**  
Friends of Andrea Seastrand for Congress  
Committee and Pete Agalos, as treasurer  
Friends of Assemblywoman Andrea Seastrand (33 Club)  
Committee, and Mildred Dostalek, as treasurer  
Suggs, Lombardi Advertising

**MUR 3937**

**DATE COMPLAINT FILED: February 28, 1994**

**DATE OF NOTIFICATION: March 7, 1994**

**DATE ACTIVATED: June 1, 1994**

**STAFF MEMBER: Andrea Low**

**COMPLAINANT: Mike Stoker for Congress Committee**

**RESPONDENTS: Andrea Seastrand**  
Friends of Andrea Seastrand for Congress  
Committee and Pete Agalos, as treasurer  
Friends of Assemblywoman Andrea Seastrand (33 Club)  
Committee, and Mildred Dostalek, as treasurer  
Suggs, Lombardi Advertising

**RELEVANT STATUTES: 2 U.S.C. § 433**  
**2 U.S.C. § 434**  
**2 U.S.C. § 441a(a)**  
**2 U.S.C. § 441a(f)**  
**2 U.S.C. § 441b(a)**  
**11 C.F.R. § 110.3(d)**

**INTERNAL REPORTS CHECKED: Disclosure Reports**  
**MUR index**  
**Advisory Opinion index**

**FEDERAL AGENCIES CHECKED: None**

24043600355

I. GENERATION OF MATTERS

Stephen Anderson filed the complaint in MUR 3855 (the "Anderson complaint") against Assemblywoman Andrea Seastrand for "use of State Campaign funds to finance advertising potentially benefiting her federal campaign efforts." Anderson is an attorney whose office is at the same address as the Mike Stoker for Congress Committee, Andrea Seastrand's opponent committee in the Republican primary for the 22nd congressional district of California. A month later, the Mike Stoker for Congress Committee filed a complaint in MUR 3937 (the "Stoker complaint") alleging that California Assemblywoman Andrea Seastrand "has engaged in communications and other activities involving the expenditure of non-federal funds to 'influence a federal election.'"<sup>1</sup>

Combined responses from Respondents Andrea Seastrand, Friends of Assemblywoman Andrea Seastrand and Mildred Dostalek, as treasurer, and Friends of Andrea Seastrand for Congress, and Pete Agalos, as treasurer, submitted by counsel have been received in response to both complaints. These Respondents deny all allegations in the complaints in their entirety, and allege that the Stoker complaint was politically motivated. The response in MUR 3937 describes complicated negotiations between the two candidates and the filing of complaints with the Commission as

---

1. Mike Stoker is currently a Santa Barbara County Supervisor. He, like Respondent Andrea Seastrand, was a Republican candidate for the 22nd congressional district of California. He lost the primary election to Seastrand on June 7, 1994. Seastrand won the primary with 59% of the vote. Stoker received 36% of the vote. A third candidate, Wayne Reddoch, received 5% of the vote.

2 4 0 4 3 6 0 0 3 5 6

leverage in the negotiations.<sup>2</sup>

The Commission has also received responses to both complaints from Respondent Suggs, Lombardi Advertising ("Suggs, Lombardi") dated February 14, 1994 and March 24, 1994.<sup>3</sup> These responses deny "knowledge about any of the issues raised in the complaint letter[s] except the ones dealing with the radio ads and the expenditures in the Federal report for artwork and design."

## II. FACTUAL AND LEGAL ANALYSIS

### A. Statement of the Law

The Federal Election Campaign Act of 1971, as amended (the "Act"), prohibits persons from making contributions to any candidate and his authorized political committees with respect to any election for Federal office which, in the aggregate, exceed \$1,000. 2 U.S.C. § 441a(a)(1)(A). No political committee shall knowingly accept any contribution in violation of Section 441a(a). 2 U.S.C. § 441a(f). The Act also prohibits contributions from national banks, corporations, and labor unions. 2 U.S.C. § 441b(a).

Under Commission regulations, transfers of funds or assets from a candidate's campaign committee or account for a non-federal election to his or her principal campaign committee or other authorized committee for a federal election are prohibited as of

---

2. A separate complaint against Mike Stoker, Mike Stoker for Congress Committee, and Ed Murray, as treasurer, was submitted by counsel on behalf of the Seastrand committees for consideration by the Commission. That MUR

was closed on August 1, 1994, alleged a violation of 11 C.F.R. § 111.21(a).

3. Suggs, Lombardi indicates that it is not incorporated.

7  
4  
0  
4  
3  
6  
0  
0  
3  
5  
7

July 1, 1993. 11 C.F.R. § 110.3(d). Although the Commission was reluctant to reverse its long-standing policy of allowing non-federal campaign committees to transfer funds to an authorized federal committee of the same candidate, so long as the funds transferred did not contain impermissible contributions, it was also concerned about the indirect use of impermissible funds in federal elections. In the context of such transfers, there was evidence that non-federal committees could use soft money to finance the solicitation of hard money contributions that would be permissible under the Act. These permissible contributions could then be transferred to a federal committee for use in the federal campaign. Consequently, the Commission decided to promulgate new rules that would more effectively prevent the indirect use of impermissible funds in federal elections. This decision resulted in the absolute prohibition of Section 110.3(d). Explanation and Justification and Revised Implementation Plan for Second Submission of Regulations on Transfers of Funds From State to Federal Campaigns, 58 Fed. Reg. 3474, 3474-75, (January 8, 1993).<sup>4</sup>

