



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

THIS IS THE BEGINNING OF MUR # 4169

DATE FILMED 11/9/95 CAMERA NO. 2

CAMERAMAN SES

95043694348

carroll james

9204 SUMMIT ROAD • SILVER SPRING, MD 20910
(301) 588-8324 • FAX (301) 588-8323

January 13, 1994

MUR 4169

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL
JAN 17 1 08 PM '95

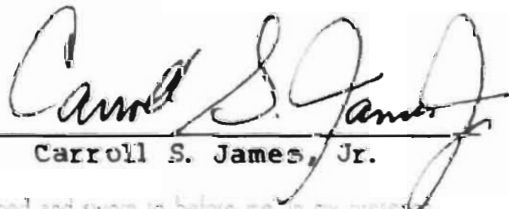
TO:
Mr. Lawrence Noble, General Counsel
Federal Election Commission
999 E Street, N.W.
Washington, DC 20463

This is a formal complaint. Money is owed me by the Ben Jones for Congress Committee (GA-6th) for voiceovers I performed on two occasions in October. The committee was billed on October 20 and 25 at Mr. Jones' box number, per his instructions. They were later sent to the box number the FEC provided me. (Copies are enclosed.)

The total amount owed is \$1,745.53. One check is to be written to me for \$1,585.53, with a check written to AFTRA (American Federation of Television & Radio Artists) Health & Retirement for \$160.00.

Your Disclosure Department forwarded to me the D Schedule from the committee's Post-General Report. This debt does not appear. Your people say that is a violation of the law. After being assured by Ben Jones that the money would be paid, and there was no problem, and that he would sign the One-Time AFTRA contract, he now does not return my phonecalls. Raymond Patrick, his treasurer says he agreed to be treasurer in name only "as a friend."

I am turning this matter over to the union to collect.


Carroll S. James, Jr.

Subscribed and sworn to before me in my presence
this 14th day of January 1995, a Notary Public
in and for the State of Maryland
between Ben Jones
August 24, 1994

KATHLEEN ANN MANN
NOTARY PUBLIC
My Comm. Expires

● ● carroll james ● ●

9204 SUMMIT ROAD • SILVER SPRING, MD 20910
(301) 588-8324 • FAX (301) 588-8323

October 25, 1994

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL
JAN 17 1 08 PM '95

Ben Jones for Congress Cmte.
P.O. Box 1661
Covington, GA 30209

25043694350

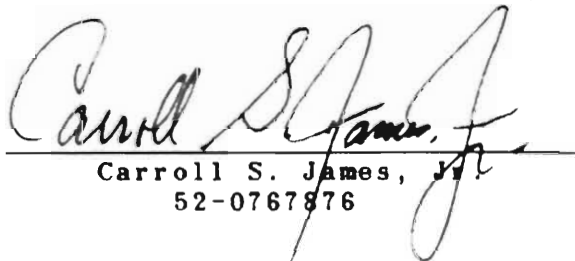
1. Voiceover at Harriman Comms Ctr on TV :10 spot for Ben Jones for Atlanta	\$ 369.09	
2. Re-do spot, same session, session fee	333.30	
2. For FICA, Unempl. Tax, etc.	<u>178.06</u>	
	\$ 880.45	GROSS
Less 10% discount for payment by 11/13/94	<u>-88.05</u>	
	\$ 792.40	NET

Please make out check to Carroll James for \$792.40.

Please make out check to "AFTRA P & H" for 88.85.

Please complete and sign in upper left box on Production Report.

And remit them to: Carroll James
9204 Summit Road
Silver Spring, MD 20910


Carroll S. James, Jr.
52-0767876

carroll james

9204 SUMMIT ROAD • SILVER SPRING, MD 20910
(301) 588-8324 • FAX (301) 588-8323

October 20, 1994

INVOICE

Ben Jones for Congress Cmte.
P.O. Box 1661
Covington, GA 30209

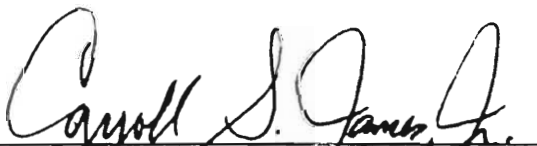
1. Voiceover at Good Advertising on TV spot for Ben Jones for Atlanta	\$ 369.09	
2. Radio spot, same session, same market	193.40	
2. For FICA, Unempl. Tax, etc.	<u>142.59</u>	
	\$ 705.08	GROSS
Less 10% discount for payment by 11/13/94	<u>-70.51</u>	
	\$ 634.57	NET

Please make out check to Carroll James for \$634.57.

Please make out check to "AFTRA P & H" for 71.15.

Please complete and sign in upper left box on Production Report.

And remit them to: Carroll James
9204 Summit Road
Silver Spring, MD 20910


Carroll S. James, Jr.
52-0767876

REPORT OF RECEIPTS AND DISBURSEMENTS

For An Authorized Committee
(Primary Page)

CERTIFIED MAIL

DEC 07 1994

USE PRE-PAID LABEL OR TYPE OR PRINT

1. NAME OF COMMITTEE (in full)
BEN JONES FOR CONGRESS

ADDRESS (number and street) ☐ Check if different than previously reported.
P.O. Box 671956

CITY, STATE AND ZIP CODE: **Marietta, GA 30067**

STATE/DISTRICT

2. FEC IDENTIFICATION NUMBER
C00207506

3. IS THIS REPORT FOR DISBURSEMENT ONLY?
☐ YES ☒ NO

4. TYPE OF REPORT

- ☐ April 15 Quarterly Report
☐ July 15 Quarterly Report
☐ October 15 Quarterly Report
☐ January 31 Year End Report
☐ July 31 Mid-Year Report (Non-election Year Only)
☐ Termination Report
- ☐ Twelfth day report preceding _____ (Type of Election)
election on _____ in the State of _____
☒ Thirtieth day report following the General Election on
11/08/94 in the State of **GA**
- This report contains activity for: ☐ Primary Election ☒ General Election ☐ Special Election ☐ Runoff Election

SUMMARY

6. Covering Period	COL. 7 A This Period	COL. 7 B Calendar Year-to-Date
10/20/94 through 11/28/94		
6. Net Contributions (other than loans)		
(a) Total Contributions (other than loans) (from Line 11(a))	81,571.05	302,162.20
(b) Total Contribution Refunds (from Line 20(b))		500.00
(c) Net Contributions (other than loans) (subtract Line 6(b) from 6(a))	81,571.05	301,662.20
7. Net Operating Expenditures	120,585.13	309,532.25
(a) Total Operating Expenditures (from Line 17)		
(b) Total Offsets to Operating Expenditures (from Line 14)	590.32	2,153.04
(c) Net Operating Expenditures (subtract Line 7(b) from 7(a))	119,994.81	307,379.21
8. Cash on Hand at Close of Reporting Period (from Line 27)	699.67	
9. Debts and Obligations Owed TO the Committee (Itemize all on Schedule C and/or Schedule D)		
10. Debts and Obligations Owed BY the Committee (Itemize all on Schedule C and/or Schedule D)	13,530.34	

