



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE BEGINNING OF MUR # 4422

DATE FILMED 9-23-97 CAMERA NO. 4

CAMERAMAN JMN

9704333829



Michigan Democratic Party

MICHIGAN DEMOCRATIC STATE CENTRAL COMMITTEE • 606 TOWNSEND LANSING, MI 48933
517/371-5410 • FAX 517/371-2056

For an update on Party activities, call 1-800-DEMSFYI

Chair
Mark Brewer

Vice Chairs
Flo Walker
Hubert Holley

Recording Secretary
Mary Bethany

Corresponding
Secretary
Nancy White

Treasurer
Barbara Rom

DNC
Committeemembers

Mary Bethany
Bill Casstevens
Debbie Dingell
Jon Dropiewski
Joel Ferguson
Frank Garrison
Vicki Goldbaum
Ernie Lofton
Kim Moran
Hubert Price
Virgie Rollins
Mildred Stallings
Rick Wiener
Beverly Wolkow
Stephen Yokich
Coleman Young

Officers-At-Large
Ismael Ahmed
Dan Bennett
Maxine Berman
Sharon Bommarito
Velma Bouchard
Sue Garini
John Cherry
Gloria Cobbin
Mike Duggan
Robert Ficano
Dorothy Gonzales
Freman Hendrix
Hugh Jarvis
Kathleen Johnston-Galati
John Knappman
Margaret Lochmann
Patrick McCarty
Eddie McDonald, Jr.
Tim Nichols
Gail Nolin
William Polakowski
Paul Selgenright
James Shimoura
Beverly Wolkow
Rosemary Wolock

July 29, 1996

VIA OVERNIGHT MAIL

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

Re: Complaint against James DeDana and DeSana for
Congress Committee

Dear Sir/Madam:

Enclosed please find the original and two (2) copies
of the above complaint.

Sincerely

Mark Brewer

Mark Brewer

MB/mj
opeiu42afl-cio
Enclosures

JUL 30 2 33 PM '96

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL

MUR 4422

**COMPLAINT AGAINST JAMES DeSANA AND
DeSANA FOR CONGRESS COMMITTEE FOR
VIOLATIONS OF FEDERAL ELECTION CAMPAIGN ACT**

Jul 30 2 33 PM '96

This complaint alleges violations of the Federal Election Campaign Act (FECA), by James DeSana, candidate for Congress in the 16th District of Michigan, and the DeSana for Congress Committee, 3359 3d Street, Wyandotte, Michigan 48192, FEC ID No. C00311050.

Based on a review of the pre-primary report filed by DeSana and his Committee, a copy of which is on file with the Commission, the following violations of the FECA are alleged.

I. RECEIPT OF ILLEGAL CONTRIBUTION

Under the FECA, individual contributions to congressional candidates are limited to \$1,000 per election, 2 U.S.C. §441a(1)(A), and it is illegal for a candidate to accept a contribution in violation of that limit, 2 U.S.C. §441a(f).

As reported in his pre-primary report at page 6, DeSana has illegally accepted contributions totalling \$1,200 for the August 6, 1996 primary election from Robert Jankowski.

II. FAILURE TO DISCLOSE ADDRESS, OCCUPATION AND EMPLOYER OF CONTRIBUTORS.

Under the FECA, the name, address, occupation and employer of all individual contributors of more than \$200 per calendar year must be disclosed. 2 U.S.C. §434(h)(3)(A).

As demonstrated by his pre-primary report, DeSana has violated these requirements as to the following 77 contributors:

Robert Arndt	Joseph and Sharon Brannon
William Aycok	Dale Brennan
Joseph Bars	Charles Bristol
Gregory and Celeste Bird	Thomas Budisak
Eric Boddy	Robert Buhl

9 / 0 4 3 3 3 8 5 2

Russell Chambers
Thomas and Pamela
Constantino
Cynthia Cousineau
Douglas Cryderman
Nino Cutraro
Jim Danz
Michael Enright
William Foley
H. William Freeman
Peter Glaab
Gary Granader
Terence Hamilton
Ms. Hansen
E. W. Hedke
Charles Howey, Jr.
Robert Jankowski
Robert Johnston
Doug Jones
Fred Karn
Nancy Keith
Johnny Kolakowski
Raymond T. Kurtzsch
Linda LeFevre
Robert Long
Mr. and Mrs. MacNee
Nicholas Mans
Richard and Tamara Mans
Fred and Barbara Manuel