The Commission has frequently considered whether particular

---

4. The rationale prohibiting such transfers would also prohibit a non-federal account of a committee from making expenditures benefiting federal candidates, with no direct transfer of funds. See MUR 1079. In that MUR, this Office recommended that the Commission find reason to believe that a violation occurred based on the theory that "although the state funds were not directly deposited into the federal account, a 'constructive' transfer was made in that the state account funds were used in a manner which benefited federal candidates." MUR 1079, First General Counsel's Report dated December 14, 1979 at 2. The Commission approved that recommendation under this theory. Under this same theory, when a non-federal committee makes an expenditure on behalf of a federal candidate, a constructive transfer of assets prohibited under 11 C.F.R. § 110.3(d) occurs.

4043600358

24043600359

activities involving the participation of a Federal candidate, or communications referring to a Federal candidate, result in a contribution to or expenditure on behalf of such a candidate under the Act. The Commission has determined that financing such activities will result in a contribution to or expenditure on behalf of a candidate if the activities involve (i) the solicitation, making or acceptance of contributions to the candidate's campaign, or (ii) communications expressly advocating the nomination, election or defeat of any candidate. See, e.g., Advisory Opinions 1994-15, 1992-37, 1992-5, 1989-32. The Commission has also indicated that the absence of solicitations or express advocacy will not preclude a determination that an activity is campaign-related. See, e.g., Advisory Opinions 1992-37, 1992-6, 1990-5, 1989-32. When direct solicitations or express advocacy are not present, the Commission will consider various factors such as geographical reach and timing of the activities, and the scope of officeholder duties, to determine whether activities are undertaken to influence a federal campaign. Id.

The Act defines a "political committee," inter alia, as any candidate committee which makes expenditures aggregating in excess of \$1,000 during a calendar year. 2 U.S.C. § 431(4)(A). Under 2 U.S.C. § 433 of the Act, every campaign committee engaged in federal activity is required to file a federal statement of organization. Furthermore, federal committees are required to report receipts and disbursements in accordance with 2 U.S.C. § 434.

**B. Legal Analysis**

The Stoker complaint "alleges that the candidate, using funds of a non-federal campaign committee which she controls under California law, has engaged in communications and other activities involving the expenditure of non-federal funds to 'influence a federal election.'" See Attachment 1. The Stoker complaint alleges that expenditures were made by federal candidate Seastrand, using the candidate's non-federal funds and that these expenditures constitute prohibited transfers under 11 C.F.R. § 110.3(d). It further alleges that these non-federal funds also include excessive contributions under 2 U.S.C. § 441a(a) and prohibited contributions under 2 U.S.C. § 441b(a).

The Stoker complaint lists four types of federal campaign activity, allegedly financed from the Assemblywoman's non-federal committee. First, the Stoker complaint states that Ms. Seastrand broadcast an ad over radio stations whose primary coverage areas are within the congressional district in which she is running for Congress.<sup>5</sup> Second, the Stoker complaint alleges that the non-federal committee paid Pete Agalos for treasurer services of Ms. Seastrand's federal campaign committee. Third, it alleges payment for extensive computer services and for postage stamps used to benefit Ms. Seastrand's federal campaign. Fourth, the Stoker complaint alleges that non-federal funds paid for extensive

---

5. The Anderson complaint also challenges these radio ads although the complaint is less specific as to particular violations of the Act and it does not reference the other activities challenged by the Stoker complaint. Because the Stoker complaint encompasses the Anderson complaint's allegations, this report refers primarily to the Stoker complaint.

74043600360

campaign travel to Ms. Seastrand's assembly district for appearances at which her federal campaign was discussed. Each of the challenged expenditures is discussed below:

1. Radio Advertisements

The complaints advance various reasons why Respondents' broadcast activity was for the purpose of influencing Ms. Seastrand's federal election. Complainants allege that Ms. Seastrand began running radio advertisements urging constituents to register to vote and later to get out and vote in the upcoming November 1993 elections on or about the time that she announced her intentions to seek nomination to the office of United States Representative for the 22nd congressional district of California. They contend that Assemblywoman Seastrand had no particular reason to engage in broadcast communications other than to increase her name identification for her federal campaign. Complainants point to the fact that the ads allegedly were heavily run on radio stations within the intended congressional district to support their contention.<sup>6</sup> Complainants argue that the campaign messages focused on identification of Ms. Seastrand as an elected officeholder, a factor she is stressing in her federal campaign. The radio announcements contained a tagline of "Paid for by Friends of Assemblywoman Andrea Seastrand" which

---

6. The complaints suggest that the Respondent non-federal committee's expenditures included a substantial expenditure on a Santa Barbara radio station which broadcasts primarily to an audience outside Ms. Seastrand's state assembly district, but within the 22nd congressional district, in addition to radio stations that broadcast within both the state assembly district and the congressional district.