For further information contact:
Federal Election Commission
999 E Street, NW
Washington, DC 20008
Toll Free 800-421-9770
Local 202-219-5128

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

Type or Print Name of Treasurer
Robert S. Kahn, Assistant Treasurer

Signature of Treasurer: *[Signature]* Date: **12/7/94**

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

FEC FORM 3
(revised 4/87)

95043608405040-43

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

Sen JONES FOR CONGRESS

From **10/20/94** To **11/28/94**

I. RECEIPTS

	COLUMN A Total This Period	COLUMN B Calendar Year-To-Date	
11. CONTRIBUTIONS (other than loans) FROM:			
(a) Individuals/Persons Other Than Political Committees			11(a)
(i) Nonfired (see Schedule A)	20,705.00		11(b)(1)
(ii) Unfired	39,555.62		11(b)(2)
(ii) Total of contributions from individuals	60,260.62	276,766.53	11(c)
(b) Political Party Committees	16,510.63	21,760.63	11(d)
(c) Other Political Committees (such as PACs)	4,800.00	6,135.00	11(e)
(d) The Candidate			11(f)
(e) TOTAL CONTRIBUTIONS (other than loans) (add 11(a)(ii), (b), (c) and (d))	81,571.05	302,162.20	11(g)
12. TRANSFERS FROM OTHER AUTHORIZED COMMITTEES			12
13. LOANS:			
(a) Made or Guaranteed by the Candidate	3,000.00	3,000.00	13(a)
(b) All Other Loans			13(b)
(c) TOTAL LOANS (add 13(a) and (b))			13(c)
14. OFFSETS TO OPERATING EXPENDITURES (Refunds, Rebates, etc.)	590.32	2,153.06	14
15. OTHER RECEIPTS (Dividends, Interest, etc.)			15
16. TOTAL RECEIPTS (add 11(e), 12, 13(c), 14 and 15)	85,161.37	307,315.26	16

II. DISBURSEMENTS

17. OPERATING EXPENDITURES	120,585.13	309,532.25	17
18. TRANSFERS TO OTHER AUTHORIZED COMMITTEES			18
19. LOAN REPAYMENTS:			
(a) Of Loans Made or Guaranteed by the Candidate			19(a)
(b) Of All Other Loans			19(b)
(c) TOTAL LOAN REPAYMENTS (add 19(a) and (b))			19(c)
20. REFUNDS OF CONTRIBUTIONS TO:			
(a) Individuals/Persons Other Than Political Committees		500.00	20(a)
(b) Political Party Committees			20(b)
(c) Other Political Committees (such as PACs)			20(c)
(d) TOTAL CONTRIBUTION REFUNDS (add 20(a), (b) and (c))		500.00	20(d)
21. OTHER DISBURSEMENTS			21
22. TOTAL DISBURSEMENTS (add 17, 18, 19(c), 20(d) and 21)	120,585.13	310,032.25	22

III. CASH SUMMARY

23. CASH ON HAND AT BEGINNING OF REPORTING PERIOD	\$ 36,123.43	23
24. TOTAL RECEIPTS THIS PERIOD (from Line 16)	\$ 85,161.37	24
25. SUBTOTAL (add Line 23 and Line 24)	\$ 121,284.80	25
26. TOTAL DISBURSEMENTS THIS PERIOD (from Line 22)	\$ 120,585.13	26
27. CASH ON HAND AT CLOSE OF THE REPORTING PERIOD (subtract Line 26 from 25)	\$ 699.67	27

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Use of Committee (in Full)

BEN JONES FOR CONGRESS

Name of Committee (in Full)	Outstanding Balance at Beginning of This Period	Amount Paid During This Period	Payments Made During This Period	Balance at End of This Period
A Full Name, Mailing Address and ZIP Code of Debtor or Creditor Shirley Murphy 459 Candler Street Atlanta, GA 30307	1000.00			1000.00
Nature of Debt (Purpose): Consulting				
B Full Name, Mailing Address and ZIP Code of Debtor or Creditor Harriman Communications Center 430 South Capitol Street Washington, D.C. 20002	1752.47			1752.47
Nature of Debt (Purpose): Production				
C Full Name, Mailing Address and ZIP Code of Debtor or Creditor Creative Campaign 230 G Street Washington, D.C.	5899.53			5899.53
Nature of Debt (Purpose): Fundraising consulting				
D Full Name, Mailing Address and ZIP Code of Debtor or Creditor Hickman Brown 1350 Connecticut Ave. Washington, D.C. 20036	2500.00		2500.00	0.00
Nature of Debt (Purpose): Polling				
E Full Name, Mailing Address and ZIP Code of Debtor or Creditor LUC, Inc. 166 Anderson Street Suite 170 Marietta, GA 30060	3200.00	100,500.00	102,378.34	1878.34
Nature of Debt (Purpose): Consulting				
F Full Name, Mailing Address and ZIP Code of Debtor or Creditor				
Nature of Debt (Purpose):				

1) SUBTOTALS This Period This Page (optional)	
2) TOTALS This Period (last page in this line only)	10,530.34
3) TOTAL OUTSTANDING LOANS from Schedule C (last page only)	3,000.00
4) ADD 2) and 3) and carry forward to appropriate line of Summary Page (last page only)	13,530.34

One Time Agreement

American Federation of Television and Radio Artists · Screen Actors Guild
Highland House #201 5480 Wisconsin Avenue Chevy Chase, MD 20815 (301) 657 2560

Ben Jones for Congress Committee

Company Name & Address

P.O. Box 671956, Marietta, GA 30067

agrees to adhere to all the provisions of the AFTRA and SAG Industrial and
Radio and Television Commercial Contracts for the following work:

Television & radio commercials (AFTRA) recorded

Title & Type of Production

10/20 & 25/1994

Carroll S. Jones Jr.

Performer Carroll Jones
10/20/94
Date

Producer

10/20/94
Date

95043694365



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

January 20, 1995

Carroll S. James
9204 Summit Road
Silver Spring, MD 20910

RE: MUR 4169

Dear Mr. James:

This letter acknowledges receipt on January 17, 1995, of your complaint alleging possible violations of the Federal Election Campaign Act of 1971, as amended ("the Act"). The respondent(s) will be notified of this complaint within five days.

