



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

THIS IS THE BEGINNING OF MUR # 4366

DATE FILMED 2-24-57 CAMERA NO. 4

CAMERAMAN Jm H

97043774364

**REPORTS ANALYSIS REFERRAL****TO****OFFICE OF GENERAL COUNSEL****DATE:** February 17, 1995**ANALYST:** Nick Federspiel

**I. COMMITTEE:** Phil Schiliro for Congress Committee  
(C00271270)  
Joseph Michael Schiliro, Treasurer  
1002 Wood Park Drive  
Baldwin, New York 11510

**II. RELEVANT STATUTE:** 2 U.S.C. §434(a)(6)  
11 CFR §104.5(f)

**III. BACKGROUND****Failure to File Forty-Eight Notifications**

The Phil Schiliro for Congress Committee ("the Committee") has failed to file eighteen (18) of the required 48-Hour Notifications ("48-Hour Notices") for contributions totalling \$34,500 received prior to the 1994 General Election.

The candidate was involved in the 1994 General Election held on November 8, 1994. Prior Notice was sent to the Committee on October 3, 1994 (Attachment 2). The Notice includes a section titled "48 Hour Notices on Contributions." This section reads "Notices are required if the committee receives contributions (including contributions and loans from the candidate's personal funds; and endorsements or guarantees of bank loans) of \$1,000 or more, during the period of October 20 through November 5. The notices must reach the appropriate federal and state filing offices within 48 hours of the committee's receipt of the contribution(s)."

Schedule A of the 30 Day Post-General Report indicates that the Committee has failed to file eighteen (18) 48-Hour Notices for contributions received during the aforementioned period (Attachment 3). The following is a list of the contributions for which no 48-Hour Notices were filed:

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PHIL SCHILIRO FOR CONGRESS  
COMMITTEE  
REPORTS ANALYSIS OGC REFERRAL  
PAGE 2

<u>Contributor Name</u> (as reported by committee)	<u>Date</u>	<u>Amount</u>
Thea Adelson	10/29/94	\$1,000
Cleveland Christophe	10/28/94	\$1,000
Kathleen Dolan	11/04/94	\$1,000
George Konheim	10/28/94	\$1,000
Edward Meyer	10/29/94	\$1,000
Lillian Rios	11/04/94	\$1,000
AFSCME	10/28/94	\$5,000
AIDS PAC	10/28/94	\$1,500
Cataract & Refractive Surgery	10/28/94	\$3,500
Handgun Control, Inc.	10/29/94	\$1,000
Investment Management PAC	11/01/94	\$5,000
Local 138 Political Fund	10/29/94	\$1,000
Manor Healthcare Fund	10/28/94	\$3,000
Motion Picture Association	10/29/94	\$1,000
Nonprescription Drug Manufacturers	10/28/94	\$1,000
Rural Letter Carriers	10/28/94	\$1,500
United Mine Workers PAC	10/28/94	\$4,000
Warner Lambert, PAC	10/29/94	\$1,000

On December 23, 1994, an Information Notice was sent to the Committee (Attachment 4). The Information Notice notes that the Committee may have failed to file one or more of the required 48-Hour Notices for "last minute" contributions of \$1,000 or more. The notice recommends that the Committee review its procedures for checking contributions received during the aforementioned time period. Additionally, the notice states that although the Commission may take legal action, any response would be taken into consideration.

97043774366

CANDIDATE/COMMITTEE/DOCUMENT	RECEIPTS		DISBURSEMENTS		COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
	OFFICE SOUGHT/	PARTY	PRIMARY	GENERAL			
SCHILIRO, PHILIP MICHAEL		HOUSE OF DEMOCRATIC PARTY			NEW YORK	1994 ELECTION	ID# H2NY04046
1. STATEMENT OF CANDIDATE						7OCT94	1 94HSE/540/3675
1994 STATEMENT OF CANDIDATE							
2. PRINCIPAL CAMPAIGN COMMITTEE							
PHIL SCHILIRO FOR CONGRESS COMMITTEE						ID #C00271270	HOUSE
1993 MID-YEAR REPORT	1,479		2,991			1JAN93 -30JUN93	5 93HSE/500/3498
YEAR-END	0		214			1JUL93 -31DEC93	3 94HSE/507/2485
1994 STATEMENT OF ORGANIZATION - AMENDMENT						7OCT94	1 94HSE/540/3673
STATEMENT OF ORGANIZATION - AMENDMENT						14OCT94	2 94HSE/547/1432
48 HOUR CONTRIBUTION NOTICE						24OCT94	3 94HSE/550/0184
48 HOUR CONTRIBUTION NOTICE						25OCT94	4 94HSE/550/2863
48 HOUR CONTRIBUTION NOTICE						26OCT94	3 94HSE/551/2701
48 HOUR CONTRIBUTION NOTICE						28OCT94	1 94HSE/554/4690
48 HOUR CONTRIBUTION NOTICE						28OCT94	1 94HSE/554/4804
48 HOUR CONTRIBUTION NOTICE						2NOV94	3 94HSE/556/0857
48 HOUR CONTRIBUTION NOTICE						7NOV94	9 94HSE/556/3304
48 HOUR CONTRIBUTION NOTICE						7NOV94	10 95HSE/566/3554
APRIL QUARTERLY	0		246			1JAN94 -31MAR94	4 94HSE/516/0543
MID-YEAR REPORT	0		0			1APR94 -30JUN94	2 94HSE/535/1440
OCTOBER QUARTERLY		7,000			20	1JUL94 - 1SEP94	4 94HSE/546/0001
OCTOBER QUARTERLY - AMENDMENT						1JUL94 -30SEP94	1 95HSE/566/2246
PRE-GENERAL		157,625		89,819		1OCT94 -19OCT94	25 94HSE/552/3194
REQUEST FOR ADDITIONAL INFORMATION						1OCT94 -19OCT94	2 94FEC/953/2887
REQUEST FOR ADDITIONAL INFORMATION 2ND						1OCT94 -19OCT94	3 95FEC/955/1918
POST-GENERAL		290,614		341,915		20OCT94 -28NOV94	42 94HSE/558/0960
1ST LETTER INFORMATIONAL NOTICE						20OCT94 -28NOV94	2 94FEC/954/4466
YEAR-END		8,332		12,750		29NOV94 -31DEC94	5 95HSE/568/0164
TOTAL	1,479	443,571	3,451	444,504			135 TOTAL PAGES
3. AUTHORIZED COMMITTEES							
4. JOINT FUNDRAISING COMMITTEES AUTHORIZED BY THE CAMPAIGN							

97043174367

ALL REPORTS HAVE BEEN REVIEWED.  
 ENDING CASH ON HAND AS OF 12/31/94: \$799.64.  
 OUTSTANDING DEBTS AND OBLIGATIONS AS OF 12/31/94: \$0.00.

# GENERAL ELECTION REPORT NOTICE

## FEDERAL ELECTION COMMISSION

CONGRESSIONAL COMMITTEES

October 3, 1994

### 1994 GENERAL ELECTION CANDIDATE COMMITTEES

REPORT	REPORTING PERIOD*	REG./CERT. MAILING DATE**	FILING DATE
Pre-General	10/01/94 - 10/19/94	10/24/94	10/27/94
Post-General	10/20/94 - 11/28/94	12/08/94	12/08/94

#### WHO MUST FILE

All 1994 general election principal campaign committees of congressional candidates (including unopposed candidates) who seek election in the November 8, 1994, General Election must file the Pre- and Post-General Election Reports. If the campaign has an authorized committee(s), in addition to the principal campaign committee, the principal campaign committee must also file a consolidated report on Form 32 and attach the report(s) of the authorized committee(s).

#### 48 HOUR NOTICES ON CONTRIBUTIONS

Notices are required if the committee receives contributions (including contributions and loans from the candidate's personal funds; and endorsements or guarantees of bank loans) of \$1,000 or more, during the period of October 20 through November 5. The notices must reach the appropriate federal and state filing offices within 48 hours of the committee's receipt of the contribution(s).

#### LABEL

Committees should affix the peel-off label from the envelope to Line 1 of the report. Corrections should be made on the label.

#### COMPLIANCE

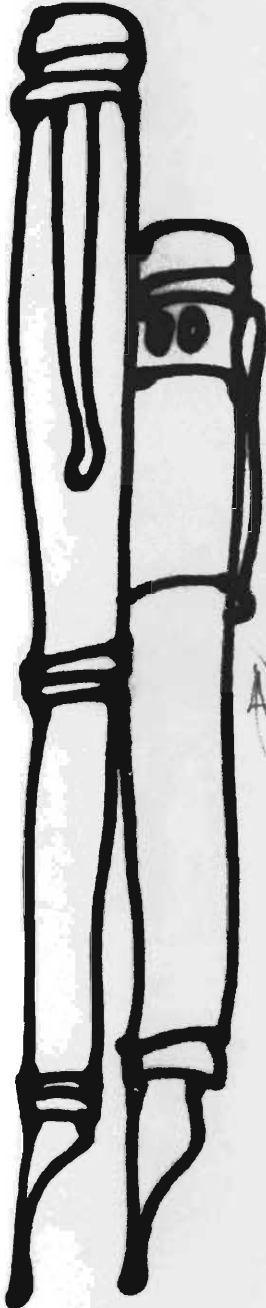
TREASURERS ARE RESPONSIBLE FOR FILING ALL REPORTS AND 48 HOUR NOTICES ON TIME. FAILURE TO DO SO IS SUBJECT TO ENFORCEMENT ACTION. COMMITTEES USING NON-FEC FORMS FOR REPORTS OR FILING ILLEGIBLE REPORTS OR NOTICES WILL BE REQUIRED TO REFILE.

\*The period begins with the close of the last report filed by the committee. If the committee has filed no previous reports, the period begins with the date of the committee's first activity.

\*\*Reports sent by registered or certified mail must be post-marked by the mailing date; otherwise, they must be received by the filing date.

FOR INFORMATION, Call: 800/424-9530 or 202/219-3420

97043774368



Contributions from Ind/Persons

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

NAME OF COMMITTEE (In Full)

Ph.I Schiliro For Congress Committee

00021710700

97043174369  
NO. 00 - 00111 - 10 - 40

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
S. Daniel Abraham 777 South Flagler Drive West Tower West Palm Beach, FL 33401	SOA ENTERPRISES	11/1/94	1,000
Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation CONSULTANT	Aggregate Year-to-Date > \$ 1000	
B. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Thera Adelson c/o Nigro Karlin + Segal 10100 Santa Monica Blvd #1300 Los Angeles, CA 90067	Nigro Karlin + Segal	10/29/94	1,000
Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation Attorney	Aggregate Year-to-Date > \$ 1000	
C. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Malya Alperin 401 E 81st Street 10C New York, NY 10028		11/5/94	1,000
Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation Homemaker	Aggregate Year-to-Date > \$ 1000	
D. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Michael Ashkin 1110 Seawane Drive Hewlett Harbor NY 11557	Darby Group Company	10/21/94	1,000
Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation Chairman	Aggregate Year-to-Date > \$ 1000	
E. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Shelia Ashkin 1110 Seawane Drive Hewlett Harbor, NY 11557		10/21/94	1,000
Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation Homemaker	Aggregate Year-to-Date > \$ 1000	
F. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
David Aylward 5913 32nd Street NW Washington DC 20015	self	11/5/94	500
Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation consultant	Aggregate Year-to-Date > \$ 500	
G. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Sandra Bainum 12 Primrose Street Chevy Chase, MD 20815		11/2/94	1,000
Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation Homemaker	Aggregate Year-to-Date > \$ 1000	

SUBTOTAL of Receipts This Page (optional) .....

6500

TOTAL This Period (last page this line number only) .....

Contribution from Inds/Person

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

NAME OF COMMITTEE (in Full) **Phil Schilio for Congress Committee** C002712700

9704377437C  
F090-DUNN-HO-F9

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Cleveland Christophe 22 General Waterbury Lane Stamford, CT 06402 Receipt For: <input type="checkbox"/> Other (specify): <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General	TSG Occupation: Principal Aggregate Year-to-Date > \$1000	10/28/94	1000
B. Full Name, Mailing Address and ZIP Code John Clough 2007 Rhode Island Ave McLean, VA 22101 Receipt For: <input type="checkbox"/> Other (specify): <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General	Berger Bockouney + Clay Occupation: Attorney Aggregate Year-to-Date > \$501	11/9/94	500
C. Full Name, Mailing Address and ZIP Code Craig Cogut 49 Mayfair Lane Greenwich CT 06831 Receipt For: <input type="checkbox"/> Other (specify): <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General	Apollo Advisers Occupation: partner Aggregate Year-to-Date > \$1000	10/22/94	1000
D. Full Name, Mailing Address and ZIP Code Deborah Cogut 49 Mayfair Lane Greenwich CT 06831 Receipt For: <input type="checkbox"/> Other (specify): <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General	Home maker Occupation: Homemaker Aggregate Year-to-Date > \$1000	11/9/94	1000
E. Full Name, Mailing Address and ZIP Code Bruce Corwin 8727 West 3rd Street Los Angeles, CA 90048 Receipt For: <input type="checkbox"/> Other (specify): <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General	Best Effort Occupation: Aggregate Year-to-Date > \$500	10/22/94	500
F. Full Name, Mailing Address and ZIP Code Robert Diamond 4700 Brandywine Street NW Washington, DC 20016 Receipt For: <input type="checkbox"/> Other (specify): <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General	Witter + Diamond Occupation: Attorney Aggregate Year-to-Date > \$250	11/4/94	250
G. Full Name, Mailing Address and ZIP Code Deborah Dolan 30 Tiffany Road Oyster Bay, NY 11771 Receipt For: <input type="checkbox"/> Other (specify): <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General	Homemaker Occupation: Homemaker Aggregate Year-to-Date > \$1000	11/4/94	1000

SUBTOTAL of Receipts This Page (optional) ..... \$250

TOTAL This Period (last page this line number only) .....







Contributions from Indiv/Persons

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NAME OF COMMITTEE (In Full)

Phil Schilero for Congress Committee

C002712700

97043774300-0010-10-19

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Edward Meyer 777 Third Avenue New York, NY 10017 Receipt For: <input type="checkbox"/> Other (specify): <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General	Grey Advertising Occupation: Chairman Aggregate Year-to-Date > \$ 1000	10/20/94	1000
Marilynne Mikulich 4958 Heather Drive 6-211 Dearborn, MI 48126 Receipt For: <input type="checkbox"/> Other (specify): <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General	self Occupation: Consultant Aggregate Year-to-Date > \$ 1000	11/4/94	1000
David Mixner 356 Huntley Drive West Hollywood, CA 90048 Receipt For: <input type="checkbox"/> Other (specify): <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General	DBM Associates Occupation: President. Aggregate Year-to-Date > \$ 500	10/28/94	500
Dorothy Moss 3809 Jocelyn Street NW Washington, DC 20015 Receipt For: <input type="checkbox"/> Other (specify): <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General	Best Effort Occupation: Aggregate Year-to-Date > \$ 300	10/21/94	300
Jane Nathanson 10900 Wilshire Blvd. 15th Floor Los Angeles, CA 90024 Receipt For: <input type="checkbox"/> Other (specify): <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General	Occupation: Homemaker Aggregate Year-to-Date > \$ 1000	11/4/94	1000
Marc Nathanson 10900 Wilshire Blvd. 15th Floor Los Angeles, CA 90024 Receipt For: <input type="checkbox"/> Other (specify): <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General	Falcon Communications Occupation: Executive Aggregate Year-to-Date > \$ 1000	11/9/94	1000
Janet Newport 6333 Crooked Oak Lane Falls Church, VA 22042 Receipt For: <input type="checkbox"/> Other (specify): <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General	FHP Occupation: Executive Aggregate Year-to-Date > \$ 500	11/4/94	500

SUBTOTAL of Receipts This Page (optional) .....	5300
TOTAL This Period (last page this line number only) .....	

Contribution from ~~INDS/PERSONS~~

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NAME OF COMMITTEE (in Full)

Phil Schiliso for Congress Committee 0002712700

97043774374 WJGO-DUNN-HO-FO

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Lillian Rios 8045 Leesburg Pike Ste 650 Vienna VA 22182		11/4/94	1000
Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation: Homemaker Aggregate Year-to-Date > \$1000		
B. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Warren Rosenfeld 3495 NW Nicolai Portland OR 97210	Calbag Metals	10/21/94	1000
Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation: President Aggregate Year-to-Date > \$1000		
C. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Evan Roth 2151 California Street + NW Washington, DC 20008	William + Connolly	10/21/94	250
Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation: Attorney Aggregate Year-to-Date > \$250		
D. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Irene Rothbaum 2505 E 38th Tulsa OK 74105	Retired	10/22/94	1000
Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation: Aggregate Year-to-Date > \$1000		
E. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Robert Rubin 1 Greenwich Plaza Greenwich, CT 06830	AIG Trading Co.	10/20/94	1000
Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation: Executive VP Aggregate Year-to-Date > \$1000		
F. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Richard Sandler 844 Moraga Drive Los Angeles, CA 90049	Mason + Sandler	10/29/94	500
Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation: Attorney Aggregate Year-to-Date > \$500		
G. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Steven Schlüssel 80 Marchand Oaks Port Washington NY 11050	Friend, Schwartz + Schlüssel	10/29/94	250
Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation: Attorney Aggregate Year-to-Date > \$250		

SUBTOTAL of Receipts This Page (optional) .....

5000

TOTAL This Period (last page this line number only) .....





Conts. from Oth Political Commitee

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NAME OF COMMITTEE (in Full)

Phil Schirio for Congress Committee

002712700

97043774377  
NO. 00. COMM. HO. FG

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
R Duffy Wall + Associates 1317 F Street NW Ste. 400 Washington, DC 20004		10/24/94	500
Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation		
	Aggregate Year-to-Date > \$ 500		
B. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Eck PAC P.O. Box 4689 Clearwater FL 34618		11/7/94	500
Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation		
	Aggregate Year-to-Date > \$ 500		
C. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
IBEW 1105 15th Street Washington, DC 20005		11/9/94	500
Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation		
	Aggregate Year-to-Date > \$ 500		
D. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Cataract + Refractive Surgery 4000 Legato Rd Suite 850 Fairfax VA 22033		10/29/94	3500
Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation		
	Aggregate Year-to-Date > \$ 3500		
E. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Fattah for Congress 4104 Walnut Street Philadelphia PA 19102		11/5/94	250
Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation		
	Aggregate Year-to-Date > \$ 250		
F. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
FHP INC 9900 Talbert Ave Fountain Valley, CA 92708		11/4/94	1000
Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation		
	Aggregate Year-to-Date > \$ 1000		
G. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Greenvote 11 Bracon Street Boston, MA 02107		11/1/94 11/5/94	300 300
Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation		
	Aggregate Year-to-Date > \$ 600		

SUBTOTAL of Receipts This Page (optional) .....

6750

TOTAL This Period (last page this line number only) .....

Conts. from other Political Comms.

