



FEDERAL ELECTION COMMISSION
WASHINGTON, D C 20463

THIS IS THE BEGINNING OF MUR # 4009

DATE FILMED 10-3-94 CAMERA NO. 2

CAMERAMAN Jm14

94043585390

REPORTS ANALYSIS REFERRAL

TO

OFFICE OF GENERAL COUNSEL

DATE: March 17, 1994

ANALYST: KENNETH DAVIS

I. COMMITTEE: Watkins Associated Industries Inc.
Employees for Good Government
Committee (Watkins-PAC)
(C00142307)
T.R. Wade, Treasurer
P.O. Box 1738
Atlanta, GA 30301

II. RELEVANT STATUTE: 2 U.S.C. § 441a(a)(1)(C)

III. BACKGROUND:

Receipt of Excessive Contributions

The 1993 Mid-Year Report of the Watkins Associated Industries Inc. Employees For Good Government Committee ("the Committee") disclosed \$20,000 in receipts from each of the following persons: William A. Freeman on June 8, 1993, Bill Watkins on June 8, 1993, Kimberly H. Watkins on June 9, 1993, John F. Watkins on June 15, 1993, W. B. Watkins, IV on June 15, 1993 and George Watkins on June 15, 1993. This resulted in an apparent excessive contribution of \$15,000 from each individual for a total amount of \$90,000 in apparent excessive contributions (Attachment 2).

A Request for Additional Information ("RFAI") was mailed to the Committee on November 3, 1993, informing them of the apparent excessive contributions. The RFAI explained that an individual may not make a contribution to a committee in excess of \$5,000 per year, and that the Committee may wish to provide clarifying information regarding the apparent excessive contributions. The RFAI also stated that while the Commission may take further legal steps, prompt action to refund the excessive amount would be taken into consideration (Attachment 3).

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WATKINS ASSOCIATED INDUSTRIES INC.
EMPLOYEES FOR GOVERNMENT
COMMITTEE (WATKINS-PAC)
REPORTS ANALYSIS OGC REFERRAL
PAGE 2

On November 11, 1993, a written response from the Committee was filed. This response included copies of refund checks dated November 11, 1993 to the six (6) individuals for \$15,000 each (Attachment 4). The refunds were reported on the committee's 1993 Year End Report (Attachment 5).

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FEDERAL ELECTION COMMISSION
1993-1994
COMMITTEE INDEX OF DISCLOSURE DOCUMENTS - (C)

DATE 10/26/94

PAGE 1

COMMITTEE	DOCUMENT	RECEIPTS	DISBURSEMENTS	COVERAGE DATES	PAGES	LOCATION
				1 OF RECAPITULATION TYPE OF FILER		
WATKINS ASSOCIATED INDUSTRIES INC EMPLOYEES FOR GOOD GOVERNMENT COMMITTEE (WATKINS-PAC) ID #C00142307 NON-PARTY QUALIFIED						
CONNECTED ORGANIZATION: WATKINS ASSOCIATED INDUSTRIES INC						
	1993 MID-YEAR REPORT	121,357	3,070	1JAN93 -30JUN93	8	93FEC/040/3159
	MID-YEAR REPORT - AMENDMENT	-	-	1JAN93 -30JUN93	8	93FEC/044/3123
	REQUEST FOR ADDITIONAL INFORMATION			1JAN93 -30JUN93	5	93FEC/065/4115
	YEAR-END	56,270	101,543	1JUL93 -31DEC93	8	94FEC/075/3795
	TOTAL	177,627	0 104,613 0		29	TOTAL PAGES

All reports listed have been reviewed.

Ending Cash on Hand as of 12/31/93:

\$126,090.38

Outstanding debts owed by the Committee:

\$ 0.00

Outstanding debts owed to the Committee:

\$ 0.00

24043585393

116.1

NAME OF EMPLOYER IN THE WATKINS ASSOCIATED INDUSTRIES, INC. EMPLOYEES FOR GOOD GOVERNMENT COMMITTEE (WATKINS PAC)

A. Full Name, Mailing Address and ZIP Code Henry Collins 745 Davis Mill Road Lawrenceville GA 30243 Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Name of Employer Watkins Motor Lines Occupation Dir. Contractor Aff. Aggregate Year-to-Date > 6	Date Received, day, year 6-30-93	Amount of Cash Receipts this Period 223.20
B. Full Name, Mailing Address and ZIP Code Wendell H. Spence 520 Juniper Place West Palm Beach FL 33414 Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Name of Employer Watkins Motor Lines Occupation Terminal Mgr. Aggregate Year-to-Date > 6	Date Received, day, year 6-30-93	Amount of Cash Receipts this Period 255.60
C. Full Name, Mailing Address and ZIP Code James Miller P O Box 95002 Lakeland FL 33804-5002 Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Name of Employer Watkins Motor Lines Occupation Exec. V.P. - Oper. Aggregate Year-to-Date > 6	Date Received, day, year 6-30-93	Amount of Cash Receipts this Period 150.00
D. Full Name, Mailing Address and ZIP Code William A. Freeman 2000 Chestnut Drive Stone Mountain GA 30087 Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Name of Employer Watkins Associated Industries, Inc. Occupation President Aggregate Year-to-Date > 6	Date Received, day, year 6-8-93	Amount of Cash Receipts this Period 20,000.00
E. Full Name, Mailing Address and ZIP Code Bill Watkins P O Box 1730 Atlanta GA 30301 Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Name of Employer Watkins Associated Industries, Inc. Occupation Chairman Aggregate Year-to-Date > 6	Date Received, day, year 6-8-93	Amount of Cash Receipts this Period 20,000.00
F. Full Name, Mailing Address and ZIP Code Kimberly H. Watkins 4444 Sentinel View Atlanta GA 30327 Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Name of Employer Wilbur Properties, Inc. Occupation Vice President Aggregate Year-to-Date > 6	Date Received, day, year 6-9-93	Amount of Cash Receipts this Period 20,000.00
G. Full Name, Mailing Address and ZIP Code John F. Watkins P O Box 95002 Lakeland FL 33804 Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Name of Employer Watkins Motor Lines, Inc. Occupation President Aggregate Year-to-Date > 6	Date Received, day, year 6-15-93	Amount of Cash Receipts this Period 20,000.00

KD

SUBTOTAL of Receipts This Page (optional)	80,628.80
TOTAL THIS PERIOD (Receipts and the number only)	

SCHEDULE A

FINANCIAL RECEIPTS

 This receipt is to be
 attached to the
 General Summary Page

 Form 11a-1
 11a-1

Any information copied from this receipt and furnished may not be sold or used by any person for the purpose of obtaining 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 **WATKINS ASSOCIATED INDUSTRIES, INC., EMPLOYEES FOR GOOD GOVERNMENT COMMITTEE, INC. (WATKINS PAC)**

A. Full Name, Mailing Address and ZIP Code W. B. Watkins, IV P O Box 95002 Lakeland FL 33804	Name of Employer Watkins Motor Lines, Inc.	Date (month, day, year) 6-15-93	Amount of Cash Receipt this Period 20,000.00
Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Occupation Chairman Aggregate Year-to-Date > 8 20,000.00		
B. Full Name, Mailing Address and ZIP Code George Watkins 4816 N Hesperides Tampa FL 33614	Name of Employer Tampa Maid Sea Products, Inc.	Date (month, day, year) 6-15-93	Amount of Cash Receipt this Period 20,000.00
Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Occupation Chairman Aggregate Year-to-Date > 8 20,000.00		
C. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Cash Receipt this Period
Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Occupation Aggregate Year-to-Date > 8		
D. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Cash Receipt this Period
Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Occupation Aggregate Year-to-Date > 8		
E. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Cash Receipt this Period
Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Occupation Aggregate Year-to-Date > 8		
F. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Cash Receipt this Period
Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Occupation Aggregate Year-to-Date > 8		
G. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Cash Receipt this Period
Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Occupation Aggregate Year-to-Date > 8		

SUBTOTAL of Receipts This Page (optional)

40,000.00

TOTAL This Period (fill page one line number only)

120,628.80

 58835136925
 403483



FEDERAL ELECTION COMMISSION

WASHINGTON D.C. 20543

RG-2

T.R. Wade, Treasurer
Watkins Associated Industries, Inc.
Employees For Good Government
Committee (Watkins-PAC)
P.O. Box 1738
Atlanta, GA 30301

NOV 3 1993

Identification Number: C00142307

Reference: Mid-Year Report (1/1/93-6/30/93)

Dear Treasurer:

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

-Schedule A of your report (pertinent portion(s) attached) discloses a contribution(s) which appears to exceed the limits set forth in the Act. The Act precludes a committee from receiving contributions from another political committee or person in excess of \$5,000 per calendar year. (2 U.S.C. §6612(f) and 11 CFR §110.1(d))

If the contribution(s) in question was incompletely or incorrectly disclosed, you should amend your original report with the clarifying information. If the contribution(s) you received exceeds the limits, you should either refund to the donor the amount in excess of \$5,000 or, if appropriate, seek reattribution of the contribution pursuant to 11 CFR §110.1(h). Alternatively, if you choose to transfer the funds to an account not used to influence federal elections, the Commission advises that you inform the contributor in writing and provide the contributor with the option of receiving a refund. You may wish to seek a written authorization (either before or after the transfer-out) from the donor for any transfer-out to protect the donor's interests. (11 CFR §103.3(b) and 110.1(h))

Please inform the Commission immediately in writing and provide a photocopy of your check for the refund or transfer-out. In the best interests of the committee, all refunds, reattributions and transfers-out should be made within sixty (60) days of the treasurer's receipt

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WATKINS ASSOCIATED INDUSTRIES, INC.
EMPLOYEE FOR GOOD GOVERNMENT
COMMITTEE (WATKINS-EGG)
PAGE 2

of the contribution. See 11 CFR §103.3(b). Refunds and transfers-out should be disclosed on a supporting Schedule B for Line 28 or 22 of the report covering the period during which they are made. Reattributions are reported as memo entries on Schedule A of the report covering the period during which the authorization for the reattribution is received.

Although the Commission may take further legal steps regarding the acceptance of an excessive contribution(s), prompt action by you to refund, seek reattribution and/or transfer-out the excessive amount will be taken into consideration.

A written response or an amendment to your original report(s) correcting the above problem(s) should be filed with the Federal Election Commission within fifteen (15) days of the date of this letter. If you need assistance, please feel free to contact me on our toll-free number, (800) 424-9530. My local number is (702) 219-3500.

Sincerely,

Kenneth Davis, Jr.

Kenneth A. Davis, Jr.
Reports Analyst
Reports Analysis Division

2243043385378

WATKINS

ASSOCIATED INDUSTRIES, INC.

P O BOX 1738

ATLANTA, GEORGIA 30371

EMPLOYEES FOR GOOD GOVERNMENT COMMITTEE INC
NOV 11 1993

November 11, 1993

Mr. Kenneth A. Davis, Jr, Reports Analyst
Reports Analysis Division
Federal Election Commission
Washington DC 20463

Identification Number: C00142307

Reference: Mid-Year Report (1/1/93-6/30/93)

Dear Mr. Davis:

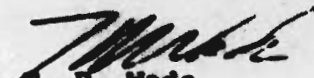
Thank you very much for your letter of November 3, 1993. We appreciate your attention to our referenced report and wish to advise you of the following steps that we have taken to comply with your instructions and Code (2 U.S.C. §441a(f) and 11 CFR §110.1(d).

Enclosed are copies of the checks to the six individuals in question directly refunding the overage to each contributor.

We appreciate your diligence and apologize for our mistake in accepting this overage.

If you have any questions, please feel free to contact me at 404-262-0888.

Sincerely,


T. R. Wade
Treasurer

TRW:ras
Enc.