You will be notified as soon as the Federal Election Commission takes final action on your complaint. Should you receive any additional information in this matter, please forward it to the Office of the General Counsel. Such information must be sworn to in the same manner as the original complaint. We have numbered this matter MUR 4169. Please refer to this number in all future communications. For your information, we have attached a brief description of the Commission's procedures for handling complaints.

Sincerely,

Mary L. Taksar

Mary L. Taksar, Attorney
Central Enforcement Docket

Enclosure
Procedures

95043694366



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

January 20, 1995

Raymond L. Patrick, Treasurer
Ben Jones for Congress Committee
P.O. Box 671956
Marietta, GA 30067

RE: MUR 4169

Dear Mr. Patrick:

The Federal Election Commission received a complaint which indicates that the Ben Jones for Congress Committee and you, as treasurer, may have violated the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 4169. Please refer to this number in all future correspondence.

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

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

95043694357

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

Sincerely,

Mary L. Taksar

Mary L. Taksar, Attorney
Central Enforcement Docket

Enclosures

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

cc: Ben Jones

9 5 9 4 3 6 9 4 3 6 8

BEN JONES FOR CONGRESS

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL

FEB 2 12 03 PM '95

Please respond to:

166 Anderson Street
Suite 225
Marietta, GA 30060
(404) 424-1500

February 1, 1995

VIA OVERNIGHT MAIL

Mary L. Taksar, Esq.
Federal Election Commission
999 E Street, NW
Washington, DC 20463

Re: MUR 4169: Ben Jones for Congress

Dear Ms. Taskar:

This letter will respond to the Federal Election Commission's letter of January 20, 1995, received by the Ben Jones for Congress Committee on January 27, 1995. The Commission's letter was prompted by a letter of complaint filed by Carroll James, received by the Commission on January 17, 1995.

Attached please find three exhibits, demonstrating that the Committee was under the impression that Mr. James had agreed to perform voiceover work on a volunteer basis; that, at best, any money alleged to be owed is a disputed debt under 11 C.F.R. § 116.10(a); and the earliest any disclosure of the debt should have been made was in connection with the year-end report, and, in fact, such disclosure was made:

Exhibit A is an Affidavit from Ben Jones, the candidate, indicating that Mr. James had called and offered to provide voiceover work on a volunteer basis.

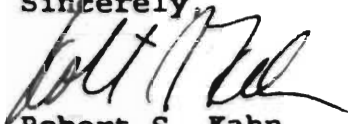
Exhibit B is a letter from Mr. James, dated December 31, 1994, demanding payment. Although the Committee received the demand letter after December 31, the amounts

Mary L. Taksar, Esq.
Federal Election Commission
February 1, 1995

claimed to be owed by Mr. James are included in the year-end report, relevant portions of which are attached as Exhibit C.

In light of this information, we would ask that the Complaint be dismissed. Should you need further information, please call me at (404) 424-1500.

Sincerely,



Robert S. Kahn
Committee Counsel and
Assistant Treasurer

95043694360

STATEMENT OF DESIGNATION OF COUNSEL

MUR 4169
NAME OF COUNSEL: Robert S. KAHN
ADDRESS: 166 Anderson St.
Suite 225
Marionetta, GA 30060
TELEPHONE: 404/424-1500

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL
FEB 2 12 03 PM '95

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.

1/31/95
Date

[Signature]
Signature

RESPONDENT'S NAME: Ben Jones for Congress
ADDRESS: P.O. Box 671956
Marionetta, GA 30067
HOME PHONE: 404/385-9325
BUSINESS PHONE: 404/385-9325

95043694361

STATE OF GEORGIA
COUNTY OF COBB

AFFIDAVIT

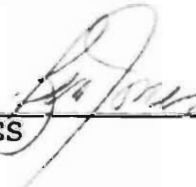
PERSONALLY APPEARED before me, an officer duly authorized by law to administer oaths, BEN JONES who after first being duly sworn, states:

1. My name is Ben Jones, and I am competent in all respects to testify regarding the matters set forth herein. In 1994, I was a candidate for Congress in the Sixth Congressional District in Georgia. I give this Affidavit voluntarily, and I understand that this Affidavit will be used by the Ben Jones for Congress Committee in response to a Complaint filed with the Federal Election Commission by Carroll James.

2. I announced by candidacy for Congress in March, 1994. Shortly after my announcement, I was contacted by Carroll James, who introduced himself by telephone. He said that he was a "voice talent" who had done many voiceovers for political commercials. At that time, he also said that he had never before volunteered his services for a campaign, but disliked my opponent so intensely that he would make an exception and asked me to call him if ever he could be of help. Not knowing Mr. James, I asked several people in the Washington, D.C. advertising community of his reputation and they said he was a professional.

3. In late September or early October, I called Mr. James and asked if his offer was still good. He said it was, and arranged to record material at a mutual friend's home studio.

The foregoing is true and correct to the best of my knowledge and belief.


BEN JONES

Sworn to and subscribed before
me this 31st day of January, 1995.


Notary Public

EXHIBIT A

95043694362

carroll james

9204 SUMMIT ROAD • SILVER SPRING, MD 20910
(301) 588-8324 • FAX (301) 588-8323

December 31, 1994

Mr. Raymond L. Patrick
Ben Jones for Congress Committee
P.O. Box 671956
Marietta, GA 30067

Dear Mr. Patrick:

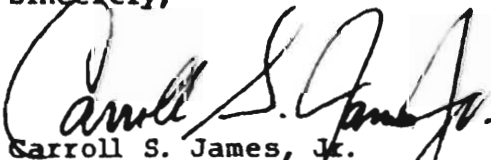
I got your name from the Federal Election Commission. I did radio and television voiceovers for The Ben Jones for Congress Committee at Ben's direction. There were two sessions, one at the studio of Ben's wife's first husband, and the second one at the Harriman Center with copy provided by Strother Duffy Strother.

Your committee owes me \$1585.53 plus whatever late payment penalties the union (AFTRA) may have assessed. A payment of \$160.00 is also due AFTRA Health & Retirement.

In addition to the money owed, the One Time Agreement has never been signed, though Ben promised on various occasions that it would be. The form was not available at the first studio, and rather than refusing to do the session, I went ahead, upon Ben's promise that he'd sign and return it immediately.

Kindly sign the agreement immediately, and send it along with the money owed (including the check for AFTRA H&R) to me. I will forward that check to the union. If you are not able to send the money in the first week of January, please let me know when I may expect it this month.