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NAME OF COMMITTEE (In Full)

Phil Schiliro for Congress Committee C000710700

97043174378  
2000-0515-10-FQ

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Group Health Association 1129 20th Street NW # 600 Washington, DC 20036		10/28/94	500
Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation	Aggregate Year-to-Date > \$ 500	
B. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Firmans Fund Insurance 1101 Connecticut Ave. NW Washington, DC 20036		11/4/94	500
Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation	Aggregate Year-to-Date > \$ 500	
C. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Handgun Control, Inc 1225 Eye Street, Ste 1100 Washington DC 20005		10/22/94 10/22/94	2000 1000
Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation	Aggregate Year-to-Date > \$ 3000	
D. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Hollywood Women's PAC 367A Motor Ave. #300 Los Angeles CA 90034		11/9/94	1000
Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation	Aggregate Year-to-Date > \$ 1000	
E. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
HRCF P.O. Box 1346 Washington, DC 20013		11/4/94	5000
Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation	Aggregate Year-to-Date > \$ 5000	
F. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
IUPALE PAC 1016 Duke Street Alexandria, VA 22314		11/1/94	500
Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation	Aggregate Year-to-Date > \$ 500	
G. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Investment Management PAC 1401 H Street NW Ste. 1200 Washington, DC 20005		11/1/94	5000
Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation	Aggregate Year-to-Date > \$ 5000	

SUBTOTAL of Receipts This Page (optional) ..... 15500

TOTAL This Period (last page this line number only) .....

Conts. from other political committees

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NAME OF COMMITTEE (in Full)

Phil Schilino for Congress Committee

1002712700

A. Full Name, Mailing Address and ZIP Code

Local 138 Political Fund  
Box 206  
Farmingdale NY 11735

Name of Employer

Date (month, day, year)

10/29/94

Amount of Each Receipt this Period

1000

1000

Receipt For:  Primary  General  Other (specify):

Occupation

11/1/94

Aggregate Year-to-Date > \$ 2000

B. Full Name, Mailing Address and ZIP Code

Longs Drugs Good Government  
141 North Civic Drive  
Walnut Creek CA 94596

Name of Employer

Date (month, day, year)

11/5/94

Amount of Each Receipt this Period

750

Receipt For:  Primary  General  Other (specify):

Occupation

Aggregate Year-to-Date > \$ 750

C. Full Name, Mailing Address and ZIP Code

International Longshoremen  
17 Battery Place  
New York, NY 10004

Name of Employer

Date (month, day, year)

10/31/94

Amount of Each Receipt this Period

1000

Receipt For:  Primary  General  Other (specify):

Occupation

Aggregate Year-to-Date > \$ 1000

D. Full Name, Mailing Address and ZIP Code

Manor Healthcare PAC  
10750 Columbia Pike  
Silver Spring MD 20901

Name of Employer

Date (month, day, year)

10/28/94

Amount of Each Receipt this Period

3000

Receipt For:  Primary  General  Other (specify):

Occupation

Aggregate Year-to-Date > \$ 3000

E. Full Name, Mailing Address and ZIP Code

Manton for Congress

Name of Employer

Date (month, day, year)

10/31/94

Amount of Each Receipt this Period

1000

Receipt For:  Primary  General  Other (specify):

Occupation

Aggregate Year-to-Date > \$ 1000

F. Full Name, Mailing Address and ZIP Code

Fund for a Democratic Leadership  
300 Capitol Mall Suite 350  
Sacramento CA 95814

Name of Employer

Date (month, day, year)

10/27/94

Amount of Each Receipt this Period

1000

Receipt For:  Primary  General  Other (specify):

Occupation

Aggregate Year-to-Date > \$ 1000

G. Full Name, Mailing Address and ZIP Code

Matsui for Congress  
300 Capitol Mall Suite 350  
Sacramento, CA 95814

Name of Employer

Date (month, day, year)

10/27/94

Amount of Each Receipt this Period

1000

Receipt For:  Primary  General  Other (specify):

Occupation

Aggregate Year-to-Date > \$ 1000

SUBTOTAL of Receipts This Page (optional)

9750

TOTAL This Period (last page this line number only)

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Conts. from other Political Committees

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

NAME OF COMMITTEE (in Full)			
Phil Schiliro for Congress Committee 0002712700			
A. Full Name, Mailing Address and ZIP Code MCA PAC 100 Universal City Plaza Universal City CA 91607	Name of Employer  Occupation	Date (month, day, year) 11/1/94	Amount of Each Receipt this Period 4000
Receipt For: <input type="checkbox"/> Other (specify): <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General	Aggregate Year-to-Date > \$ 4000		
B. Full Name, Mailing Address and ZIP Code Medco Containment Services 491 Edward Ross Drive ELMWOOD, NJ 07407	Name of Employer  Occupation	Date (month, day, year) 11/2/94	Amount of Each Receipt this Period 1000
Receipt For: <input type="checkbox"/> Other (specify): <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General	Aggregate Year-to-Date > \$ 1000		
C. Full Name, Mailing Address and ZIP Code Friends of George Miller P.O. Box 5864 Concord, CA 94524	Name of Employer  Occupation	Date (month, day, year) 11/1/94	Amount of Each Receipt this Period 500
Receipt For: <input type="checkbox"/> Other (specify): <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General	Aggregate Year-to-Date > \$ 500		
D. Full Name, Mailing Address and ZIP Code Mincola Democratic Committee 300 Andrew Road Mincola NY 11501	Name of Employer  Occupation	Date (month, day, year) 10/29/94	Amount of Each Receipt this Period 100
Receipt For: <input type="checkbox"/> Other (specify): <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General	Aggregate Year-to-Date > \$ 100		
E. Full Name, Mailing Address and ZIP Code Re-Elect Congressman Moulley 99 Summer Street Ste 1250 Boston MA 02110	Name of Employer  Occupation	Date (month, day, year) 10/29/94	Amount of Each Receipt this Period 1000
Receipt For: <input type="checkbox"/> Other (specify): <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General	Aggregate Year-to-Date > \$ 1000		
F. Full Name, Mailing Address and ZIP Code Motion Picture Association 1600 Eye Street NW Washington, DC 20006	Name of Employer  Occupation	Date (month, day, year) 10/29/94	Amount of Each Receipt this Period 1000
Receipt For: <input type="checkbox"/> Other (specify): <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General	Aggregate Year-to-Date > \$ 2000		
G. Full Name, Mailing Address and ZIP Code N.A.P.D.H. PAC 1319 F Street NW Suite 1000 Washington, DC 20004	Name of Employer  Occupation	Date (month, day, year) 12/21/94	Amount of Each Receipt this Period 1000
Receipt For: <input type="checkbox"/> Other (specify): <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General	Aggregate Year-to-Date > \$ 1000		
SUBTOTAL of Receipts This Page (optional) .....			8600
TOTAL This Period (last page this line number only) .....			

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Cont. from other Political Committees

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

NAME OF COMMITTEE (In Full)

Phil Schiliro for Congress Committee 0002710700

9704372003-Subj. HO.FG

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
NARAL - PAC 1156 15th Street NW 17th FL. Washington DC 20005		11/5/94	1000
Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation	Aggregate Year-to-Date > \$ 1000	
B. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
NARD - PAC 205 Daingerfield Road Alexandria, VA 22314		11/1/94	2500
Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation	Aggregate Year-to-Date > \$ 2500	
C. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
NARFE 1533 New Hampshire NW Washington DC 20036		11/4/94	4000
Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation	Aggregate Year-to-Date > \$ 4000	
D. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
National Cable Television 1784 Massachusetts Avenue NW Washington DC 20036		11/9/94	2500
Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation	Aggregate Year-to-Date > \$ 2500	
E. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
NCEC 507 Capitol Court NE Washington DC 20002		11/1/94	2000
Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation	Aggregate Year-to-Date > \$ 2000	
F. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
New York Choice 1202 Lexington Ave. Box 246 New York, NY 10028		10/26/94	1000
Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation	Aggregate Year-to-Date > \$ 1000	
G. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Nonprescription Drug Manufacturers 150 Connecticut Ave. NW Washington DC 20036		10/28/94	1000
Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation	Aggregate Year-to-Date > \$ 1000	

SUBTOTAL of Receipts This Page (optional)	14000
TOTAL This Period (last page this line number only)	



Conts. from Phil Schiliro Political Committee. PAGE 5 of 15

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

NAME OF COMMITTEE (in Full) **Phil Schiliro for Congress Committee** C000710700

9704377  
9303  
IND. 000 • 00111 • 10 • F-0

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
UFCW 1775 K Street NW Washington, DC 20006 Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):		10/27/94	5000 Aggregate Year-to-Date > \$ 5000
B. Full Name, Mailing Address and ZIP Code United Mine Workers PAC 900 15th Street NW Washington DC 20005 Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):		10/28/94	4000 Aggregate Year-to-Date > \$ 4000
C. Full Name, Mailing Address and ZIP Code Viacom, INC PAC 1515 Broadway New York NY 10036 Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):		11/5/94	2500 Aggregate Year-to-Date > \$ 2500
D. Full Name, Mailing Address and ZIP Code Victory USA 360 Capitol Mall Suite 350 Sacramento CA 95814 Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):		11/4/94	1000 Aggregate Year-to-Date > \$ 1000
E. Full Name, Mailing Address and ZIP Code Warner Lambert, PAC 1667 K Street NW Sk 1270 Washington, DC 20006 Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):		10/29/94	1000 Aggregate Year-to-Date > \$ 1000
F. Full Name, Mailing Address and ZIP Code Washington PAC 444 N Capitol Street NW Washington DC 20001 Receipt For: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):		10/29/94	500 Aggregate Year-to-Date > \$ 500
G. Full Name, Mailing Address and ZIP Code Wine Institute 975 Market Street 1400 San Francisco, CA 94105 Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):		11/7/94	500 Aggregate Year-to-Date > \$ 500

SUBTOTAL of Receipts This Page (optional) ..... 14500

TOTAL This Period (last page this line number only) .....



FEDERAL ELECTION COMMISSION

Joseph Michael Schiliro, Treasurer  
Phil Schiliro for Congress Committee  
1002 Wood Park Drive  
Baldwin, NY 11510

DEC 23 1994

Identification Number: C00271270

Reference: 30 Day Post-General Report (10/20/94-11/20/94)

Dear Mr. Schiliro:

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 indicates that your committee may have failed to file one or more of the required 48 hour notices regarding "last minute" contributions received by your committee after the close of books for the 12 Day Pre-General Report. A principal campaign committee must notify the Commission, in writing, within 48 hours of any contribution of \$1,000 or more received between two and twenty days before an election. These contributions are then reported on the next report required to be filed by the committee. To ensure that the Commission is notified of last minute contributions of \$1,000 or more to your campaign, it is recommended that you review your procedures for checking contributions received during the aforementioned time period. Although the Commission may take legal action, any response you wish to provide concerning this matter will be considered. (11 CFR 1104.112)

Any amendment or clarification should be filed with the Clerk of the House of Representatives, 1034 Longworth House Office Building, Washington, DC 20515. If you need assistance, please feel free to contact us on our toll-free number, (800) 424-9530. My local number is (202) 219-3500.

Sincerely,

*Nick Federspiel*  
Nick Federspiel  
Reports Analyst  
Reports Analysis Division

94039544465



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

August 3, 1995

Joseph Michael Schiliro, Treasurer  
Phil Schiliro for Congress Committee  
1002 Wood Park Drive  
Baldwin, NY 11510

RE: RAD Referral  
Joseph Michael Schiliro, Treasurer  
Phil Schiliro for Congress Committee

Dear Mr. Schiliro:

On July 20, 1995, the Federal Election Commission received your Report of Receipts and Disbursements. You requested that the Commission permit the Phil Schiliro for Congress Committee ("Committee") to terminate pursuant to 2 U.S.C. § 433(d) and Section 102.3 of the Commission's Regulations. The Reports Analysis Division has referred the Committee to the Office of the General Counsel for possible enforcement action. Therefore your termination request has been denied.

The Committee must continue to file all the required reports with the Commission until this matter has been resolved. The Commission will notify you when your request to terminate has been granted and the Committee is no longer required to file reports with the Commission. If you have any questions, please contact Alva E. Smith at (202) 219-3400.

Sincerely,

*Mary L. Taksar*

Mary L. Taksar, Attorney  
Central Enforcement Docket

cc: Reports Analysis Division

Celebrating the Commission's 20th Anniversary

YESTERDAY, TODAY AND TOMORROW  
DEDICATED TO KEEPING THE PUBLIC INFORMED

9704374385

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
SECRETARIAT

Mar 13 4 31 PM '96

**FEDERAL ELECTION COMMISSION**  
999 E Street, N.W.  
Washington, D.C. 20463

**SENSITIVE**

**FIRST GENERAL COUNSEL'S REPORT**

RAD REFERRAL: 95L-2  
DATE ACTIVATED: 4/25/96

STAFF MEMBERS Mark Allen  
Susan Mitchell

SOURCE: INTERNALLY GENERATED

RESPONDENTS: Phil Schiliro for Congress Committee and  
Joseph M. Schiliro, as treasurer

RELEVANT STATUTE: 2 U.S.C. § 434(a)(6)(A)

I. **GENERATION OF MATTER**

The Office of General Counsel received a referral from the Reports Analysis Division ("RAD") on June 6, 1995 (Attachment 1). The basis for the referral is the failure of the Phil Schiliro for Congress Committee to file eighteen 48 Hour notifications ("48 Hour Notices") for contributions totaling \$34,500. Philip Schiliro lost the 1994 General Election in New York's 4th District receiving thirty-seven percent (37%) of the vote.

II. **FACTUAL AND LEGAL ANALYSIS**

Based on the Factual and Legal Analysis, see Attachment 2, this Office recommends the Commission find reason to believe the Phil Schiliro for Congress Committee and Joseph Schiliro, as treasurer, violated 2 U.S.C. § 434(a)(6)(A).

97043774386

### III. DISCUSSION OF CONCILIATION AND CIVIL PENALTY

In addition to the reason to believe recommendation, this Office recommends that the Commission offer to enter into conciliation with the respondents prior to a finding of probable cause to believe. Attached for the Commission's approval is a proposed conciliation agreement

### IV. RECOMMENDATIONS


1. Open a MUR.
2. Find reason to believe that Phil Schiliro for Congress Committee and Joseph M. Schiliro, as treasurer, violated 2 U.S.C. § 434(a)(6)(A).
3. Approve the attached Factual and Legal Analysis and proposed conciliation agreement.
4. Approve the appropriate letter.

Lawrence M. Noble  
General Counsel

Date

5/13/96

BY:

  
Lois G. Lerner  
Associate General Counsel

#### Attachments:

1. Referral Materials
2. Factual and Legal Analysis
3. Proposed Conciliation Agreement

97043774387



BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 )  
Phil Schiliro for Congress Committee ) RAD REFERRAL MUR 4360  
and Joseph M. Schiliro, as treasurer. ) #95L-02

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on May 17, 1996, the Commission decided by a vote of 5-0 to take the following actions in RAD REFERRAL #95L-02:

1. Open a MUR.
2. Find reason to believe that Phil Schiliro for Congress Committee and Joseph M. Schiliro, as treasurer, violated 2 U.S.C. § 434(a)(6)(A).
3. Approve the Factual and Legal Analysis and proposed conciliation agreement, as recommended in the General Counsel's Report dated May 13, 1996.
4. Approve the appropriate letter, as recommended in the General Counsel's Report dated May 13, 1996.

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

Attest:

5-17-96  
Date

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

Received in the Secretariat: Mon., May 13, 1996 4:30 p.m.  
Circulated to the Commission: Tues., May 14, 1996 11:00 a.m.  
Deadline for vote: Fri., May 17, 1996 4:00 p.m.

lrd

97043774388



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

May 22, 1996

Joseph M. Schiliro, Treasurer  
Phil Schiliro for Congress Committee  
1002 Wood Park Drive  
Baldwin, NY 11510

RE: MUR 4366  
Phil Schiliro for Congress Committee and  
Joseph Schiliro, as treasurer

Dear Mr. Schiliro:

On May 17, 1996, the Federal Election Commission found that there is reason to believe Phil Schiliro for Congress Committee and you, as treasurer, violated 2 U.S.C. § 434(a)(6)(A), 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 towards 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 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.

*Celebrating the Commission's 20th Anniversary.*

YESTERDAY, TODAY AND TOMORROW  
DEDICATED TO KEEPING THE PUBLIC INFORMED

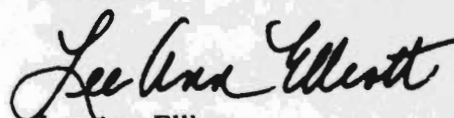
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If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form stating the name, address, and telephone number of such counsel, and authorizing such counsel to receive any notifications and other 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 attached a brief description of the Commission's procedures for handling possible violations of the Act. If you have any questions, please contact Susan Mitchell, the staff member assigned to this matter, at (202) 219-3400.

Sincerely,



Lee Ann Elliott  
Chairman

- Enclosures  
Factual and Legal Analysis  
Procedures  
Designation Counsel Form  
Conciliation Agreement

970437439C

**FEDERAL ELECTION COMMISSION**

**FACTUAL AND LEGAL ANALYSIS**

**RESPONDENTS: Phil Schiliro for Congress Committee and  
Joseph Schiliro as treasurer**

**MUR: 4366**

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).

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The Federal Election Campaign Act of 1971, as amended ("the Act"), requires principal campaign committees of candidates for federal office to notify in writing either the Secretary of the Senate, the Clerk of the U.S. House of Representatives or the Commission, as appropriate, and the Secretary of State, of each contribution totaling \$1,000 or more, received by any authorized committee of the candidate after the 20th day but more than 48 hours before any election. 2 U.S.C. § 434(a)(6)(A). The Act further requires notification to be made within 48 hours after the receipt of the contribution and to include the name of the candidate and office sought, the date of receipt, the amount of the contribution, and the identification of the contributor. *Id.* The notification of these contributions shall be in addition to all other reporting requirements. 2 U.S.C. § 434(a)(6)(B). On October 3, 1994, the Commission sent a notice to the Phil Schiliro for Congress Committee ("the Committee") regarding the 48 hour reporting requirements.

The General Election in New York was held on November 8, 1994. Pursuant to the Act, the Committee was required to notify the Commission, in writing, of all contributions of \$1,000 or more received from October 20, 1994 to November 5, 1994, within 48 hours of their receipt.

A review of the Committee's 1994 30 Day Post-General Report identified eighteen (18) contributions received between October 20, 1994 and November 5, 1994, of \$1,000 or more, and totaling \$34,500 for which the Committee did not submit 48 Hour Notices. Such reporting does not satisfy the requirements of 2 U.S.C. § 434(a)(6)(A), which provides that principal campaign committees shall file 48 Hour Notices disclosing contributions received shortly before an election.

Therefore, there is reason to believe that the Phil Schiliro for Congress Committee and Joseph M. Schiliro, as treasurer, violated 2 U.S.C. § 434(a)(6)(A) by failing to report campaign contributions of \$1,000 or more, received after the 20th day, but more than 48 hours before the general election, within 48 hours of receipt of the contributions.