RECEIVED
FEDERAL ELECTION COMMISSION
NOV 16 11 20 AM '93

WATKINS PAC

BILL WATKINS, CHAIRMAN · GEORGE WATKINS, PRESIDENT · T. R. WADE, SECRETARY/TREASURER

WATKINS F&B
P O BOX 1100 404 570-0001
ATLANTA, GEORGIA 30371

330

November 11, 1993

PAY TO THE ORDER OF William A. Freeman

\$ 15,000.00

Fifteen Thousand and no/100-----

DOLLARS

C&S The Citizens and Southern
National Bank
Atlanta, Georgia

WATKINS F&B

FOR Contribution Refund

⑈000330⑈ ⑆061000052⑆ 008 16 157⑈

Treasurer

WATKINS F&B

P O BOX 1100 404 570-0001
ATLANTA, GEORGIA 30371

331

November 11, 1993

PAY TO THE ORDER OF Bill Watkins

\$ 15,000.00

Fifteen Thousand and no/100-----

DOLLARS

C&S The Citizens and Southern
National Bank
Atlanta, Georgia

WATKINS F&B

FOR Contribution Refund

⑈000331⑈ ⑆061000052⑆ 008 16 157⑈

Treasurer

WATKINS F&B

P O BOX 1100 404 570-0001
ATLANTA, GEORGIA 30371

335

November 11, 1993

PAY TO THE ORDER OF George Watkins

\$ 15,000.00

Fifteen Thousand and no/100-----

DOLLARS

C&S The Citizens and Southern
National Bank
Atlanta, Georgia

WATKINS F&B

FOR Contribution Refund

⑈000335⑈ ⑆061000052⑆ 008 16 157⑈

Treasurer

WATKINS PAD
P O BOX 1700 404 870-0041
ATLANTA, GEORGIA 30371

332

November 11, 1993

~~11~~

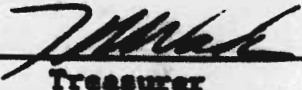
Pay to the order of Kimberly M. Watkins \$15,000.00

Fifteen Thousand and no/100-----DOLLARS

 The Citizens and Southern
National Bank
Atlanta, Georgia

WATKINS PAD

For Contribution Refund

⑈000332⑈ ⑈061000052⑈ 008 16 157⑈  Treasurer

WATKINS PAD

P O BOX 1700 404 870-0041
ATLANTA, GEORGIA 30371

333

November 11, 1993

~~11~~

Pay to the order of Iona F. Watkins \$15,000.00

Fifteen Thousand and no/100-----DOLLARS

 The Citizens and Southern
National Bank
Atlanta, Georgia

WATKINS PAD

For Contribution Refund

⑈000333⑈ ⑈061000052⑈ 008 16 157⑈  Treasurer

WATKINS PAD

P O BOX 1700 404 870-0041
ATLANTA, GEORGIA 30371

334

November 11, 1993

~~11~~

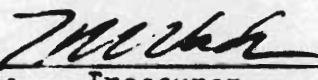
Pay to the order of W. B. Watkins, IV \$15,000.00

Fifteen Thousand and no/100-----DOLLARS

 The Citizens and Southern
National Bank
Atlanta, Georgia

WATKINS PAD

For Contribution Refund

⑈000334⑈ ⑈061000052⑈ 008 16 157⑈  Treasurer

9934003

Attachment 5

SCHEDULE B

ITEMIZED DISBURSEMENTS

Use separate schedules
for each category of the
Detailed Summary PagePAGE 1
FOR LINE NUMBER 18

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

NAME OF COMMITTEE (in Full) **WATKINS ASSOCIATED INDUSTRIES, INC. EMPLOYEES FOR GOOD GOVERNMENT COMMITTEE, INC. (WATKINS PAC)**

A. Full Name, Mailing Address and ZIP Code William A. Freeman 2083 Gunstock Drive Stone Mountain GA 30087	Purpose of Disbursement Contribution Overage Refund Disbursement for ☐ Primary ☐ General ☒ Other (specify) Refund	Date (month, day, year) 11-11-93	Amount of Each Disbursement This Period 15,000.00
B. Full Name, Mailing Address and ZIP Code Bill Watkins P O Box 1738 Atlanta GA 30301	Purpose of Disbursement Contribution Overage Refund Disbursement for ☐ Primary ☐ General ☒ Other (specify) Refund	Date (month, day, year) 11-11-93	Amount of Each Disbursement This Period 15,000.00
C. Full Name, Mailing Address and ZIP Code Kimberly M. Watkins 4444 Sentinel View Atlanta GA 30327	Purpose of Disbursement Contribution Overage Refund Disbursement for ☐ Primary ☐ General ☒ Other (specify) Refund	Date (month, day, year) 11-11-93	Amount of Each Disbursement This Period 15,000.00
D. Full Name, Mailing Address and ZIP Code John F. Watkins P O Box 95002 Lakeland FL 33804	Purpose of Disbursement Contribution Overage Refund Disbursement for ☐ Primary ☐ General ☒ Other (specify) Refund	Date (month, day, year) 11-11-93	Amount of Each Disbursement This Period 15,000.00
E. Full Name, Mailing Address and ZIP Code W. B. Watkins, IV P O Box 95002 Lakeland FL 33804	Purpose of Disbursement Contribution Overage Refund Disbursement for ☐ Primary ☐ General ☐ Other (specify)	Date (month, day, year) 11-11-93	Amount of Each Disbursement This Period 15,000.00
F. Full Name, Mailing Address and ZIP Code George Watkins 4816 N Hesperides Tampa FL 33614	Purpose of Disbursement Contribution Overage Refund Disbursement for ☐ Primary ☐ General ☒ Other (specify) Refund	Date (month, day, year) 11-11-93	Amount of Each Disbursement This Period 15,000.00
G. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for ☐ Primary ☐ General ☐ Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
H. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for ☐ Primary ☐ General ☐ Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
I. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for ☐ Primary ☐ General ☐ Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period

SUBTOTAL of Disbursements This Page (optional)

TOTAL This Period (last page this line number only)

90,000.00

24043585401
240387531

FEDERAL ELECTION COMMISSION

999 E Street, N.W.
Washington, D.C. 20406

RECEIVED
FEDERAL ELECTION
COMMISSION
SECRETARIAT

30 9 43 AM '94

SENSITIVE

FIRST GENERAL COUNSEL'S REPORT

RAD Referral # 94L-19
Date Activated: April 8, 1994
Staff Member: Anne Weissenborn

SOURCE: INTERNALLY GENERATED

RESPONDENTS: Watkins Associated Industries, Inc., Employees
for Good Government Committee ("Watkins-PAC")
T.R. Wade, as treasurer
William A. Freeman
Bill Watkins
Kimberly M. Watkins
John F. Watkins
W.B. Watkins, IV
George Watkins

RELEVANT STATUTES: 2 U.S.C. § 441a(a)(1)(C)
2 U.S.C. § 441a(f)

INTERNAL REPORTS CHECKED: Watkins-PAC Disclosure Reports
Dun and Bradstreet Dunsprint Service

I. GENERATION OF MATTER

This matter was initiated by a referral from the Reports Analysis Division dated March 17, 1994. (Attachment 1). According to information contained in the 1993 Mid-Year Report filed with the Commission by the Watkins-PAC, this committee received six \$20,000 contributions in June, 1993 from officers of the committee's connected organization and of three of that company's subsidiaries. In its 1993 Year End Report the Watkins-PAC reported refunds on November 11, 1993 of \$15,000 apiece to each of these six individuals. Copies of the refund checks were included with the committee's response to the Request

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for Additional Information sent by the Reports Analysis Division to Watkins-PAC on November 3, 1993.¹

II. FACTUAL AND LEGAL ANALYSIS

Based on the Factual and Legal Analyses (Attachment 2), this Office recommends that the Commission find reason to believe that the Watkins Associated Industries, Inc., Employees for Good Government Committee and T.R. Wade, as treasurer, violated 2 U.S.C. § 441a(f), and that William A. Freeman, Bill Watkins, Kimberly M. Watkins, John F. Watkins, W.B. Watkins, IV, and George Watkins violated 2 U.S.C. § 441a(a)(1)(C).

III. DISCUSSION OF CONCILIATION AND CIVIL PENALTY

This Office recommends that the Commission offer to enter into conciliation with the committee and its treasurer, and with each of the individual respondents, prior to findings of probable cause to believe. Attached for the Commission's approval are proposed conciliation agreements.

1. It does not appear from the Committee's reports that the \$15,000 excessive contribution was spent. The Committee had \$53,076 in cash on hand as of January 1, 1993 and received \$31,357 in legal contributions between that date and June 30, 1993 for a total of \$84,434 which could be used to make contributions and other expenditures. No additional contributions were received between July 1 and November 11, the date of the refunds; expenditures in addition to the refunds during that same period included only \$11,500 in contributions to candidates and committees and \$43.81 in other disbursements.

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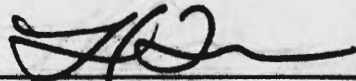
IV. RECOMMENDATIONS

1. Open a MUR.
2. Find reason to believe that William A. Freeman, Bill Watkins, Kimberly M. Watkins, John F. Watkins, W.B. Watkins, IV, and George Watkins violated 2 U.S.C. § 441a(a)(1)(C), and enter into conciliation prior to findings of probable cause to believe.
3. Find reason to believe that the Watkins Associated Industries, Inc., Employees For Good Government Committee and T.R. Wade, as treasurer, violated 2 U.S.C. § 441a(f), and enter into conciliation prior to a finding of probable cause to believe.
4. Approve the attached Factual and Legal Analyses and proposed conciliation agreements.
5. Approve the appropriate letters.

Lawrence M. Noble
General Counsel

6/29/94
Date

BY:


Lois G. Lerner
Associate General Counsel

Attachments:

1. Referral Materials
2. Factual and Legal Analyses (7)
3. Conciliation Agreements (7)

94043585404



FEDERAL ELECTION COMMISSION
WASHINGTON DC 20463

MEMORANDUM

TO: LAWRENCE M. NOBLE
GENERAL COUNSEL

FROM: MARJORIE W. EMMONS/MICHAEL C. KENNEY ^{MCK}
COMMISSION SECRETARY

DATE: JULY 6, 1994

SUBJECT: RAD REFERRAL #94L-19 - FIRST GENERAL COUNSEL'S
REPORT DATED JUNE 29, 1994.

The above-captioned document was circulated to the
Commission on Thursday, June 30, 1994 at 4:00.

Objection(s) have been received from the
Commissioner(s) as indicated by the name(s) checked below:

Commissioner Aikens	_____
Commissioner Elliott	_____
Commissioner McDonald	_____
Commissioner McGarry	_____
Commissioner Potter	<u>XXX</u>
Commissioner Thomas	_____

This matter will be placed on the meeting agenda
for Tuesday, July 12, 1994.

Please notify us who will represent your Division before
the Commission on this matter.

24043585405

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)

Watkins Associated Industries, Inc.)

Employees for Good Government)

Committee ("Watkins-PAC");)

T.R. Wade, as treasurer;)

William A. Freeman;)

Bill Watkins;)

Kimberly M. Watkins;)

John F. Watkins;)

W.B. Watkins, IV;)

George Watkins)

RAD Referral

#94L-19

MUR 4009

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session on July 12, 1994, do hereby certify that the Commission decided by a vote of 6-0 to take the following actions with respect to RAD Referral #94L-19:

1. Open a MUR.
2. Find reason to believe that William A. Freeman, Bill Watkins, Kimberly M. Watkins, John F. Watkins, W.B. Watkins, IV, and George Watkins violated 2 U.S.C. § 441a(a)(1)(C), and enter into conciliation prior to findings of probable cause to believe.

(continued)

24043585406

Federal Election Commission
Certification for RAD Referral
#94L-19
July 12, 1994

Page 2

3. Find reason to believe that the Watkins Associated Industries, Inc., Employees For Good Government Committee and T.R. Wade, as treasurer, violated 2 U.S.C. § 441a(f), and enter into conciliation prior to a finding of probable cause to believe.
4. Approve the Factual and Legal Analyses and proposed conciliation agreements recommended in the General Counsel's report dated June 29, 1994.
5. Approve the appropriate letters recommended in the General Counsel's report dated June 29, 1994.

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

Attest:

7-13-94
Date

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

24043585407



FEDERAL ELECTION COMMISSION

WASHINGTON, DC 20461

JULY 21, 1994

Bill Watkins
P.O. Box 1738
Atlanta, Georgia 30301

RE: MUR 4009

Dear Mr. Watkins:

On July 12, 1994, the Federal Election Commission found that there is reason to believe you violated 2 U.S.C. § 441a(a)(1)(C), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The Factual and Legal Analysis, which formed a basis for the Commission's finding, is attached for your information.

You may submit any factual or legal materials that you believe are relevant to the Commission's consideration of this matter. Please submit such materials to the General Counsel's Office within 15 days of your receipt of this letter. Where appropriate, statements should be submitted under oath. In the absence of additional information, the Commission may find probable cause to believe that a violation has occurred and proceed with conciliation.

In order to expedite the resolution of this matter, the Commission has also decided to offer to enter into negotiations directed toward reaching a conciliation agreement in settlement of this matter prior to a finding of probable cause to believe. Enclosed is a conciliation agreement that the Commission has approved.

If you are interested in expediting the resolution of this matter by pursuing pre-probable cause conciliation, and if you agree with the provisions of the enclosed agreement, please sign and return the agreement, along with the civil penalty, to the Commission. In light of the fact that conciliation negotiations, prior to a finding of probable cause to believe, are limited to a maximum of 30 days, you should respond to this notification as soon as possible.

Requests for extensions of time will not be routinely granted. Requests must be made in writing at least five days prior to the due date of the response and specific good cause must be demonstrated. In addition, the Office of the General Counsel ordinarily will not give extensions beyond 20 days.

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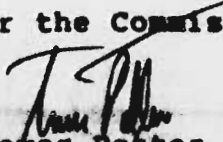
Bill Watkins
Page 2

If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form stating the name, address, and telephone number of such counsel, and authorizing such counsel to receive any notifications and other communications from the Commission.

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

For your information, we have enclosed a brief description of the Commission's procedures for handling possible violations of the Act. If you have any questions, please contact Anne A. Weissenborn, the attorney assigned to this matter, at (202) 219-3400.

For the Commission,


Trevor Potter
Chairman

Enclosures

Factual and Legal Analysis
Conciliation agreement
Procedures
Designation of Counsel Form

94043585409

**FEDERAL ELECTION COMMISSION
FACTUAL AND LEGAL ANALYSIS**

RESPONDENT: Bill Watkins

This matter was generated based on information ascertained by the Federal Election Commission ("the Commission") in the normal course of carrying out its supervisory responsibilities. See 2 U.S.C. § 437g(a)(2).

According to information contained in the 1993 Mid-Year Report filed with the Commission by the Watkins Associated Industries, Inc., Employees for Good Government Committee ("Watkins-PAC"), Bill Watkins, Chairman of Watkins Associated Industries, made a \$20,000 contribution to Watkins-PAC on June 8, 1993. In its 1993 Year End Report, Watkins-PAC reported a refund of \$15,000 to Mr. Watkins on November 11, 1993.

2 U.S.C. § 441a(a)(1)(C) limits to \$5,000 the amount which any person may contribute to any political committee, other than an authorized committee or a national party committee, in any calendar year. 2 U.S.C. § 441b(a) prohibits corporations from making contributions or expenditures in connection with any federal election. The definition of "contribution or expenditure" at 2 U.S.C. § 441b(b)(2) does not include "the establishment, administration and solicitation of contributions to a separate, segregated fund to be utilized for political purposes by a corporation" Solicitations by a corporation or its separate, segregated fund for such a fund may be sent to a

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corporation's stockholders or executive or administrative personnel and their families.