Sincerely,



Carroll S. James, Jr.

cc: AFTRA, Wash/Balto Local

Enclosures

EXHIBIT B

One Time Agreement

American Federation of Television and Radio Artists - Screen Actors Guild
Highland House #201 5480 Wisconsin Avenue Chevy Chase, MD 20815 (301) 687-2500

Ben Jones for Congress Committee

Company Name & Address

P.O. Box 671956, Marietta, GA 30067

agrees to adhere to all the provisions of the AFTRA and SAG Industrial and
Radio and Television Commercial Contracts for the following work:

Television & radio commercials (AFTRA) recorded

Title & Type of Production

10/20 & 25/1994

Carroll S. Jones
Professor Carroll Jones
10/20/94
Date

Professor

10/20/94
Date

95043694364

carroll james

9204 SUMMIT ROAD • SILVER SPRING, MD 20910
(301) 588-8324 • FAX (301) 588-8323

November 14, 1994
~~October 20, 1994~~

INVOICE

Ben Jones for Congress Cmte.
P.O. Box 1661
Covington, GA 30209

1. Voiceover at Good Advertising on TV spot for Ben Jones for Atlanta	\$ 369.09	
2. Radio spot, same session, same market	193.40	
2. For FICA, Unempl. Tax, etc.	<u>142.59</u>	
	\$ 705.08	GROSS
less 10% discount for payment by 11/13/94	<u>70.51</u>	
	\$ 634.57	NET

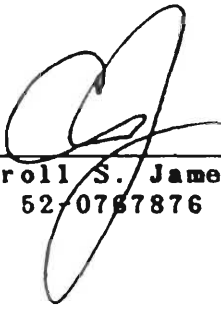
DISCOUNT DATE HAS PASSED.
PAYMENT IS REQUESTED.

Please make out check to Carroll James for \$705.08.

Please make out check to "AFTRA P & H" for 71.15.

Please complete and sign in upper left box on Production Report.

And remit them to: Carroll James
9204 Summit Road
Silver Spring, MD 20910



Carroll S. James, Jr.
52-0767876

carroll james

9204 SUMMIT ROAD • SILVER SPRING, MD 20910
(301) 588-8324 • FAX (301) 588-8323

November 14, 1994
~~October 25, 1994~~

INVOICE

Ben Jones for Congress Cmte.
P.O. Box 1661
Covington, GA 30209

1. Voiceover at Harriman Comms Ctr on TV :10 spot for Ben Jones for Atlanta	\$ 369.09	
2. Re-do spot, same session, session fee	333.30	
2. For FICA, Unempl. Tax, etc.	<u>178.06</u>	
	\$ 880.45	GROSS
Less 10% discount for payment by 11/15/94	88.00	
	\$ 792.40	NET

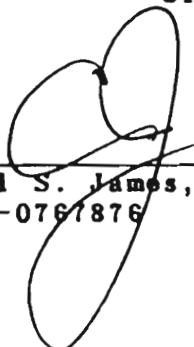
DISCOUNT DATE HAS PASSED.
PAYMENT IS REQUESTED.

Please make out check to Carroll James for \$880.45.

Please make out check to "AFTRA ~~H~~ & ~~R~~" for 88.85.

Please complete and sign in upper left box on Production Report.

And remit them to: Carroll James
9204 Summit Road
Silver Spring, MD 20910



Carroll S. James, Jr.
52-0767876

REPORT OF RECEIPTS AND DISBURSEMENTS

Per An Authorized Committee
(Summary Page)

USE FEC MAILING LABEL
ON
TYPE OR PRINT

1. NAME OF COMMITTEE (in full) Ben Jones for Congress		2. FEC IDENTIFICATION NUMBER C00207506
ADDRESS (number and street) ☐ Check if different than previously reported. P.O. Box 671956		3. IS THIS REPORT AN AMENDMENT? ☐ YES ☒ NO
CITY, STATE and ZIP CODE: Marietta, GA 30060	STATE/DISTRICT GA-06	

4. TYPE OF REPORT

- ☐ April 15 Quarterly Report ☐ Twelfth day report preceding _____ (Type of Election)
election on _____ in the State of _____
- ☐ July 15 Quarterly Report ☐ Thirtieth day report following the General Election on _____
in the State of _____
- ☐ October 15 Quarterly Report
- ☒ January 31 Year End Report
- ☐ July 31 Mid-Year Report (Non-election Year Only) ☐ Termination Report

This report contains activity for

- ☐ Primary Election ☒ General Election ☐ Special Election ☐ Runoff Election

SUMMARY

5. Covering Period	COLUMN A This Period	COLUMN B Calendar Year-to-Date
<u>11/29/94</u> through <u>12/31/94</u>		
6. Net Contributions (other than loans)		
(a) Total Contributions (other than loans) (from Line 11(e))	9,919.00	312,081.20
(b) Total Contribution Refunds (from Line 20(d))	-0-	500.00
(c) Net Contributions (other than loans) (subtract Line 6(b) from 6(a))	9,919.00	311,581.20
7. Net Operating Expenditures		
(a) Total Operating Expenditures (from Line 17)	9,514.65	319,046.90
(b) Total Offsets to Operating Expenditures (from Line 14)	647.29	2,800.33
(c) Net Operating Expenditures (subtract Line 7(b) from 7(a))	8,867.36	316,246.57
8. Cash on Hand at Close of Reporting Period (from Line 27)	251.31	
9. Debts and Obligations Owed TO the Committee (Itemize all on Schedule C and/or Schedule D)		
10. Debts and Obligations Owed BY the Committee (Itemize all on Schedule C and/or Schedule D)	22,118.08	

For further information contact:
Federal Election Commission
999 E Street, NW
Washington, DC 20463
Toll Free 800-424-9530
Local 202-219-3420

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

Type or Print Name of Treasurer

Robert S. KAHN, Asst. Treas

Signature of Treasurer

[Signature]

Date

1/30/95

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

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4-00172

EXHIBIT C

FEC FORM 3
(revised 4/87)