97043774392

**HAND DELIVERED**

June 19, 1996

The Honorable Lee Ann Elliot  
Chairman  
Federal Election Commission  
999 E Street, N.W.  
Washington, D.C. 20463

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
OFFICE OF GENERAL  
COUNSEL  
JUN 21 4 59 PM '96

Dear Chairman Elliot:

I am writing in response to your May 22 letter regarding MUR 4366 (Phil Schiliro for Congress Committee). I appreciate your bringing this matter to my attention and accept your offer to enter into Probable Cause Conciliation negotiations.

In the Analysis you attached with your letter, it is noted that my Campaign Committee was "required to notify the Commission, in writing, of all contributions of \$1,000 or more received from October 20, 1994 to November 5, 1994, within 48 hours of their receipt." The Analysis concludes that the Commission had identified 18 contributions during this period "totaling \$34,500 for which the Committee did not submit 48 Hour Notices."

After receiving your letter, I reviewed my campaign records and discovered my Committee received 120 contributions totaling \$195,500 from October 20 to November 5. As you may know, I did not become a candidate for Congress until September 30, 1994, which explains why so many of my contributions were received during this period.

Although my campaign had an extraordinarily late starting date, we made every effort to comply with the FEC's regulations. We developed and implemented a system for filing 48 Hour Reports and submitted all other required filings in a timely manner.

I am enclosing with this letter copies of all the 48 Hour Reports my committee faxed to the FEC. As you will see, the 48 Hour Report for October 28-29 contains 16 of the 18 contributions that the Commission concluded weren't filed. This report, however, was prepared and filed with the Commission following the exact procedures used for all other 48 Hour Reports.

97043774393

The Honorable Lee Ann Elliot  
June 19, 1996  
Page Two

I have not been able to locate 48 Hour entries for 2 of the 120 contributions that were received from October 20 to November 5. Although these contributions don't seem to be listed on the 48 Hour Reports I am submitting, they were included on the post-election report the Committee filed with the Commission.

In light of the foregoing, it is apparent that the Committee substantially complied with the Commission's 48 Hour reporting requirements. If a violation occurred, it was de minimis and involved only 2 contributions totalling \$6,000 out of 120 reportable contributions totalling \$195,500. Accordingly, I respectfully request that the Commission take no further action in this matter.

Thank you for your assistance.

Sincerely,

*Philip M. Schiliro*

Philip M. Schiliro  
1954 Valley Wood Road  
McLean, Virginia 22101

9704374394

faxed: 10/24

518-486-6627

# 48 HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED

(See Reverse Side for Instructions)

To be used to report all contributions (including loans) of \$1000 or more, received within 20 days of the election.

1. NAME OF COMMITTEE IN FULL <b>Phil Schiliro for Congress Committee</b>	
ADDRESS (number and street) <b>1002 Wood Park Drive</b>	
CITY, STATE, and ZIP CODE <b>Baldwin, NY 11510</b>	
2. NAME OF CANDIDATE <b>Phil Schiliro</b>	3. OFFICE SOUGHT <b>NY-4th REP</b>

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

4. FEC IDENTIFICATION NUMBER  
**C002712700**

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
<b>Frances Boehm 1 Willow Lane Hewlett Harbor, NY 11557</b>		<b>10/20/94</b>	<b>\$1000</b>
<b>Robert Rubin: 1 Greenwich Plaza Greenwich, CT 06830</b>		<b>10/20/94</b>	<b>\$1000</b>
<b>Committee to Preserve Social Security 2000 K Street #800 Washington, DC, 20006</b>		<b>10/20/94</b>	<b>\$2000</b>
<b>ACA Pac 1505 Prince Street Ste 300 Alexandria VA 22314</b>		<b>10/21/94</b>	<b>\$5000</b>
<b>Warren Rosenfeld 2445 NW Nicolai Portland, Oregon 97210</b>		<b>10/21/94</b>	<b>\$1000</b>

SIGNATURE (optional)	DATE <b>10/21/94</b>	For further information contact: Federal Election Commission 980 E Street, NW, Washington, DC 20463 Tel Free 800-424-9530, Local 202-219-34
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FEC FO

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# 48 HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED

(See Reverse Side for Instructions)

To be used to report all contributions (including loans) of \$1000 or more, received within 20 days of the election.

1. NAME OF COMMITTEE IN FULL <b>Phil Schilirò for Congress Committee</b>	
ADDRESS (number and street) <b>1002 Wood Park Drive</b>	
CITY, STATE, and ZIP CODE <b>Baldwin, NY 11510</b>	
2. NAME OF CANDIDATE <b>Phil Schilirò</b>	3. OFFICE SOUGHT <b>NY-4th REP</b>

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

4. FEC IDENTIFICATION NUMBER  
**C002712700**

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
<b>Karl Leichtman 34 Hidden Ledge Rd Englewood, NJ 07631</b>		<b>10/21/94</b>	<b>\$ 1000.</b>
<b>Agnes Leichtman 54 Hidden Ledge Rd Englewood NJ 07631</b>		<b>11/21/94</b>	<b>\$ 1000</b>
<b>Mox Zuckerberg 85 Broad Street New York NY 10004</b>		<b>10/21/94</b>	<b>\$ 1000</b>
<b>D.A.P. H. Rac 1319 F. Street NW Washington, DC 20004</b>		<b>10/21/94</b>	<b>\$ 1000</b>
<b>Democrat for Congress Committee 1581 Roxbury Drive Los Angeles, CA 90035</b>		<b>10/21/94</b>	<b>\$ 1000</b>

SIGNATURE (optional)	DATE	For further information contact: Federal Election Commission 999 E Street, NW, Washington, DC 20463 Toll Free 800-424-9530, Local 202-219-3420
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**FEC FORM**

97043774396

# 48 HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED

(See Reverse Side for Instructions)

To be used to report all contributions (including loans) of \$1000 or more, received within 20 days of the election.

1. NAME OF COMMITTEE IN FULL <i>Phil Schiliro for Congress Committee</i>	
ADDRESS (number and street) <i>1002 Wood Park Drive</i>	
CITY, STATE, and ZIP CODE <i>Baldwin, NY 11510</i>	
2. NAME OF CANDIDATE <i>Phil Schiliro</i>	3. OFFICE SOUGHT <i>NY-4th REP</i>

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

4. FEC IDENTIFICATION NUMBER  
**C002712700**

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
<i>Stanley Alesh 3300 Oakdell Rd Studio City CA 91604</i>		<i>10/21/94</i>	<i>\$1000</i>
<i>Ad Pac 1111-14th Street NW Ste. 1100 Washington, DC 20005</i>		<i>10/21/94</i>	<i>\$1000.</i>
<i>Michael Ashkin 1110 Seawane Drive Hewlett Harbor, NY 11557</i>		<i>10/21/94</i>	<i>\$1000</i>
<i>Shelia Ashkin 1110 Seawan Drive Hewlett Harbor NY 11557</i>		<i>10/21/94</i>	<i>\$1000</i>
<i>Lewis Engman 1163 Daleview Drive McLean, VA 22102</i>		<i>10/21/94</i>	<i>\$1000</i>

SIGNATURE (optional)	DATE	For further information contact: Federal Election Commission 999 E Street, NW, Washington, DC 20463 Toll Free 800-424-9530, Local 202-219-3420
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**FEC FORM**

97043174307

State Sec. 518 - 466 - 6627  
 House Clerk 202 - 225 - 7781

**HAND DELIVERED**

**48 HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED**

(See Reverse Side for Instructions)

State Sec.  
 518-466-6627  
 202-225-7781  
 House

To be used to report all contributions (including loans) of \$1000 or more, received within 20 days of the election.

1. NAME OF COMMITTEE IN FULL  
**Phil Schiliro for Congress Committee**

ADDRESS (number and street)  
**1002 Wood Park Drive**

CITY, STATE, and ZIP CODE  
**Baldwin, NY 11510**

2. NAME OF CANDIDATE  
**Phil Schiliro**

3. OFFICE SOUGHT  
**NY-4th REP**

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

4. FEC IDENTIFICATION NUMBER  
**C002712700**

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
Time Warner Inc. PAC 75 Rockefeller Plaza New York, NY 10019		10/25/94	\$ 2500
B. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
Association for the Advancement of Psychology P.O. Box 38129 Colorado Springs CO 80927		10/25/94	\$ 1000
C. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
Sierra Club Political Committee 730 Polk Street San Francisco, CA 94109		10/24/94	\$1000.-
D. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
AFLAC PAC Columbus, GA 31909		10/24/94	\$1000.-
E. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
SEIU COPE 1313 L Street NW Washington, DC 20005		10/24/94	\$5000.-

SIGNATURE (optional)

DATE  
**10/25/94**

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

97043174308

# 48 HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED

(See Reverse Side for Instructions)

To be used to report all contributions (including loans) of \$1000 or more, received within 20 days of the election.

1. NAME OF COMMITTEE IN FULL <b>Phil Schilirò for Congress Committee</b>	
ADDRESS (number and street) <b>1002 Wood Park Drive</b>	
CITY, STATE, and ZIP CODE <b>Baldwin, NY 11510</b>	
2. NAME OF CANDIDATE <b>Phil Schilirò</b>	3. OFFICE SOUGHT <b>NY-4th REP</b>

4. FEC IDENTIFICATION NUMBER  
**C002712700**

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

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
<b>New York Choice PAC 1002 Lexington Ave. Box 246 New York, NY 10028</b>		<b>10/24/94</b>	<b>\$1000.-</b>
<b>Steven Sergi c/o Lehner Inc. 125 South Cottage Valley Stream, NY 11580</b>		<b>10/25/94</b>	<b>\$1000</b>
<b>Daniel Lehner <del>c/o Lehner Inc</del> 125 South Cottage street Valley Stream, NY 11580</b>		<b>10/25/94</b>	<b>\$1000.</b>
<b>Remy Lehner 125 S. Cottage street Valley Stream, NY 11580</b>		<b>10/25/94</b>	<b>\$1000.</b>
<b>David Johnson 35 E 20th Street B1064 New York, NY 10003</b>		<b>10/25/94</b>	<b>\$1000.-</b>

SIGNATURE (optional)	DATE <b>10/25/94</b>	For further information contact: Federal Election Commission 909 E Street, NW, Washington, DC 20463 Toll Free 800-424-9530, Local 202-219-3420
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**FEC FOR**

9704374309

# 48 HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED

(See Reverse Side for Instructions)

To be used to report all contributions (including loans) of \$1000 or more, received within 20 days of the election.

1. NAME OF COMMITTEE IN FULL <b>Phil Schilirò for Congress Committee</b>	
ADDRESS (number and street) <b>1002 Wood Park Drive</b>	
CITY, STATE, and ZIP CODE <b>Baldwin, NY 11510</b>	
2. NAME OF CANDIDATE <b>Phil Schilirò</b>	3. OFFICE SOUGHT <b>NY-4th REP</b>

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4. FEC IDENTIFICATION NUMBER  
**C002712700**

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
<b>Phillip Frost</b>		<b>10/24/94</b>	<b>\$1000</b>
	Occupation		
<b>Patricia Frost</b>		<b>10/24/94</b>	<b>\$1000</b>
	Occupation		
<b>Mary Ellen Fise 1527 31st St. NW Washington, DC 20007</b>		<b>10/24/94</b>	<b>\$1000</b>
	Occupation		
<b>Thomas Fise 1527 31st Street, NW Washington, DC 20007</b>		<b>10/24/94</b>	<b>\$1000</b>
	Occupation		
<b>Irene Rothbaum 2505 E 36th Street Tulsa, OK 74105</b>		<b>10/24/94</b>	<b>\$1000</b>
	Occupation		

SIGNATURE (optional)	DATE <b>10/25/94</b>	For further information contact: Federal Election Commission 999 E Street, NW, Washington, DC 20463 Toll Free 800-424-9530, Local 202-219-3420
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**FEC FORM**

9704374400

# 48 HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED

(See Reverse Side for Instructions)

To be used to report all contributions (including loans) of \$1000 or more, received within 20 days of the election.

1. NAME OF COMMITTEE IN FULL <b>Phil Schilirò for Congress Committee</b>	
ADDRESS (number and street) <b>1002 Wood Park Drive</b>	
CITY, STATE, and ZIP CODE <b>Baldwin, NY 11510</b>	
2. NAME OF CANDIDATE <b>Phil Schilirò</b>	3. OFFICE SOUGHT <b>NY-4th REP</b>

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

4. FEC IDENTIFICATION NUMBER  
**C002712700**

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
<b>John Shakenci</b> 100 East 42nd Street New York, NY 10017		<b>10/24/94</b>	<b>\$1,000</b>
	Occupation		
<b>Robert Gordon</b> 236 E. 67th Street New York, NY 10021		<b>10/24/94</b>	<b>\$1,000</b>
	Occupation		
<b>Handgun Control, Inc</b> 1225 Eye Street NW Ste. 1100 Washington, DC 20005		<b>10/24/94</b>	<b>2,000</b>
	Occupation		
<b>D. Full Name, Mailing Address and ZIP Code</b> <b>Craig Cogut</b>		<b>10/24/94</b>	<b>\$1,000</b>
	Occupation		
<b>E. Full Name, Mailing Address and ZIP Code</b>		Date (month, day, year)	Amount
	Occupation		

SIGNATURE (optional)	DATE <b>10/25/94</b>	For further information contact: Federal Election Commission 999 E Street, NW, Washington, DC 20463 Toll Free 800-424-9630, Local 202-219-3420
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**FEC FORM**

97043174401

**HAND DELIVERED**

**48 HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED**

RECEIVED  
FEDERAL ELECTION COMMISSION  
PUBLIC DISCLOSURE DIVISION

108-6627  
12 32 PM '96 2781

(See Reverse Side for Instructions)

To be used to report all contributions (including loans) of \$1000 or more, received within 20 days of the election.

1. NAME OF COMMITTEE IN FULL  
**Phil Schiliro for Congress Committee**

ADDRESS (number and street)  
**1002 Wood Park Drive**

CITY, STATE, and ZIP CODE  
**Baldwin, NY 11510**

2. NAME OF CANDIDATE  
**Phil Schiliro**

3. OFFICE SOUGHT  
**NY-4th REP**

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4. FEC IDENTIFICATION NUMBER  
**C002712700**

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
<del>ASA PAC</del> 520 Northeast High Park Ridge, IL 60068		10/27/94	\$2500.-
B. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
AAP PLAN PAC P.O. Box 38129 Colorado Springs, CO 80937		10/27/94	\$2000.-
C. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
Fund for a Democratic Leadership 300 Capitol Mall Suite 350 Sacramento, CA 95814		10/27/94	\$1000.-
D. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
Matsui for Congress Committee 300 Capitol Mall Ste. 350 Sacramento, CA 95814		10/27/94	\$1000.-
E. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
Leadership America 381 D Street NE Washington, DC 20002		10/27/94	\$2000.-

SIGNATURE (optional)

DATE

10/27/94

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

97043774402

**FEC FORM**

# 48 HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED

(See Reverse Side for Instructions)

To be used to report all contributions (including loans) of \$1000 or more, received within 20 days of the election.

1. NAME OF COMMITTEE IN FULL <b>Phil Schiliro for Congress Committee</b>	
ADDRESS (number and street) <b>1002 Wood Park Drive</b>	
CITY, STATE, and ZIP CODE <b>Baldwin, NY 11510</b>	
2. NAME OF CANDIDATE <b>Phil Schiliro</b>	3. OFFICE SOUGHT <b>NY-4th REP</b>

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4. FEC IDENTIFICATION NUMBER  
**C002712700**

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
<b>Corp. for the Advancement of Psychology 1400 K Street, NW Washington, DC 20005</b>		<b>10/27/94</b>	<b>\$2000.</b>
	Occupation		
<b>UFCW 1775 K Street NW Washington, DC 20006</b>		<b>10/27/94</b>	<b>\$5000</b>
	Occupation		
<b>California Psychological Association 1127 11th Street Sacramento, CA 95814</b>		<b>6/27/94</b>	<b>\$1000-</b>
	Occupation		
<b>DSG Campaign Fund 499 South Capitol Washington, DC 20003</b>		<b>10/27/94</b>	<b>1660</b>
	Occupation		
<b>E. Full Name, Mailing Address and ZIP Code</b>	<b>Name of Employer</b>	<b>Date (month, day, year)</b>	<b>Amount</b>
	Occupation		

SIGNATURE (optional)

DATE

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

**10/28/94**

97043774403

**FEC FORM**



**HAND DELIVERED**

**48 HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED**

(See Reverse Side for Instructions)

518 486-6637  
RECEIVED  
FEDERAL ELECTION COMMISSION  
PUBLIC DISCLOSURE DIVISION  
JUN 21 12 34 PM '96

To be used to report all contributions (including loans) of \$1000 or more, received within 20 days of the election.

1. NAME OF COMMITTEE IN FULL  
**Phil Schilirò for Congress Committee**

ADDRESS (number and street)  
**1002 Wood Park Drive**

CITY, STATE, and ZIP CODE  
**Baldwin, NY 11510**

2. NAME OF CANDIDATE  
**Phil Schilirò**

3. OFFICE SOUGHT  
**NY-4th REP**

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4. FEC IDENTIFICATION NUMBER  
**C002712700**

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
Time Warner Inc. PAC 75 Rockefeller Plaza New York, NY 10019		10/26/94	\$2500.00
B. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
Psychologists for Legislative Action P.O. Box 38129 Colorado Springs, CO 80937		10/26/94	\$1000.00
C. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
Citizens for Joe Kennedy P.O. Box 846, Kendall Sq Branch Cambridge, MA 02142		10/26/94	\$1000.00
D. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
Mr. David Johnson 35 East 20th Street New York, NY 10003		10/26/94	\$1000.00
E. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
Mr. Daniel Lehner 125 South Cottage Street Valley Stream, NY 11580	Lehner International President	10/26/94	\$1000.00

SIGNATURE (optional)

DATE

10/26/94

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

97043174404

**FEC FORM**

# 48 HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED

(See Reverse Side for Instructions)

To be used to report all contributions (including loans) of \$1000 or more, received within 20 days of the election.

1. NAME OF COMMITTEE IN FULL <b>Phil Schiliro for Congress Committee</b>	
ADDRESS (number and street) <b>1002 Wood Park Drive</b>	
CITY, STATE, and ZIP CODE <b>Baldwin, NY 11510</b>	
2. NAME OF CANDIDATE <b>Phil Schiliro</b>	3. OFFICE Sought <b>NY-4th REP</b>

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4. FEC IDENTIFICATION NUMBER  
**C002712700**

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
Mrs. Remy Lehner 125 South Cottage Street Valley Stream, NY 11580	Self  Occupation Model	10/26/94	\$1000.00
B. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
Mr. Stephen Serji 125 South Cottage Street Valley Stream, NY 11580	Lehner International  Occupation Vice President	10/26/94	\$1000.00
C. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
New York Choice 1202 Lexington Avenue Box 246 New York, NY 10028	  Occupation	10/26/94	\$1000.00
D. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
SEIU Cope Fund 1313 L. Street, NW Washington, DC 20005	  Occupation	10/26/94	\$5000.00
E. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
AFLAC PAC AFLAC Center American Family Life, GA 31099	  Occupation	10/26/94	\$1000.00

SIGNATURE (optional)	DATE <b>10/26/94</b>	For further information contact: Federal Election Commission 999 E Street, NW, Washington, DC 20463 Toll Free 800-424-9530, Local 202-219-3420
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**FEC FORI**

9704374405

# 48 HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED

(See Reverse Side for Instructions)

To be used to report all contributions (including loans) of \$1000 or more, received within 20 days of the election.