13600436040

Complainants contend is substantially similar to the name of Ms. Seastrand's federal campaign committee. It is also alleged that Ms. Seastrand, an announced federal candidate, controlled and coordinated the activities of her non-federal committee.<sup>7</sup>

The responses to the complaints acknowledge that the broadcasts occurred.<sup>8</sup> Respondents argue, however, that the radio ads did not include express advocacy or solicitation with respect to any federal candidate or federal election and that Ms. Seastrand was engaged in state officeholder functions by communicating with her constituents about state ballot issues through the radio advertisements. Accordingly, Respondents argue that Ms. Seastrand's activities in the ads are not subject to the Act. Respondents claim that the non-federal committee funds were thus used only for voter education in the 33rd California assembly

7. Complainants make a number of additional allegations only on information and belief. They claim, for example, that the prominent mention of Ms. Seastrand's status as an officeholder and a "conservative Republican" were made concurrently with widespread publicity about her federal candidacy. These broadcast communications are also alleged to have reinforced other communications to the public that expressly advocated Ms. Seastrand's federal candidacy. However, no evidence of other communications or widespread publicity has been provided by Complainants and Respondents claim that there were no other communications on television or radio paid for by the federal committee during this time period.

8. Respondents admit that one radio station broadcasts from outside Ms. Seastrand's assembly district but highlight that its coverage area includes the northern part of Santa Barbara County, which Ms. Seastrand currently represents in the California Assembly. The responses claim that the four radio stations which carried the radio advertisements either have a broadcast range entirely within Assemblywoman Seastrand's 33rd Assembly District, or broadcast partially within her district. There appears to be no dispute that three of the radio stations transmit entirely within her state assembly district.

24043600362

district and not to promote a federal candidate in the 22nd congressional district.

With regard to the text of the ads, Complainants concede that the media advertisements do not employ the words "vote for" or "support," but merely prominently mention Ms. Seastrand. Indeed, the plain text of the ads submitted with the responses appears to confirm that there is no mention of federal candidate Seastrand or any federal election, nor anything approaching advocating the election or defeat of any candidate for federal office. Additionally, voters were not solicited for contributions to any federal committees or on behalf of any federal candidates. The ads address only voter registration and turnout for a state ballot initiative, identify Ms. Seastrand only as an assemblywoman and not as a candidate for federal office, and urge voters to join with Ms. Seastrand by fighting higher taxes, fee increases, burdensome regulation, and the constant growth of big government -- issues in the upcoming state referenda. Therefore, there is no express advocacy nor solicitation of contributions. However as noted, when direct solicitations or express advocacy are not present, the Commission will consider other factors, such as the scope of officeholder duties and the timing of the activities.

The Commission has concluded that broadcasts in which federal officeholders participate in the performance of their duties as officeholders are not campaign-related simply because the officeholders may be candidates for election or re-election to federal office, and that payments associated with the expenses of such broadcasts are not contributions to that officeholder's

24043600363

campaign, absent any campaign-related activity in that broadcast. Advisory Opinions 1994-15 (production and broadcast of a monthly, half-hour public affairs cable series with candidate as host not a contribution or expenditure), 1992-5 (production and broadcast of two monthly series of public affairs forums featuring a Member of Congress on cable channels in the Member's district during an election year not a contribution or expenditure), 1992-37 (production and broadcast of a talk show hosted by a candidate not a contribution or expenditure). In all of these instances, the candidates represented that they did not intend to use the broadcasts to promote or raise funds for their candidacies, and that they committed to refrain from attacks on their opponents. The broadcasts in these cited Advisory Opinions were not commercials, as here in MURs 3855 and 3937. Nevertheless, the Advisory Opinions buttress the principle that officeholder communications, even if they express a point of view on public policy, are not necessarily campaign-related.<sup>9</sup>

9. Moreover, when candidates for federal office have expressed their political views by endorsing another candidate for state or local office, the Commission has concluded that the activity was not campaign-related. In Advisory Opinion 1982-56, the Commission determined that a congressman could endorse a candidate for state office without accepting an in-kind contribution provided that the activity did not advocate the election of the federal candidate or the defeat of his or her opponent; nor solicit funds for the federal candidate's campaign. The Commission has used a similar standard in other instances where a candidate made media appearances in activities purportedly unrelated to his or her campaign. See, e.g., Advisory Opinions 1981-37 and 1977-42. Furthermore, in MUR 2161, the Commission found no reason to believe that a federal candidate who appeared as a local official in an ad to defeat a state judge was engaged in activities subject to the Act. By analogy, an officeholder who endorses a ballot initiative rather than a state or local official would not be promoting her federal candidacy either. Because Section 110.3(d)

24043600364

2 4 0 4 3 6 0 0 3 6 5

The Commission has acknowledged that officeholders should be allowed broad latitude in discussing legislative issues in their communications or constituent services. Officeholders may participate in events in which they discuss legislative issues or public affairs so long as there is no advocacy of their candidacy or solicitation of contributions. See, e.g., Advisory Opinion 1980-22 (incorporated trade association may sponsor issue-related meetings in which officeholders participate if there is no candidate advocacy or solicitation of contributions), Advisory Opinion 1980-89 (contribution to a Member's advisory committee on the arts is permissible as long as there is no electioneering), Advisory Opinion 1988-27 (a corporation may pay a Member of Congress an honorarium for speaking when the speech is in performance of duties as an officeholder). Here, it appears that Ms. Seastrand was discussing state legislative issues in her capacity as an assemblywoman, which would be clearly sanctioned under prior Commission advisory opinions even if there was an incidental benefit to her federal candidacy.