95043694367

DETAILED SUMMARY PAGE

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

Name of Committee (in full)		Report Covering the Period:	
Ben Jones for Congress		From: 11/29/94	To: 12/31/94
I. RECEIPTS		COLUMN A Total This Period	COLUMN B Calendar Year-To-Date
11. CONTRIBUTIONS (other than loans) FROM:			
(a) Individuals/Persons Other Than Political Committees			
(i) Itemized (see Schedule A)		4,875.00	
(ii) Unitemized		4,994.00	
(iii) Total of contributions from individuals		9,869.00	284,135.57
(b) Political Party Committees			21,760.63
(c) Other Political Committees (such as PACs)		50.00	6,185.00
(d) The Candidate			
(e) TOTAL CONTRIBUTIONS (other than loans) (add 11(a)(iii), (b), (c) and (d))		9,919.00	312,081.20
12. TRANSFERS FROM OTHER AUTHORIZED COMMITTEES			
13. LOANS:			
(a) Made or Guaranteed by the Candidate			3,000.00
(b) All Other Loans			
(c) TOTAL LOANS (add 13(a) and (b))			3,000.00
14. OFFSETS TO OPERATING EXPENDITURES (Refunds, Rebates, etc.)		647.29	2,800.33
15. OTHER RECEIPTS (Dividends, Interest, etc.)			
16. TOTAL RECEIPTS (add 11(e), 12, 13(c), 14 and 15)		10,566.29	317,881.53
II. DISBURSEMENTS			
17. OPERATING EXPENDITURES		9,514.65	319,046.90
18. TRANSFERS TO OTHER AUTHORIZED COMMITTEES			
19. LOAN REPAYMENTS:			
(a) Of Loans Made or Guaranteed by the Candidate		1,500.00	1,500.00
(b) Of All Other Loans			
(c) TOTAL LOAN REPAYMENTS (add 19(a) and (b))		1,500.00	1,500.00
20. REFUNDS OF CONTRIBUTIONS TO:			
(a) Individuals/Persons Other Than Political Committees			500.00
(b) Political Party Committees			
(c) Other Political Committees (such as PACs)			
(d) TOTAL CONTRIBUTION REFUNDS (add 20(a), (b) and (c))			500.00
21. OTHER DISBURSEMENTS			
22. TOTAL DISBURSEMENTS (add 17, 18, 19(c), 20(d) and 21)		11,014.65	321,046.90

III. CASH SUMMARY

23. CASH ON HAND AT BEGINNING OF REPORTING PERIOD	\$	699.67	23
24. TOTAL RECEIPTS THIS PERIOD (from Line 16)	\$	10,566.29	24
25. SUBTOTAL (add Line 23 and Line 24)	\$	11,265.96	25
26. TOTAL DISBURSEMENTS THIS PERIOD (from Line 22)	\$	11,014.65	26
27. CASH ON HAND AT CLOSE OF THE REPORTING PERIOD (subtract Line 26 from 25)	\$	251.31	27

SCHEDULE D

(Revised 3/80)

DEBTS AND OBLIGATIONS
Excluding Loans

 Page 1 of 4 for
 LHM Number 12
 (Use separate schedule
 for each numbered line)

Name of Creditor (in Full)	Outstanding Balance Beginning This Period	Amount Incurred This Period	Payment This Period	Outstanding Balance at Close of This Period
Ben Jones for Congress				
A. Full Name, Mailing Address and ZIP Code of Debtor or Creditor				
Shirley Murphy 459 Candler Street Atlanta, Ga. 30307	1000.00			1000.00
B. Full Name, Mailing Address and ZIP Code of Debtor or Creditor				
Harriman Communications Center 430 South Capitol Street Washington, DC 20002	1752.47			1752.47
C. Full Name, Mailing Address and ZIP Code of Debtor or Creditor				
Creative Campaign 230 G Street Washington, DC	5899.53			5899.53
D. Full Name, Mailing Address and ZIP Code of Debtor or Creditor				
LUC, Inc. 166 Anderson Street Suite 170 Marietta, Ga. 30060	1878.34	3350.00	3828.34	1400.00
E. Full Name, Mailing Address and ZIP Code of Debtor or Creditor				
Perkins Cole 607 14th St., NW Washington, DC 20005	0	5971.55	0	5971.55
F. Full Name, Mailing Address and ZIP Code of Debtor or Creditor				
Fraioli/Jost 555 New Jersey Ave. Washington, DC 20001	0	5439.87	2589.87	2850.00
1) SUBTOTALS This Period This Page (optional)				18,873.55
2) TOTALS This Period (last page in this line only)				
3) TOTAL OUTSTANDING LOANS from Schedule C (last page only)				
4) ADD 2) and 3) and carry forward to appropriate line of Summary Page (last page only)				

SCHEDULE D
(Period 3-60)

DEBTS AND OBLIGATIONS
Excluding Loans

LINE NUMBER 70
(Use separate schedule for each numbered line)

Name of Committee (in Full)	Outstanding Balance Beginning This Period	Add (Interest) This Period	Payment This Period	Outstanding Balance at Close of This Period
Ben Jones for Congress				
A. Full Name, Mailing Address and ZIP Code of Debtor or Creditor Carroll James 9204 Summit Road Silver Springs, MD 20910 (see memo)	-0-	1,585.33	-0-	1,585.33
Nature of Debt (Purpose): voiceover				
B. Full Name, Mailing Address and ZIP Code of Debtor or Creditor AFTRA c/o Carroll James 9204 Summit Road Silver Springs, MD 20910 (see memo)	-0-	160.00	-0-	160.00
Nature of Debt (Purpose): voiceover				
C. Full Name, Mailing Address and ZIP Code of Debtor or Creditor Memo: Carroll James performed voiceover work for campaign commercials. The Committee was under the impression that the work was done on a volunteer basis (not considered a contribution under 11 C.F.R. § 100.76(b)(3)). Mr. James sent a letter to the Committee, dated December 31, 1994, demanding payment in the amount of \$1585.33 to him, and \$160.00 to AFTRA. Although the letter was received after the reporting period, the Committee is listing these items as debts for this reporting period. Pursuant to 11 C.F.R. § 116.10(a), these items are disputed debts, disclosure of which does not constitute an admission of liability or waiver of any claims the Committee may have.				
Nature of Debt (Purpose):				
D. Full Name, Mailing Address and ZIP Code of Debtor or Creditor				
Nature of Debt (Purpose):				
E. Full Name, Mailing Address and ZIP Code of Debtor or Creditor				
Nature of Debt (Purpose):				
F. Full Name, Mailing Address and ZIP Code of Debtor or Creditor				
Nature of Debt (Purpose)				
1) SUBTOTALS This Period This Page (optional)				1,745.33
2) TOTALS This Period (last page in this line only)				20,618.88
3) TOTAL OUTSTANDING LOANS from Schedule C (last page only)				1,500.00
4) ADD 2) and 3) and carry forward to appropriate line of Summary Page (last page only)				22,118.88

95043694370

carroll james

9204 SUMMIT ROAD • SILVER SPRING, MD 20910
(301) 588-8324 • FAX (301) 588-8323

FEB 16 8 57 AM '95

February 14, 1995

Ms. Mary L. Taksar
Federal Election Commission
999 E Street, N.W.
Washington, DC 20463

RE: MUR 4169

Dear Ms. Taksar:

Yesterday I spoke with an FEC staff member who told me it was not your policy to provide me with the response of Ben Jones' committee before you make a recommendation. The logic of this escapes me, because it does not provide me the opportunity to affirm or make objections to their response, allowing your recommendation to be more complete.