1. NAME OF COMMITTEE IN FULL <b>Phil Schiliro for Congress Committee</b>	
ADDRESS (number and street) <b>1002 Wood Park Drive</b>	
CITY, STATE, and ZIP CODE <b>Baldwin, NY 11510</b>	
2. NAME OF CANDIDATE <b>Phil Schiliro</b>	3. OFFICE SOUGHT <b>NY-4th REP</b>

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

4. FEC IDENTIFICATION NUMBER  
**C002712700**

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
<b>Sierra Club Political Committee 730 POLK Street San Francisco, CA 94109</b>		<b>10/26/94</b>	<b>\$1000.00</b>
	Occupation		
<b>B. Full Name, Mailing Address and ZIP Code</b>	<b>Name of Employer</b>	<b>Date (month, day, year)</b>	<b>Amount</b>
<b>Drive Political Teamsters 25 Louisiana Avenue, NW Washington, DC 20001</b>		<b>10/26/94</b>	<b>\$5000.00</b>
	Occupation		
<b>C. Full Name, Mailing Address and ZIP Code</b>	<b>Name of Employer</b>	<b>Date (month, day, year)</b>	<b>Amount</b>
	Occupation		
<b>D. Full Name, Mailing Address and ZIP Code</b>	<b>Name of Employer</b>	<b>Date (month, day, year)</b>	<b>Amount</b>
	Occupation		
<b>E. Full Name, Mailing Address and ZIP Code</b>	<b>Name of Employer</b>	<b>Date (month, day, year)</b>	<b>Amount</b>
	Occupation		

SIGNATURE (optional)	DATE <b>10/26/94</b>	For further information contact: Federal Election Commission 999 E Street, NW, Washington, DC 20463 Toll Free 800-424-9530, Local 202-219-3420
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**FEC FORM**

97043774406

**HAND DELIVERED**

**48 HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED**

(See Reverse Side for Instructions)

918-486-1127  
RECEIVED  
FEDERAL ELECTION  
COMMISSION  
PUBLIC DISCLOSURE  
DIVISION  
25-7781

ED 12 33 PM '96

To be used to report all contributions (including loans) of \$1000 or more, received within 20 days of the election.

1. NAME OF COMMITTEE IN FULL  
**Phil Schiliro for Congress Committee**

ADDRESS (number and street)  
**1002 Wood Park Drive**

CITY, STATE, and ZIP CODE  
**Baldwin, NY 11510**

2. NAME OF CANDIDATE  
**Phil Schiliro**

3. OFFICE SOUGHT  
**NY-4th REP**

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4. FEC IDENTIFICATION NUMBER  
**C002712700**

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
Motion Picture Association of America 1600 Eye Street NW Washington, DC 20006		10/29/94	\$1000.00
B. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
United Mine Workers PAC 900 15th Street NW Washington, DC 20005		10/28/94	\$4000.00
C. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
Hardaway Control Inc. Voter Education Fund 1225 Eye Street SE 1100 Washington, DC 20005		10/28/94	\$10000.00
D. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
Mr. Cleveland Christoph 22 General Waterbury Lane Stamford, CT 06902		10/28/94	\$10000.00
E. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
Rural Letter Carriers Assoc. 1130 Duke Street 4th Floor Alexandria, VA 22314		10/23/94	\$1500.00

SIGNATURE (optional)

DATE  
**10/29/94**

For further information contact:  
Federal Election Commission  
999 E Street, NW Washington, DC 20463  
Toll Free 1-800-424-9530, Local 202-219-3420

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**FEC FORM**  
(1)

97043774407

# 48 HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED

(See Reverse Side for Instructions)

To be used to report all contributions (including loans) of \$1000 or more, received within 20 days of the election.

1. NAME OF COMMITTEE IN FULL <b>Phil Schiliro for Congress Committee</b>	
ADDRESS (number and street) <b>1002 Wood Park Drive</b>	
CITY, STATE, and ZIP CODE <b>Baldwin, NY 11510</b>	
2. NAME OF CANDIDATE <b>Phil Schiliro</b>	3. OFFICE SOUGHT <b>NY-4th REP</b>

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

4. FEC IDENTIFICATION NUMBER  
**C002712700**

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
<b>Nonprescription Drug Manufacturers 1150 Connecticut Ave. NW Washington, DC 20036</b>		<b>10/28/94</b>	<b>\$1000.00</b>
	Occupation		
<b>B. Full Name, Mailing Address and ZIP Code AIDS PAC 1836 Vernon Street NW Washington, DC 20009</b>		<b>10/28/94</b>	<b>\$1500.00</b>
	Occupation		
<b>C. Full Name, Mailing Address and ZIP Code Mr. George Konheim 9100 Wilshire Blvd Ste. 404 Beverly Hills, CA 90212</b>		<b>10/28/94</b>	<b>\$1000.00</b>
	Occupation		
<b>D. Full Name, Mailing Address and ZIP Code Manor Healthcare PAC 10750 Columbia Pike Silver Spring, MD 20901</b>		<b>10/28/94</b>	<b>\$3000.00</b>
	Occupation		
<b>E. Full Name, Mailing Address and ZIP Code Cataract &amp; Refractive Surgery 4000 Legato Road Ste 850 Fairfax, VA 22033</b>		<b>10/28/94</b>	<b>\$3500.00</b>
	Occupation		

SIGNATURE (optional)

DATE

**10/29/94**

For further information contact:

Federal Election Commission  
995 E Street, NW, Washington, DC 20543  
Toll Free: 800-424-1153; Local: 202-218-3420

97043779408

FEC FORM

# 48 HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED

(See Reverse Side for Instructions)

To be used to report all contributions (including loans) of \$1000 or more, received within 20 days of the election.

1. NAME OF COMMITTEE IN FULL <b>Phil Schiliro for Congress Committee</b>	
ADDRESS (number and street) <b>1002 Wood Park Drive</b>	
CITY, STATE, and ZIP CODE <b>Baldwin, NY 11510</b>	
2. NAME OF CANDIDATE <b>Phil Schiliro</b>	3. OFFICE SOUGHT <b>NY - 4th REP</b>

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4. FEC IDENTIFICATION NUMBER  
**C002712700**

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
<b>AFSCME 1625 L Street NW Washington, DC 20036</b>		<b>10/28/94</b>	<b>\$5000.-</b>
	Occupation		
<b>B. Full Name, Mailing Address and ZIP Code Mr. Edward Meyer 777 Third Avenue New York, NY 10017</b>		<b>10/29/94</b>	<b>\$1000.-</b>
	Occupation		
<b>C. Full Name, Mailing Address and ZIP Code Ms. Thea Adelson c/o Nigro Kunin &amp; Segal 10100 Santa Monica # 1300 Los Angeles, CA 90067</b>		<b>10/29/94</b>	<b>\$1000.-</b>
	Occupation		
<b>D. Full Name, Mailing Address and ZIP Code Karen Wranick 365 North Saltair Los Angeles, CA 90049</b>		<b>10/24/94</b>	<b>\$1000.-</b>
	Occupation		
<b>E. Full Name, Mailing Address and ZIP Code Local 138 Political Fund Box 206 Farmingdale, NY 11735</b>		<b>12/29/94</b>	<b>\$1000.-</b>
	Occupation		

SIGNATURE (optional)	DATE <b>10/29/94</b>	For further information contact: Federal Election Commission 900 E Street, NW, Washington, DC 20463 Toll Free 800-424-9530, Local 202-219-3420
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**FEC FORM**

97043774409

# 48 HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED

(See Reverse Side for Instructions)

To be used to report all contributions (including loans) of \$1000 or more, received within 30 days of the election.

1. NAME OF COMMITTEE IN FULL <b>Phil Schilirò for Congress Committee</b>	
ADDRESS (number and street) <b>1002 Wood Park Drive</b>	
CITY, STATE, and ZIP CODE <b>Baldwin, NY 11510</b>	
2. NAME OF CANDIDATE <b>Phil Schilirò</b>	3. OFFICE SOUGHT <b>NY-4th REP</b>

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

4. FEC IDENTIFICATION NUMBER  
**C002712700**

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
<b>Dumer Lambert PAC 1167 K Street NW, Ste 1270 Washington, DC 20006</b>		<b>10/24/94</b>	<b>\$1000.</b>
	Occupation		
B. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
	Occupation		
C. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
	Occupation		
D. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
	Occupation		
E. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
	Occupation		

SIGNATURE (optional)	DATE <b>10/25/94</b>	For further information contact: Federal Election Commission 999 E Street, NW, Washington, DC 20463 Toll Free 800-424-9530, Local 202-219-3420
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**FEC FORM**

9704317441C

**HAND DELIVERED**

**48 HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED** 2 33 PM '96

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
PUBLIC DISCLOSURE  
DIVISION

(See Reverse Side for Instructions)

To be used to report all contributions (including loans) of \$1000 or more, received within 20 days of the election.

1. NAME OF COMMITTEE IN FULL <b>Phil Schiliro for Congress Committee</b>	
ADDRESS (number and street) <b>1002 Wood Park Drive</b>	
CITY, STATE, and ZIP CODE <b>Baldwin, NY 11510</b>	
2. NAME OF CANDIDATE <b>Phil Schiliro</b>	3. OFFICE SOUGHT <b>NY-4th REP</b>

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

4. FEC IDENTIFICATION NUMBER <b>C002712700</b>
---

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
<b>NCEC 507 Capitol Court NE Washington, DC 20002</b>		<b>11/1/94</b>	<b>\$2000.00</b>
<b>Sierra Club Political Committee 730 Polk Street San Francisco CA 94109</b>		<b>10/31/94</b>	<b>\$1000.00</b>
<b>International Longshoremen's 17 Battery Place New York, NY 10004</b>		<b>10/31/94</b>	<b>\$1000.00</b>
<b>Manton for Congress</b>		<b>10/31/94</b>	<b>\$1000.00</b>
<b>Dickstein, Shapiro &amp; Morin 2101 L Street NW Washington, DC 20037</b>		<b>10/31/94</b>	<b>\$1000.00</b>

SIGNATURE (optional)	DATE <b>11/2/94</b>	For further information contact: Federal Election Commission 999 E Street, NW, Washington, DC 20463 Toll Free 800-424-9530, Local 202-219-3420
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**FEC FORM**

9704374411



# 48 HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED

(See Reverse Side for Instructions)

To be used to report all contributions (including loans) of \$1000 or more, received within 20 days of the election.

1. NAME OF COMMITTEE IN FULL <i>Phil Schiliro for Congress Committee</i>	
ADDRESS (number and street) <i>1002 Wood Park Drive</i>	
CITY, STATE, and ZIP CODE <i>Baldwin, NY 11510</i>	
2. NAME OF CANDIDATE <i>Phil Schiliro</i>	3. OFFICE SOUGHT <i>NY-4th REP</i>

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

4. FEC IDENTIFICATION NUMBER  
*C002712700*

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
<i>Mr. Lawrence Traub 295 Asharoken Ave Northport, NY 11768</i>		<i>10/31/94</i>	<i>\$1000.00</i>
	Occupation		
<b>B. Full Name, Mailing Address and ZIP Code</b>	<b>Name of Employer</b>	<b>Date (month, day, year)</b>	<b>Amount</b>
<i>MCA PAC 100 Universal City Plaza Universal City, CA 91608</i>		<i>11/1/94</i>	<i>\$4000.00</i>
	Occupation		
<b>C. Full Name, Mailing Address and ZIP Code</b>	<b>Name of Employer</b>	<b>Date (month, day, year)</b>	<b>Amount</b>
<i>NAR DPAC 205 Daingerfield Road Alexandria, VA 22314</i>		<i>11/1/94</i>	<i>\$2500.00</i>
	Occupation		
<b>D. Full Name, Mailing Address and ZIP Code</b>	<b>Name of Employer</b>	<b>Date (month, day, year)</b>	<b>Amount</b>
<i>Mr. S. Daniel Abraham 777 South Pledger Dr. West Tower 8th Floor West Palm Beach, FL 33401</i>		<i>11/1/94</i>	<i>\$1000.00</i>
	Occupation		
<b>E. Full Name, Mailing Address and ZIP Code</b>	<b>Name of Employer</b>	<b>Date (month, day, year)</b>	<b>Amount</b>
<i>Mr. Daniel Horwitz 1030 US Highway 1 Apt 110 North Palm Beach, FL 33408</i>		<i>11/1/94</i>	<i>\$1000.00</i>
	Occupation		

SIGNATURE (optional)	DATE <i>11/2/94</i>
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For further information contact:  
Federal Election Commission  
999 E Street, NW, Washington, DC 20463  
Toll Free 800-424-9530, Local 202-219-3430

97043174412

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# 48 HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED

(See Reverse Side for Instructions)

To be used to report all contributions (including loans) of \$1000 or more, received within 20 days of the election.

1. NAME OF COMMITTEE IN FULL <i>Phil Schiliro for Congress Committee</i>	
ADDRESS (number and street) <i>1002 Wood Park Drive</i>	
CITY, STATE, and ZIP CODE <i>Baldwin, NY 11510</i>	
2. NAME OF CANDIDATE <i>Phil Schiliro</i>	3. OFFICE SOUGHT <i>NY - 4th REP</i>

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4. FEC IDENTIFICATION NUMBER  
*C002712700*

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
<i>Mr. Arnold Chavkin 270 Park Ave 5th Floor New York, NY 10017</i>		<i>11/1/94</i>	<i>\$1000.00</i>
	Occupation		
<i>B. Full Name, Mailing Address and ZIP Code Ms. Shoshana Riemer 5432 Connecticut Ave NW #705 Washington, DC 20015</i>		<i>11/1/94</i>	<i>\$1000.00</i>
	Occupation		
<i>C. Full Name, Mailing Address and ZIP Code Mr. C. Jeffrey Stein 92 Penn Road Scarsdale, NY 10583</i>		<i>11/1/94</i>	<i>\$1000.00</i>
	Occupation		
<i>D. Full Name, Mailing Address and ZIP Code</i>			
	Occupation		
<i>E. Full Name, Mailing Address and ZIP Code</i>			
	Occupation		

SIGNATURE (optional)

DATE

*11/2/94*

For further information contact:  
Federal Election Commission  
999 E Street, NW, Washington, DC 20463  
Toll Free 800-424-9530, Local 202-219-3430

97043774413

**FEC FORM**

**HAND DELIVERED**

**48 HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED** Nov 21 12 35 PM '96

(See Reverse Side for Instructions)

818-486-6027  
RECEIVED  
FEDERAL ELECTION  
COMMISSION  
PUBLIC DISCLOSURE  
DIVISION  
225-7777

To be used to report all contributions (including loans) of \$1000 or more, received within 20 days of the election.

1. NAME OF COMMITTEE IN FULL  
*Phil Schiliro for Congress Committee*

ADDRESS (number and street)  
*1002 Wood Park Drive*

CITY, STATE, and ZIP CODE  
*Baldwin, NY 11510*

2. NAME OF CANDIDATE  
*Phil Schiliro*

3. OFFICE SOUGHT  
*NY-4th REP*

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4. FEC IDENTIFICATION NUMBER  
*C002712700*

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
<i>Viacom Inc Pac 1515 Broadway. NY, NY 10036</i>		<i>11/05/94</i>	<i>\$2500.-</i>
	Occupation		
<i>Psychologists for Action P.O. Box 38129 Colorado Springs CO 80937</i>		<i>11/5/94</i>	<i>\$1000.-</i>
	Occupation		
<i>Natal - Pac 1156 15th Street NW 7th Fl Washington, DC 20005</i>		<i>11/5/94</i>	<i>\$1000.-</i>
	Occupation		
<i>Sierra Club 750 Polk Street San Francisco, CA 94109</i>		<i>11/5/94</i>	<i>\$1000.-</i>
	Occupation		
<i>Robert Zimmerman 160 Middle Neck Rd 6-6 Great Neck, NY 11021</i>		<i>11/5/94</i>	<i>\$1000.-</i>
	Occupation		

SIGNATURE (optional)

DATE  
*11/6/94*

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

97043774414

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# 48 HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED

(See Reverse Side for Instructions)

To be used to report all contributions (including loans) of \$1000 or more, received within 20 days of the election.

1. NAME OF COMMITTEE IN FULL <b>Phil Schilirò for Congress Committee</b>	
ADDRESS (number and street) <b>1002 Wood Park Drive</b>	
CITY, STATE, and ZIP CODE <b>Baldwin, NY 11510</b>	
2. NAME OF CANDIDATE <b>Phil Schilirò</b>	3. OFFICE SOUGHT <b>NY-4th REP</b>

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

4. FEC IDENTIFICATION NUMBER  
**C002712700**

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
<b>Ms. Andy Jacobs</b>		<b>11/5/94</b>	<b>\$1000.-</b>
	Occupation		
<b>Margot Orlander 3001 Acad Street Yorktown, Hgts, NY 10598</b>		<b>11/5/94</b>	<b>\$1000.-</b>
	Occupation		
<b>Building Trades + Construction 815 16th Street NW RM 603 Washington, DC 20006</b>		<b>4/5/94</b>	<b>\$5000</b>
	Occupation		
<b>Re-Elect Muckley 94 Sumner Street Ste. 1250 Boston, MA 02110</b>		<b>11/5/94</b>	<b>\$1000.-</b>
	Occupation		
<b>Terrance Meehan 51 Broadway Suite 3600 New York NY 10006</b>		<b>11/5/94</b>	<b>\$1000.-</b>
	Occupation		

SIGNATURE (optional)

DATE

**4/6/94**

For further information contact:

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

**FEC FORM**

(11)

97043774415

# 48 HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED

(See Reverse Side for Instructions)

To be used to report all contributions (including loans) of \$1000 or more, received within 20 days of the election.