The Commission has previously recognized the distinction between a candidate-related election and an issue-related ballot initiative. The Commission has stated that contributions or expenditures relating only or exclusively to ballot referenda issues, and not to election to any political office, do not fall

---

(Footnote 9 continued from previous page)  
had not been promulgated when the Commission considered MUR 2161, the Commission analyzed the possible violation as a contribution of prohibited source funds only under Section 441b(a) rather than a prohibited transfer under Section 110.3(d).

within the purview of the Act. Advisory Opinions 1989-32, 1984-62, n.2, and 1980-95. Here, it is clear that there were no federal candidates on the ballot in the November 1993 election. It thus would be difficult to link the expenditures for the November 1993 ballot referenda to the 1994 federal election in which Ms. Seastrand was a candidate.<sup>10</sup> Considering the remoteness of the federal election to the state ballot initiative election, and the apparent distinctness of the federal and non-federal committees, Ms. Seastrand's broadcast ads for the initiatives do not appear to constitute campaign-related activity.

Complainants suggest that the ads were prepared around the time Ms. Seastrand announced her federal candidacy, and therefore, promoted her federal candidacy at that time. However, Stephen Lombardi, owner of Respondent Suggs, Lombardi, submitted a signed declaration stating that the first advertisement, encouraging voter registration, was produced on August 30, 1993 and the second ad, encouraging voter participation at the polls, was produced on October 20, 1993. He states that the ad copies for both ads were written prior to the foregoing production dates. Thus, Lombardi

---

10. As noted, the absence of solicitations for contributions or express advocacy regarding candidates will not preclude a determination that an activity is "campaign-related." In Advisory Opinion 1989-32, the Commission concluded that contributions to a non-federal initiative committee would be considered as contributions to the candidate who was sponsor of the initiative. Factors examined were how inextricably linked the non-federal committee supporting an initiative was with the candidate before the same electorate and whether the two committees appear to be functioning as one, including a substantial overlap of key personnel for all major facets of the campaigns. See Advisory Opinion 1989-32. But there, the initiative's primary sponsor was the candidate, and both were on the statewide ballot at the same time.

240436003666

claims that at least some of the ads were written and produced prior to Ms. Seastrand's announcement of her candidacy for federal office.<sup>11</sup> Moreover, these voter registration ads were produced in the period right before voter registration closed and these get-out-the-vote ads were produced after voter registration closed and only two weeks before the November 1993 Election.

Both complaints challenge whether payments to Suggs, Lombardi for these ads came from the non-federal committee. The Stoker complaint claims that there is no indication that Suggs, Lombardi was paid any creative fee or production costs by the Seastrand non-federal committee although the 1993 year-end report of the Seastrand federal committee reflects payment to the Suggs, Lombard firm for what complainant alleges may be production costs related to this broadcast advertising.

Respondent Suggs, Lombardi states in its February 14, 1993 response that it was "hired by the Friends of Assemblywoman Andrea Seastrand to produce radio commercials that encouraged voter registration and voter participation at the polls" and that "[t]here were no references what so ever (sic) regarding Mrs. Seastrand's potential congressional bid in the commercials." In its March 24, 1993 response, the firm explains that "[t]he artwork and design costs of \$380 as shown in the Federal report were for a brochure for the Federal committee," a "totally separate transaction from the radio ads." This directly refutes

---

11. The records on file with the Commission indicate that Ms. Seastrand's statement of candidacy was filed September 23, 1993. She dated the statement of candidacy form September 14, 1993.

24043600367

Complainant Stoker's assertion that the Seastrand federal committee paid production costs related to the broadcast ads at issue.

The other Respondents claim that the federal committee's \$380 payment to Suggs, Lombardi was for a brochure for the federal campaign that eventually was not produced, not for the broadcast ads at issue. It appears that there was a legitimate federal expense, unrelated to the ads challenged in the complaint. The announcements on the radio communications contained a tagline of "Paid for by Friends of Assemblywoman Andrea Seastrand" which Complainant states is substantially similar to the name of her federal campaign committee, the Friends of Andrea Seastrand Committee. Complainant concludes from this that Respondents' activity constituted "influencing a federal election." There is no apparent violation when a candidate has both a federal and a non-federal campaign committee with similar names.

Finally, the Stoker complaint points out that substantial non-federal committee expenditures occurred after Seastrand's announcement of her federal candidacy. The complaint states that of the \$43,255.26 raised by the non-federal committee, virtually all of the funds were reported as received after Seastrand announced her candidacy for federal office. It also states that the non-federal committee expended \$44,739.83 after Seastrand announced her candidacy for federal office. The issue here is whether Seastrand was using the non-federal funds toward the federal election, not whether Seastrand merely expended non-federal funds after announcing that she was seeking election

4043600368

to federal office. As Respondents note, under state law, elected officials in California may legally continue to raise and expend funds out of their state election accounts for officeholder activities after a state election is held. Moreover, there is no evidence that the non-federal committee was subsidizing the federal committee during this period. Cf. MUR 2695. (In that matter, there were indicia of subsidization such as shared staff and services that were allocated to the non-federal committee, and unusually active fundraising and spending during a period that was not near a state election.)