I spoke with Robert S. Kahn, Assistant Treasurer at the end of last week. He told me that the committee had responded, and that the claim was disputed. I said, "Disputed?" He said that Ben had thought I was donating my services. He said I had called, saying I really wanted to see Newt Gingrich defeated, and would like to do his spots. I said that that is true, but at no time did I say or infer that I would do them *gratis*. As former president of the Atlanta Branch of the Screen Actors Guild, Ben should know that neither of our two unions would allow me to do that. As a national board member of SAG, I would not *think* of doing such a thing. And I understand that it may be illegal for someone to donate such services.

Furthermore, in my discussions with Ben, I asked where to send the invoice, and he gave me his box number. When the money was late, I asked Ben if there would be any problem getting it. He replied, "Oh, no." I think it was after that discussion that my phonecalls were not answered. The important thing is that in those discussions *at no time* did Ben Jones say anything along the lines of "I thought you were doing this as a favor." So it is outrageous for the committee to claim this as an "out."

Mr. Kahn told me that since I complained to the FEC, that "ties their hands" and they cannot make a settlement with me. At this time, I have received no money, and the AFTRA contract form has not been signed and returned.

Sincerely,

Carroll S. James Jr.
Carroll S. James, Jr.

14th February 1995
Montgomery, Md
Appraising Health
My Commission Expires Oct 1 1998



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

March 18, 1995

Carroll James
9204 Summit Road
Silver Spring, Maryland 20910

RE: MUR 4169

Dear Mr. James:

This letter acknowledges receipt on February 16, 1995, of the supplement to the complaint you filed on January 17, 1995. The respondents will be sent a copy of the supplement. You will be notified as soon as the Federal Election Commission takes final action on your complaint.

Sincerely,

Mary L. Taksar

Mary L. Taksar, Attorney
Central Enforcement Docket

95043694372



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

March 16, 1995

Raymond L. Patrick, Treasurer
Ben Jones for Congress Committee
P.O. Box 671956
Marietta, Georgia 30067

RE: MUR 4169
Ben Jones for Congress
Committee and Raymond L.
Patrick, Treasurer

Dear Mr. Patrick:

On January 20, 1995, you were notified that the Federal Election Commission received a complaint from Carroll S. James alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended. At that time you were given a copy of the complaint and informed that a response to the complaint should be submitted within 15 days of receipt of the notification. Your response was received on February 2, 1995.

On February 16, 1995, the Commission received additional information from the complainant pertaining to the allegations in the complaint. Enclosed is a copy of this additional information.

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

Sincerely,

Mary L. Taksar

Mary L. Taksar, Attorney
Central Enforcement Docket

Enclosure

95043694373

carroll james

9204 SUMMIT ROAD • SILVER SPRING, MD 20910
(301) 588-8324 • FAX (301) 588-8323

JUN 15 11 38 AM '95
FEDERAL ELECTION
COMMISSION
OFFICE

June 14, 1995

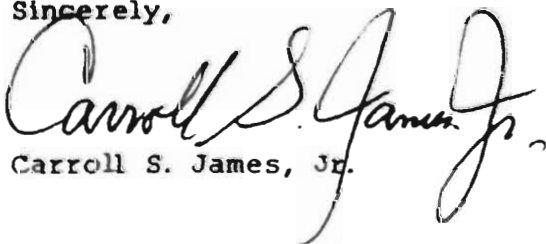
Lawrence Noble, Esq.
General Counsel
Federal Election Commission
999 E Street, N.W.
Washington, DC 20463

ATTN: Mary L. Taskar, Esq.

RE: MUR 4169: Ben Jones for Congress

On January 17, 1995, I filed a Complaint against the Ben Jones for Congress Committee. I have resolved my differences with the Ben Jones for Congress Committee, and hereby withdraw and dismiss with prejudice the Complaint, and ask that the FEC dismiss the Complaint with prejudice.

Sincerely,


Carroll S. James, Jr.

Date June 14, 1995



WEIBERT E. GRANT, JR.
NOTARY PUBLIC STATE OF MARYLAND
My Commission Expires March 11, 1997

1995 JUL 24 AM 11:27

OFFICE OF THE CLERK
U.S. HOUSE OF REPRESENTATIVES

BEN JONES FOR CONGRESS

HAND DELIVERED

June 9, 1995

VIA OVERNIGHT MAIL

Mr. Carroll James, Jr.
9204 Summit Road
Silver Spring, MD 20910

Re: Complaint filed with Federal Election
Commission, received January 17, 1995
(MUR 4169), regarding disputed debts
in the amount of \$1,585.33 to Carroll
James and \$160.00 to AFTRA.

Dear Mr. James:

On January 17, 1995, you filed a Complaint with the
Federal Election Commission, alleging that the Ben Jones for
Congress Committee failed to disclose the following debts:

\$1,585.53 to Carroll James
160.00 to AFTRA

You have further threatened to take certain action to
collect these funds. The Committee denies that the sums are
owed. Further, the Committee disclosed such sums as
"disputed debts" on its year-end report.

In an effort to resolve this matter in an amicable
fashion, the Committee will pay you \$593.48, in full
settlement of all claims that you or AFTRA may have against
the Committee. You agree to accept this amount in full
settlement of any claims in connection with voiceover work
performed for Ben Jones or the Ben Jones for Congress
Committee through the date of this agreement. You further
release Ben Jones, the Ben Jones for Congress Committee,
officers of the Ben Jones for Congress Committee (including,
without limitation, Raymond Patrick, Treasurer, and Robert
S. Kahn, Assistant Treasurer) from any and all liability in
connection with voiceover work, or for any other reason,
through the date of this agreement.

You further agree to withdraw and dismiss with
prejudice the Complaint filed with the Federal Election
Commission, by sending a letter in the form attached as
Exhibit A. Upon receipt of this signed agreement, and a
copy of the letter to the Federal Election Commission, we

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RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL

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Mr. Carroll James, Jr.
June 9, 1995
Page two

will forward a check to you via overnight mail in the amount of \$593.48.

If this letter accurately reflects our agreement, please indicate by signing below and returning a copy to me.

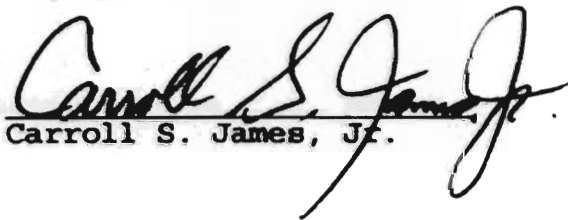
Sincerely,



Robert S. Kahn
Assistant Treasurer

Accepted and agreed to
this 12th day of June, 1995.

By:



Carroll S. James, Jr.

T.S.M.

95043694376



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 4, 1995

Mr. Carroll S. James, Jr.
9204 Summit Road
Silver Spring, MD 20910

RE: MUR 4169
Ben Jones for Congress
Committee and Raymond
Patrick, as Treasurer

Dear Mr. James:

This is in reference to your letter dated June 14, 1995, requesting that the complaint you filed against the Ben Jones for Congress Committee be withdrawn.