1. NAME OF COMMITTEE IN FULL <b>Phil Schiliro for Congress Committee</b>	
ADDRESS (number and street) <b>1002 Wood Park Drive</b>	
CITY, STATE, and ZIP CODE <b>Baldwin, NY 11510</b>	
2. NAME OF CANDIDATE <b>Phil Schiliro</b>	3. OFFICE SOUGHT <b>NY-4th REP</b>

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4. FEC IDENTIFICATION NUMBER  
**C002712700**

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
Local 1199 310 West 3rd street New York, New York 10036		11/5/94	\$5000
B. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
American Nurses Association 600 Maryland Ave Washington DC 20024		11/5/94	\$5000
C. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
California PAC 8665 Wilshire Blvd ste 220 Beverly Hills, CA 90211		11/5/94	\$1000.-
D. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
Malye Alperin 401 E. 81st 10C New York, NY 10028		11/5/94	\$1000.-
E. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
Television + Radio PAC 1771 N. Street NW Washington DC 20036		11/5/94	\$1000.-

SIGNATURE (optional)	DATE <b>11/6/94</b>	For further information contact: Federal Election Commission 999 E Street, NW, Washington, DC 20463 Toll Free 800-424-9530, Local 202-219-3420
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**FEC FORM**

97043174416

# 48 HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED

(See Reverse Side for Instructions)

To be used to report all contributions (including loans) of \$1000 or more, received within 20 days of the election.

1. NAME OF COMMITTEE IN FULL <b>Phil Schilirò for Congress Committee</b>	
ADDRESS (number and street) <b>1002 Wood Park Drive</b>	
CITY, STATE, and ZIP CODE <b>Baldwin, NY 11510</b>	
2. NAME OF CANDIDATE <b>Phil Schilirò</b>	3. OFFICE SOUGHT <b>NY - 4th REP</b>

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4. FEC IDENTIFICATION NUMBER  
**C002712700**

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
<b>Kenneth Ziffren 1026 Ridgedale Drive Beverly Hills, CA 90210</b>		<b>11/5/94</b>	<b>\$1000.-</b>
	Occupation		
<b>Marcia Ziffren 1026 Ridgedale Beverly Hills, CA 90210</b>		<b>11/5/94</b>	<b>\$1000.-</b>
	Occupation		
<b>Ironworker PAL 1750 New York Ave. Washington, DC 20036</b>		<b>11/5/94</b>	<b>\$1000.-</b>
	Occupation		
<b>American Pharmaceutical 225 Constitution Ave Washington, DC 20038</b>		<b>11/4/94</b>	<b>\$2000.-</b>
	Occupation		
<b>B56 Campaign Fund 499 South Capitol #13 Washington, DC 20003</b>		<b>11/4/94</b>	<b>\$300.-</b>
	Occupation		

SIGNATURE (optional)

DATE

**11/6/94**

For further information contact:  
Federal Election Commission  
999 E Street, NW, Washington, DC 20463  
Toll Free 800-424-9530, Local (202-214-3420)

**FEC FORM**

(11)

97043174417

# 48 HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED

(See Reverse Side for Instructions)

To be used to report all contributions (including loans) of \$1000 or more, received within 20 days of the election.

1. NAME OF COMMITTEE IN FULL <b>Phil Schilirò for Congress Committee</b>	
ADDRESS (number and street) <b>1002 Wood Park Drive</b>	
CITY, STATE, and ZIP CODE <b>Baldwin, NY 11510</b>	
2. NAME OF CANDIDATE <b>Phil Schilirò</b>	3. OFFICE SOUGHT <b>NY-4th REP</b>

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4. FEC IDENTIFICATION NUMBER <b>C002712700</b>
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A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
<b>AIDS PAC</b> <b>1836 Vernon St. NW</b> <b>Washington, DC 20009</b>		<b>11/4/94</b>	<b>\$3500</b>
	Occupation		
<b>B. Full Name, Mailing Address and ZIP Code</b>	<b>Name of Employer</b>	<b>Date (month, day, year)</b>	<b>Amount</b>
<b>Local 138 Political Fund</b> <b>P.O. Box 206</b> <b>Farmingdale, NY 11735</b>		<b>11/4/94</b>	<b>\$1000.-</b>
	Occupation		
<b>C. Full Name, Mailing Address and ZIP Code</b>	<b>Name of Employer</b>	<b>Date (month, day, year)</b>	<b>Amount</b>
<b>Steelworkers</b> <b>Buffalo Technology Campus</b> <b>47 Broadway Ste. 208</b> <b>Buffalo, NY 14202</b>		<b>11/4/94</b>	<b>\$1000.-</b>
	Occupation		
<b>D. Full Name, Mailing Address and ZIP Code</b>	<b>Name of Employer</b>	<b>Date (month, day, year)</b>	<b>Amount</b>
<b>James Dolan</b> <b>30 Tiffany Rd</b> <b>Oyster Bay Cove, NY 11771</b>		<b>11/4/94</b>	<b>\$1000.-</b>
	Occupation		
<b>E. Full Name, Mailing Address and ZIP Code</b>	<b>Name of Employer</b>	<b>Date (month, day, year)</b>	<b>Amount</b>
<b>Deborah Dolan</b> <b>30 Tiffany Rd</b> <b>Oyster Bay Cove, NY 11771</b>		<b>11/4/94</b>	<b>\$1000.-</b>
	Occupation		

SIGNATURE (optional)	DATE	For further information contact: Federal Election Commission 999 E Street, NW, Washington, DC 20463 Toll Free 800-424-9530, Local 202-219-3430
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**FEC FORM**

97043174418

# 48 HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED

(See Reverse Side for Instructions)

To be used to report all contributions (including loans) of \$1000 or more, received within 20 days of the election.

1. NAME OF COMMITTEE IN FULL <b>Phil Schiliro for Congress Committee</b>	
ADDRESS (number and street) <b>1002 Wood Park Drive</b>	
CITY, STATE, and ZIP CODE <b>Baldwin, NY 11510</b>	
2. NAME OF CANDIDATE <b>Phil Schiliro</b>	3. OFFICE SOUGHT <b>NY-4th REP</b>

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

4. FEC IDENTIFICATION NUMBER  
**C002712700**

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
<b>John McLaughlin 523 Occidental Ave San Mateo, CA 94402</b>		<b>11/4/94</b>	<b>\$1000.-</b>
	Occupation		
<b>B. Full Name, Mailing Address and ZIP Code Anthony Podesta 2651 Wadler Road NW Washington, DC 20008</b>		<b>11/4/94</b>	<b>\$1000.-</b>
	Occupation		
<b>C. Full Name, Mailing Address and ZIP Code FHP Pac 9900 Talbot Ave. Fountain Valley CA 92708</b>		<b>11/4/94</b>	<b>\$1000.-</b>
	Occupation		
<b>D. Full Name, Mailing Address and ZIP Code Marc Nathanson 10900 Wilshire Blvd 15th Floor Los Angeles CA 90024</b>		<b>11/4/94</b>	<b>\$1000.-</b>
	Occupation		
<b>E. Full Name, Mailing Address and ZIP Code Jane Nathanson 10900 Wilshire Blvd 15th fl Los Angeles, CA 90024</b>		<b>11/4/94</b>	<b>\$1000.-</b>
	Occupation		

SIGNATURE (optional)	DATE	For further information contact: Federal Election Commission 999 E Street, NW, Washington, DC 20463 Toll Free 800-424-9530, Local 202-219-3429
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**FEC FORM**

(11)

97043774419



# 48 HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED

(See Reverse Side for Instructions)

To be used to report all contributions (including loans) of \$1000 or more, received within 30 days of the election.

1. NAME OF COMMITTEE IN FULL <b>Phil Schiliro for Congress Committee</b>	
ADDRESS (number and street) <b>1002 Wood Park Drive</b>	
CITY, STATE, and ZIP CODE <b>Baldwin, NY 11510</b>	
2. NAME OF CANDIDATE <b>Phil Schiliro</b>	3. OFFICE SOUGHT <b>NY-4th REP</b>

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4. FEC IDENTIFICATION NUMBER  
**C002712700**

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
National Cable Television 1704 Massachusetts Ave NW Washington, DC 20036		11/4/94	\$2500
B. Full Name, Mailing Address and ZIP Code Association of Federal Employees, Ret 1533 New Hampshire Ave NW Washington, DC 20036	Name of Employer	Date (month, day, year)	Amount
	Occupation	11/4/94	\$4000.-
C. Full Name, Mailing Address and ZIP Code Human Rights Campaign Fund P.O. Box 1396 Washington DC 20013	Name of Employer	Date (month, day, year)	Amount
	Occupation	11/4/94	\$5000
D. Full Name, Mailing Address and ZIP Code Karen Orbcine 47 Village Lane Apt. 805 Wethersfield, CT 06109	Name of Employer	Date (month, day, year)	Amount
	Occupation	11/4/94	\$1000 -
E. Full Name, Mailing Address and ZIP Code Jeffrey Letman 6 Ann: 1 Ct Dix Hills NY 11746	Name of Employer	Date (month, day, year)	Amount
	Occupation	11/4/94	\$1000.-

SIGNATURE (optional)	DATE 11/6/94	For further information contact: Federal Election Commission 999 E Street, NW, Washington, DC 20463 Toll Free 800-424-9530, Local 202-219-3420
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**FEC FORM**

9704377442C

# 48 HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED

(See Reverse Side for Instructions)

To be used to report all contributions (including loans) of \$1000 or more, received within 30 days of the election.

<b>1. NAME OF COMMITTEE OR FULL</b> <i>Phil Schiliro for Congress Committee</i>	
<small>ADDRESS (number and street)</small> <i>1002 Wood Park Drive</i>	
<small>CITY, STATE, and ZIP CODE</small> <i>Baldwin, NY 11510</i>	
<b>2. NAME OF CANDIDATE</b> <i>Phil Schiliro</i>	<b>3. OFFICE SOUGHT</b> <i>NY-4th REP</i>

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**4. FEC IDENTIFICATION NUMBER**  
*C002712700*

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
<i>Tom Van Couverden 4762 Wellesley Drive Woodbridge, VA 22422</i>		<i>11/4/94</i>	<i>\$ 000.-</i>
<b>B. Full Name, Mailing Address and ZIP Code</b> <i>James Feldsman 2001 L Street NW Ste. 300 Washington, DC 20036</i>		<i>11/4/94</i>	<i>1000.-</i>
<b>C. Full Name, Mailing Address and ZIP Code</b> <i>Anthony Walters Ste 8045 Leesburg Pike 650 Vienna VA 22082</i>		<i>11/9/94</i>	<i>1000.-</i>
<b>D. Full Name, Mailing Address and ZIP Code</b> <i>Elgor Rios 8045 Leesburg Pike 650 Vienna, VA 22082</i>		<i>11/4/93</i>	<del><i>\$ 1500</i></del> <i>\$ 1500</i>
<b>E. Full Name, Mailing Address and ZIP Code</b> <i>Transport Workers Union 80 West End Ave New York, NY 10023</i>		<i>11/4/93</i>	<del><i>\$ 1500</i></del> <i>\$ 1500</i>

<b>SIGNATURE (optional)</b>	<b>DATE</b> <i>11/6/94</i>	For further information contact: Federal Election Commission 999 E Street, NW, Washington, DC 20463 Toll Free 800-424-9530, Local 202-219-3420
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**FEC FORM**

97043774421

# 48 HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED

(See Reverse Side for Instructions)

To be used to report all contributions (including loans) of \$1000 or more, received within 20 days of the election.

1. NAME OF COMMITTEE IN FULL <b>Phil Schilirò for Congress Committee</b>	
ADDRESS (number and street) <b>1002 Wood Park Drive</b>	
CITY, STATE, and ZIP CODE <b>Baldwin, NY 11510</b>	
2. NAME OF CANDIDATE <b>Phil Schilirò</b>	3. OFFICE SOUGHT <b>NY-4th REP</b>

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

4. FEC IDENTIFICATION NUMBER  
**C002712700**

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
Victory USA 300 Capitol Mall Ste. 350 Sacramento, CA 95814		11/4/04	\$1000
B. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
United Auto Workers Region A 111 South Rd Farmington, CT 06032		11/9/04	\$2500
C. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
<del>Marilyn Smith</del> X			
D. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
Marilyn Mikulich 4958 Heather Drive 6-211 Dearborn, MI 48126		11/4/04	\$1000
E. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount

SIGNATURE (optional)	DATE <b>11/6/04</b>	For further information contact: Federal Election Commission 999 E Street, NW, Washington, DC 20463 Toll Free 800-424-9530, Local 202-219-3420
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**FEC FORM**

97043774422



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

July 3, 1996

VIA FACSIMILE & FIRST CLASS MAIL

Philip M. Schiliro  
1954 Valley Wood Road  
McLean, Virginia 22101

RE: MUR 4366  
Phil Schiliro for Congress Committee  
and Joseph Schiliro, as treasurer

Dear Mr. Schiliro:

On May 17, 1996, the Commission determined to enter into negotiations directed toward reaching a conciliation agreement in settlement of this matter prior to a finding of probable cause to believe.

Subsequently, on June 24, 1996, I received your June 19, 1996 cover letter and the 48 Hour Notices that were hand delivered to this Office in an effort to show that the Schiliro for Congress Committee timely filed their required 48 Hour Notices. You had previously provided the letter and 48 Hour Notices to the Commission's Public Disclosure Division, but as I indicated in our telephone conversation on June 25, 1996, the cover letter could not be placed on the public record because it mentioned confidential conciliation information. See 2 U.S.C. § 437g(a)(4)(B). The 48 Hour Notices will be placed on the public record as an amendment to the 1994 30-Day Post General Report.

In your June 19, 1996 cover letter you indicated that your Committee filed by facsimile 16 of the 18 48 Hour Notices at issue for contributions received on October 28 and 29, 1994. My review of the records indicates that your Committee did file 48 Hour Notices with the Clerk of the U.S. House of Representatives but not for the 18 contributions at issue. Further review of the records revealed correspondence dated January 31, 1995, in which you responded to a Commission request for additional information regarding 48 Hour Notices by stating that a staff error caused a small percentage of reports to be improperly filed.

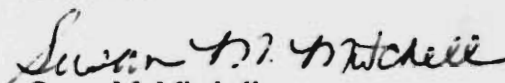
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Philip M. Schiliro  
Page 2

Per our June 25, 1996 discussion, we should receive from you by July 8, 1996 a detailed affidavit that would indicate the 48 Hour Notification filing procedures your committee had in place shortly before the 1994 general election and/or a facsimile cover sheet that would help confirm the facsimile transmission at issue.

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

Sincerely,

  
Susan M. Mitchell  
Paralegal

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RECEIVED  
FEDERAL ELECTION  
COMMISSION  
OFFICE OF GENERAL  
COUNSEL

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COMMISSION  
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July 3, 1996

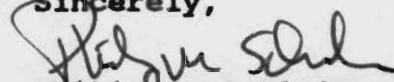
Ms. Susan Mitchell  
Federal Election Commission  
999 E Street, N.W.  
Washington, D.C. 20515

Dear Ms. Mitchell:

I have just received your letter of July 3, 1996 requesting that I file additional information regarding NUR 4366 (Phil Schiliro for Congress Committee) by July 8, 1996 with the Federal Election Commission. Although the Independence Day holiday makes it impossible to comply with this request, I believe I could provide the appropriate information by July 12 and will make every effort to do so.

Thank you for your assistance.

Sincerely,



Philip M. Schiliro  
1954 Valley Wood Road  
McLean, Virginia 22101

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RECEIVED  
FEDERAL ELECTION  
COMMISSION  
OFFICE OF GENERAL  
COUNSEL

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FEDERAL ELECTION  
COMMISSION  
MAIL ROOM

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July 11, 1996

Ms. Susan Mitchell  
Federal Election Commission  
999 E Street, N.W.  
Washington, D.C. 20515

Dear Ms. Mitchell:

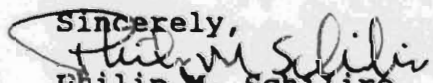
I am writing in response to your July 3 letter for additional information regarding MUR 4366 (Phil Schiliro for Congress Committee). Pursuant to your request, I am enclosing a detailed affidavit from George Abar, who served as the Committee's Campaign Manager in 1994, that fully describes the 48 Hour filing procedures the Committee had in place before the 1994 general election.

Although I do not have copies of the facsimile cover sheets for any of the 48 Hour Reports the Committee submitted to the FEC, I did enclose with my June 19 letter copies of the actual 48 Hour Reports that were sent. Although I cannot explain why the Commission has no record of the October 28-29 report, I have submitted a copy of the original report and a detailed explanation of how these reports were prepared. It would make no sense for the Committee to have taken the time to prepare this report but then not transmit it to the Commission, especially since all other required Reports were sent in a timely manner.

In your letter you also referred to a January 31, 1995 letter I sent to the Commission (in response to a December 23, 1994 Commission letter). The Commission's December 23 letter provided no specific information as to which 48 Hour Contribution notices were not sent. It merely concluded that the Committee "may have failed to file one or more of the required 48 hour notices." Accordingly, my January 31 letter affirms that the Committee followed proper filing procedures and concedes that a small percentage of contributions were improperly filed (indeed, my review--based on the actual reports--now seems to show that the Committee failed to file a proper notice for 2 of the 120 contributions received from October 20 to November 5).

I hope this information is helpful, and will provide any additional documentation that you deem appropriate.

Sincerely,



Philip M. Schiliro  
1954 Valley Wood Road  
McLean, Virginia 22101

9704374426

Wednesday, July 10, 1996

Outlined below is a summary of the Schiliro campaign's system for filing of 48-hour reports with the Federal Elections Commission (FEC). The campaign was to elect Phil Schiliro to the US House of Representatives from New York's 4th Congressional District in 1994.

I served as campaign manager for the Schiliro campaign.

The Schiliro campaign created and maintained a comprehensive system to comply with all FEC reporting rules, including the filing of 48-hour reports. This was a priority for the campaign at the specific request of Phil Schiliro. I can recall two occasions that Schiliro stated he felt it was important the campaign comply with all FEC reporting rules. First, when I interviewed for the job of campaign manager Schiliro stated it was important to him the campaign comply with all FEC reporting rules and the campaign create an accounting system to ensure it did so. Second, after the accounting system was put in place, Schiliro again stated he felt it was important the campaign comply with all FEC reporting rules.

The campaign's accounting system included special procedures for 48 hour reports. From approximately October 20, 1994 through November 5, 1994 the campaign was required to file 48-hour reports. During this time, contributions were delivered to campaign headquarters by regular mail, private delivery (e.g. FedEx, UPS), staff and supporters. Once at the headquarters they were delivered to me or a second individual and we stored them in a secure place. At the end of the day, the contributions, which, to my memory, were all checks, were photocopied, recorded and prepared for deposit. The campaign collected information about each contribution from the checks and accompanying correspondence and entered it into a database computer program. Accompanying correspondence included letters, completed reply cards and so forth. This information, when available and required, included name, address, city, state, zip code, date, employer, occupation and contribution amount. The contributions were reviewed and batches or lists of all contributions that met the criteria to be filed on a 48-hour reports were created. The necessary information for these contributions was then hand-copied to a 48-hour report. The campaign made a final review of the 48-hour report and contributions for additions or edits, made any corrections and faxed them to the FEC. The person operating the fax was directed to watch the fax carefully and to be as certain as possible it was transmitted completely. This process was undertaken daily with 48-hour reports being filed as required.

Affirmed:

*George A. Abar*

George Abar  
1939 17th Street, NW #3  
Washington, DC 20009

Subscribed to and sworn before me this 10<sup>th</sup> day of July, 1996.