Contributions which on their face exceed the statutory limitations may either be deposited into a committee account or returned to the contributors. If, within sixty days of receipt of the contributions, the treasurer either obtains redesignations or reattributions of the excessive amounts, where appropriate, or makes refunds, and if the committee has not spent any of the excessive contributions, the Commission does not treat the contributions as excessive. 11 C.F.R. § 103.3(b)(3) and (4).

Bill Watkins, as chairman of Watkins Associated Industries, Inc., was eligible to make contributions to Watkins-PAC. On the other hand, his contribution of \$20,000 to the committee exceeded his \$5,000 limitation by \$15,000. The refund of the excessive amount was not made by Watkins-PAC until approximately five months after the receipt of the contribution. Therefore, there is reason to believe that Bill Watkins violated 2 U.S.C. § 441a(a)(1)(C).

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

JULY 21, 1994

**Kimberly M. Watkins
4444 Sentinel View
Atlanta, Georgia 30327**

RE: MUR 4009

Dear Ms. Watkins:

On July 12, 1994, the Federal Election Commission found that there is reason to believe you violated 2 U.S.C. § 441a(a)(1)(C), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The Factual and Legal Analysis, which formed a basis for the Commission's finding, is attached for your information.

You may submit any factual or legal materials that you believe are relevant to the Commission's consideration of this matter. Please submit such materials to the General Counsel's Office within 15 days of your receipt of this letter. Where appropriate, statements should be submitted under oath. In the absence of additional information, the Commission may find probable cause to believe that a violation has occurred and proceed with conciliation.

In order to expedite the resolution of this matter, the Commission has also decided to offer to enter into negotiations directed toward reaching a conciliation agreement in settlement of this matter prior to a finding of probable cause to believe. Enclosed is a conciliation agreement that the Commission has approved.

If you are interested in expediting the resolution of this matter by pursuing pre-probable cause conciliation, and if you agree with the provisions of the enclosed agreement, please sign and return the agreement, along with the civil penalty, to the Commission. In light of the fact that conciliation negotiations, prior to a finding of probable cause to believe, are limited to a maximum of 30 days, you should respond to this notification as soon as possible.

Requests for extensions of time will not be routinely granted. Requests must be made in writing at least five days prior to the due date of the response and specific good cause must be demonstrated. In addition, the Office of the General Counsel ordinarily will not give extensions beyond 20 days.

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Kimberly M. Watkins
Page 2

If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form stating the name, address, and telephone number of such counsel, and authorizing such counsel to receive any notifications and other communications from the Commission.

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

For your information, we have enclosed a brief description of the Commission's procedures for handling possible violations of the Act. If you have any questions, please contact Anne A. Weissenborn, the attorney assigned to this matter, at (202) 219-3400.

For the Commission,



Trevor Potter
Chairman

Enclosures

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**FEDERAL ELECTION COMMISSION
FACTUAL AND LEGAL ANALYSIS**

RESPONDENT: Kimberly N. Watkins

This matter was generated based on information ascertained by the Federal Election Commission ("the Commission") in the normal course of carrying out its supervisory responsibilities. See 2 U.S.C. § 437g(a)(2).

According to information contained in the 1993 Mid-Year Report filed with the Commission by the Watkins Associated Industries, Inc., Employees for Good Government Committee ("Watkins-PAC"), this committee received a \$20,000 contribution from Kimberly M. Watkins, Vice-President of Wilwat Properties, Inc., on June 9, 1993. In its 1993 Year End Report Watkins-PAC reported a refund of \$15,000 to Ms. Watkins on November 11, 1993.

2 U.S.C. § 441a(a)(1)(C) limits to \$5,000 the amount which any person may contribute to any political committee, other than an authorized committee or a national party committee, in any calendar year. 2 U.S.C. § 441b(a) prohibits corporations from making contributions or expenditures in connection with any federal election. The definition of "contribution or expenditure" at U.S.C. § 441b(b)(2) does not include "the establishment, administration and solicitation of contributions to a separate, segregated fund to be utilized for political purposes by a corporation" Solicitations by a corporation or its separate, segregated fund for such a fund may be sent only to a corporation's stockholders or executive or administrative personnel and their families. "A corporation may solicit the

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executive or administrative personnel of its subsidiaries, branches, divisions, and affiliates and their families."

2 U.S.C. § 441b(b)(4)(A)(i) and 11 C.F.R. § 114.5(g)(1).

Contributions which on their face exceed the statutory limitations may either be deposited into a committee account or returned to the contributors. If, within sixty days of receipt of the contributions, the treasurer either obtains redesignations or reattributions of the excessive amounts, where appropriate, or makes refunds, and if the committee has not spent any of the excessive contributions, the Commission does not treat the contributions as excessive. 11 C.F.R. § 103.3(b)(3) and (4).

Watkins Associated Industries, Inc. is based in Atlanta, Georgia. This corporation has fifteen subsidiaries, including Wilwat Properties, Inc. Thus, Kimberly M. Watkins, as an officer of Wilwat Properties, was eligible to make contributions to Watkins-PAC.

On the other hand, her contribution of \$20,000 exceeded her \$5,000 limitation by \$15,000. The refund of the excessive amount was not made by Watkins-PAC until approximately five months after receipt of the contribution. Therefore, there is reason to believe that Kimberly M. Watkins violated 2 U.S.C. § 441a(a)(1)(C).

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

JULY 21, 1994

**W. B. Watkins, IV
P.O. Box 95002
Lakeland, Florida 33804**

RE: MUR 4009

Dear Mr. Watkins:

On July 12, 1994, the Federal Election Commission found that there is reason to believe you violated 2 U.S.C. § 441a(a)(1)(C), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The Factual and Legal Analysis, which formed a basis for the Commission's finding, is attached for your information.

You may submit any factual or legal materials that you believe are relevant to the Commission's consideration of this matter. Please submit such materials to the General Counsel's Office within 15 days of your receipt of this letter. Where appropriate, statements should be submitted under oath. In the absence of additional information, the Commission may find probable cause to believe that a violation has occurred and proceed with conciliation.

In order to expedite the resolution of this matter, the Commission has also decided to offer to enter into negotiations directed toward reaching a conciliation agreement in settlement of this matter prior to a finding of probable cause to believe. Enclosed is a conciliation agreement that the Commission has approved.

If you are interested in expediting the resolution of this matter by pursuing pre-probable cause conciliation, and if you agree with the provisions of the enclosed agreement, please sign and return the agreement, along with the civil penalty, to the Commission. In light of the fact that conciliation negotiations, prior to a finding of probable cause to believe, are limited to a maximum of 30 days, you should respond to this notification as soon as possible.

Requests for extensions of time will not be routinely granted. Requests must be made in writing at least five days prior to the due date of the response and specific good cause must be demonstrated. In addition, the Office of the General Counsel ordinarily will not give extensions beyond 20 days.

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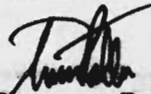
W. B. Watkins
Page 2

If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form stating the name, address, and telephone number of such counsel, and authorizing such counsel to receive any notifications and other communications from the Commission.

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

For your information, we have enclosed a brief description of the Commission's procedures for handling possible violations of the Act. If you have any questions, please contact Anne A. Weissenborn, the attorney assigned to this matter, at (202) 219-3400.

For the Commission,


Trevor Potter
Chairman

Enclosures

Factual and Legal Analysis
Conciliation agreement
Procedures
Designation of Counsel Form

94043585417

**FEDERAL ELECTION COMMISSION
FACTUAL AND LEGAL ANALYSIS**

RESPONDENT: W.B. Watkins, IV

This matter was generated based on information ascertained by the Federal Election Commission ("the Commission") in the normal course of carrying out its supervisory responsibilities. See 2 U.S.C. § 437g(a)(2).

According to information contained in the 1993 Mid-Year Report filed with the Commission by the Watkins Associated Industries, Inc., Employees for Good Government Committee ("Watkins-PAC"), this committee received a \$20,000 contribution from W.B. Watkins, IV, Chairman of Watkins Motor Lines, Inc., on June 15, 1993. In its 1993 Year End Report Watkins-PAC reported a refund of \$15,000 to Mr. Watkins on November 11, 1993.

2 U.S.C. § 441a(a)(1)(C) limits to \$5,000 the amount which any person may contribute to any political committee, other than an authorized committee or a national party committee, in any calendar year. 2 U.S.C. § 441b(a) prohibits corporations from making contributions or expenditures in connection with any federal election. The definition of "contribution or expenditure" at U.S.C. § 441b(b)(2) does not include "the establishment, administration and solicitation of contributions to a separate, segregated fund to be utilized for political purposes by a corporation" Solicitations by a corporation or its separate, segregated fund for such a fund may be sent only to a corporation's stockholders or executive or administrative personnel and their families. "A corporation may solicit the

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executive or administrative personnel of its subsidiaries, branches, divisions, and affiliates and their families."

2 U.S.C. § 441b(b)(4)(A)(i) and 11 C.F.R. § 114.5(g)(1).

Contributions which on their face exceed the statutory limitations may either be deposited into a committee account or returned to the contributors. If, within sixty days of receipt of the contributions, the treasurer either obtains redesignations or reattributions of the excessive amounts, where appropriate, or makes refunds, and if the committee has not spent any of the excessive contributions, the Commission does not treat the contributions as excessive. 11 C.F.R. § 103.3(b)(3) and (4).

Watkins Associated Industries, Inc. is based in Atlanta, Georgia. This corporation has fifteen subsidiaries, including Watkins Motor Lines, Inc. Thus, W.B. Watkins, IV, as an officer of Watkins Motor Lines, was eligible to make contributions to Watkins-PAC.

On the other hand, his contribution of \$20,000 exceeded his \$5,000 limitation by \$15,000. The refund of the excessive amount was not made by the Watkins-PAC until approximately five months after receipt of the contribution. Therefore, there is reason to believe that W.B. Watkins, IV, violated 2 U.S.C. § 441a(a)(1)(C).

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

JULY 21, 1994

**John F. Watkins
P.O. Box 95002
Lakeland, Florida 33804**

RE: MUR 4009

Dear Mr. Watkins:

On July 12, 1994, the Federal Election Commission found that there is reason to believe you violated 2 U.S.C. § 441a(a)(1)(C), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The Factual and Legal Analysis, which formed a basis for the Commission's finding, is attached for your information.

You may submit any factual or legal materials that you believe are relevant to the Commission's consideration of this matter. Please submit such materials to the General Counsel's Office within 15 days of your receipt of this letter. Where appropriate, statements should be submitted under oath. In the absence of additional information, the Commission may find probable cause to believe that a violation has occurred and proceed with conciliation.

In order to expedite the resolution of this matter, the Commission has also decided to offer to enter into negotiations directed toward reaching a conciliation agreement in settlement of this matter prior to a finding of probable cause to believe. Enclosed is a conciliation agreement that the Commission has approved.

If you are interested in expediting the resolution of this matter by pursuing pre-probable cause conciliation, and if you agree with the provisions of the enclosed agreement, please sign and return the agreement, along with the civil penalty, to the Commission. In light of the fact that conciliation negotiations, prior to a finding of probable cause to believe, are limited to a maximum of 30 days, you should respond to this notification as soon as possible.

Requests for extensions of time will not be routinely granted. Requests must be made in writing at least five days prior to the due date of the response and specific good cause must be demonstrated. In addition, the Office of the General Counsel ordinarily will not give extensions beyond 20 days.

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John F. Watkins
Page 2

If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form stating the name, address, and telephone number of such counsel, and authorizing such counsel to receive any notifications and other communications from the Commission.

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

For your information, we have enclosed a brief description of the Commission's procedures for handling possible violations of the Act. If you have any questions, please contact Anne A. Weissenborn, the attorney assigned to this matter, at (202) 219-3400.

For the Commission,



Trevor Potter
Chairman

Enclosures

Factual and Legal Analysis
Conciliation agreement
Procedures
Designation of Counsel Form

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**FEDERAL ELECTION COMMISSION
FACTUAL AND LEGAL ANALYSIS**

RESPONDENT: John F. Watkins

This matter was generated based on information ascertained by the Federal Election Commission ("the Commission") in the normal course of carrying out its supervisory responsibilities. See 2 U.S.C. § 437g(a)(2).

According to information contained in the 1993 Mid-Year Report filed with the Commission by the Watkins Associated Industries, Inc., Employees for Good Government Committee ("Watkins-PAC"), John F. Watkins, President of Watkins Motor Lines, Inc., made a \$20,000 contribution to Watkins-PAC on June 15, 1993. In its 1993 Year End Report Watkins-PAC reported a refund of \$15,000 to Mr. Watkins on November 11, 1993.

2 U.S.C. § 441a(a)(1)(C) limits to \$5,000 the amount which any person may contribute to any political committee, other than an authorized committee or a national party committee, in any calendar year. 2 U.S.C. § 441b(a) prohibits corporations from making contributions or expenditures in connection with any federal election. The definition of "contribution or expenditure" at U.S.C. § 441b(b)(2) does not include "the establishment, administration and solicitation of contributions to a separate, segregated fund to be utilized for political purposes by a corporation" Solicitations by a corporation or its separate, segregated fund for such a fund may be sent only to a corporation's stockholders or executive or administrative personnel and their families. "A corporation may solicit the

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executive or administrative personnel of its subsidiaries, branches, divisions, and affiliates and their families."

2 U.S.C. § 441b(b)(4)(A)(i) and 11 C.F.R. § 114.5(g)(1).

Contributions which on their face exceed the statutory limitations may either be deposited into a committee account or returned to the contributors. If, within sixty days of receipt of the contributions, the treasurer either obtains redesignations or reattributions of the excessive amounts, where appropriate, or makes refunds, and if the committee has not spent any of the excessive contributions, the Commission does not treat the contributions as excessive. 11 C.F.R. § 103.3(b)(3) and (4).