Indeed, while Ms. Seastrand's non-federal committee was financing communications regarding the upcoming state ballot initiative, the federal committee was engaged in its own fundraising and spending efforts. The federal year-end report shows receipts of \$61,277 and disbursements of \$22,828. The first quarter reports shows receipts of \$39,796 and disbursements of \$63,816. The 12-day pre-primary report shows expenditures of \$63,021 and disbursements of \$68,806. The federal committee appears to have been paying market rates for all services, such as treasurer and computer as discussed below, that it procured from the non-federal committee. Therefore, there is no appearance of subsidization by the non-federal committee of advertisements.

## 2. Treasurer Services

In response to the second through fourth allegations of substantial federal campaign activity financed through non-federal funds, the Respondent committees state that other expenditures by the Friends of Assemblywoman Andrea Seastrand Committee for

24043600369

treasurer consultant services, computer services, postage stamps, and travel expenses were not made, "not even remotely," in connection with any federal election or for the purpose of influencing any federal election. Respondents state that they were made solely for Ms. Seastrand to carry out her duties as a state assemblywoman. As analyzed above, carrying out officeholder duties may incidentally benefit the federal campaign, but the activities do not necessarily result in an expenditure on behalf of or transfer to the federal committee.

Complainant Stoker submitted Attachment A, a copy of selected pages of the Friends of Assemblywoman Andrea Seastrand non-federal committee report for the period July 1, 1993 through December 31, 1993 with markings in the margins to denote what he believes are non-federal funds paying for consultant services to Pete Agalos, treasurer of the federal committee. On the state committee report's Schedule E, Payments and Contributions Made, there is a payment to Pete Agalos: \$150 on December 8, 1993. The "Description of Payment" is listed as "Services/treasurer Sept. 1-14, 1993" Complainant alleges that this was an expenditure for the federal campaign.<sup>12</sup>

In response to Complainant Stoker's assertion that the non-federal committee made illegal expenditures to Pete Agalos while he served as treasurer of the federal committee, Respondents state that Agalos was providing consultant services to train the

---

12. The disclosure reports received from California also show payments of \$300 on July 13, 1993 and \$300 on August 2, 1993 for treasurer services. These payments are not alleged to violate the Act.

24043600370

new treasurer of the non-federal committee, Mildred Dostalek. According to Respondents, Agalos had been the treasurer of the non-federal committee until he became the treasurer of the federal committee. According to the response, he provided consultant services to the non-federal committee after he left the non-federal committee and before he became the treasurer of the federal committee.

Complainant Stoker has neither alleged nor presented evidence to demonstrate that Agalos did not provide bona fide compensable services to the non-federal committee. Instead, he appears only to allege a violation because the same individual who was the treasurer of the non-federal committee later became the treasurer of the federal committee, but was paid as a "consultant" after terminating his position with the non-federal committee. It is not illegal under the Act for the treasurer of a federal committee to perform consultant services to a non-federal committee, or for the treasurer of a non-federal committee subsequently to become treasurer of a federal committee.

A review of the federal disclosure reports indicates that the federal Friends of Andrea Seastrand Committee had several disbursements for "treasurer services" to Pete Agalos, but not until after the end of 1993. The 1993 year-end reports list no payments to Agalos. However, the 1994 first quarter disclosure reports list two disbursements to Agalos for "treasurer service:" \$300 on January 7, 1994 and \$300 on February 2, 1994. An amendment to the 1993 year end report filed April 15, 1994 shows a debt of \$900 incurred to Pete Agalos during the second half of

24043600371

1993. The amended Schedule D accompanying the 1994 first quarter reports discloses a "payment this period" of \$1,500. The payments disclosed on Schedule B of the 1994 first quarter reports only total \$600. There is an apparent omission of \$900 on Schedule B. Therefore, it appears that the federal committee was incurring debt for Agalos's services in 1993, but did not disclose this debt until April of 1994, after the complaint was filed.<sup>13</sup> Although there appears to be an omission of \$900 from the federal disclosure reports, this alone does not support complainant's assertion that Pete Agalos was not performing duties as treasurer to the federal committee that were distinct from services for the non-federal committee.

3. Computer and Postage

a. Computer

As to allegation three, Complainant Stoker submitted California public disclosure documents that indicate several expenditures for a monthly computer lease and claims that these expenditures were for federal use. He presents no evidence that the non-federal committee was not using computers for its own purposes. He also presents no evidence that the value of the computer services that the federal committee subleased from the non-federal committee was greater than what Respondent federal committee paid. He does not even explain how much the federal committee would have paid to sublease the computers at fair market

---

13. The federal committee was sent an Informational Notice on May 27, 1994 asking the committee to clarify the underreporting on the Schedule B. According to the Reports Analysis Division, no response has been received.

4043600372

value. He does not present an alternative allocation method that shows Respondents using more of the total computer services than what they paid for.<sup>14</sup>

Respondents state that the federal committee subleased a computer from the non-federal committee, based on what Respondents claim is a reasonable allocation method. Respondents later clarified that under this method the federal committee paid for one-half of a leasing package that included computer equipment, hardware, software, and unlimited usage time. They also state that the federal committee rented the non-federal committee's mailing list twice over a six-month period.