*Doris J. Ham*  
\_\_\_\_\_  
Notary Public

My Commission expires: 3/14/99

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RECEIVED  
FEDERAL ELECTION  
COMMISSION  
OFFICE OF GENERAL  
COUNSEL

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
MAIL ROOM

AUG 1 9 56 AM '96

JUL 32 8 50 AM '96

July 24, 1996

Ms. Susan Mitchell  
Federal Election Commission  
999 E Street, N.W.  
Washington, D.C. 20515

Dear Ms. Mitchell:

I am writing with regard to MUR 4366 (Phil Schiliro for Congress Committee) and pursuant to your request that I indicate to the Commission a possible resolution to this matter.

As you know, in my June 19, 1996 letter I accepted the Commission's offer to enter into Preprobable Cause Conciliation negotiations but noted that if a violation occurred, it was clearly inadvertent and de minimis in nature. Accordingly, I requested that the Commission take no further action in this matter. I enclosed with that letter copies of all the original 48 Hour Reports filed with the Commission, and with my July 11, 1996 letter enclosed a sworn affidavit from the Committee's campaign manager attesting to the detailed procedures the Committee followed in filing 48 Hour Reports (enclosed for your convenience is another copy of that affidavit).

In order to respond to your most recent request, I want to share with the Commission additional information that is relevant to this matter.

I had no intention of running for Congress in 1994 and, in fact, only became a candidate on September 30, 1994 after the original Democratic nominee unexpectedly withdrew from the ballot. This extraordinarily late start forced the Campaign to compress a year of work into just five weeks. This effort included, of course, raising and spending all funds and establishing a system to comply with FEC regulations.

The Committee did this. Notwithstanding the inherent difficulties of this challenge, the Committee raised over \$500,000 (\$120,000 during the 48 Hour Notice period) and prepared and filed every required FEC Report with complete information and in a timely manner. In contrast, my opponent in the 1994 campaign (whose campaign had begun in early 1994) never filed a single 48 Hour Report and violated the Commission's requirements for filing a 12-Day Pre-Election Report. My opponent won the election.

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Ms. Susan Mitchell  
July 24, 1996  
Page Two

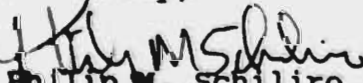
Since the Commission brought this matter to my attention, I have made every effort to investigate any errors my Committee may have made and have indicated that I accept responsibility for any errors. In my June 19, 1996 letter, I noted that the 48 Hour Report for October 28-29 contained 16 of the original 18 contributions that the Committee believed weren't filed, and enclosed a copy of that report. I concluded in that letter that "If a violation occurred, it was de minimis and involved only 2 contributions totalling \$6,000 out of 120 reportable contributions totalling \$195,500."

Although I cannot explain why the Commission has no record of receiving the October 28-29 Report, I want to reiterate that it would have made no sense for the Committee to have taken the time to prepare the report but then not transmit it to the Commission, especially since all other required Reports were sent in a complete and timely manner.

I also want to make clear to the Commission that I am not now and have no intention of running for Congress again in this or any other year. My campaign committee is inactive and has no funds.

I did all I could to comply with FEC regulations during my campaign and have subsequently cooperated fully with your inquiry into this matter. If the Commission still believes a violation was committed, then I accept full responsibility for that error, but respectfully request that the Commission take no further action.

Sincerely,

  
Philip M. Schiliro  
1954 Valley Wood Road  
McLean, Virginia 22102

9704374429

Wednesday, July 10, 1996

Outlined below is a summary of the Schiliro campaign's system for filing of 48-hour reports with the Federal Elections Commission (FEC). The campaign was to elect Phil Schiliro to the US House of Representatives from New York's 4th Congressional District in 1994.

I served as campaign manager for the Schiliro campaign.

The Schiliro campaign created and maintained a comprehensive system to comply with all FEC reporting rules, including the filing of 48-hour reports. This was a priority for the campaign at the specific request of Phil Schiliro. I can recall two occasions that Schiliro stated he felt it was important the campaign comply with all FEC reporting rules. First, when I interviewed for the job of campaign manager Schiliro stated it was important to him the campaign comply with all FEC reporting rules and the campaign create an accounting system to ensure it did so. Second, after the accounting system was put in place, Schiliro again stated he felt it was important the campaign comply with all FEC reporting rules.

The campaign's accounting system included special procedures for 48 hour reports. From approximately October 20, 1994 through November 5, 1994 the campaign was required to file 48-hour reports. During this time, contributions were delivered to campaign headquarters by regular mail, private delivery (e.g. FedEx, UPS), staff and supporters. Once at the headquarters they were delivered to me or a second individual and we stored them in a secure place. At the end of the day, the contributions, which, to my memory, were all checks, were photocopied, recorded and prepared for deposit. The campaign collected information about each contribution from the checks and accompanying correspondence and entered it into a database computer program. Accompanying correspondence included letters, completed reply cards and so forth. This information, when available and required, included name, address, city, state, zip code, date, employer, occupation and contribution amount. The contributions were reviewed and batches or lists of all contributions that met the criteria to be filed on a 48-hour reports were created. The necessary information for these contributions was then hand-copied to a 48-hour report. The campaign made a final review of the 48-hour report and contributions for additions or edits, made any corrections and faxed them to the FEC. The person operating the fax was directed to watch the fax carefully and to be as certain as possible it was transmitted completely. This process was undertaken daily with 48-hour reports being filed as required.

Affirmed:

*George A. Abar*

George Abar  
1939 17th Street, NW #3  
Washington, DC 20009

Subscribed to and sworn before me this 10<sup>th</sup> day of July, 1996.

*Doris J. Ham*  
\_\_\_\_\_  
Notary Public

My Commission expires: 3/14/99

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BEFORE THE FEDERAL ELECTION COMMISSION

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
SECRETARIAT

AUG 9 2 56 PM '96

In the Matter of )  
 )  
Phil Schiliro for Congress Committee and )  
Joseph M. Schiliro, as treasurer )

MUR 4366

**SENSITIVE**

**GENERAL COUNSEL'S REPORT**

**I. BACKGROUND**

The Phil Schiliro for Congress Committee and Joseph M. Schiliro, as treasurer, ("the Committee") failed to file eighteen 48 Hour notifications for contributions totaling \$34,500 received shortly before the 1994 general election. On May 17, 1996, the Commission found reason to believe that the Committee violated 2 U.S.C. § 434(a)(6)(A). The Committee has requested that the Commission take no further action in this matter is matter, and this report recommends that the Commission reject the Committee's request and notifies the Commission of our intention to move on to briefs.

**II. ANALYSIS**

In response to the reason to believe and pre-probable cause conciliation notification, the Committee asserted by letter dated June 19, 1996 that it had in fact filed sixteen of the missing eighteen 48 Hour notices. Attachment 1. The Committee concludes that its failure to file only two notices is de minimus and accordingly requests that the Commission take no further action. This Office responded by letter dated July 3, 1996 stating that a review of the public record did not reveal that the Committee had filed any of the eighteen missing 48 Hour notices. Attachment 2. In addition, this Office asked the Committee to provide a detailed affidavit indicating the Committee's procedures for filing 48 Hour notices and/or a facsimile cover sheet to help confirm that the Committee had in fact filed the notices at issue.

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The Committee responded by letter dated July 11, 1996 and provided an affidavit by campaign manager George Abar. Attachment 3. In the affidavit, Mr. Abar describes a system for processing incoming contributions that involved obtaining the requisite information and transferring the information by hand onto 48 Hour notices. According to Mr. Abar,

[t]he campaign made a final review of the 48-hour report and contributions for additions or edits, made any corrections and faxed them to the FEC. The person operating the fax was directed to watch the fax carefully and to be as certain as possible it was transmitted completely.

The process for reviewing contributions and collecting the required information does not appear to have been followed, however. For example, although the Committee states that it collected information such as the occupation and employer of contributors, the Committee disclosed only three of 52 individual contributors' occupation and employer, required by 2 U.S.C. § 434(a)(6)(A), on the 48 Hour notices it did file. See section 431(13)(A) (definition of "identification"). Attachment 1, pages 3-14 and 19-30. Further, the Committee did not provide any facsimile cover sheets or transmission confirmations regarding the missing 48 Hour notices, and appears to have relied instead on simply observing the pages flow through the fax machine.

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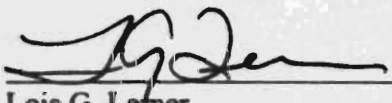
Thus, in light of the absence of evidence that the Committee did file the 48 Hour reports at issue or other compelling reason not to pursue this matter, this Office recommends that the Commission reject the no further action request by the Phil Schiliro for Congress Committee and Joseph M. Schiliro, as treasurer.

**III. RECOMMENDATIONS**

- 1. Reject the no further action request by the Phil Schiliro for Congress Committee and Joseph M. Schiliro, as treasurer.
- 2. Approve the appropriate letter.

Lawrence M. Noble  
General Counsel

8/8/96  
Date

  
BY: Lois G. Lerner  
Associate General Counsel

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**Attachments**

1. Response dated June 19, 1996
2. Letter to Committee dated July 3, 1996
3. Response dated July 11, 1996
4. Response dated July 24, 1996

**Staff assigned: Mark Allen**

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 )  
Phil Schiliro for Congress Committee ) MUR 4366  
and Joseph M. Schiliro, as treasurer. )

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on August 15, 1996, the Commission decided by a vote of 4-0 to take the following actions in MUR 4366:

1. Reject the no further action request by the Phil Schiliro for Congress Committee and Joseph M. Schiliro, as treasurer.
2. Approve the appropriate letter, as recommended in the General Counsel's Report dated August 8, 1996.

Commissioners Elliott, McDonald, McGarry, and Thomas voted affirmatively for the decision; Commissioner Aikens did not cast a vote.

Attest:

8-16-96  
Date

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

Received in the Secretariat:	Fri.,	Aug. 09, 1996	2:56 p.m.
Circulated to the Commission:	Mon.,	Aug. 12, 1996	4:00 p.m.
Deadline for vote:	Thurs.,	Aug. 15, 1996	4:00 p.m.

lrd

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FEDERAL ELECTION COMMISSION  
Washington, DC 20463

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
SECRETARIAT

SEP 3 10 50 AM '96

August 30, 1996

**SENSITIVE**

Joseph M. Schiliro, Treasurer  
Phil Schiliro for Congress Committee  
1002 Wood Park Drive  
Baldwin, NY 11510

RE: MUR 4366  
Phil Schiliro for Congress Committee and  
Joseph M. Schiliro, as treasurer

Dear Mr. Schiliro:

Based on information ascertained in the normal course of carrying out its supervisory responsibilities, on May 17, 1996 the Federal Election Commission found reason to believe that Phil Schiliro for Congress Committee ("Committee") and Joseph M. Schiliro, as treasurer, violated 2 U.S.C. § 434(a)(6)(A). On August 15, 1996, the Commission rejected your request to take no further action in this matter.

After considering all the evidence available to the Commission, the Office of the General Counsel is prepared to recommend that the Commission find probable cause to believe that a violation has occurred.

The Commission may or may not approve the General Counsel's recommendation. Submitted for your review is a brief stating the position of the General Counsel on the legal and factual issues of the case. Within 15 days of your receipt of this notice, you may file with the Secretary of the Commission a brief (ten copies if possible) stating your position on the issues and replying to the brief of the General Counsel. (Three copies of such brief should also be forwarded to the Office of the General Counsel, if possible.) The General Counsel's brief and any brief which you may submit will be considered by the Commission before proceeding to a vote of whether there is probable cause to believe a violation has occurred.

If you are unable to file a responsive brief within 15 days, you may submit a written request for an extension of time. All requests for extensions of time must be submitted in writing five days prior to the due date, and good cause must be demonstrated. In addition, the Office of the General Counsel ordinarily will not give extensions beyond 20 days.

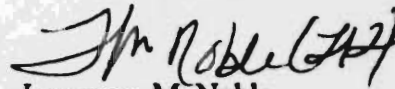
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Joseph M. Schiliro, Treasurer  
Page 2

A finding of probable cause to believe requires that the Office of the General Counsel attempt for a period of not less than 30, but not more than 90 days, to settle this matter through a conciliation agreement.

Should you have any questions, please contact Eric Brown, the staff member assigned to this matter, at (202) 219-3400.

Sincerely,



Lawrence M. Noble  
General Counsel

Enclosure  
Brief

cc: Philip M. Schiliro

9704374437

**BEFORE THE FEDERAL ELECTION COMMISSION**

In the Matter of )  
 )  
Phil Schiliro for Congress Committee ) MUR 4366  
and Joseph M. Schiliro, as treasurer )

**GENERAL COUNSEL'S BRIEF**

**I. STATEMENT OF THE CASE**

This matter was generated from information ascertained by the Federal Election Commission ("Commission") in the normal course of carrying out its supervisory responsibilities. See 2 U.S.C. § 437g(a)(2). The Commission found reason to believe that the respondents, the Phil Schiliro for Congress Committee and Joseph Schiliro, as treasurer, violated 2 U.S.C. § 434(a)(6)(A). In this brief, the General Counsel sets forth the legal and factual issues in this matter, and provides a recommendation regarding whether there is probable cause to believe a violation has occurred. See 11 C.F.R. § 111.16(a).

**II. THE LAW**

The Federal Election Campaign Act of 1971, as amended ("the Act"), requires principal campaign committees of candidates for federal office to notify in writing the Secretary of the Senate, the Clerk of the U.S. House of Representatives, or the Commission, as appropriate, and the Secretary of State, of each contribution totaling \$1,000 or more, received by any authorized committee of the candidate after the 20th day but more than 48 hours before any election. 2 U.S.C. § 434(a)(6)(A). The Act further requires notification to be made within 48 hours after the receipt of the contribution ("48-Hour Notices"), and to include the name of the candidate and office sought, the date of receipt, the amount of the contribution, and the identification of the contributor. *Id.* The notification of these contributions shall be in addition to all other reporting requirements. 2 U.S.C. § 434(a)(6)(B).

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**III. THE FACTS**

The General Election in New York was held on November 8, 1994. Pursuant to the Act, the Committee was required to notify the Commission, in writing, of all contributions of \$1,000 or more received from October 20, 1994 to November 5, 1994, within 48 hours of their receipt. A review of the Committee's 1994 30 Day Post-General Report identified eighteen (18) contributions received between October 20, 1994 and November 5, 1994 of \$1,000 or more, totaling \$34,500, for which the Committee did not submit 48-Hour Notices.

**IV. THE ANALYSIS**

Based on the foregoing legal and factual information, there is probable cause to believe that by failing to report campaign contributions of \$1,000 or more, received after the 20th day, but more than 48 hours before the General Election, within 48 hours of receipt of the contribution, the respondents violated 2 U.S.C. § 434(a)(6)(A).

In response to the reason to believe notification, the Committee asserted that it had in fact filed sixteen of the missing eighteen 48-Hour Notices. A review of the public record did not reveal that the Committee had filed any of the eighteen missing 48-Hour Notices; thus this Office asked the Committee to provide a detailed affidavit indicating the Committee's procedures for filing 48-Hour Notices and/or a facsimile cover sheet to help confirm that the Committee had in fact filed the notices at issue.

The Committee provided an affidavit by campaign manager George Abar in which Mr. Abar describes a system for processing incoming contributions that involved obtaining the requisite information and transferring the information by hand onto 48-Hour Notices. According to Mr. Abar,

[t]he campaign made a final review of the 48-hour report and contributions for additions or edits, made any corrections and faxed them to the FEC. The person operating the fax was directed to watch the fax carefully and to be as certain as possible it was transmitted completely.

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The process for reviewing contributions and collecting the required information does not appear to have been followed, however. For example, although the Committee states that it collected information such as the occupation and employer of contributors, the Committee disclosed only three of 52 individual contributors' occupation and employer, required by 2 U.S.C. § 434(a)(6)(A), on the 48-Hour Notices it did file. Further, the Committee did not provide any facsimile cover sheets or transmission confirmations regarding the missing 48-Hour Notices, and appears to have relied instead on simply observing the pages flow through the fax machine.

Thus, in light of the absence of evidence that the Committee did file the 48-Hour Notices at issue, this Office recommends that the Commission find probable cause to believe that Phil Schiliro for Congress Committee and Joseph M. Schiliro, as treasurer, violated 2 U.S.C. § 434(a)(6)(A).

V. GENERAL COUNSEL'S RECOMMENDATION

Find probable cause to believe that the Phil Schiliro for Congress Committee and Joseph M. Schiliro, as treasurer, violated 2 U.S.C. § 434(a)(6)(A).

8/29/96  
Date

Lawrence M. Noble (L.M.N.)  
Lawrence M. Noble  
General Counsel

97043744AC

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
OFFICE OF GENERAL  
COUNSEL

SEP 23 11 25 AM '96

September 19, 1996

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

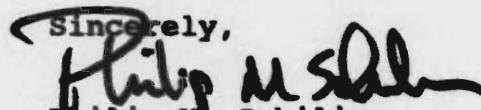
Dear Mr. Noble:

I am writing with regard to your letter regarding MUR 4366 (Phil Schiliro for Congress Committee) and requesting an extension of time for my response.

There are two reasons for this extension request. First, as an employee of U.S. Representative Henry Waxman, I was required to be in Los Angeles from September 5-11. As a result, there was a significant delay in receiving your letter (which was dated August 30 but not postmarked until September 3).

Second, the congressional session is nearing a close and, as is always the case, there are tremendous demands on staff to assist in completing the legislative schedule. Accordingly, it is very difficult for me to find the time necessary to provide the information you have requested within the fifteen day period.

Thank you for your assistance.

Sincerely,  
  
Philip M. Schiliro  
1954 Valley Wood Road  
McLean, Virginia 22101

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FEDERAL ELECTION COMMISSION  
Washington, DC 20463

September 24, 1996

Philip M. Schiliro  
Phil Schiliro for Congress Committee  
1954 Valley Wood Road  
McLean, VA 22101

RE: MUR 4366  
Phil Schiliro for Congress Committee and  
Joseph M. Schiliro, as treasurer

Dear Mr. Schiliro:

This is in response to your letter dated September 19, 1996, which we received on September 23, 1996, requesting an extension of time to file a responsive brief in the above-captioned matter. After considering the circumstances presented in your letter, the Office of the General Counsel has granted a twenty day extension. Accordingly, your response is due by the close of business on October 11, 1996.

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

Sincerely,

A handwritten signature in cursive script that reads "Eric S. Brown".

Eric S. Brown  
Paralegal Specialist

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FEDERAL ELECTION  
COMMISSION  
OFFICE OF GENERAL  
COUNSEL  
OCT 7 11:28 AM '96

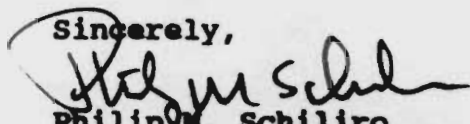
October 4, 1996

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

Dear Mr. Noble:

Please find enclosed three copies of my brief in response to the brief prepared by the General Counsel's office regarding MUR 4366 (Phil Schiliro for Congress Committee). As you requested, I am also sending ten copies of this brief to the Secretary of the Commission.