Under 2 U.S.C. § 437g, the Federal Election Commission is empowered to review a complaint properly filed with it and to take action which it deems appropriate under the Federal Election Campaign Act of 1971, as amended ("the Act"). A request for withdrawal of a complaint will not prevent the Commission from taking appropriate action under the Act. Your request will become part of the public record within 30 days after the entire file is closed.

If you have any further questions about this procedure, please contact the Central Enforcement Docket at (202) 219-3690.

Sincerely,

Clinett Short
Paralegal

95043694377

BEFORE THE FEDERAL ELECTION COMMISSION

OCT 2 10 52 AM '95

In the Matter of

)
) Enforcement Priority
)

GENERAL COUNSEL'S REPORT

SENSITIVE

I. INTRODUCTION

This report is the General Counsel's Report to recommend that the Commission no longer pursue the identified lower priority and stale cases under the Enforcement Priority System.

II. CASES RECOMMENDED FOR CLOSING

A. Cases Not Warranting Further Pursuit Relative to Other Cases Pending Before the Commission

A critical component of the Priority System is identifying those pending cases that do not warrant the further expenditure of resources. Each incoming matter is evaluated using Commission-approved criteria and cases that, based on their rating, do not warrant pursuit relative to other pending cases are placed in this category. By closing such cases, the Commission is able to use its limited resources to focus on more important cases.

Having evaluated incoming matters, this Office has identified 34 cases which do not warrant further pursuit relative to the other pending cases.¹ A short description of

1. These matters are: PM 309 (Attachment 1); RAD 95L-12 (Attachment 2); MUR 4118 (Attachment 3); MUR 4119 (Attachment 4); MUR 4120 (Attachment 5); MUR 4122 (Attachment 6); MUR 4123 (Attachment 7); MUR 4124 (Attachment 8); MUR 4125 (Attachment 9); MUR 4126 (Attachment 10); MUR 4130 (Attachment 11); MUR 4133 (Attachment 12); MUR 4134 (Attachment 13); MUR 4135 (Attachment 14); MUR 4136 (Attachment 15); MUR 4137

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each case and the factors leading to assignment of a relatively low priority and consequent recommendation not to pursue each case is attached to this report. See Attachments 1-34. As the Commission requested, this Office has attached the responses to the complaints for the externally-generated matters and the referral for the matter referred by the Reports Analysis Division because this information was not previously circulated to the Commission. See Attachments 1-34.

B. Stale Cases

Investigations are severely impeded and require relatively more resources when the activity and evidence are old. Consequently, the Office of General Counsel recommends that the Commission focus its efforts on cases involving more recent activity. Such efforts will also generate more impact on the current electoral process and are a more efficient allocation of our limited resources. To this end, this Office has identified 11 cases that

do not

(Footnote 1 continued from previous page)
(Attachment 16); MUR 4138 (Attachment 17); MUR 4140
(Attachment 18); MUR 4142 (Attachment 19); MUR 4143
(Attachment 20); MUR 4144 (Attachment 21); MUR 4145
(Attachment 22); MUR 4148 (Attachment 23); MUR 4149
(Attachment 24); MUR 4153 (Attachment 25); MUR 4155
(Attachment 26); MUR 4158 (Attachment 27); MUR 4163
(Attachment 28); MUR 4164 (Attachment 29); MUR 4169
(Attachment 30); MUR 4179 (Attachment 31); MUR 4195
(Attachment 32); MUR 4196 (Attachment 33); and MUR 4205
(Attachment 34).

warrant further investment of significant Commission resources.² Since the recommendation not to pursue the identified cases is based on staleness, this Office has not prepared separate narratives for these cases. As the Commission requested, in matters in which the Commission has made no findings, the responses to the complaints for the externally-generated matters and the referrals for the internally-generated matters are attached to the report because this information was not previously circulated to the Commission. See Attachments 35-45. For cases in which the Commission has already made findings and for which each Commissioner's office has an existing file, this Office has attached the most recent General Counsel's Report.

This Office recommends that the Commission exercise its prosecutorial discretion and no longer pursue the cases listed below effective October 16, 1995. By closing the cases effective October 16, 1995, CED and the Legal Review Team will respectively have the additional time necessary for preparing the closing letters and the case files for the public record.

2. These matters are: PM 250 (Attachment 35); PM 272 (Attachment 36); MUR 3188 (Attachment 37); MUR 3554 (Attachment 38); MUR 3623 (Attachment 39); MUR 3988 (Attachment 40); MUR 3996 (Attachment 41); MUR 4001 (Attachment 42); MUR 4007 (Attachment 43); MUR 4007 (Attachment 43); MUR 4008 (Attachment 44); and MUR 4018 (Attachment 45).

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III. RECOMMENDATIONS

A. Decline to open a MUR and close the file effective October 16, 1995 in the following matters:

- 1) PM 309
- 2) RAD 95L-12
- 3) PM 250
- 4) PM 272

B. Take no action, close the file effective October 16, 1995, and approve the appropriate letter in the following matters:

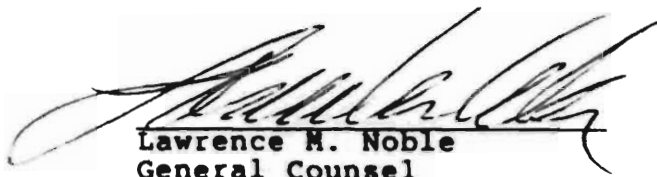
- 1) MUR 3554
- 2) MUR 3623
- 3) MUR 3988
- 4) MUR 3996
- 5) MUR 4001
- 6) MUR 4007
- 7) MUR 4008
- 8) MUR 4018
- 9) MUR 4118
- 10) MUR 4119
- 11) MUR 4120
- 12) MUR 4122
- 13) MUR 4123
- 14) MUR 4124
- 15) MUR 4125
- 16) MUR 4126
- 17) MUR 4130
- 18) MUR 4133
- 19) MUR 4134
- 20) MUR 4135
- 21) MUR 4136
- 22) MUR 4137
- 23) MUR 4138
- 24) MUR 4140
- 25) MUR 4142
- 26) MUR 4143
- 27) MUR 4144
- 28) MUR 4145
- 29) MUR 4148
- 30) MUR 4149

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31) MUR 4153
32) MUR 4155
33) MUR 4158
34) MUR 4163
35) MUR 4164
36) MUR 4169
37) MUR 4179
38) MUR 4195
39) MUR 4196
40) MUR 4205