Bernard McGrane
Kenneth McLaughlin
Michael and Carol Mroue
Walt Marzin
C.W. O'Dell
Terrence O'Rourke
James Opie
Wes Paisley
Leonard Pickering
Andrea Piunti
Filippo Pizzo
Joseph Plaza
Rosemary Przybylski
Ann Redfield
Thomas Ricketts
Steve Riga
Leslie Rose
Theodore and Patricia
Ryznar
Peter Sheilds
Gary and Sheri Soloway
Chester Taurence
Zachery Taylor
Dennis Terech
David Treadwell
Douglas Treadwell
Gaspere Vitale
Steven Weisberg
Howard Weyers

Michael Yancheck

Robert Zebber

III. FAILURE TO DISCLOSE PURPOSES OF EXPENDITURES

Under the FECA, the purpose of any expenditure of more than \$200 in a calendar year must be disclosed. 2 U.S.C. §434(5)(A), (6)(A).

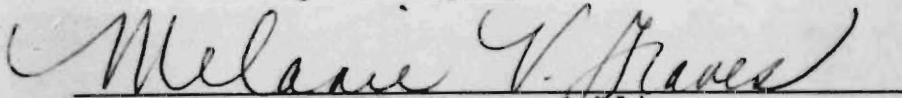
As demonstrated by his pre-primary report, DeSana has violated this requirement for the following expenditures:

Charter National Bank	4/17, 6/14
Forrest Comm.	4/15, 5/13
Mary Jarosz	4/22
Kola's Food Factory	5/14
Sawicki & Son	6/12, 6/28
SCP Enterprises	4/4
Trim Assoc.	4/24
TRM Assoc.	4/8, 6/4



MARK BREWER
606 Townsend
Lansing, MI 48933
(517) 371-5410

Subscribed and sworn to before me
this 29th day of July, 1996.



MELANIE V. GRAVES, Notary Public
County of Wayne, Michigan
My Commission Expires: 2/12/97

MELANIE V. GRAVES
Notary Public, Wayne County, MI
My Commission Expires Feb. 12, 1997



FEDERAL ELECTION COMMISSION

Washington, DC 20463

August 2, 1996

Mark Brewer, Chair
Michigan Democratic State Central Committee
606 Townsend
Lansing, MI 48933

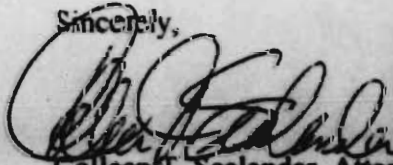
RE: MUR 4422

Dear Mr. Brewer:

This letter acknowledges receipt on July 30, 1996, of the complaint filed by your client, James Short, alleging possible violations of the Federal Election Campaign Act of 1971, as amended ("the Act"). The respondent(s) will be notified of this complaint within five days.

The respondents will be notified as soon as the Federal Election Commission takes final action on your complaint. Should you receive any additional information in this matter, please forward it to the Office of the General Counsel. Such information must be sworn to in the same manner as the original complaint. We have numbered this matter MUR 4422. Please refer to this number in all future communications. For your information, we have attached a brief description of the Commission's procedures for handling complaints.

Sincerely,


Colleen T. Sealander, Attorney
Central Enforcement Docket

Enclosure
Procedures

9 / 0 4 3 3 8 3 4



FEDERAL ELECTION COMMISSION
Washington, DC 20463

August 2, 1996

James R. DeSana, Jr., Treasurer
DeSana for Congress Committee
3359 3rd Street
Wayandotte, MI 48192

RE: MUR 4422

Dear Mr. DeSana:

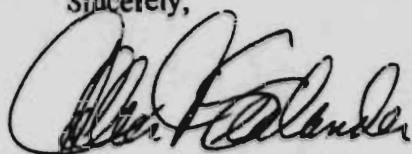
The Federal Election Commission received a complaint which indicates that the DeSana for Congress Committee ("Committee") and you, as treasurer, may have violated the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 4422. Please refer to this number in all future correspondence.

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

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

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

Sincerely,



Colleen T. Scalander, Attorney
Central Enforcement Docket

Enclosures

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

9 / 0 4 3 3 3 3 8 3 6



FEDERAL ELECTION COMMISSION

Washington, DC 20463

August 2, 1996

James R. DeSana
3301 Biddle Avenue
Wayandotte, MI 48192

RE: MUR 4422

Dear Mr. DeSana:

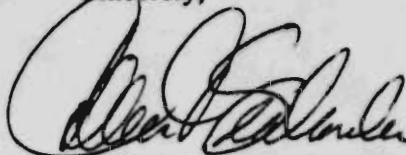
The Federal Election Commission received a complaint which indicates that you may have violated the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 4422. Please refer to this number in all future correspondence.