Sincerely,



Philip M. Schiliro  
1954 Valley Wood Road  
McLean, Virginia 22101

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 )  
Phil Schiliro for Congress Committee ) MUR 4366  
and Joseph M. Schiliro, as Treasurer )

OCT 7 1995  
RECEIVED  
FEDERAL ELECTION  
COMMISSION  
OFFICE OF GENERAL  
COUNSEL

RESPONSE TO GENERAL COUNSEL'S BRIEF

Phil Schiliro for Congress Committee and Joseph M. Schiliro, as Treasurer ("the Committee), respectfully submits this response to the General Counsel's brief. The General Counsel recommends that the Commission find probable cause to believe that the Committee failed to file 48 hour notices as required by 2 U.S.C. § 434(a)(6)(A). However, as shown below, the Committee properly reported at least 118 out of 120 contributions subject to 48 hour reporting requirements. Therefore, the Commission should not find probable cause to believe that the Committee violated 2 U.S.C. § 434(a)(6)(A). Moreover, even if the Commission were to find probable cause to believe that a violation occurred, it would not be an efficient use of the Commission's enforcement resources to pursue this matter further. Therefore, the Commission should take no further action with respect to this matter.

I. Background

Phil Schiliro became a candidate for Congress on September 30, 1994, shortly after the Democratic nominee for the 4th Congressional District of New York unexpectedly withdrew from the race. The 1994 general election was held on November 5th. As such, Mr. Schiliro had little more than one month to organize his campaign and his campaign committee.

Despite the difficulty of mounting a competitive campaign in such a compressed time schedule, Mr. Schiliro made extensive efforts to comply with the Federal Election Campaign Act

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**("FECA") and the Commission's regulations ("regulations"). George Abar, the Committee's Campaign Manager, stated in a sworn affidavit that Mr. Schiliro repeatedly instructed him to ensure compliance with the FECA and the regulations. (Abar Affidavit, Exhibit 1). In fact, Mr. Schiliro emphasized his commitment to compliance during Mr. Abar's job interview, and restated that commitment during the course of the campaign.**

**In response to Mr. Schiliro's instructions, Mr. Abar established and implemented an accounting system with special procedures for handling contributions that were subject to 48 hour reporting requirements. (Abar Affidavit, Exhibit 1). All contributions were collected in a central repository. At the end of each day, contributions were reviewed and prepared for deposit. Contributions then were entered in a computerized database, along with any information available from the face of the contribution and the accompanying correspondence. During this process, contributions subject to 48 hour reporting requirements were identified and recorded on a hand-written report. Finally, the campaign reviewed the report and faxed it to the Commission.**

**Id.**

**According to the Committee's 30 day post-election report, the Committee received 120 contributions that were subject to 48 hour reporting requirements. These contributions totaled \$195,500. There is no dispute that the Committee properly reported at least 102 of those contributions, totaling \$161,000. However, the Commission's records do not contain 48 hour reports for 18 contributions totaling \$34,500 that the Committee received on October 28 and 29, 1994 -- just one week before the election.**

**Based on the apparent discrepancy between the Committee's post-election report and the Commission's 48 hour records, on May 17, 1996, the Commission found reason to believe that**

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the Committee did not file 48 hour reports for the 18 contributions received on October 28 and 29, 1994.<sup>1</sup>

Upon notification of the Commission's determination, the Committee sought and was granted pre-probable cause conciliation. During negotiations, Mr. Schiliro asked staff counsel for the Commission what evidence the Committee could provide the Commission to establish that it had filed the 48 hour reports in question. At the direction of staff counsel, the Committee supplied the Commission with two items: (1) an affidavit from the Committee's campaign manager outlining the Committee's reporting procedures; and (2) an original 48 hour report that the Committee faxed to the Commission on or about October 30, 1994, reporting 16 of the questioned contributions totaling \$28,500.

## II. Discussion

### A. *The Committee Properly Filed A 48 Hour Report for Sixteen Contributions totaling \$28,500 Received on October 28 and 29, 1994*

As noted previously, the Commission found reason to believe that the Committee failed to file 48 hour reports for 18 contributions. The General Counsel's brief recommends a similar probable cause finding. This recommendation ignores evidence the Committee submitted during pre-probable cause conciliation -- at the General Counsel's request -- that the Committee filed the requisite reports for at least 16 of the 18 contributions in issue. In particular, the Committee demonstrated that it filed a 48 hour report for sixteen contributions totaling \$28,500 received on October 28 and 29, 1994.

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<sup>1</sup> It is significant that the Commission initiated this MUR based on information that the Committee itself disclosed within 30 days after the election -- just one month after the 48 hour reports were due -- without any prompting by the Commission.

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Upon receiving the Commission's reason to believe notification, Mr. Schiliro contacted counsel for the Commission and sought guidance how to demonstrate that the Committee properly filed its 48 hour reports. Counsel advised Mr. Schiliro to submit an affidavit detailing the Committee's compliance procedures and/or a fax cover sheet indicating that the Committee had filed the reports in question. Mr. Schiliro promptly complied with this request, submitting: (1) an affidavit from George Abar, the Committee's campaign manager, describing the Committee's procedure for reporting 48 hour contributions; and (2) a 48 hour report for October 28 and 29, 1994, that listed 16 of the 18 contributions in issue in this MUR. The report accounted for \$28,500 of the \$34,500 in questioned 48 hour contributions.

By any reasonable standard, the evidence submitted by the Committee satisfied the General Counsel's request with respect to the 16 contributions identified on the report. As an initial matter, Mr. Abar described a system in which contributions were collected centrally, analyzed nightly by senior campaign officials, and recorded in a computerized database. Mr. Abar also described the "special procedures" that he implemented for 48-hour reporting.

The campaign's accounting system included special procedures for 48 hour reports. ... The contributions were reviewed and batches or lists of all contributions that met the criteria to be filed on a 48-hour report[] were created. The necessary information for these contributions was then hand-copied to a 48 hour report. The campaign made a final review of the 48-hour report and contributions for additions or edits, made any corrections and faxed them to the FEC. The person operating the fax was directed to watch the fax carefully and to be as certain as possible it was transmitted completely. This process was undertaken daily with 48-hour reports being filed as required.

Abar Affidavit, Exhibit 1.

To confirm Mr. Abar's affidavit, the Committee submitted a hand-written 48 hour report covering the dates October 28 and 29, 1994. As noted previously, the report details 16 of the 18 contributions that the General Counsel's office has questioned. Those 16 contributions account

for \$28,500 of the \$34,500 in 48 hour contributions in issue in this matter. Therefore, the Committee provided precisely the evidence that the General Counsel's office sought with request all but two of the 48 hour contributions that the Committee received.

The General Counsel's office concedes -- as it must -- that the Committee supplied the evidence it requested. (G.C. Brief at 2-3). Even so, the General Counsel's brief completely ignores the 48 hour report submitted by the Committee. Incredibly -- in a MUR concerning the filing of 48 hour reports -- the General Counsel's brief never even mentions the most relevant possible evidence, the report itself. This failing completely undermines the brief, and suggests that the brief is designed to support a preconceived result rather than to analyze the evidence fairly.<sup>2</sup>

The only "argument" the brief does make further highlights the weakness of the General Counsel's position. The brief asserts that:

The process for reviewing contributions and collecting the required information does not appear to have been followed [because] the Committee disclosed only three of 52 individual contributors' occupation and employer ... on the 48-Hour Notices it did file.

(G.C. Brief at 3). This argument is puzzling. As a preliminary matter, the General Counsel's argument ignores the obvious -- a Committee can only report the information that it possesses. If contributors did not provide occupation and employer information, the Committee could not possibly obtain that information in the short time before filing 48 hour reports. The brief also

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<sup>2</sup>The General Counsel's office presumably will respond that the Committee cannot prove it submitted the report contemporaneously. It is true that the Committee cannot provide a fax cover sheet for this (or any other) 48 hour report. However, Mr. Schiliro will state under oath that he found the report in question in a file with all the reports that the Commission acknowledges it did receive. Moreover, there is no reason to believe that the Committee went to the trouble of preparing a report, but failed to submit it. On the contrary, the evidence supports the Committee's position that it submitted this report in the same fashion that it submitted all the others. It also bears mention that October 30, 1994 -- the day on which the report most likely was filed -- was a Saturday, which increases the likelihood that a properly filed report was misplaced. As such, the General Counsel's insistence that the Committee submit a fax cover sheet is excessively rigid.

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fails to mention that the Committee sent follow-up letters to all contributors who did not provide occupation or employer information and reported that information in subsequent reports. Thus, it is unfair to assert that the absence of this information reflects a failing on the Committee's part. Moreover, even if the General Counsel could attribute some failing to the Committee -- which it cannot -- the brief is silent why it would matter whether the Committee provided occupation and employer information on the 48 hour reports "it did file." This MUR concerns reports that the Committee allegedly failed to file. As such, the General Counsel's argument clearly represents a makeweight without persuasive value.

**B. The Commission Should Take No Further Action in This Matter**

1. The Committee Made Every Reasonable Effort to Comply with the FECA and the Commission's Regulations

Although Mr. Schiliro's campaign began just one month before election day, the Committee made every reasonable effort to comply with the reporting requirements of the FECA and the regulations. As noted previously, Mr. Schiliro attached sufficient importance to compliance that he raised the subject during the employment interview for his campaign manager and on additional occasions thereafter. In fact, Mr. Abar described compliance as "a priority for the campaign at the specific request" of Mr. Schiliro. (Abar Affidavit, Exhibit 1).

Due to the "priority" Mr. Schiliro attached to compliance and reporting, the Committee devoted considerable attention to the development of an accounting system. For example, the Committee obtained specialized software to assist in compliance. In addition, Mr. Abar personally supervised the compliance process.

There is no doubt that the Committee's accounting and compliance system worked properly with respect to the vast majority of contributions. Although the Committee raised more

than \$500,000 in just one month, the only reporting error alleged by the Commission involved eighteen contributions totaling \$34,500 received on October 28 and 29, 1994. As discussed previously, the evidence shows that the Committee filed 48 hour reports for sixteen of the contributions in issue. At most, therefore, the Committee filed proper 48 hour reports for all but 2 contributions totaling \$6,000 (out of 120 contributions totaling \$195,500 that were subject to 48 hour reporting requirements).

Ironically, this MUR provides the best evidence of the efficacy of the Committee's accounting and reporting system. The General Counsel's brief acknowledges that this MUR arose only because the 18 contributions in question appeared on the Committee's 30 Day Post General Election Report. In other words, this MUR arose solely because the Committee properly reported the contributions in issue.

2. There Is No Remedial Reason to Take Further Action in This Matter

Even if the Committee violated the 48 hour reporting requirement -- which has not been established -- no remedial purpose would be served by pursuing this matter further. Therefore, the Commission should take no further action in this matter.

First, as discussed above, any violations that occurred were unintentional. Although Mr. Schiliro faced enormous obstacles in organizing a competitive campaign in just one month, he made compliance with the Act and regulations an important priority for the Committee. Mr. Abar, the Campaign Manager, has stated under oath that Mr. Schiliro instructed him to comply carefully with the Act and regulations, and that he implemented a computer-based system to do so. Although Mr. Abar's system apparently permitted a single 48 hour report concerning 2

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contributions to slip through the cracks, this kind of de minimis oversight hardly necessitates further enforcement efforts by the Commission.<sup>3</sup>

Second, Mr. Schiliro is not a candidate for federal office and does not intend to seek federal office in the future. Consequently, there is no need to deter Mr. Schiliro from future violations.

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### III. Conclusion

For the foregoing reasons, the Commission should decline to find probable cause to believe that the Phil Schiliro for Congress Committee violated 2 U.S.C. §434(a)(6)(A). Even if the Commission finds probable cause, however, there is no remedial purpose in pursuing this

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<sup>3</sup> In fact, it is highly unlikely that the Commission would have initiated this MUR if the only violation involved failure to report two 48 hour contributions out of 120. This is particularly true in light of the fact that the Committee fully reported those contributions on its 30 day post-election report.



matter further. Mr. Schiliro made substantial efforts to comply with the Act and regulations.

Any failure to do so was inadvertent and relatively minor. Moreover, Mr. Schiliro has no intention of seeking office in the future. Consequently, the Commission should take no further action in this matter and direct its scarce enforcement resources elsewhere.

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Wednesday, July 10, 1996

Outlined below is a summary of the Schiliro campaign's system for filing of 48-hour reports with the Federal Elections Commission (FEC). The campaign was to elect Phil Schiliro to the US House of Representatives from New York's 4th Congressional District in 1994.

I served as campaign manager for the Schiliro campaign.

The Schiliro campaign created and maintained a comprehensive system to comply with all FEC reporting rules, including the filing of 48-hour reports. This was a priority for the campaign at the specific request of Phil Schiliro. I can recall two occasions that Schiliro stated he felt it was important the campaign comply with all FEC reporting rules. First, when I interviewed for the job of campaign manager Schiliro stated it was important to him the campaign comply with all FEC reporting rules and the campaign create an accounting system to ensure it did so. Second, after the accounting system was put in place, Schiliro again stated he felt it was important the campaign comply with all FEC reporting rules.

The campaign's accounting system included special procedures for 48 hour reports. From approximately October 20, 1994 through November 5, 1994 the campaign was required to file 48-hour reports. During this time, contributions were delivered to campaign headquarters by regular mail, private delivery (e.g. FedEx, UPS), staff and supporters. Once at the headquarters they were delivered to me or a second individual and we stored them in a secure place. At the end of the day, the contributions, which, to my memory, were all checks, were photocopied, recorded and prepared for deposit. The campaign collected information about each contribution from the checks and accompanying correspondence and entered it into a database computer program.

Accompanying correspondence included letters, completed reply cards and so forth. This information, when available and required, included name, address, city, state, zip code, date, employer, occupation and contribution amount. The contributions were reviewed and batches or lists of all contributions that met the criteria to be filed on a 48-hour reports were created. The necessary information for these contributions was then hand-copied to a 48-hour report. The campaign made a final review of the 48-hour report and contributions for additions or edits, made any corrections and faxed them to the FEC. The person operating the fax was directed to watch the fax carefully and to be as certain as possible it was transmitted completely. This process was undertaken daily with 48-hour reports being filed as required.

Affirmed:

*George A. Abar*

George Abar  
1939 17th Street, NW #3  
Washington, DC 20009

Subscribed to and sworn before me this 10<sup>th</sup> day of July, 1996.

*Doris J. Klam*  
Notary Public

My Commission expires: 3/14/99

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**BEFORE THE FEDERAL ELECTION COMMISSION**

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FEDERAL ELECTION  
COMMISSION  
SECRETARIAT

Oct 23 4 55 PM '96

In the Matter of )  
 ) MUR 4366  
Phil Schiliro for Congress Committee and )  
Joseph M. Schiliro, as treasurer )

**SENSITIVE**

**GENERAL COUNSEL'S REPORT**

**I. BACKGROUND**

The Phil Schiliro for Congress Committee and Joseph M. Schiliro, as treasurer, ("the Committee") failed to file eighteen (18) 48 Hour Notices for contributions totaling \$34,500 received before the 1994 general election. On May 17, 1996, the Commission found reason to believe that the Committee violated 2 U.S.C. § 434(a)(6)(A) and entered into pre-probable cause conciliation. The candidate, Philip Schiliro, responded to the Commission's notification by providing copies of sixteen (16) 48 Hour Notices allegedly filed by facsimile and an affidavit from the Committee's campaign manager describing their 48 Hour Notice filing procedures. On July 11 and July 24, 1996, Mr. Schiliro requested that the Commission take no further action in this matter. On August 15, 1996, the Commission rejected this request, and on August 30, 1996, this Office sent a probable cause brief to the Committee.

Mr. Schiliro responded to the brief on October 7, 1996. Attachment A. This Office now recommends that the Commission find probable cause to believe that the Phil Schiliro for Congress Committee and Joseph M. Schiliro, as treasurer, violated 2 U.S.C. § 434(a)(6)(A).

**II. ANALYSIS**

The reply brief generally repeats arguments that the Commission considered when it rejected the Committee's request to take no further action. Mr. Schiliro bases a related objection on his assertion that this Office failed to weigh information in the Committee's

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submissions. The reply brief claims that the General Counsel's probable cause to believe recommendation "ignores evidence the Committee submitted during pre-probable cause conciliation -- at the General Counsel's request -- that the Committee filed the requisite reports for at least 16 of the 18 contributions in issue." Reply Brief at 3.

As noted in the General Counsel's Report dated August 8, 1996, during conciliation negotiations this Office offered the Committee the opportunity to provide evidence of the facsimile transmission of the missing 48 Hour Notices. In response, the Committee failed to provide such evidence, conceded that it failed to file two notices, and proffered an affidavit from the campaign manager generally describing the campaign's procedures for processing 48 Hour notifications. In the absence of confirmation of the facsimile transmissions, the General Counsel's Brief addressed the Committee's adherence to the procedures described in the campaign manager's affidavit,<sup>1</sup> stating that reports on the public record contradict the Committee's contention that it strictly followed the procedures described in the affidavit. As noted in the General Counsel's Brief, occupation and employer information of individual contributors required by 2 U.S.C. § 431(13)(A) was disclosed on only three of the fifty-two 48 Hour Notices filed by the Committee. This statistic was not cited to fault the Committee for

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<sup>1</sup> The reply brief contends that this Office insisted that the Committee submit a fax cover sheet as proof of its filing and that this insistence is "excessively rigid." Reply Brief at n.2. Commission regulations, however, provide that "necessary information and data from which . . . reports may be verified" are required to be preserved for not less than three years after filing. 11 C.F.R. § 104.14(b)(1) and (3). In addition to a fax cover sheet, this may include a Committee phone bill itemizing the presumably long distance call of the transmission(s) at issue or a fax confirmation sheet printed by the fax machine showing the transmission date and time. The Committee did not provide any of these items in support of its claim that it filed 48 Hour Notices for sixteen of the eighteen contributions at issue.

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an additional violation and does not defeat the Committee's commitment to compliance.

Rather, the omissions were cited to contradict the Committee's claim that the affidavit proves that the 48 Hour Notices at issue in this matter were filed.

In addition, the reply brief repeats several assertions made during pre-probable cause conciliation and in the Committee's request to take no further action. The Committee contends that substantial efforts were made to comply with the Act and Commission regulations and that any violations of the Act were unintentional. In addition, Mr. Schiliro states that he is not a candidate and does not intend to seek office in the future.

The Commission previously rejected these circumstances as a basis for taking no further action.

Therefore,

this Office recommends that the Commission find probable cause to believe that the Phil Schiliro for Congress Committee and Joseph M. Schiliro, as treasurer, violated 2 U.S.C. § 434(a)(6)(A).

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<sup>2</sup> As of the 1996 Mid-Year Report, the Committee has \$0 cash on hand and \$0 in debts.