Watkins Associated Industries, Inc. is based in Atlanta, Georgia. This corporation has fifteen subsidiaries, including Watkins Motor Lines, Inc. Thus, John F. Watkins, as an officer of Watkins Motor Lines, was eligible to make contributions to Watkins-PAC.

On the other hand, his contribution of \$20,000 exceeded his \$5,000 limitation by \$15,000. The refund of the excessive amount was not made by Watkins-PAC until approximately five months after receipt of the contribution. Therefore, there is reason to believe that John F. Watkins violated 2 U.S.C. § 441a(a)(1)(C).

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20461

JULY 21, 1994

William A. Freeman
2083 Gunstock Drive
Stone Mountain, Georgia 30087

RE: MUR 4009

Dear Mr. Freeman:

On July 12, 1994, the Federal Election Commission found that there is reason to believe you violated 2 U.S.C. § 441a(a)(1)(C), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The Factual and Legal Analysis, which formed a basis for the Commission's finding, is attached for your information.

You may submit any factual or legal materials that you believe are relevant to the Commission's consideration of this matter. Please submit such materials to the General Counsel's Office within 15 days of your receipt of this letter. Where appropriate, statements should be submitted under oath. In the absence of additional information, the Commission may find probable cause to believe that a violation has occurred and proceed with conciliation.

In order to expedite the resolution of this matter, the Commission has also decided to offer to enter into negotiations directed toward reaching a conciliation agreement in settlement of this matter prior to a finding of probable cause to believe. Enclosed is a conciliation agreement that the Commission has approved.

If you are interested in expediting the resolution of this matter by pursuing pre-probable cause conciliation, and if you agree with the provisions of the enclosed agreement, please sign and return the agreement, along with the civil penalty, to the Commission. In light of the fact that conciliation negotiations, prior to a finding of probable cause to believe, are limited to a maximum of 30 days, you should respond to this notification as soon as possible.

Requests for extensions of time will not be routinely granted. Requests must be made in writing at least five days prior to the due date of the response and specific good cause must be demonstrated. In addition, the Office of the General Counsel ordinarily will not give extensions beyond 20 days.

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William A. Freeman
Page 2

If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form stating the name, address, and telephone number of such counsel, and authorizing such counsel to receive any notifications and other communications from the Commission.

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

For your information, we have enclosed a brief description of the Commission's procedures for handling possible violations of the Act. If you have any questions, please contact Anne A. Weissenborn, the attorney assigned to this matter, at (202) 219-3400.

For the Commission,


Trevor Potter
Chairman

Enclosures
Factual and Legal Analysis
Conciliation agreement
Procedures
Designation of Counsel Form

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**FEDERAL ELECTION COMMISSION
FACTUAL AND LEGAL ANALYSIS**

RESPONDENT: William A. Freeman

This matter was generated based on information ascertained by the Federal Election Commission ("the Commission") in the normal course of carrying out its supervisory responsibilities. See 2 U.S.C. § 437g(a)(2).

According to information contained in the 1993 Mid-Year Report filed with the Commission by the Watkins Associated Industries, Inc., Employees for Good Government Committee ("Watkins-PAC"), William A. Freeman, President of Watkins Associated Industries, made a \$20,000 contribution to Watkins-PAC on June 8, 1993. In its 1993 Year End Report, Watkins-PAC reported a refund of \$15,000 to Mr. Watkins on November 11, 1993.

2 U.S.C. § 441a(a)(1)(C) limits to \$5,000 the amount which any person may contribute to any political committee, other than an authorized committee or a national party committee, in any calendar year. 2 U.S.C. § 441b(a) prohibits corporations from making contributions or expenditures in connection with any federal election. The definition of "contribution or expenditure" at 2 U.S.C. § 441b(b)(2) does not include "the establishment, administration and solicitation of contributions to a separate, segregated fund to be utilized for political purposes by a corporation" Solicitations by a corporation or its separate, segregated fund for such a fund may be sent to a

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corporation's stockholders or executive or administrative personnel and their families.

Contributions which on their face exceed the statutory limitations may either be deposited into a committee account or returned to the contributors. If, within sixty days of receipt of the contributions, the treasurer either obtains redesignations or reattributions of the excessive amounts, where appropriate, or makes refunds, and if the committee has not spent any of the excessive contributions, the Commission does not treat the contributions as excessive. 11 C.F.R. § 103.3(b)(3) and (4).

William A. Freeman, as president of Watkins Associated Industries, Inc., was eligible to make contributions to Watkins-PAC. On the other hand, his contribution of \$20,000 to the committee exceeded his \$5,000 limitation by \$15,000. The refund of the excessive amount was not made by Watkins-PAC until approximately five months after the receipt of the contribution. Therefore, there is reason to believe that William A. Freeman violated 2 U.S.C. § 441a(a)(1)(C).

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20461

JULY 21, 1994

**T. R. Wade, Treasurer
Watkins Associated Industries, Inc.
Employees for Good Government Committee
P.O. Box 1738
Atlanta, Georgia 30301**

RE: MUR 4009

Dear Mr. Wade:

On July 12, 1994, the Federal Election Commission found that there is reason to believe that the Watkins Associated Industries, Inc. Employees for Good Government Committee ("Watkins-PAC") and you, as treasurer, violated 2 U.S.C. § 441a(f), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The Factual and Legal Analysis, which formed a basis for the Commission's finding, is attached for your information.

You may submit any factual or legal materials that you believe are relevant to the Commission's consideration of this matter. Please submit such materials to the General Counsel's Office within 15 days of your receipt of this letter. Where appropriate, statements should be submitted under oath. In the absence of additional information, the Commission may find probable cause to believe that a violation has occurred and proceed with conciliation.

In order to expedite the resolution of this matter, the Commission has also decided to offer to enter into negotiations directed toward reaching a conciliation agreement in settlement of this matter prior to a finding of probable cause to believe. Enclosed is a conciliation agreement that the Commission has approved.

If you are interested in expediting the resolution of this matter by pursuing pre-probable cause conciliation, and if you agree with the provisions of the enclosed agreement, please sign and return the agreement, along with the civil penalty, to the Commission. In light of the fact that conciliation negotiations, prior to a finding of probable cause to believe, are limited to a maximum of 30 days, you should respond to this notification as soon as possible.

Requests for extensions of time will not be routinely granted. Requests must be made in writing at least five days prior to the due date of the response and specific good cause

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T. R. Wade, as treasurer
Page 2

If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form stating the name, address, and telephone number of such counsel, and authorizing such counsel to receive any notifications and other communications from the Commission.

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

For your information, we have enclosed a brief description of the Commission's procedures for handling possible violations of the Act. If you have any questions, please contact Anne A. Weissenborn, the attorney assigned to this matter, at (202) 219-3400.

For the Commission,



Trevor Potter
Chairman

Enclosures

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**FEDERAL ELECTION COMMISSION
FACTUAL AND LEGAL ANALYSIS**

RESPONDENTS: Watkins Associated Industries, Inc., Employees
 for Good Government Committee ("Watkins-PAC")
 T.R. Wade, as treasurer

This matter was generated based on information ascertained by the Federal Election Commission ("the Commission") in the normal course of carrying out its supervisory responsibilities. See 2 U.S.C. § 437g(a)(2).

According to information contained in the 1993 Mid-Year Report filed with the Commission by Watkins-PAC, this committee received the following contributions in June, 1993:

<u>Contributor</u>	<u>Employer & Title</u>	<u>Amount</u>	<u>Date</u>
William A. Freeman	Watkins Assoc. Industries President	\$20,000	June 8, 1993
Bill Watkins	Watkins Assoc. Industries Chairman	20,000	June 8, 1993
Kimberly M. Watkins	Wilwat Properties Vice President	20,000	June 9, 1993
John F. Watkins	Watkins Motor Lines President	20,000	June 15, 1993
W.B. Watkins, IV	Watkins Motor Lines Chairman	20,000	June 15, 1993
George Watkins	Tampa Maid Sea Products Chairman	20,000	June 15, 1993

In its 1993 Year End Report Watkins-PAC reported refunds on November 11, 1993 of \$15,000 apiece to each of these named individuals. Copies of the refund checks were included with the

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committee's response to the Request for Additional Information concerning the above contributions which was sent by the Reports Analysis Division to Watkins-PAC on November 3, 1993.

2 U.S.C. § 441a(a)(1)(C) limits to \$5,000 the amount which any person may contribute to any political committee, other than an authorized committee or a national party committee, in any calendar year. 2 U.S.C. § 441a(f) prohibits political committees from knowingly accepting any contribution in excess of the limitations established at 2 U.S.C. § 441a(a).

2 U.S.C. § 441b(a) prohibits corporations from making contributions or expenditures in connection with any federal election. The definition of "contribution or expenditure" at U.S.C. § 441b(b)(2) does not include "the establishment, administration and solicitation of contributions to a separate, segregated fund to be utilized for political purposes by a corporation" Solicitations by a corporation or its separate, segregated fund for such a fund may be sent only to a corporation's stockholders or executive or administrative personnel and their families. "A corporation may solicit the executive or administrative personnel of its subsidiaries, branches, divisions, and affiliates and their families." 2 U.S.C. § 441b(b)(4)(A)(i) and 11 C.F.R. § 114.5(g)(1).

Pursuant to 11 C.F.R. § 103.3(b)(3), contributions which on their face exceed the statutory limitations may either be deposited into a committee account or returned to the contributors. If, within sixty days of receipt of the contributions, the treasurer either obtains redesignations or

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reattributions of the excessive amounts, where appropriate, or makes refunds, and if the committee has not spent any of the excessive contributions, the Commission does not treat the contributions as excessive. 11 C.F.R. § 103.3(b)(3) and (4).

According to the Dun and Bradstreet Dunsprint Service, Watkins Associated Industries, Inc., is based in Atlanta, Georgia. This corporation has fifteen subsidiaries, including Watkins Motor Lines, Inc., Wilwat Properties, Inc., and Tampa Maid Sea Products, Inc. Thus, Watkins-PAC could legally solicit and receive contributions from executive personnel of these latter companies.

On the other hand, each of the above-listed executives made a contribution of \$20,000 to Watkins-PAC, thereby exceeding his or her \$5,000 limitation by \$15,000. In each instance a refund of the excessive amount was not made by the committee until approximately five months after the receipt of the contribution. Therefore, there is reason to believe that Watkins Associated Industries, Inc., Employees For Good Government Committee and T.R. Wade, as treasurer, violated 2 U.S.C. § 441a(f).

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20461

JULY 21, 1994

**George Watkins
4816 N. Hesperides
Tampa, Florida 33614**

RE: MUR 4009

Dear Mr. Watkins:

On July 12, 1994, the Federal Election Commission found that there is reason to believe you violated 2 U.S.C. § 441a(a)(1)(C), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The Factual and Legal Analysis, which formed a basis for the Commission's finding, is attached for your information.

You may submit any factual or legal materials that you believe are relevant to the Commission's consideration of this matter. Please submit such materials to the General Counsel's Office within 15 days of your receipt of this letter. Where appropriate, statements should be submitted under oath. In the absence of additional information, the Commission may find probable cause to believe that a violation has occurred and proceed with conciliation.

In order to expedite the resolution of this matter, the Commission has also decided to offer to enter into negotiations directed toward reaching a conciliation agreement in settlement of this matter prior to a finding of probable cause to believe. Enclosed is a conciliation agreement that the Commission has approved.

If you are interested in expediting the resolution of this matter by pursuing pre-probable cause conciliation, and if you agree with the provisions of the enclosed agreement, please sign and return the agreement, along with the civil penalty, to the Commission. In light of the fact that conciliation negotiations, prior to a finding of probable cause to believe, are limited to a maximum of 30 days, you should respond to this notification as soon as possible.

Requests for extensions of time will not be routinely granted. Requests must be made in writing at least five days prior to the due date of the response and specific good cause must be demonstrated. In addition, the Office of the General Counsel ordinarily will not give extensions beyond 30 days.

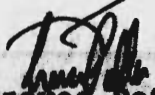
George Watkins
Page 2

If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form stating the name, address, and telephone number of such counsel, and authorizing such counsel to receive any notifications and other communications from the Commission.

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

For your information, we have enclosed a brief description of the Commission's procedures for handling possible violations of the Act. If you have any questions, please contact Anne A. Weissenborn, the attorney assigned to this matter, at (202) 219-3400.

For the Commission,


Trevor Potter
Chairman

Enclosures

Factual and Legal Analysis
Conciliation agreement
Procedures
Designation of Counsel Form

2 4 0 4 3 5 8 5 4 3 4

**FEDERAL ELECTION COMMISSION
FACTUAL AND LEGAL ANALYSIS**

RESPONDENT: George Watkins

This matter was generated based on information ascertained by the Federal Election Commission ("the Commission") in the normal course of carrying out its supervisory responsibilities. See 2 U.S.C. § 437g(a)(2).

According to information contained in the 1993 Mid-Year Report filed with the Commission by the Watkins Associated Industries, Inc., Employees for Good Government Committee ("Watkins-PAC"), this committee received a \$20,000 contribution from George Watkins, Chairman of Tampa Maid Sea Products, Inc., on June 15, 1993. In its 1993 Year End Report Watkins-PAC reported a refund of \$15,000 to Mr. Watkins on November 11, 1993.