The 1993 federal year-end report lists a disbursement of \$787.84 to "Capitol Miro Systems" for "software" on October 14, 1993 and \$1,181.08 to the non-federal committee for "computer sub lease" on December 31, 1993. Although Complainant alleges that the \$1,181.08 was below market value for a computer sublease, he

14. Complainant appears to make two separate charges. First, the non-federal disclosure reports list expenditures of \$590.54 on October 4, 1993 for "Computer Lease September," \$594.54 on October 29, 1993 for "Computer Lease October," and \$590.54 on December 4, 1993 for "Computer Lease November" which Complainant alleges are for federal use. The reports also show disbursements for computer lease for June, July, and August of \$590.54 for each month. These are not alleged to have been dedicated to federal use. Complainant does not explain how the same monthly charges were sometimes dedicated to federal use and sometimes to non-federal use.

Second, Commission public disclosure reports show that the Seastrand federal committee disbursed \$1181.08 to the Seastrand non-federal committee for "computer sub lease." The non-federal committee reported as a Miscellaneous Increase to Cash an entry for \$1181.08 for "Computer sub lease Sept., Oct., Nov., & Dec. 1993." Complainant notes that this apparent reimbursement is an underpayment, under the usual and normal charge.

240436003/3

states no facts to support that allegation.<sup>15</sup>

It is difficult to determine from the federal disclosure reports when the federal committee rented the non-federal committee's mailing list. The 1993 year-end reports do not show any disbursements for mailing list rental, nor do the 1994 first quarter reports. All computer expenses listed are for leasing, supplies or repair. It would have been legal for the federal committee to rent the non-federal committee's mailing lists as it indicated. At any rate, Complainant does not appear to have stated sufficient facts to show that the federal committee ever rented the non-federal committee's computer lists at low or no cost.

b. Postage

Complainant Stoker submitted California public disclosure documents that indicate several purchases of postage by the Seastrand non-federal account from "Postmaster": \$300 for "Bulk Mailing Permit 529" on September 20, 1993, \$580 for "Postage Stamps" on September 22, 1993, \$145 for "Postage Stamps" on October 12, 1993, \$580 for "Postage Stamps" on November 16, 1993,

---

15. Compare MUR 2695, in which similar treasurer services and legal services by the same provider appeared to cost the non-federal committee over five times as much as they cost the affiliated federal committee. Similarly, in MUR 2695, the joint employment of staff raised questions about whether salary was appropriately apportioned between the federal and non-federal committees when three-quarters was allocated to the non-federal committee.

24043600374

and \$290 for "Postage Stamps" on December 20, 1993.<sup>16</sup> Complainant Stoker marks these expenditures as for federal use although he does not indicate the basis for that assertion other than stating that "the purchase of postage stamps permits almost undetected use of those stamps for federal campaign mailings." Moreover, he provides no evidence that the non-federal campaign did not need or use postage for assembly district purposes or that the federal campaign somehow appropriated the stamps for federal campaign use.

Respondents state that the respective committees' records show that each committee paid for its own postage. Respondents' federal disclosure reports, listing amount and purpose of disbursements, show that the federal committee made its own expenditures for postage.<sup>17</sup> Thus, the federal committee appears to have been paying for its own postage.

#### 4. Travel

Complainant Stoker alleges that Ms. Seastrand traveled to promote her federal campaign with funds from her non-federal committee. Complainant Stoker fails to allege or demonstrate that any travel was mandated for federal campaign activity specifically. He vaguely asserts that some of Seastrand's travel

---

16. There is also a disclosed expenditure of \$290 for "Postage Stamps" on October 16, 1993, which Complainant has not marked as for federal use. It is unclear whether this is an oversight, or whether Complainant knows or believes that this expenditure out of the non-federal account was not for federal use.

17. The 1993 year-end report shows seven (7) entries for postage from September 20, 1993 to December 10, 1993 totaling \$3,350. The 1994 first quarter report shows forty-one (41) entries for postage from January 7, 1994 to March 31, 1994. The 1994 pre-primary report shows twenty-two (22) entries for postage from April 1, 1994 to May 17, 1994.

4043600375

as an assemblywoman took her to places where her federal campaign was discussed, but does not specify any such events. Complainant does not present an analysis of the cost figures over time to show some substantial or excessive increase during the last quarter 1993. Without facts that reveal any discussion, planning, or promotion of Seastrand's federal campaign during any of her travel between her assembly district and Sacramento, there appears to be no prohibited transfer of funds from the non-federal to the federal campaign.

Respondents state that there was no greater or lesser amount of travel between the district and the state capitol after declaring her federal candidacy than Seastrand normally traveled as an assemblywoman.<sup>18</sup> As with the postage allegation, here it appears that the non-federal and federal committees have reported separate disbursements for travel expenses during the same period.<sup>19</sup> On the face of the reports, it does not appear that the non-federal committee was subsidizing the federal committee for travel expenses.

5. Summary

In light of the foregoing, it does not appear that the non-federal committee expended prohibited non-federal funds to promote federal candidate Seastrand for federal office in

---

18. California disclosure reports show that the assemblywoman on nine occasions spent a total of \$7,008.66 on travel during the second half of 1993.