<sup>3</sup> Mr. Schiliro is employed as Rep. Henry A. Waxman's Administrative Assistant and Press Assistant. 1996 Congressional Staff Directory/Fall at 713 (47th ed. 1996). His yearly salary is approximately \$108,000. Report of the Clerk of the House, H.R. Rep. 104-139 at 1590 (1995).

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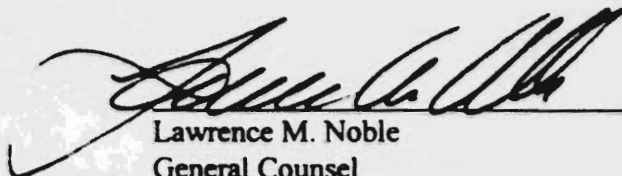
**III. DISCUSSION OF CONCILIATION AND CIVIL PENALTY**

This Office recommends that the Commission approve the attached conciliation agreement.

**IV. RECOMMENDATIONS**

1. Find probable cause to believe that the Phil Schiliro for Congress Committee and Joseph M. Schiliro, as treasurer, violated 2 U.S.C. § 434(a)(6)(A).
2. Approve the attached conciliation agreement and the appropriate letter.

10/23/96  
Date

  
Lawrence M. Noble  
General Counsel

**Attachments:**

- A. Reply Brief
- B. Conciliation Agreement

**Staff assigned:**

Mark Allen  
Eric Brown

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 )  
Phil Schiliro for Congress Committee ) MUR 4366  
and Joseph M. Schiliro, as treasurer. )

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on October 29, 1996, the Commission decided by a vote of 5-0 to take the following actions in MUR 4366:

1. Find probable cause to believe that the Phil Schiliro for Congress Committee and Joseph M. Schiliro, as treasurer, violated 2 U.S.C. § 434(a)(6)(A).
2. Approve the conciliation agreement and the appropriate letter, as recommended in the General Counsel's Report dated October 23, 1996.

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

Attest:

10-29-96  
Date

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

Received in the Secretariat: Wed., Oct. 23, 1996 4:55 p.m.  
Circulated to the Commission: Thurs., Oct. 24, 1996 11:00 a.m.  
Deadline for vote: Tues., Oct. 29, 1996 4:00 p.m.

bjr

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

October 30, 1996

Joseph M. Schiliro, Treasurer  
Phil Schiliro for Congress Committee  
1002 Wood Park Drive  
Baldwin, NY 11510

RE: MUR 4366  
Phil Schiliro for Congress Committee and  
Joseph M. Schiliro, as treasurer

Dear Mr. Schiliro:

On October 29, 1996, the Federal Election Commission found that there is probable cause to believe the Phil Schiliro for Congress Committee and you, as treasurer, ("the Committee") violated 2 U.S.C. § 434(a)(6)(A), a provision of the Federal Election Campaign Act of 1971, as amended, in connection with the Committee's failure to file eighteen 48 Hour Notices for contributions totaling \$34,500 before the 1994 general election.

The Commission has a duty to attempt to correct such violations for a period of 30 to 90 days by informal methods of conference, conciliation, and persuasion, and by entering into a conciliation agreement with a respondent. If we are unable to reach an agreement during that period, the Commission may institute a civil suit in United States District Court and seek payment of a civil penalty.

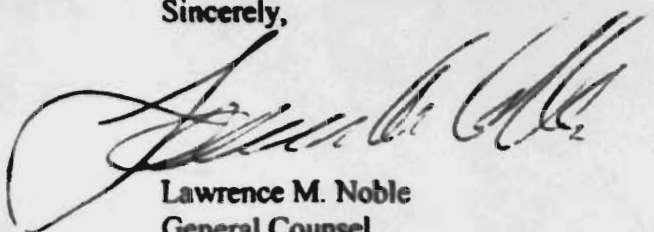
Enclosed is a conciliation agreement that the Commission has approved in settlement of this matter. If you agree with the provisions of the enclosed agreement, please sign and return it, along with the civil penalty, to the Commission within ten days. I will then recommend that the Commission accept the agreement. Please make the check for the civil penalty payable to the Federal Election Commission.

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If you have any questions or suggestions for changes in the enclosed conciliation agreement, or if you wish to arrange a meeting in connection with a mutually satisfactory conciliation agreement, please contact Eric Brown, the staff member assigned to this matter, at (202) 219-3400.

Sincerely,



Lawrence M. Noble  
General Counsel

Enclosure  
Conciliation Agreement

cc: Philip M. Schiliro

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Swan Street Building, Core 1  
6 Empire State Plaza, Suite 201  
Albany, New York 12223-1650

Phone (518) 474-8200

Fax: (518) 486-6627

*MUR 4366*

Nov 21 1 08 PM '96

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
OFFICE OF GENERAL  
COUNSEL

**FAX TRANSMITTAL**

DATE: \_\_\_\_\_  
ATTENTION: ERIC BROWER  
FROM: C. MONTANINO  
TO FAX NO.: 202-219 3223  
TOTAL NUMBER OF PAGES: 5  
(including this cover sheet)

IF YOU HAVE ANY PROBLEM WITH OUR FAX MATERIAL PLEASE CONTACT US

AT: \_\_\_\_\_

FOR YOUR INFORMATION

AS YOU REQUESTED

MESSAGE:

*your fax should request review  
for an official investigation*

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RECEIVED  
OCT 29 1994

978-486-6627  
205-7787

State Board of Elections

### 48 HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED

(See Reverse Side for Instructions)

RECEIVED  
OCT 29 1994  
State Board of Elections

To be used in report of contributions (showing source) of \$1000 or more, received within 48 days of the election

1. NAME OF COMMITTEE OR POL

**Phil Schilito for Congress Committee**

ADDRESS (number and street)

**1007 Wood Park Drive**

CITY, STATE AND ZIP CODE

**Baldwin, NY 11510**

2. NAME OF CANDIDATE

**Phil Schilito**

3. OFFICIAL PARTY

**NY-4th REP**

Any information copied from your F2000B and Blue copies may not be used by any person for the purpose of soliciting contributions or for commercial purposes other than using the name and address of any political campaign to solicit contributions from both candidates.

4. FEC IDENTIFICATION NUMBER  
**C002712700**

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
<b>Motion Picture Association of America 1600 Eye Street NW Washington, DC 20006</b>		<b>10/29/94</b>	<b>\$1000.00</b>
<b>United Mine Workers PAC 900 15th Street NW Washington, DC 20005</b>		<b>10/28/94</b>	<b>\$4000.00</b>
<b>Handgun Control Inc. Voter Education Fund 1225 Eye Street SE 1100 Washington, DC 20005</b>		<b>10/29/94</b>	<b>\$1000.00</b>
<b>Mr. Cleveland Christophe 22 General Waterbury Lane Stamford, CT 06902</b>		<b>10/28/94</b>	<b>\$1000.00</b>
<b>Rural Letter Carriers Assoc. 1630 Duke Street 4th Floor Alexandria, VA 22314</b>		<b>10/28/94</b>	<b>\$1500.00</b>

SIGNATURE (optional)

**10/29/94**

For further information contact  
Federal Election Commission  
999 E Street, NW, Washington, DC 20460  
Toll Free 800-426-6840, Local 202-418-6400

FEC FORM  
(11)

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# 48 HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED

(See Reverse Side for Instructions)

# RECEIVED

## OCT 28 1994

State Board of Elections

To be used to report all contributions (including loans) of \$1000 or more, received within 20 days of the election.

NAME OF COMMITTEE IN FULL  
**Phil Schiliro for Congress Committee**

ADDRESS (number and street)  
**1002 Wood Park Drive**

CITY, STATE, and ZIP CODE  
**Baldwin, NY 11510**

NAME OF CANDIDATE  
**Phil Schiliro**

OFFICE Sought  
**NY-4th REP**

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

FEC IDENTIFICATION NUMBER  
**002712700**

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
<b>Nonprescription Drug Manufacturers 1150 Connecticut Ave. NW Washington, DC 20036</b>		<b>10/28/94</b>	<b>\$1000.00</b>
<b>AIDS PAC 1836 Vernon Street NW Washington, DC 20009</b>		<b>10/28/94</b>	<b>\$1500.00</b>
<b>M.R. George Konheim 9100 Wilshire Blvd Ste. 404 Beverly Hills, CA 90212</b>		<b>10/28/94</b>	<b>\$1000.00</b>
<b>Manor Healthcare PAC 10750 Columbia Pike Silver Spring, MD 20901</b>		<b>10/28/94</b>	<b>\$3000.00</b>
<b>Cataract &amp; Refractive Surgery 4000 Legato Road Ste 850 Fairfax, VA 22033</b>		<b>10/28/94</b>	<b>\$3500.00</b>

Donations (optional)

DATE  
**10/29/94**

For further information contact:  
Federal Election Commission  
950 E Street, NW, Washington, DC 20543  
Toll Free 800-426-6632, Local 202-419-3420

### FEC FORM

97043174463

# 48 HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED

(See Reverse Side for Instructions)

# RECEIVED

OCT 29 1994

State Board of Elections

To be used to report all contributions (including loans) of \$1000 or more, received within 48 days of the election.

1. Name of Committee or Ballot Issue <b>Phil Schilito for Congress Committee</b>	
Address (Street and Street No.) <b>1007 Wood Park Drive</b>	
City, State, and ZIP Code <b>Baldwin, NY 11510</b>	
2. Name of Candidate <b>Phil Schilito</b>	3. Office Sought <b>NY-4th REP</b>

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

4. FEC IDENTIFICATION NUMBER  
**0002712700**

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
<b>AFSCME 1625 L Street NW Washington, DC 20036</b>		<b>10/28/94</b>	<b>\$5000.-</b>
<b>Mr. Edward Meyer 777 Third Avenue New York, NY 10017</b>		<b>10/29/94</b>	<b>\$1008.-</b>
<b>Ms. Thea Adelson c/o Nigro Kamin &amp; Segal 10100 Santa Monica # 1300 Los Angeles, CA 90067</b>		<b>10/29/94</b>	<b>\$1000.-</b>
<b>Rena Dranick 365 North Saltair Los Angeles, CA 90049</b>		<b>10/24/94</b>	<b>\$1000.-</b>
<b>Local 138 Political Fund Box 206 Farmingdale, NY 11735</b>		<b>10/26/94</b>	<b>\$1000.-</b>

SIGNATURE (printed)	DATE	For further information contact: Federal Election Commission 600 E Street, NW, Washington, DC 20543 Toll Free 1-800-4-FECS, Local 202-453-3400
	<b>10/26/94</b>	

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97043774464

# 48 HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED

(See Reverse Side for Instructions)

# RECEIVED

OCT 29 1994

State Board of Elections

To be used to report all contributions (including loans) of \$1000 or more, received within 20 days of the election.

1. Name of Committee or PAC

Phil Schilito for Congress Committee

Address (number and street)

1002 Wood Park Drive

City, State, and ZIP Code

Baldwin, NY 11510

Name of Candidate

Phil Schilito

Party Affiliation

NY-4th REP

Any information learned from such filings and statements may not be used or disseminated for the purpose of soliciting contributions or for behavioral purposes other than using the name and address of any person committed to either candidate from such committee.

2. P.E.C. IDENTIFICATION NUMBER

0002712700

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
Werner Lunken PAC 1167 K Street NW, Ste D70 Washington, DC 20006		10/24/94	\$1000.00
B. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
	Occupation		
C. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
	Occupation		
D. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
	Occupation		
E. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount
	Occupation		
Other (Form 1042) (optional)	DATE	For further information contact Federal Election Commission 950 E Street, NW, Washington, DC 20542 Tel: Free 800-426-6888, Local 202-576-3428	
	10/25/94		

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### FEC FORM

(1)

97043774465

**BEFORE THE FEDERAL ELECTION COMMISSION**

In the Matter of )  
 ) MUR 4366  
Phil Schiliro for Congress Committee and )  
Joseph M. Schiliro, as treasurer )

**GENERAL COUNSEL'S REPORT**

**SENSITIVE**

**I. Background**

The Phil Schiliro for Congress Committee and Joseph M. Schiliro, as treasurer, ("the Committee") failed to file eighteen (18) 48 Hour Notices for contributions totaling \$34,500 received before the 1994 general election. On October 29, 1996, the Commission voted to find probable cause to believe that the Phil Schiliro for Congress Committee and Joseph M. Schiliro, as treasurer, violated 2 U.S.C. § 434(a)(6)(A) and approved a conciliation agreement

Attached for the Commission's approval is a conciliation agreement signed by Phil Schiliro This Office recommends that the Commission approve this agreement and close the file in this matter.

**II. Analysis**

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this Office recommends that the Commission accept the agreement,

and close the file in this matter.

**III. Recommendations**

1. Accept the conciliation agreement of the Phil Schiliro for Congress Committee and Joseph M. Schiliro, as treasurer.
2. Close the file.
3. Approve the appropriate letter.

Lawrence M. Noble  
General Counsel

1/13/97  
Date

*Lois G. Kerner*  
BY: Lois G. Kerner  
Associate General Counsel

**Attachments**

1. Conciliation Agreement
2. Copy of Check

**Staff assigned:**

Eric Brown  
Mark Allen

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 )  
Phil Schiliro for Congress Committee ) MUR 4366  
and Joseph M. Schiliro, as treasurer. )

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on January 17, 1997, the Commission decided by a vote of 5-0 to take the following actions in MUR 4366:

1. Accept the conciliation agreement of the Phil Schiliro for Congress Committee and Joseph M. Schiliro, as treasurer, as recommended in the General Counsel's Report dated January 13, 1997.
2. Close the file.
3. Approve the appropriate letter, as recommended in the General Counsel's Report dated January 13, 1997.

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

Attest:

1-17-97  
Date

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

Received in the Secretariat: Tues., Jan. 14, 1997 11:19 a.m.  
Circulated to the Commission: Tues., Jan. 14, 1997 4:00 p.m.  
Deadline for vote: Fri., Jan. 17, 1997 4:00 p.m.

bjr

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

January 22, 1997

Philip M. Schiliro  
1954 Valley Wood Road  
McLean, VA 22101

RE: MUR 4366  
Phil Schiliro for Congress Committee and  
Joseph Schiliro, as treasurer

Dear Mr. Schiliro:

On January 17, 1997, the Federal Election Commission accepted the signed conciliation agreement and civil penalty submitted in settlement of a violation of 2 U.S.C. § 434(a)(6)(A), a provision of the Federal Election Campaign Act of 1971, as amended. 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.

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 agreement, however, will become a part of the public record.

Enclosed you will find a copy of the fully executed conciliation agreement for your files. If you have any questions, please contact me at (202) 219-3400.

Sincerely,

Eric S. Brown  
Paralegal Specialist

Enclosure  
Conciliation Agreement

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**BEFORE THE FEDERAL ELECTION COMMISSION**

In the Matter of )  
 )  
Phil Schiliro for Congress Committee ) MUR 4366  
and Joseph M. Schiliro, as treasurer )

**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 probable cause to believe that the Phil Schiliro for Congress Committee and Joseph M. Schiliro, as treasurer, ("Respondents") violated 2 U.S.C. § 434(a)(6)(A).

NOW, THEREFORE, the Commission and the Respondents, having duly entered into conciliation pursuant to 2 U.S.C. § 437g(a)(4)(A)(i), do hereby agree as follows:

- I. The Commission has jurisdiction over the Respondents and the subject matter of this proceeding.
- II. Respondents have had a reasonable opportunity to demonstrate that no action should be taken in this matter.
- III. Respondents enter voluntarily into this agreement with the Commission.
- IV. The pertinent facts in this matter are as follows:
  1. Phil Schiliro for Congress Committee is a political committee within the meaning of 2 U.S.C. § 431(4), and is the authorized principal campaign committee for Philip Schiliro's 1994 congressional campaign.
  2. Joseph Schiliro is the treasurer of the Phil Schiliro for Congress Committee.

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3. **The Federal Election Campaign Act of 1971, as amended, ("the Act")** requires principal campaign committees of candidates for federal office to notify in writing either the Secretary of the Senate, the Clerk of the U.S. House of Representatives or the Commission, as appropriate, and the Secretary of State, of each contribution totaling \$1,000 or more, received by any authorized committee of the candidate after the 20th day but more than 48 hours before any election. 2 U.S.C. § 434(a)(6)(A). The Act further requires notification to be made within 48 hours after the receipt of the contribution and to include the name of the candidate and office sought, the date of receipt, the amount of the contribution, and the identification of the contributor. *Id.* The notification of these contributions shall be in addition to all other reporting requirements. 2 U.S.C. § 434(a)(6)(B).
4. Among the contributions that the Respondents received between October 20, 1994 and November 5, 1994, there were eighteen (18) contributions of \$1,000 or more totaling \$34,500 for which the Respondents did not submit 48 Hour Notices.
5. Philip M. Schiliro filed his Statement of Candidacy on October 7, 1994, for the General Election held November 8, 1994. Respondents contend that the candidate's unexpected and late entry into the race created a disproportionate number of contributions being received during the 48 Hour Notice reporting period.

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6. Respondents contend that the facsimile telephone numbers for both the New York State Board of Elections and the Clerk of the House were programmed into the campaign's facsimile machine as one transmission operation. Respondents have produced phone records confirming a pattern of transmission to the New York State Board of Elections immediately followed by a transmission to the Clerk of the House.
7. Respondents contend that sixteen (16) of the unreported 48 Hour Notices totaling \$28,500 were transmitted by facsimile to the Clerk of the House and the New York State Board of Elections in accordance with Respondents' general procedures in handling such contributions. Respondents' phone records indicate that these sixteen 48 Hour Notices were transmitted to the New York State Board of Elections on Saturday, October 29, 1994 at 9:15 p.m. in accordance with 2 U.S.C. § 434(a)(6)(A). The phone records do not show, however, that the Notices were transmitted to the Clerk of the House.
8. Respondents contend that the violation regarding the sixteen (16) 48 Hour Notices on October 29, 1994 was the result of an error in technological transmission and not knowing and willful.

V. The Respondents failed to report campaign contributions of \$1,000 or more received after the 20th day, but more than 48 hours before the general election, within 48 hours of receipt of the contributions, in violation of 2 U.S.C. § 434(a)(6)(A).

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

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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.

IX. Respondents shall have no more than thirty (30) days from the date this agreement becomes effective to comply with and implement the requirements 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

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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: *L. G. Lerner*  
Lois G. Lerner  
Associate General Counsel

1-22-97  
Date

FOR THE RESPONDENTS:

*Philip M. Schuler*  
(Name)  
(Position)

DECEMBER 19, 1996  
Date

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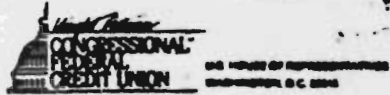
PHILIP M. SCHILIRO  
JOEY SCHILIRO

4230

December 16, 96

PAY TO THE ORDER OF FEDERAL ELECTION COMMISSION \$ 2000.00

TWO THOUSAND ~~HUNDRED~~ / 100 DOLLARS



FOR \_\_\_\_\_

Philip M. Schiliro

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 4366

DATE FILMED 2-24-57 CAMERA NO. 4

CAMERA MAN JMK

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