2 U.S.C. § 441a(a)(1)(C) limits to \$5,000 the amount which any person may contribute to any political committee, other than an authorized committee or a national party committee, in any calendar year. 2 U.S.C. § 441b(a) prohibits corporations from making contributions or expenditures in connection with any federal election. The definition of "contribution or expenditure" at U.S.C. § 441b(b)(2) does not include "the establishment, administration and solicitation of contributions to a separate, segregated fund to be utilized for political purposes by a corporation" Solicitations by a corporation or its separate, segregated fund for such a fund may be sent only to a corporation's stockholders or executive or administrative personnel and their families. "A corporation may solicit the

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executive or administrative personnel of its subsidiaries, branches, divisions, and affiliates and their families."

2 U.S.C. § 441b(b)(4)(A)(i) and 11 C.F.R. § 114.5(g)(1).

Contributions which on their face exceed the statutory limitations may either be deposited into a committee account or returned to the contributors. If, within sixty days of receipt of the contributions, the treasurer either obtains redesignations or reattributions of the excessive amounts, where appropriate, or makes refunds, and if the committee has not spent any of the excessive contributions, the Commission does not treat the contributions as excessive. 11 C.F.R. § 103.3(b)(3) and (4).

Watkins Associated Industries, Inc. is based in Atlanta, Georgia. This corporation has fifteen subsidiaries, including Tampa Maid Sea Products, Inc. Thus, George Watkins, as an officer of Tampa Maid Sea Products, was eligible to make contributions to Watkins-PAC.

On the other hand, his contribution of \$20,000 exceeded his \$5,000 limitation by \$15,000. The refund of the excessive amount was not made by Watkins-PAC until approximately five months after receipt of the contribution. Therefore, there is reason to believe that George Watkins violated 2 U.S.C. § 441a(a)(1)(C).

94043585436

WATKINS ASSOCIATED INDUSTRIES, INC.

P. O. BOX 1738
ATLANTA, GEORGIA 30371

EMPLOYEES FOR GOOD GOVERNMENT COMMITTEE, INC.
404 872-2841

August 4, 1994

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL

JUL 5 9 52 AM '94

Ms. Anne A. Weissenborn
Associate General Counsel
Federal Election Commission
999 "E" Street, N.W.
Washington, D.C. 20463

RE: MUR 4009

Dear Ms. Weissenborn:

Thank you for your guidance and advice during our telephone conversation July 28th. This letter is in response to your request for more information and explanation of the findings contained in the Commission's letter of July 21, 1994.

We appreciate very much the opportunity offered by the Commission to reach a conciliation agreement in settlement of this matter prior to a finding of "probable cause to believe".

As we agreed in our conversation, I have obtained from William A. Freeman, Bill Watkins, Kimberly M. Watkins, W.B. Watkins, IV, George Watkins and John F. Watkins, in order to help expedite a conciliation agreement, their power of attorney to represent them in this matter. Please find copies of those "Power of Attorney" statements enclosed and I will have the originals in my possession in the next few days.

For the record, I am the treasurer of Watkins Associated Industries, Inc., Employees for Good Government Committee (Watkins PAC), and have been since its founding in 1981. I am aware that the Treasurer's duties include, but are not limited to:

- >Filing complete and accurate reports and statements on time. (104.14)
- >Signing all reports and statements. (102.2(A), 104.1(A) and 104.14(A)).
- >Depositing receipts in the committees designated Bank within 10 days of receipt.

"WATKINS PAC"

BILL WATKINS, CHAIRMAN - GEORGE WATKINS, PRESIDENT - T. R. WADE, SECRETARY/TREASURER

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(103.3(A))

>Authorizing expenditures (102.7(C)).

>Monitoring contributions to ensure compliance with the law's limits and prohibitions. (103.3(B) and 110.1(K)(3).

>Keeping the required records of receipts and disbursements. (102.9 and 104.14).

It has always been, and remains today, our intent and desire to comply with all the rules, regulations and laws governing the proper functions of a political action committee. At no time have we ever intentionally violated the laws and regulations. Until receipt of the letter dated November 3, 1993 from Kenneth A. Davis we were blissfully ignorant of any infraction. Upon gaining our instant and un-divided attention to the fact of having received, processed and reported six contribution overages, we refunded the excess amounts and responded by letter to Mr. Davis on November 11, 1993.

The glaring mistakes that we reported in our Mid-Year Report (1/1/93-6/30/93) came about through a series of oversights which should never have coincided with one another.

The original intent of the six contributors was to "get more involved" in the electoral process. Being committed to their various business responsibilities, their best bet to accomplish this involvement was to make personal financial commitments and participate in the city, county, state and federal elections of the states where their diverse interests are located. The intention was to make proper, legal and fairly modest contributions all across the elected spectrum. Some of these individuals had participated in the activities of "Watkins PAC" in the past, but the PAC had not been very active in recent years. They intended to "make the maximum contribution to the PAC" and contribute the remainder of the financial commitment to state and local candidates. Unfortunately, the entire amount of each individual commitment ended up in the PAC. While there is no logical excuse for this error, the mistakes which led to my reporting the contributions in our Mid-Year Report were errors of "omission" and we obviously never meant to "hide" the excessive amounts. If I had acted with "due diligence", no doubt the mistake would have been caught before reporting time in June 1993. I hope the fact that we responded quickly, after the Commission showed us our infraction will go to show that we never tried to cover-up the oversight.

It was never my objective as treasurer or the objective of the contributors to violate the letter or the intent of the law.

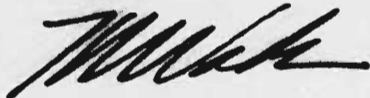
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We appreciate you and the Commission letting us respond and hope that we can reach an agreement on conciliation of this matter. If I can answer any questions, or be of any assistance in clarifying any of the above, please do not hesitate to contact me. My office phone number is 404/262-0888 and my mailing address is 14 Piedmont Center, Suite 1510, Atlanta, Georgia 30305.

Thank you for being helpful.

Sincerely,



T. R. Wade

WATKINS

ASSOCIATED INDUSTRIES, INC.

P. O. BOX 1738

ATLANTA, GEORGIA 30371

EMPLOYEES FOR GOOD GOVERNMENT COMMITTEE, INC.

404 872-3841

August 24, 1994

AUG 26 9 27 AM '94

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL

Ms. Anne A. Weissenborn
Associate General Counsel
Federal Election Commission
999 "E" Street, N.W.
Washington, D.C. 20463

RE: MUR 4009

Dear Ms. Weissenborn:

Thank you again for your good counsel and advice during our most recent telephone conversation. I hope that the enclosed responses from the six contributors and Watkins-PAC are in order and meet the criteria which we discussed on the 16th.

Also enclosed is a copy of our previous correspondence which outlines the reasons, or at least the sequence of events, leading up to the commission's actions as stated in their letter of July 21st.

We appreciate you and the Commission being responsive and helpful in providing guidance in reaching an agreement on conciliation of this matter. If I can answer any questions or be of any assistance in clarifying any of the enclosed, please do not hesitate to contact me. My office phone number is 404/262-0888 and the mailing address is 14 Piedmont Center, Suite 1510, Atlanta, Georgia 30305.

Thank you again for your help

Sincerely,



T. R. Wade

Enclosures

"WATKINS PAC"

BILL WATKINS, CHAIRMAN - GEORGE WATKINS, PRESIDENT - T. R. WADE, SECRETARY/TREASURER

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CONTENTS OF COMMUNICATION

Proposed Conciliation Agreements: MUR4009

A. Watkins Associated Industries, Inc., Employees for Good Government Committee (Watkins-PAC).

**B. William A. Freeman
Bill Watkins
Kimberly Martin Watkins
W. B. Watkins, IV
Georgie Watkins
John F. Watkins**

Copies of:

**A. Six Powers of Attorney statements
B. previous correspondence**

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL

MAR 26 9 28 AM '94

24043585441

William A. Freeman
2088 Gunstock Drive
Stone Mountain, Georgia 30087

July 28, 1994

TO WHOM IT MAY CONCERN:

Re: Federal Election Commission
MUR 4009

I, William A. Freeman, hereby grant the Full Power of Attorney to Mr. Rogers Wade to represent me in the above noted complaint of the Federal Elections Committee.

William A. Freeman
William A. Freeman

24043585442

ST. STATEMENT OF DESIGNATION OF COUNSEL

NUM 4009

NAME OF COUNSEL: Barbara Wade

ADDRESS: 14 Piedmont Center

Suite 1510

Atlanta, GA 30305

TELEPHONE: 404-262-0888

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

7-28-94
Date

William A. Freeman
Signature

RESPONDENT'S NAME: William A. Freeman

ADDRESS: 2083 Gunstock Drive

Stone Mountain, GA 30087

HOME PHONE:

BUSINESS PHONE: 404-872-8666

94043585443

Kim Watkins
4444 Sentinel View
Atlanta, GA 30327

July 29, 1994

TO WHOM IT MAY CONCERN

RE: Federal Election Commission
MUR 4009

I, Kim Watkins, grant full power of attorney to Mr. Rogers Wade to represent me in the above noted complaint of the Federal Elections Commissions.


Mr. Kimberly Martin Watkins

940443585444

STATEMENT OF DESIGNATION OF COUNSEL

MUR 4009

NAME OF COUNSEL: Rogers Wade

ADDRESS: 14 Piedmont Center

Suite 1510

Atlanta, GA 30305

TELEPHONE: (404) 262-0888

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.

July 29, 1994
Date

Kimberly M. Watkins
Signature

RESPONDENT'S NAME: Kimberly M. Watkins

ADDRESS: 4444 Sentinel View

Atlanta, GA 30327

HOME PHONE: _____

BUSINESS PHONE: (404) 872-8666

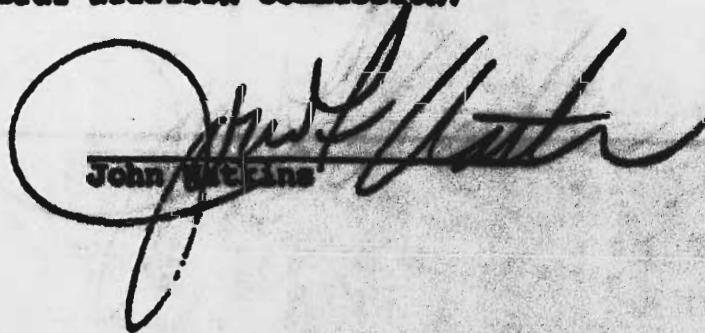
24043585445

August 2, 1994

TO WHOM IT MAY CONCERN:

RE: Federal Election Commission
MUR 4009

I, John Watkins, grant full power of attorney to
Mr. Rogers Wade to represent me in the above noted
complaint of the Federal Election Commission.


John Watkins

94043585446

STATEMENT OF DESIGNATION OF COUNSEL

MUR 4009

NAME OF COUNSEL: T. Rogers Wade

ADDRESS: 14 Piedmont Center

Suite 1510

Atlanta, GA 30305

TELEPHONE: (404) 262-0888

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.

Date _____

Signature _____

RESPONDENT'S NAME: John Watkins

ADDRESS: P. O. Box 95002

Lakeland, FL 33804

HOME PHONE:

BUSINESS PHONE: (813) 687-4545

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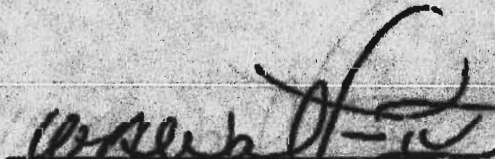
W. B. Watkins IV
P.O. Box 95002
Lakeland, Florida 33804-5002

August 2, 1994

TO WHOM IT MAY CONCERN;

RE: Federal Election Commission
MUR 4009

I, W. B. Watkins IV, grant full power of attorney to
Mr. Rogers Wade to represent me in the above noted
complaint of the Federal Election Commission.


W. B. Watkins IV

24043585448

STATEMENT OF DESIGNATION OF COUNSEL

DATE 4003
NAME OF COUNSEL: T. Rogers Wade
ADDRESS: 14 Piedmont Center
Suite 1510
Atlanta, GA 30305
TELEPHONE: 404-262-0888

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.

8/3/94
DATE

[Signature]
SIGNATURE

RESPONDENT'S NAME: H. L. Watkins, III
ADDRESS: P. O. Box 95002
Lakeland, FL 33804
HOME PHONE:
BUSINESS PHONE: 813-687-4545

94043585449

BILL WATKINS
P. O. BOX 1738
ATLANTA GA 30301-1738

July 29, 1994

TO WHOM IT MAY CONCERN:

RE: Federal Election Commission
MUR 4009

I, Bill Watkins, grant full power of attorney to Mr. Rogers Wade to represent me in the above noted complaint of the Federal Election Commission.

Bill Watkins
Bill Watkins

94043585450

STATEMENT OF DESIGNATION OF COUNSEL

MUR 4009

NAME OF COUNSEL: T. Rogers Wade

ADDRESS: 14 Piedmont Center

Suite 1510

Atlanta GA 30305

TELEPHONE: 404-262-0888

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

7-29-94

Date

Bill Watkins
Signature

RESPONDENT'S NAME: Bill Watkins

ADDRESS: P O Box 1738

Atlanta GA 30301-1738

HOME PHONE:

BUSINESS PHONE: 404-872-3841

24043585451

GEORGE WATKINS
4816 N. ESSEPERIDES STREET
TAMPA, FLORIDA 33614

August 2, 1994

TO WHOM IT MAY CONCERN:

RE: Federal Election Commission
MUR 4009

I, George Watkins, grant full power of attorney to Mr. Rogers Wade to represent me in the above noted complaint of the Federal Election Commission.


George Watkins

94043585452

STATEMENT OF DESIGNATION OF COUNSEL

NO. 4009

NAME OF COUNSEL: T. Benza Wade

ADDRESS: 14 Piedmont Center

Suite 1510

Atlanta, GA 30305

TELEPHONE: 404-262-0888

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.