19. The federal disclosure reports show disbursements for "gasoline" and "travel" for various individuals and airfare for Seastrand, including a disbursement for a flight to Washington, D.C.

4043600376

contravention of 11 C.F.R. § 110.3(d) and 2 U.S.C. §§ 441a(a) and 441b(a). Nor does it appear that the non-federal committee had any obligation to register and report with the Commission based on the allegations in the complaints. Thus, this Office recommends that the Commission find no reason to believe that the Friends of Assemblywoman Andrea Seastrand Committee and Mildred Dostalek, as treasurer, violated 2 U.S.C. § 433, 434, 441a(a), 441b(a), and 11 C.F.R. § 110.3(d). This Office also recommends that the Commission find no reason to believe that the Friends of Andrea Seastrand Committee and Pete Agalos, as treasurer, violated 2 U.S.C. § 441a(f), 2 U.S.C. § 441b(a), and 11 C.F.R. § 110.3(d). Because Respondent Suggs, Lombardi Advertising does not appear to have made excessive contributions to the federal committee, this Office recommends that the Commission find no reason to believe that it violated 2 U.S.C. § 441a(a)(1)(A). Finally, there is no evidence that Andrea Seastrand violated any provision of the Act.


III. RECOMMENDATIONS

1. Find no reason to believe that the Friends of Assemblywoman Andrea Seastrand Committee, and Mildred Dostalek, as treasurer, violated 2 U.S.C. § 433, 2 U.S.C. § 434, 2 U.S.C. § 441a(a), 2 U.S.C. § 441b(a), and 11 C.F.R. § 110.3(d) in MUR 3855 and MUR 3937.
2. Find no reason to believe that the Friends of Andrea Seastrand for Congress Committee and Pete Agalos, as treasurer, violated 2 U.S.C. § 441a(f), 2 U.S.C. § 441b(a), and 11 C.F.R. § 110.3(d) in MUR 3855 and MUR 3937.
3. Find no reason to believe that Andrea Seastrand violated any provision of the Act in MUR 3855 and MUR 3937.
4. Find no reason to believe that Suggs, Lombardi Advertising violated 2 U.S.C. § 441a(a)(1)(A) in MUR 3855 and MUR 3937.

4043600377

5. Close the files.
6. Approve the appropriate letters.

Lawrence M. Noble  
General Counsel

Date 10/28/94 BY:   
Lois G. Lerner  
Associate General Counsel

**Attachments**

1. Responses of Andrea Seastrand, Friends of Assemblywoman Andrea Seastrand Committee and Mildred Dostalek, as treasurer, Friends of Andrea Seastrand Committee and Pete Agalos, as treasurer
2. Responses of Suggs, Lombardi Advertising

4043600378

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
Andrea Seastrand;	)	MURs 3855/
Friends of Andrea Seastrand for Congress	)	3937
Committee and Pete Agalos, as treasurer;	)	
Friends of Assemblywoman Andrea Seastrand	)	
(33 Club) Committee and Mildred Dostalek,	)	
as treasurer;	)	
Suggs, Lombardi Advertising.	)	

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on November 4, 1994, the Commission decided by a vote of 5-0 to take the following actions in MURs 3855/3937:

1. Find no reason to believe that the Friends of Assemblywoman Andrea Seastrand Committee, and Mildred Dostalek, as treasurer, violated 2 U.S.C. § 433, 2 U.S.C. § 434, 2 U.S.C. § 441a(a), 2 U.S.C. § 441b(a) and 11 C.F.R. § 110.3(d) in MUR 3855 and MUR 3937.
2. Find no reason to believe that the Friends of Andrea Seastrand for Congress Committee and Pete Agalos, as treasurer, violated 2 U.S.C. § 441a(f), 2 U.S.C. § 441b(a), and 11 C.F.R. § 110.3(d) in MUR 3855 and MUR 3937.
3. Find no reason to believe that Andrea Seastrand violated any provision of the Act in MUR 3855 and MUR 3937.
4. Find no reason to believe that Suggs, Lombardi Advertising violated 2 U.S.C. § 441a(a)(1)(A) in MUR 3855 and MUR 3937.

(Continued)

240436003/9

5. Close the files.
  
6. Approve the appropriate letters, as recommended in the General Counsel's Report dated October 28, 1994.

Commissioners Aikens, Elliott, McDonald, McGarry, and Potter voted affirmatively for the decision; Commissioner Thomas did not cast a vote.

Attest:

11-4-94  
Date

Delores Hardy  
for Marjorie W. Emery  
Secretary of the Commission

Received in the Secretariat: Mon., Oct 31, 1994 3:57 p.m.  
Circulated to the Commission: Tues., Nov 01, 1994 11:00 a.m.  
Deadline for vote: Fri., Nov 04, 1994 4:00 p.m.

esh

24043600330



FEDERAL ELECTION COMMISSION  
WASHINGTON DC 20463

November 15, 1994

Peter A. Bagatelos, Esq.  
Bagatelos & Fadem  
The International Building  
601 California Street, Suite 1801  
San Francisco, CA 94108

RE: MUR 3855/MUR 3937  
Friends of Assemblywoman Andrea Seastrand  
Committee and  
Mildred Dostalek, as treasurer  
Friends of Andrea Seastrand for Congress  
Committee and  
Pete Agalos, as treasurer  
Andrea Seastrand

Dear Mr. Bagatelos:

On January 31, 1994, the Federal Election Commission notified your clients of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended ("the Act"). This complaint was designated MUR 3855. On March 7, 1994, the Commission notified your clients of an additional complaint alleging similar violations of the Act. This complaint was designated MUR 3937.