C. Take no further action, close the file effective October 16, 1995 and approve the appropriate letter in MUR 3188.

9/29/95
Date


Lawrence M. Noble
General Counsel

95043694382

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
Enforcement Priority) Agenda Document #X95-85

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session on October 17, 1995, do hereby certify that the Commission decided by votes of 5-0 to take the following actions:

- A. Decline to open a MUR and close the file effective October 17, 1995 in the following matters:
- 1) PM 309
 - 2) RAD 95L-12
 - 3) PM 250
 - 4) PM 272
- B. Take no action, close the file effective October 17, 1995, and approve the appropriate letter in the following matters:
- 1) MUR 3554
 - 2) MUR 3623
 - 3) MUR 3988
 - 4) MUR 3996
 - 5) MUR 4001
 - 6) MUR 4007
 - 7) MUR 4008
 - 8) MUR 4018
 - 9) MUR 4118

(continued)

95043694383

**Federal Election Commission
Certification: Enforcement Priority
October 17, 1995**

Page 2

9 5 0 4 3 6 9 4 3 8 4

- 10) MUR 4119
- 11) MUR 4120
- 12) MUR 4122
- 13) MUR 4123
- 14) MUR 4124
- 15) MUR 4125
- 16) MUR 4126
- 17) MUR 4130
- 18) MUR 4133
- 19) MUR 4134
- 20) MUR 4135
- 21) MUR 4136
- 22) MUR 4137
- 23) MUR 4138
- 24) MUR 4140
- 25) MUR 4142
- 26) MUR 4143
- 27) MUR 4144
- 28) MUR 4145
- 29) MUR 4148
- 30) MUR 4149
- 31) MUR 4153
- 32) MUR 4155
- 33) MUR 4158
- 34) MUR 4163
- 35) MUR 4164
- 36) MUR 4169
- 37) MUR 4179
- 38) MUR 4195
- 39) MUR 4196
- 40) MUR 4205

C. Take no further action, close the file effective October 17, 1995 and approve the appropriate letter in MUR 3188.

(continued)

Federal Election Commission
Certification: Enforcement Priority
October 17, 1995

Page 3

Commissioners Aikens, Elliott, McDonald, McGarry, and
Thomas voted affirmatively for each of the decisions;
Commissioner Potter was not present.

Attest:

10-20-95
Date

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

95043694385



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

October 23, 1995

Carroll S. James
9204 Summit Road
Silver Spring, MD 20910

RE: MUR 4169

Dear Ms. James:

On January 17, 1995, the Federal Election Commission received your complaint alleging certain violations of the Federal Election Campaign Act of 1971, as amended ("the Act").

After considering the circumstances of this matter, the Commission has determined to exercise its prosecutorial discretion and to take no action against the respondents. See attached narrative. Accordingly, the Commission closed its file in this matter on October 17, 1995. This matter will become part of the public record within 30 days.

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

Sincerely,

Mary L. Taksar (MS)

Mary L. Taksar
Attorney

Attachment
Narrative

95043694366

MUR 4169
BEN JONES FOR CONGRESS COMMITTEE

Carroll James filed a complaint alleging that the Ben Jones for Congress Committee owed him \$1,745 for voiceovers and that the Committee had failed to report this debt in its disclosure reports.

In response to the complaint, the Ben Jones for Congress states that Carroll James called Ben Jones and offered to provide voiceover work on a volunteer basis. The Committee indicates that it was later billed for Carroll James's services sometime around December 31, 1994 and that the debt was disclosed in the Committee's Year-End Report.

This matter is less significant relative to other matters pending before the Commission.

95043694387



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

October 23, 1995

Robert S. Kahn, Esq.
166 Anderson St., Suite 225
Marietta, GA 30060

RE: MUR 4169
Ben Jones for Congress Committee and Raymond L.
Patrick, Treasurer

Dear Mr. Kahn:

On January 20, 1995, the Federal Election Commission notified your clients of a complaint alleging certain violations of the Federal Election Campaign Act of 1971, as amended. A copy of the complaint was enclosed with that notification.

After considering the circumstances of this matter, the Commission has determined to exercise its prosecutorial discretion and to take no action against your clients. See attached narrative. Accordingly, the Commission closed its file in this matter on October 17, 1995.

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

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

Sincerely,

Mary L. Taksar (x28)
Mary L. Taksar
Attorney

Attachment
Narrative

95043894388

MUR 4169
BEN JONES FOR CONGRESS COMMITTEE

Carroll James filed a complaint alleging that the Ben Jones for Congress Committee owed him \$1,745 for voiceovers and that the Committee had failed to report this debt in its disclosure reports.

In response to the complaint, the Ben Jones for Congress states that Carroll James called Ben Jones and offered to provide voiceover work on a volunteer basis. The Committee indicates that it was later billed for Carroll James's services sometime around December 31, 1994 and that the debt was disclosed in the Committee's Year-End Report.

This matter is less significant relative to other matters pending before the Commission.

95043894389

carroll james

9204 SUMMIT ROAD • SILVER SPRING, MD 20910
(301) 588-8324 • FAX (301) 588-8323

October 27, 1995

RE: MUR 4169

Hon. Danny L. McDonald, Chairman
Federal Election Commission
999 E Street, N.W.
Washington, DC 20463

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL

OCT 30 10 59 AM '95

Dear Mr. McDonald:

I have just received from the Commission a letter indicating that my complaint against the Ben Jones for Congress Congress Committee has been dropped. I can understand that you have bigger fish to fry, but it is sad that your budget does not allow you to deal with smaller cases such as this.

My unhappiness is not so much with your dropping this, but with the text of the what you call "narrative." It is *INCOMPLETE AND INCORRECT* and must be changed. *IT WAS BIASED AND UNPROFESSIONAL, AS WELL*

The following information should be added to PARAGRAPH 2: *UNPROFESSIONAL, AS WELL*, although it should have been provided earlier. However, Mr. James provided the Commission with information that he billed the Committee on October 25, the day after the session, and faxed the bills to Eilene Canavan of the Disclosure Division on January 9, 1995. Sent to Ben Jones with the invoices on October 25 was an AFTRA (union) contract, which he had agreed to sign, but failed to.

The committee and Mr. Jones did not allege the "volunteer" status until months after they received the bill. Certainly, I would have contacted the announcer immediately after receiving the bill and said "What the hell is this???" In addition, as a former president of Atlanta Screen Actors Guild, Ben Jones should have known that I would be breaking union rules to work for free.

Your narrative make it look as if I, indeed, had volunteered my service and reneged. This was NOT the case, ad material the FEC had in its possession from me indicated.

Although the whole file will be made public, I insist your narrative be changed to accurately reflect the situation.

Sincerely,

Carroll S. James, Jr.

Encl: Taksar ltr of 10/23

cc: Eric Brown

Mary L. Taksar



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 4169

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