8/2/84
DATE

[Signature]
SIGNATURE

RESPONDENT'S NAME: George Watkins

ADDRESS: 4816 N. Henderson

Tampa, FL 33614

HOME PHONE: _____

BUSINESS PHONE: 813-876-4181

94043585453

BEFORE THE FEDERAL ELECTION COMMISSION

SEP 12 1 01 PM '94

In the Matter of

SENSITIVE

Watkins Associated Industries, Inc.
Employees for Good Government
Committee (Watkins PAC)
T.R. Wade, as treasurer
William A. Freeman
Bill Watkins
Kimberly Martin Watkins
W.B. Watkins, IV
George Watkins
John F. Watkins

MUR 4009

GENERAL COUNSEL'S REPORT

I. BACKGROUND

On July 12, 1994, the Commission found reason to believe that the Watkins Associated Industries, Inc., Employees for Good Government Committee ("Watkins PAC") and T.R. Wade, as treasurer, violated 2 U.S.C. § 441a(f) by accepting excessive contributions and that William A. Freeman, Bill Watkins, Kimberly Watkins, W.B. Watkins, IV, George Watkins and John F. Watkins violated 2 U.S.C. § 441a(a)(1)(C) by making excessive contributions to Watkins PAC. The Commission also voted to enter into conciliation with each of the respondents prior to findings of probable cause to believe. Notifications and proposed conciliation agreements were sent to the respondents on July 21, 1994.

On August 4, 1994, the committee's treasurer responded on behalf of all respondents (Attachment 1) and enclosed powers of attorney signed by the six individual contributors. In his response Mr. Wade explains that the contributions at issue,

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\$20,000 from each contributor, were made because these individuals wished to "'get more involved'" in the electoral process.

They intended to 'make the maximum contribution to the PAC' and contribute the remainder of the financial commitment to state and local candidates. Unfortunately, the entire amount of each individual commitment ended up in the PAC. While there was no logical excuse for this error, the mistakes which led to my reporting the contributions in our Mid-Year Report were errors of 'omission' and we obviously never meant to 'hide' the excessive amounts.

Mr. Wade also lists a series of "thoughts", including the facts that between the time the contributions were made and the time of the refunds there were no "unusual expenditures," and that action was taken by the committee "quickly and properly" once the Commission brought the matter to its attention.

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II. RECOMMENDATIONS

1. Accept the counteroffers submitted on behalf of Watkins Associated Industries, Inc. Employees for Good Government, William A. Freeman, Bill Watkins, Kimberly Martin Watkins, W.B. Watkins, IV, George Watkins and John F. Watkins.
2. Close the file.

Lawrence M. Noble
General Counsel

Date

9/9/94

BY:


Lois G. Lerner
Associate General Counsel

Attachments

1. Response from T.R. Wade dated August 24, 1994
2. Respondents' powers of attorney (6)

Staff Assigned: Anne Weissenborn

94043585457

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

Watkins Associated Industries, Inc.
Employees for Good Government
Committee (Watkins PAC) and T.R.
Wade, as treasurer;
William A. Freeman;
Bill Watkins;
Kimberly Martin Watkins;
W.B. Watkins, IV;
George Watkins;
John F. Watkins.

MUR 4009

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on September 16, 1994, the Commission decided by a vote of 6-0 to take the following actions in MUR 4009:

1. Accept the counteroffers submitted on behalf of Watkins Associated Industries, Inc. Employees for Good Government, William A. Freeman, Bill Watkins, Kimberly Martin Watkins, W.B. Watkins, IV, George Watkins and John F. Watkins, as recommended in the General Counsel's Report dated September 9, 1994.
2. Close the file.

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

Attest:

9-16-94
Date

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

Received in the Secretariat: Mon., Sept. 12, 1994 1:01 p.m.
Circulated to the Commission: Tues., Sept. 13, 1994 11:00 a.m.
Deadline for vote: Fri., Sept. 16, 1994 4:00 p.m.

bjr

2404358458



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

SEPTEMBER 21, 1994

**T.R. Wade, Treasurer
Watkins Associated Industries, Inc,
Employees for Good Government Committee
P.O. Box 1738
Atlanta, GA 30371**

RE: MUR 4009

Dear Mr. Wade:

On September 16, 1994, the Federal Election Commission accepted the signed conciliation agreements submitted on behalf of the Watkins Associated Industries, Inc. Employees for Good Government Committee and you, as treasurer, and of William A. Freeman, Bill Watkins, Kimberly Martin Watkins, W.B. Watkins, IV, George Watkins and John F. Watkins, in settlement of violations of 2 U.S.C. § 441a(f) and of 2 U.S.C. § 441a(a)(1)(C), provisions of the Federal Election Campaign Act of 1971, as amended ("the Act"). Accordingly, the file has been closed in this matter.

The confidentiality provisions at 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. In addition, although the complete file must be placed on the public record within 30 days, this could occur at any time following certification of the Commission's vote. If you wish to submit any factual or legal materials to appear on the public record, please do so as soon as possible. While the file may be placed on the public record before receiving your additional materials, any permissible submissions will be added to the public record upon receipt.

Please be advised that information derived in connection with any conciliation attempt will not become public without the written consent of the respondent and the Commission. See 2 U.S.C. § 437g(a)(4)(B). The enclosed conciliation agreements, however, will become a part of the public record.

T.R. Wade, Treasurer
Page 2

Enclosed you will find copies of the fully executed conciliation agreements for your files. Please note that the civil penalties are due within 30 days of the conciliation agreements' effective dates. If you have any questions, please contact me at (202) 219-3400.

Sincerely,



Anne A. Weissenborn
Senior Attorney

Enclosures
Conciliation Agreements (7)

94043585460

WATKINS

ASSOCIATED INDUSTRIES, INC.

P. O. BOX 1738

ATLANTA, GEORGIA 30371

EMPLOYEES FOR GOOD GOVERNMENT COMMITTEE, INC.
404 872-3841

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

Watkins Associated Industries, Inc.,
Employees for Good Government
Committee (Watkins-PAC)
T. R. Wade, as treasurer

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MUR 4009

CONCILIATION AGREEMENT

This matter was initiated by the Federal Election Commission ("Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. The Commission found reason to believe that the Watkins Associated Industries, Inc., Employees for Good Government Committee ("Watkins-PAC") and T. R. Wade, as treasurer ("Respondents") violated 2 U.S.C. § 441a (f).

NOW, THEREFORE, the Commission and the Respondents, having participated in informal methods of conciliation, prior to a finding of probable cause to believe, do hereby agree as follows:

I. The Commission has jurisdiction over the Respondents and the subject matter of this proceeding, and this agreement has the effect of an agreement entered pursuant to 2 U.S.C. § 437g (a) (4) (A) (i).

II. Respondents have had a reasonable opportunity to demonstrate that no action should be taken in this matter.

"WATKINS PAC"

BILL WATKINS, CHAIRMAN - GEORGE WATKINS, PRESIDENT - T. R. WADE, SECRETARY/TREASURER

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III. Respondents enter voluntarily into this agreement with the Commission.

IV. The pertinent facts in this matter are as follows:

1. Watkins-PAC is a political committee within the meaning of 2 U.S.C. § 431
- (4). It is the separate segregated fund of Watkins Associated Industries, Inc.
2. T. R. Wade is the treasurer of Watkins-PAC.
3. 2 U.S.C. § 441a (a) (1) (C) limits to \$5,000 the amount which any person may contribute to any political committee, other than an authorized committee of a candidate or a national party committee, in any calendar year.
4. 2 U.S.C. § 441a (f) prohibits political committees from knowingly accepting any contribution in excess of the limitations established at 2 U.S.C. § 441a (a)
5. Contributions which on their face exceed the statutory limitations may either be deposited into a committee account or returned to the contributors. If deposited, the treasurer of the committee has sixty days either to obtain redesignations or reattributions of the excessive amounts, if appropriate, or to make refunds. 11 C.F.R. § 103.3 (b) (3).
6. Contributions to the separate, segregated fund of a corporation may be solicited by that corporation, or by the fund, from the corporation's stockholders and executive or administrative personnel and their families and from the executive or administrative personnel of its subsidiaries and their families. 2 U.S.C. § 441b (b) (4) (A) (i).

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7. In June, 1993, Watkins-PAC accepted six contributions of \$20,000 each from officers of Watkins Associated Industries, Inc. and of three of that company's subsidiaries, Wilwat Properties, Watkins Motor Lines and Tampa Maid Sea Products.

8. Refunds of \$15,000 were sent to the six officers on November 11, 1993, after notification by the Commission by letter dated November 3, 1993, approximately five months after receipt and reporting of the contributions.

V. Respondents accepted and reported six excessive contributions totaling \$90,000, in violation of 2 U.S.C. § 441a (f).

VI. Respondents will pay a civil penalty to the Federal Election Commission in the amount of Twenty-one Thousand Five Hundred Dollars (\$21,500), pursuant to 2 U.S.C. § 437g(a) (5) (A).

VII. The Commission, on request of anyone filing a complaint under 2 U.S.C. § 437g (a) (1) concerning the matters at issue herein or on its own motion, may review compliance with this agreement. If the Commission believes that this agreement or any requirement thereof has been violated, it may institute a civil action for relief in the United States District Court for the District of Columbia.

VIII. This agreement shall become effective as of the date that all parties hereto have executed same and the Commission has approved the entire agreement.

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IX. Respondents shall have no more than 30 days from the date this agreement becomes effective to comply with and implement the requirement contained in this agreement and to so notify the Commission.

-4-

X. This Conciliation Agreement constitutes the entire agreement between the parties on the matters raised herein, and no other statement, promise, or agreement, either written or oral, made by either party or by agents of either party, that is not contained in this written agreement shall be enforceable.

FOR THE COMMISSION:

Lawrence M. Noble
General Counsel

BY:



Lois G. Lerner
Associate General Counsel

Date

9/20/94

FOR THE RESPONDENTS:



T. R. Wade
Treasurer


Date

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

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)
)
)

MUR 4009

William A. Freeman

CONCILIATION AGREEMENT

This matter was initiated by the Federal Election Commission ("Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. The Commission found reason to believe that William A. Freeman ("Respondent") violated 2 U.S.C. § 441a (a) (1) (C).

NOW, THEREFORE, the Commission and the Respondent, having participated in informal methods of conciliation, prior to a finding of probable cause to believe, do hereby agree as follows:

I. The Commission has jurisdiction over the Respondent and the subject matter of this proceeding, and this agreement has the effect of an agreement entered pursuant to 2 U.S.C. § 437g(a) (4) (A) (i).

II. Respondent has had a reasonable opportunity to demonstrate, and has requested, that no action should be taken in this matter.

III Respondent enters voluntarily into this agreement with the Commission.

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IV. The pertinent facts in this matter are as follows:

1. Watkins Associated Industries, Inc., Employees for Good Government Committee ("Watkins-PAC") is a political committee within the meaning of 2 U.S.C. § 431(4). It is a separate, segregated fund of Watkins Associated Industries, Inc.
2. William A. Freeman is President of Watkins Associated Industries.
3. 2 U.S.C. § 441a (a) (1) (C) limits to \$5,000 the amount which any person may contribute to any political committee, other than an authorized committee of a candidate or a national party committee, in any calendar year.
4. On June 8, 1993, Respondent contributed \$20,000 to Watkins-PAC.
5. On November 11, 1993, after notification by letter on November 3, 1993, Watkins-PAC refunded \$15,000 to Respondent.

V. Respondent made an excessive contribution to Watkins-PAC in the amount of \$15,000, in violation of 2 U.S.C. § 441a (a) (a) (C).

VI. Respondent will pay a civil penalty to the Federal Election Commission in the amount of One Thousand Dollars (\$1,000), pursuant to 2 U.S.C. § 437g (a) (5) (A).

VII. The Commission, on request of anyone filing a complaint under 2 U.S.C. § 437g (a) (1) concerning the matters at issue herein or on its own motion, may review compliance with this agreement. If the Commission believes that this agreement or any

24043585466

requirement thereof has been violated, it may institute a civil action for relief in the United States District Court for the District of Columbia.

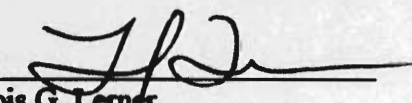
VIII. This agreement shall become effective as of the date that all parties hereto have executed same and the Commission has approved the entire agreement.

IX. Respondent shall have no more that 30 days from the date this agreement becomes effective to comply with and implement the requirement contained in this agreement and to so notify the Commission.

X. This Conciliation Agreement constitutes the entire agreement between the parties on the matters raised herein, and no other statement, promise, or agreement, either written or oral, made by either party or by agents of either party, that is not contained in this written agreement shall be enforceable.

FOR THE COMMISSION:

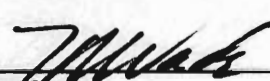
Lawrence M. Noble
General Counsel

BY: 

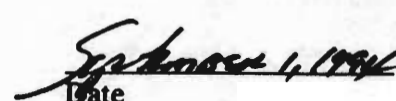
Lois G. Lerner
Associate General Counsel

Date 9/20/94

FOR THE RESPONDENT:


T. R. Wade

Treasurer
(see attached Power of Attorney)


Date

24043585467

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

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MUR 4009

Bill Watkins

CONCILIATION AGREEMENT

This matter was initiated by the Federal Election Commission ("Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. The Commission found reason to believe that Bill Watkins ("Respondent") violated 2 U.S.C. § 441a (a) (1) (C).

NOW, THEREFORE, the Commission and the Respondent, having participated in informal methods of conciliation, prior to a finding of probable cause to believe, do hereby agree as follows:

I. The Commission has jurisdiction over the Respondent and the subject matter of this proceeding, and this agreement has the effect of an agreement entered pursuant to 2 U.S.C. § 437g(a) (4) (A) (i).