On November 4, 1994, the Commission found, on the basis of the information in the complaints, and information provided by you on behalf of your clients, that there is no reason to believe that the Friends of Assemblywoman Andrea Seastrand Committee and Mildred Dostalek, as treasurer, violated 2 U.S.C. §§ 433, 434, 441a(a), 441b(a) and 11 C.F.R. § 110.3(d) in MUR 3855 and MUR 3897. The Commission found no reason to believe that the Friends of Andrea Seastrand for Congress Committee and Pete Agalos, as treasurer, violated 2 U.S.C. §§ 441a(f), 441b(a), and 11 C.F.R. § 110.3(d) in MUR 3855 and MUR 3937. The Commission found no reason to believe that Andrea Seastrand violated any provisions of the Act in MUR 3855 and MUR 3937. Accordingly, the Commission closed the file in each of these matters.

The confidentiality provisions at 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. In addition, although the complete file must be placed on the public record within 30 days, this could occur at any time following certification of

24043600331

Peter A. Bagatelos, Esq.  
Page 2

the Commission's vote. If you wish to submit any factual or legal materials to appear on the public record, please do so as soon as possible. While the file may be placed on the public record before receiving your additional materials, any permissible submissions will be added to the public record upon receipt.

Sincerely,

Lawrence M. Noble  
General Counsel



BY: Lois G. Lerner  
Associate General Counsel

Enclosure  
General Counsel's Report

24043600382



FEDERAL ELECTION COMMISSION  
WASHINGTON DC 20463

November 15, 1994

Mr. Stephen Lombardi  
Suggs, Lombardi Advertising  
520 Higuera Street  
San Luis Obispo, CA 93401

RE: MUR 3855/MUR 3937  
Suggs, Lombardi Advertising

Dear Mr. Lombardi:

On January 31, 1994, the Federal Election Commission notified you of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended ("the Act"). This complaint was designated as MUR 3855. On March 7, 1994, the Commission notified you of another complaint alleging similar violations of the Act, designated as MUR 3937.

On November 4, 1994, the Commission found, on the basis of the information in the complaints, and information provided by you, that there is no reason to believe Suggs, Lombardi Advertising violated 2 U.S.C. § 441a(a)(1)(A) in MUR 3855 and MUR 3937. Accordingly, the Commission closed the file in each of these matters.

The confidentiality provisions at 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. In addition, although the complete file must be placed on the public record within 30 days, this could occur at any time following certification of the Commission's vote. If you wish to submit any factual or legal materials to appear on the public record, please do so as soon as possible. While the file may be placed on the public record before receiving your additional materials, any permissible submissions will be added to the public record upon receipt.

Sincerely,

Lawrence M. Noble  
General Counsel

BY: Lois G. Lerner  
Associate General Counsel

Enclosure  
General Counsel's Report

2 4 0 4 3 6 0 0 3 6 3



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

November 15, 1994

**CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

Charles H. Bell, Jr., Esq.  
Bell, McAndrews & Hiltachk  
555 Capitol Mall, Suite 530  
Sacramento, CA 95814

RE: MUR 3855/MUR 3937  
Mike Stoker for Congress Committee

Dear Mr. Bell:

On November 4, 1994, the Federal Election Commission reviewed the allegations of your complaint filed on February 28, 1994 on behalf of the Mike Stoker for Congress Committee (MUR 3937), and a complaint involving similar issues filed on January 21, 1994 (MUR 3855). The Commission found that on the basis of the information provided in your complaint, and information provided by Respondents, there is no reason to believe that the Friends of Assemblywoman Andrea Seastrand Committee and Mildred Dostalek, as treasurer, violated 2 U.S.C. §§ 433, 434, 441a(a), 441b(a) and 11 C.F.R. § 110.3(d) in MUR 3855 and MUR 3897. The Commission found no reason to believe that the Friends of Andrea Seastrand for Congress Committee and Pete Agalos, as treasurer, violated 2 U.S.C. §§ 441a(f), 441b(a), and 11 C.F.R. § 110.3(d) in MUR 3855 and MUR 3937. The Commission found no reason to believe that Andrea Seastrand violated any provision of the Act in MUR 3855 and MUR 3937 and the Commission found no reason to believe that Suggs, Lombardi Advertising violated 2 U.S.C. § 441a(a)(1)(A) in MUR 3855 and MUR 3937. Accordingly, the Commission closed the file in each these matters.

The Federal Election Campaign Act of 1971, as amended ("the Act") allows a complainant to seek judicial review of the Commission's dismissal of this action. See 2 U.S.C. § 437g(a)(8).

Sincerely,

Lawrence M. Noble  
General Counsel

BY: Lois G. Lerner  
Associate General Counsel

Enclosure  
General Counsel's Report

4043600334



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 3937

DATE FILMED 12-14-94 CAMERA NO. 2

CAMERAMAN JMN

4043600385