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

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

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

Sincerely,



Colleen T. Sealander, Attorney
Central Enforcement Docket

Enclosures

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

97043833833



FEDERAL ELECTION COMMISSION

Washington, DC 20463

August 2, 1996

Robert Jankowski
960 Biddle Avenue
Wayandotte, MI 48192

RE: MUR 4422

Dear Mr. Jankowski:

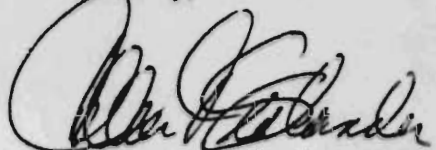
The Federal Election Commission received a complaint which indicates that you may have violated the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 4422. Please refer to this number in all future correspondence.

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

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

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

Sincerely,



Colleen T. Sealander, Attorney
Central Enforcement Docket

Enclosures

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

9704363840

DeSana for Congress



JUN 19 12 53 PM '96

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL

August 15, 1996

Federal Elections Commission
Attn: Colleen T. Sealander
999 E Street, NW
Washington, D.C. 20463

Dear Ms. Sealander:

This letter is in response to the complaint against the DeSana for Congress Committee (MUR 4422) made by the Michigan Democratic Party, Mark Brewer, filed July 30, 1996.

After reviewing the complaint, the committee believes that there is no cause for action on the part of the FEC in response to the complaint. We have taken this position for the following reasons:

- The Democratic Party filed a formal complaint against the DeSana for Congress Committee for the "pre-primary report" for the following allegations: I. Receipt of illegal contribution II. Failure to disclose address and occupation and employer III. Failure to disclose purposes of expenditures. Under these allegations, the specific and detailed items the Democratic Party cited did not correspond with the DeSana for Congress FEC "pre-primary report" as written in the filed complaint.

- Any information inaccurately reported on any of the last three DeSana for Congress filed reports has either been corrected or is in the process of correction. We have been in regular contact with the appropriate FEC personnel (Pat Sheppard) on such matters.

- The DeSana for Congress Committee has put forth its "best effort" in disclosing the appropriate information to the FEC as required by law. In addition to our initial "best effort", we have submitted amended reports in an attempt to make up for any oversight that may have occurred on the part of the committee.

For the above stated reasons, it is our hope that the FEC will dismiss the filed complaint by the Michigan Democratic Party. The DeSana for Congress Committee has in the past and will continue in the future to work diligently toward compliance of all FEC rules and regulations.

We appreciate your consideration and will be happy to provide any additional information you may need.

Sincerely,

James R. DeSana, Jr.
Treasurer
DeSana for Congress

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL

AUG 20 1 04 PM '96

August 16, 1996

Colleen T. Sealander, Esq.
Central Enforcement Docket
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463

Certified Mail
Return Receipt Requested

**Re: Federal Election Commission
Correspondence of August 2, 1996
(MUR 4422)**

Dear Ms. Sealander:

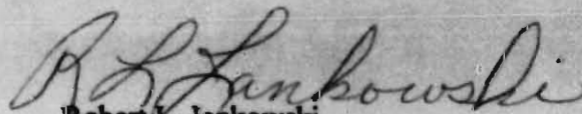
I am writing in response to the above referenced matter under review and enclose a copy of letter dated July 29, 1996.

At the time of the contributions, I was unaware of the federal law precluding campaign contributions in excess of a \$1,000.00 for any one campaign.

After receiving notice of this violation, I provided the DeSana for Congress Committee the attached letter authorizing the allocation of the excess allowable contribution of \$200.00 to the general election rather than the primary election as it was originally categorized.

Please contact me if you should have any further questions.

Very truly yours,


Robert L. Jankowski
960 Middle Avenue
Wyandotte, MI 48192

970433842

July 26, 1996

DeSana for Congress
3359 Third St.
Wyandotte, MI 48192

Dear Candidate DeSana:

As per our conversation regarding my over contribution of \$200 for your primary election campaign, I give you permission to redesignate that \$200 for your General Election campaign fund. Please do not let me down!

Sincerely,

R L Jankowski

Robert L. Jankowski

97043636843



FEDERAL ELECTION COMMISSION
Washington, DC 20463

August 26, 1996

Mr. Mark Brewer, Chair
Michigan Democratic State Central Committee
606 Townsend
Lansing, MI 48933

RE: MUR 4422

Dear Mr. Brewer:

This letter acknowledges receipt on July 30, 1996, of your complaint alleging possible violations of the Federal Election Campaign Act of 1971, as amended ("the Act"). The respondents will be notified of this complaint within five days.