II. Respondent has had a reasonable opportunity to demonstrate, and has requested, that no action should be taken in this matter.

III Respondent enters voluntarily into this agreement with the Commission.

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IV. The pertinent facts in this matter are as follows:

- 1. Watkins Associated Industries, Inc., Employees for Good Government Committee ("Watkins-PAC") is a political committee within the meaning of 2 U.S.C. § 431(4). It is a separate, segregated fund of Watkins Associated Industries, Inc.**
- 2. Bill Watkins is Chairman of Watkins Associated Industries, Inc.**
- 3. 2 U.S.C. § 441a (a) (1) (C) limits to \$5,000 the amount which any person may contribute to any political committee, other than an authorized committee of a candidate or a national party committee, in any calendar year.**
- 4. On June 8, 1993, Respondent contributed \$20,000 to Watkins-PAC.**
- 5. On November 11, 1993, after notification by letter on November 3, 1993, Watkins-PAC refunded \$15,000 to Respondent.**

V. Respondent made an excessive contribution to Watkins-PAC in the amount of \$15,000, in violation of 2 U.S.C. § 441a (a) (a) (C).

VI. Respondent will pay a civil penalty to the Federal Election Commission in the amount of One Thousand Dollars (\$1,000), pursuant to 2 U.S.C. § 437g (a) (5) (A).

VII. The Commission, on request of anyone filing a complaint under 2 U.S.C. § 437g (a) (1) concerning the matters at issue herein or on its own motion, may review compliance with this agreement. If the Commission believes that this agreement or any

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requirement thereof has been violated, it may institute a civil action for relief in the United States District Court for the District of Columbia.

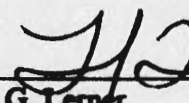
VIII. This agreement shall become effective as of the date that all parties hereto have executed same and the Commission has approved the entire agreement.

IX. Respondent shall have no more than 30 days from the date this agreement becomes effective to comply with and implement the requirement contained in this agreement and to so notify the Commission.

X. This Conciliation Agreement constitutes the entire agreement between the parties on the matters raised herein, and no other statement, promise, or agreement, either written or oral, made by either party or by agents of either party, that is not contained in this written agreement shall be enforceable.

FOR THE COMMISSION:

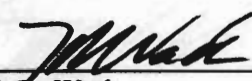
Lawrence M. Noble
General Counsel

BY: 

Lois G. Lerner
Associate General Counsel

9-20-94
Date

FOR THE RESPONDENT:


T. R. Wade
Treasurer

(see attached Power of Attorney)

September 1, 1994
Date

24043585470

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

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MUR 4009

Kimberly Martin Watkins

CONCILIATION AGREEMENT

This matter was initiated by the Federal Election Commission ("Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. The Commission found reason to believe that Mr. Kimberly Martin Watkins ("Respondent") violated 2 U.S.C. § 441a (a) (1) (C).

NOW, THEREFORE, the Commission and the Respondent, having participated in informal methods of conciliation, prior to a finding of probable cause to believe, do hereby agree as follows:

I. The Commission has jurisdiction over the Respondent and the subject matter of this proceeding, and this agreement has the effect of an agreement entered pursuant to 2 U.S.C. § 437g(a) (4) (A) (i).

II. Respondent has had a reasonable opportunity to demonstrate, and has requested, that no action should be taken in this matter.

III Respondent enters voluntarily into this agreement with the Commission.

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IV. The pertinent facts in this matter are as follows:

1. Watkins Associated Industries, Inc., Employees for Good Government Committee ("Watkins-PAC") is a political committee within the meaning of 2 U.S.C. § 431(4). It is a separate, segregated fund of Watkins Associated Industries, Inc.

2. Mr. Kimberly Martin Watkins, is the Executive Vice President of Wilwat Properties, Inc., a subsidiary of Watkins Associated Industries, Inc.

3. 2 U.S.C. § 441a (a) (1) (C) limits to \$5,000 the amount which any person may contribute to any political committee, other than an authorized committee of a candidate or a national party committee, in any calendar year.

4. On June 9, 1993, Respondent contributed \$20,000 to Watkins-PAC.

5. On November 11, 1993, after notification by letter on November 3, 1993, Watkins-PAC refunded \$15,000 to Respondent.

V. Respondent made an excessive contribution to Watkins-PAC in the amount of \$15,000, in violation of 2 U.S.C. § 441a (a) (a) (C).

VI. Respondent will pay a civil penalty to the Federal Election Commission in the amount of One Thousand Dollars (\$1,000), pursuant to 2 U.S.C. § 437g (a) (5) (A).

VII. The Commission, on request of anyone filing a complaint under 2 U.S.C. § 437g (a) (1) concerning the matters at issue herein or on its own motion, may review compliance with this agreement. If the Commission believes that this agreement or any

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requirement thereof has been violated, it may institute a civil action for relief in the United States District Court for the District of Columbia.

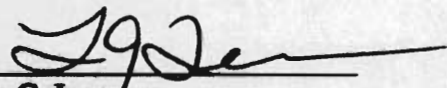
VIII. This agreement shall become effective as of the date that all parties hereto have executed same and the Commission has approved the entire agreement.

IX. Respondent shall have no more that 30 days from the date this agreement becomes effective to comply with and implement the requirement contained in this agreement and to so notify the Commission.

X. This Conciliation Agreement constitutes the entire agreement between the parties on the matters raised herein, and no other statement, promise, or agreement, either written or oral, made by either party or by agents of either party, that is not contained in this written agreement shall be enforceable.

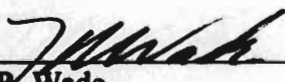
FOR THE COMMISSION:

Lawrence M. Noble
General Counsel

BY: 
Lois G. Lerner
Associate General Counsel

9-20-94
Date

FOR THE RESPONDENT:


T. R. Wade
Treasurer
(see attached Power of Attorney)

September 1, 1994
Date

24043585473

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

W. B. Watkins, IV

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MUR 4009

CONCILIATION AGREEMENT

This matter was initiated by the Federal Election Commission ("Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. The Commission found reason to believe that W. B. Watkins, IV ("Respondent") violated 2 U.S.C. § 441a (a) (1) (C).

NOW, THEREFORE, the Commission and the Respondent, having participated in informal methods of conciliation, prior to a finding of probable cause to believe, do hereby agree as follows:

I. The Commission has jurisdiction over the Respondent and the subject matter of this proceeding, and this agreement has the effect of an agreement entered pursuant to 2 U.S.C. § 437g(a) (4) (A) (i).

II. Respondent has had a reasonable opportunity to demonstrate, and has requested, that no action should be taken in this matter.

III Respondent enters voluntarily into this agreement with the Commission.

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IV. The pertinent facts in this matter are as follows:

1. **Watkins Associated Industries, Inc., Employees for Good Government Committee ("Watkins-PAC") is a political committee within the meaning of 2 U.S.C. § 431(4). It is a separate, segregated fund of Watkins Associated Industries, Inc.**

2. **W. B. Watkins, IV, is the chairman of Watkins Motor Lines, Inc., a subsidiary of Watkins Associated Industries, Inc.**

3. **2 U.S.C. § 441a (a) (1) (C) limits to \$5,000 the amount which any person may contribute to any political committee, other than an authorized committee of a candidate or a national party committee, in any calendar year.**

4. **On June 15, 1993, Respondent contributed \$20,000 to Watkins-PAC.**

5. **On November 11, 1993, after notification by letter on November 3, 1993, Watkins-PAC refunded \$15,000 to Respondent.**

V. Respondent made an excessive contribution to Watkins-PAC in the amount of \$15,000, in violation of 2 U.S.C. § 441a (a) (C).

VI. Respondent will pay a civil penalty to the Federal Election Commission in the amount of One Thousand Dollars (\$1,000), pursuant to 2 U.S.C. § 437g (a) (5) (A).

VII. The Commission, on request of anyone filing a complaint under 2 U.S.C. § 437g (a) (1) concerning the matters at issue herein or on its own motion, may review compliance with this agreement. If the Commission believes that this agreement or any

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requirement thereof has been violated, it may institute a civil action for relief in the United States District Court for the District of Columbia.

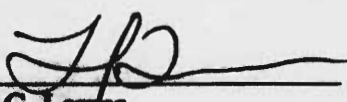
VIII. This agreement shall become effective as of the date that all parties hereto have executed same and the Commission has approved the entire agreement.

IX. Respondent shall have no more that 30 days from the date this agreement becomes effective to comply with and implement the requirement contained in this agreement and to so notify the Commission.

X. This Conciliation Agreement constitutes the entire agreement between the parties on the matters raised herein, and no other statement, promise, or agreement, either written or oral, made by either party or by agents of either party, that is not contained in this written agreement shall be enforceable.

FOR THE COMMISSION:

Lawrence M. Noble
General Counsel

BY: 

Lois G. Lerner
Associate General Counsel

9-20-94
Date

FOR THE RESPONDENT:


T. R. Wade
Treasurer

(see attached Power of Attorney)

August 19, 1994
Date

24043585476

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

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MUR 4009

George Watkins

CONCILIATION AGREEMENT

This matter was initiated by the Federal Election Commission ("Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. The Commission found reason to believe that George Watkins ("Respondent") violated 2 U.S.C. § 441a (a) (1) (C).

NOW, THEREFORE, the Commission and the Respondent, having participated in informal methods of conciliation, prior to a finding of probable cause to believe, do hereby agree as follows:

I. The Commission has jurisdiction over the Respondent and the subject matter of this proceeding, and this agreement has the effect of an agreement entered pursuant to 2 U.S.C. § 437g(a) (4) (A) (i).

II. Respondent has had a reasonable opportunity to demonstrate, and has requested, that no action should be taken in this matter.

III Respondent enters voluntarily into this agreement with the Commission.

24043585477

IV. The pertinent facts in this matter are as follows:

- 1. Watkins Associated Industries, Inc., Employees for Good Government Committee ("Watkins-PAC") is a political committee within the meaning of 2 U.S.C. § 431(4). It is a separate, segregated fund of Watkins Associated Industries, Inc.**
- 2. George Watkins, is the President of Tampa Maid Sea Products, Inc., a subsidiary of Watkins Associated Industries, Inc.**
- 3. 2 U.S.C. § 441a (a) (1) (C) limits to \$5,000 the amount which any person may contribute to any political committee, other than an authorized committee of a candidate or a national party committee, in any calendar year.**
- 4. On June 15, 1993, Respondent contributed \$20,000 to Watkins-PAC.**
- 5. On November 11, 1993, after notification by letter on November 3, 1993, Watkins-PAC refunded \$15,000 to Respondent.**

V. Respondent made an excessive contribution to Watkins-PAC in the amount of \$15,000, in violation of 2 U.S.C. § 441a (a) (a) (C).

VI. Respondent will pay a civil penalty to the Federal Election Commission in the amount of One Thousand Dollars (\$1,000), pursuant to 2 U.S.C. § 437g (a) (5) (A).

VII. The Commission, on request of anyone filing a complaint under 2 U.S.C. § 437g (a) (1) concerning the matters at issue herein or on its own motion, may review compliance with this agreement. If the Commission believes that this agreement or any

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requirement thereof has been violated, it may institute a civil action for relief in the United States District Court for the District of Columbia.

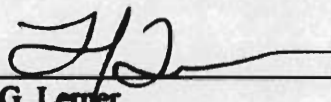
VIII. This agreement shall become effective as of the date that all parties hereto have executed same and the Commission has approved the entire agreement.

IX. Respondent shall have no more than 30 days from the date this agreement becomes effective to comply with and implement the requirement contained in this agreement and to so notify the Commission.

X. This Conciliation Agreement constitutes the entire agreement between the parties on the matters raised herein, and no other statement, promise, or agreement, either written or oral, made by either party or by agents of either party, that is not contained in this written agreement shall be enforceable.

FOR THE COMMISSION:

Lawrence M. Noble
General Counsel

BY: 

Lois G. Lerner
Associate General Counsel

Date 9-20-94

FOR THE RESPONDENT:


T. R. Wade
Treasurer

(see attached Power of Attorney)

Date August 19, 1994

24043585479

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

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MUR 4009

John F. Watkins

CONCILIATION AGREEMENT

This matter was initiated by the Federal Election Commission ("Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. The Commission found reason to believe that John F. Watkins ("Respondent") violated 2 U.S.C. § 441a (a) (1) (C).

NOW, THEREFORE, the Commission and the Respondent, having participated in informal methods of conciliation, prior to a finding of probable cause to believe, do hereby agree as follows:

I. The Commission has jurisdiction over the Respondent and the subject matter of this proceeding, and this agreement has the effect of an agreement entered pursuant to 2 U.S.C. § 437g(a) (4) (A) (i).

II. Respondent has had a reasonable opportunity to demonstrate, and has requested, that no action should be taken in this matter.

III Respondent enters voluntarily into this agreement with the Commission.

24043585430

IV. The pertinent facts in this matter are as follows:

- 1. Watkins Associated Industries, Inc., Employees for Good Government Committee ("Watkins-PAC") is a political committee within the meaning of 2 U.S.C. § 431(4). It is a separate, segregated fund of Watkins Associated Industries, Inc.**
- 2. John F. Watkins, is President of Watkins Motor Lines, Inc., a subsidiary of Watkins Associated Industries, Inc.**
- 3. 2 U.S.C. § 441a (a) (1) (C) limits to \$5,000 the amount which any person may contribute to any political committee, other than an authorized committee of a candidate or a national party committee, in any calendar year.**
- 4. On June 15, 1993, Respondent contributed \$20,000 to Watkins-PAC.**
- 5. On November 11, 1993, after notification by letter on November 3, 1993, Watkins-PAC refunded \$15,000 to Respondent.**

V. Respondent made an excessive contribution to Watkins-PAC in the amount of \$15,000, in violation of 2 U.S.C. § 441a (a) (a) (C).

VI. Respondent will pay a civil penalty to the Federal Election Commission in the amount of One Thousand Dollars (\$1,000), pursuant to 2 U.S.C. § 437g (a) (5) (A).

VII. The Commission, on request of anyone filing a complaint under 2 U.S.C. § 437g (a) (1) concerning the matters at issue herein or on its own motion, may review compliance with this agreement. If the Commission believes that this agreement or any

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requirement thereof has been violated, it may institute a civil action for relief in the United States District Court for the District of Columbia.

VIII. This agreement shall become effective as of the date that all parties hereto have executed same and the Commission has approved the entire agreement.

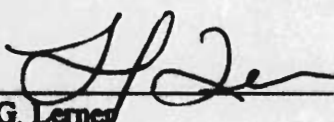
IX. Respondent shall have no more than 30 days from the date this agreement becomes effective to comply with and implement the requirement contained in this agreement and to so notify the Commission.

X. This Conciliation Agreement constitutes the entire agreement between the parties on the matters raised herein, and no other statement, promise, or agreement, either written or oral, made by either party or by agents of either party, that is not contained in this written agreement shall be enforceable.

FOR THE COMMISSION:

Lawrence M. Noble
General Counsel

BY:


Lois G. Lerner
Associate General Counsel

Date

9-20-94

FOR THE RESPONDENT:


T. R. Wade
Treasurer
(see attached Power of Attorney)

Date

August 19, 1994

24043585432



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 4009

DATE FILMED 10-3-94 CAMERA NO. 2

CAMERAMAN JmH

94043585483



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Date: 10/13/94

✓ Microfilm
 Public Records
 Press

THE ATTACHED MATERIAL IS BEING ADDED TO CLOSED MUR 4009

4043590966

WATKINS

P. O. BOX 1738
ATLANTA, GEORGIA 30371

RECEIVED
FEDERAL ELECTION
COMMISSION
ADMINISTRATIVE
ASSOCIATED INDUSTRIES, INC.
EMPLOYEES FOR GOOD GOVERNMENT COMMITTEE, INC. 404 872-3841

OCT 5 10 41 AM '94

October 3, 1994

Ms. Anne A. Weissenborn
Associate General Counsel
Federal Election Commission
999 "E" Street, N.W.
Washington, D. C. 20463

OCT 6 12 40 PM '94
RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL

Dear Ms. Weissenborn:

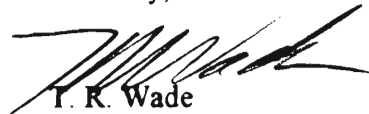
Thank you very much for all your kindness and consideration during the arrangement for the conciliation agreement. Your professionalism and courtesy is greatly appreciated.

Enclosed are checks drawn on the personal accounts of William A. Freeman, Bill Watkins, George Watkins, Kim M. Watkins, W. B. Watkins, IV, and John F. Watkins, to satisfy the commissions penalty in this matter. Also enclosed is a check from Watkins PAC as per our conciliation agreement.

These seven checks constitute the settlement of MUR 4009 and I hope will satisfactorily conclude this matter.

If there are any questions, please don't hesitate to call me at 404 262-0888 or by mail at 14 Piedmont Center, Suite 1510, Atlanta, Georgia 30305

Sincerely,


T. R. Wade

Enc.

"WATKINS PAC"

BILL WATKINS, CHAIRMAN - GEORGE WATKINS, PRESIDENT - T. R. WADE, SECRETARY/TREASURER

4043590967



FEDERAL ELECTION COMMISSION
WASHINGTON, D C 20463

10/6/94

Oct 6 12 41 PM '94

OFFICE OF THE
FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

TWO WAY MEMORANDUM

TO: OGC, Docket

FROM: Rosa E. Swinton
Accounting Technician

SUBJECT: Account Determination for Funds Received

We recently received a check from John F. Watkins, check number 759, dated 5/27/94, and in the amount of \$1,000.00. Attached is a copy of the check and any correspondence that was forwarded. Please indicate below the account into which it should be deposited, and the MUR number and name.

TO: Rosa E. Swinton
Accounting Technician

FROM: OGC, Docket Byoa

In reference to the above check in the amount of \$1,000.00, the MUR number is 4009 and in the name of John F. Watkins. The account into which it should be deposited is indicated below:

- ☐ Budget Clearing Account (OGC), 95F3875.16
- ☒ Civil Penalties Account, 95-1099.160
- ☐ Other: _____

Rita Alexander
Signature

10-06-94
Date

14043590968

JOHN F. WATKINS 7-79
P. O. BOX 95002
LAKELAND, FL 33804-5002

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Sept. 27, 19 94

92-0071
EST

PAY
TO THE
ORDER OF Federal Election Commission

\$1,000.00

One Thousand and no/100 - - - - - DOLLARS

 **CITRUS CHEMICAL BANK**
600 N. BROADWAY
BARTOW, FLORIDA 33830

FOR MUR 4009



⑈000759⑈



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Oct 6 12 41 PM '94
FEDERAL ELECTION COMMISSION
OFFICE OF THE CLERK

10/6/94

TWO WAY MEMORANDUM

TO: OGC, Docket

FROM: Rosa E. Swinton
Accounting Technician

SUBJECT: Account Determination for Funds Received

We recently received a check from W. B. Watkins, IV, check number 1330 dated 9/27/94, and in the amount of \$ 1000.00. Attached is a copy of the check and any correspondence that was forwarded. Please indicate below the account into which it should be deposited, and the MUR number and name.

TO: Rosa E. Swinton
Accounting Technician

FROM: OGC, Docket By aa

In reference to the above check in the amount of \$ 1,000.00, the MUR number is 4009 and in the name of W. B. Watkins, IV. The account into which it should be deposited is indicated below:

- ☐ Budget Clearing Account (OGC), 95F3875.16
☒ Civil Penalties Account, 95-1099.160
☐ Other: _____

Anita Alexander
Signature

10-06-94
Date

40435909/0

1330

W. B. WATKINS, IV
P. O. BOX 98002
LAUREL, FL 33604-6002

Sept. 27, 19 94 \$2.78
81

FOR THE
ORDER OF Federal Election Commission \$ 1000.00

One thousand and no/100----- DOLLARS

FIRST
FLORIDA
First Federal Bank, N.A.
North Lakeland Office 183
500 Lakeland Plaza Boulevard
Lakeland, Florida 33805

DATE Nov 2 1994

W. B. Watkins, IV

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

10/6/94

Oct 6 12 42 PM '94

FEDERAL ELECTION COMMISSION
OFFICE OF THE CLERK

TWO WAY MEMORANDUM

TO: OGC, Docket

FROM: Rosa E. Swinton
Accounting Technician

SUBJECT: Account Determination for Funds Received

We recently received a check from Kim M. Watkins, check number 3011, dated 9/29/94, and in the amount of \$1,000.00. Attached is a copy of the check and any correspondence that was forwarded. Please indicate below the account into which it should be deposited, and the MUR number and name.

TO: Rosa E. Swinton
Accounting Technician

FROM: OGC, Docket By aa

In reference to the above check in the amount of \$1,000.00, the MUR number is 4009 and in the name of Kimberly M. Watkins. The account into which it should be deposited is indicated below:

- ☐ Budget Clearing Account (OGC), 95F3875.16
☒ Civil Penalties Account, 95-1099.160
☐ Other: _____

Anita Alexander
Signature

10-06-94
Date

40435909/2

KIM M. WATKINS
4444 SENTINEL VIEW NW
ATLANTA, GA 30327

4043595011

04-0810

9/29 '94

PAY TO THE ORDER OF Federal Election Commission \$ 1000.00

One Thousand and no/100 DOLLARS

NationsBank

NationsBank of Georgia, N.A., Atlanta, GA

FOR MUR 4009 96-9-28-94



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

10/6/94

Oct 6 12 41 PM '94
FEDERAL ELECTION COMMISSION
OFFICE OF THE SECRETARY

TWO WAY MEMORANDUM

TO: OGC, Docket

FROM: Rosa E. Swinton
Accounting Technician

SUBJECT: Account Determination for Funds Received

We recently received a check from George Watkins, check number 1114, dated 9/30/94, and in the amount of \$ 1,000.00. Attached is a copy of the check and any correspondence that was forwarded. Please indicate below the account into which it should be deposited, and the MUR number and name.

TO: Rosa E. Swinton
Accounting Technician

FROM: OGC, Docket By aa

In reference to the above check in the amount of \$ 1,000.00, the MUR number is 4009 and in the name of George Watkins. The account into which it should be deposited is indicated below:

- ☐ Budget Clearing Account (OGC), 95F3875.16
☒ Civil Penalties Account, 95-1099.160
☐ Other: _____

Anita Alexander
Signature

10-06-94
Date

4043590974

40435909/5

GEORGE WATKINS PERSONAL ACCOUNT

1114

P.O. BOX 1726
ATLANTA, GA 30371

64-28710

PAY
TO THE
ORDER OF

Federal Election Commission

9/30 1994

\$ 1,000.00

One Thousand Dollars

DOLLARS

NationsBank
NationsBank of Georgia, N.A., Atlanta, GA

FOR: MUR 4009 Penalty

George W. Watkins



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

10/6/94

Oct 6 12 41 PM '94
RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF THE
CLERK

TWO WAY MEMORANDUM

TO: OGC, Docket

FROM: Rosa E. Swinton
Accounting Technician

SUBJECT: Account Determination for Funds Received

We recently received a check from Bill Watkins, check number 2594, dated 10/03/94, and in the amount of \$ 1,000.00. Attached is a copy of the check and any correspondence that was forwarded. Please indicate below the account into which it should be deposited, and the MUR number and name.

TO: Rosa E. Swinton
Accounting Technician

FROM: OGC, Docket By aa

In reference to the above check in the amount of \$ 1,000.00, the MUR number is 4009 and in the name of Bill Watkins. The account into which it should be deposited is indicated below:

- ☐ Budget Clearing Account (OGC), 95F3875.16
- ☒ Civil Penalties Account, 95-1099.160
- ☐ Other: _____

Anita Alexander
Signature

10-06-94
Date

4043590976

4043590917

2594

BILL WATKINS
INCOME ACCOUNT
P O BOX 1738
ATLANTA, GA 30301-1738

64-5010

10-3 1984

\$ 1,000.00

PAY TO THE ORDER OF *Federal Election Commission*

One Thousand and no/100

DOLLARS

NationsBank

NationsBank of Georgia, N.A., Atlanta, GA

James W. Beatty

FOR *MUR 4009*

⑆002594⑆



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF
COUNCIL
OCT 6 12 42 PM '94

10/6/94

TWO WAY MEMORANDUM

TO: OGC, Docket

FROM: Rosa E. Swinton
Accounting Technician

SUBJECT: Account Determination for Funds Received

We recently received a check from Wm A. + Betty
Freeman, check number 1077, dated 10/7/94,
and in the amount of \$1,000.00.
Attached is a copy of the check and any correspondence that
was forwarded. Please indicate below the account into which
it should be deposited, and the MUR number and name.

TO: Rosa E. Swinton
Accounting Technician

FROM: OGC, Docket Byaa

In reference to the above check in the amount of
\$1,000.00, the MUR number is 4009 and in the name of
William A. Freeman. The account into
which it should be deposited is indicated below:

- ☐ Budget Clearing Account (OGC), 95F3875.16
☒ Civil Penalties Account, 95-1099.160
☐ Other: _____

Anita Alexander
Signature

10-06-94
Date

4043590978

WILLIAM A. FREEMAN OR
BETTY T. FREEMAN
2083 GUNSTOCK DR. 934-2241
STONE MOUNTAIN, GA 30087

1077

94-2
810

10-3 1994

PAY TO THE
ORDER OF

Federal Election Commission

\$ 1,000

One thousand and 00/100

DOLLARS

C&S

The Citizens and Southern
National Bank
Atlanta, Georgia

FOR MUR 4009

William A. Freeman

1077



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

10/6/94

Oct 6 12 42 PM '94

FEDERAL ELECTION COMMISSION
OFFICE OF THE CLERK

TWO WAY MEMORANDUM

TO: OGC, Docket

FROM: Rosa E. Swinton
Accounting Technician

SUBJECT: Account Determination for Funds Received

We recently received a check from Watkins, check number 365, dated 10/03/94, and in the amount of \$21,500.00. Attached is a copy of the check and any correspondence that was forwarded. Please indicate below the account into which it should be deposited, and the MUR number and name.

TO: Rosa E. Swinton
Accounting Technician

FROM: OGC, Docket By aa

In reference to the above check in the amount of \$1,000.00, the MUR number is 4009 and in the name of Watkins Associated Industries, Inc.. The account into which it should be deposited is indicated below:

- ☐ Budget Clearing Account (OGC), 95F3875.16
- ☒ Civil Penalties Account, 95-1099.160
- ☐ Other: _____

Anita Alexander
Signature

10-06-94
Date

4043590930

WATKINS PAC

P O BOX 1728 404 872-3841
ATLANTA, GEORGIA 30371

A MULTICANDIDATE
COMMITTEE

F.B.O.#00-00142307

365

October 3 1994

~~845~~
816

PAY TO THE ORDER OF Federal Election Commission

\$ 21,500.00

Twenty-one Thousand and Five Hundred and no/100----- DOLLARS

CBS The Citizens and Southern
National Bank
Atlanta, Georgia

WATKINS PAC

FOR MUR 4009


Treasurer

1 3 6 0 6 5 3 4 0 4 0