You will be notified as soon as the Federal Election Commission takes final action on your complaint. Should you receive any additional information in this matter, please forward it to the Office of the General Counsel. Such information must be sworn to in the same manner as the original complaint. We have numbered this matter MUR 4422. Please refer to this number in all future communications. For your information, we have attached a brief description of the Commission's procedures for handling complaints.

Sincerely,

A handwritten signature in dark ink, appearing to read "Colleen T. Sealander", is written over the typed name.

Colleen T. Sealander, Attorney
Central Enforcement Docket

Enclosure
Procedures

9704363844



FEDERAL ELECTION COMMISSION
Washington, DC 20463

August 26, 1996

Mr. Mark Brewer, Chair
Michigan Democratic State Central Committee
606 Townsend
Lansing, MI 48933

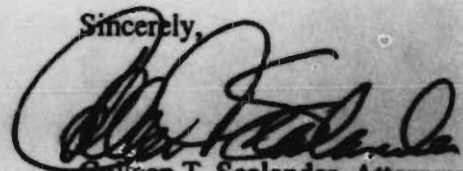
RE: MUR 4422

Dear Mr. Brewer:

Enclosed please find a corrected letter acknowledging receipt of your complaint. We have already received your returned original.

I appreciate your help in this matter. If I can be of assistance, please do not hesitate to call me at (202) 219-3690.

Sincerely,



Colleen T. Sealander, Attorney
Central Enforcement Docket

Enclosure

9704333845

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
)
)

ENFORCEMENT PRIORITY

SENSITIVE

AUG 19 1997

EXECUTIVE SESSION
SUBMITTED LATE

GENERAL COUNSEL'S REPORT

I. INTRODUCTION.

The cases listed below have been identified as either stale or of low priority based upon evaluation under the Enforcement Priority System (EPS). This report is submitted to recommend that the Commission no longer pursue these cases.

II. CASES RECOMMENDED FOR CLOSURE.

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

EPS was created to identify pending cases which, due to the length of their pendency in inactive status or the lower priority of the issues raised in the matters relative to others presently pending before the Commission, do not warrant further expenditure of resources. Central Enforcement Docket (CED) evaluates each incoming matter using Commission-approved criteria which results in a numerical rating of each case.

Closing such cases permits the Commission to focus its limited resources on more important cases presently pending before it. Based upon this review, we have identified 34 cases which do not warrant further action relative to other pending matters.¹

¹ These cases are: MUR 4470 (Ward for Congress); MUR 4478 (Citizens for Tom Reynolds); MUR 4492 (Friends of Ken Poston); MUR 4498 (Darryl Roberts for Congress); MUR 4506 (The Hon. Ted Little); MUR 4512 (Friends of Lane Evans); MUR 4517 (Unknown Respondent); MUR 4518 (Kansas for Robbins); MUR 4520 (Larry Evans).

970433846

Attachment 1 to this report contains summaries of each case, the EPS rating, and the factors leading to assignment of a low priority and recommendation not to further pursue the matter.

B. Stale Cases

Effective enforcement relies upon the timely pursuit of complaints and referrals to ensure compliance with the law. Investigations concerning activity more distant in time usually require a greater commitment of resources, primarily due to the fact that the evidence of such activity becomes more remote and consequently more difficult to develop. Focusing investigative efforts on more recent and more significant activity also has a more positive effect on the electoral process and the regulated community. In recognition of these facts, EPS also provides us with the means to identify those cases which, though earning a higher rating when received, remained unassigned due to a lack of resources for effective investigation. The utility of commencing an investigation declines as these cases age, until they reach a point when activation of a case would not be an efficient use of the Commission's resources.

Congress); MUR 4522 (*Republican Party of Bexar County*); MUR 4523 (*Cong. Andrea Seastrand*); MUR 4524 (*Danny Covington Campaign Fund Committee*); MUR 4526 (*Hoeffell for Congress*); MUR 4528 (*Pete King for Congress*); MUR 4529 (*Pete King for Congress*); MUR 4532 (*Citizen's Committee for Gilman for Congress*); MUR 4535 (*Visclosky for Congress*); MUR 4537 (*Di Nicola for Congress*); MUR 4541 (*Ross Pera*); MUR 4548 (*Blagojevich for Congress*); MUR 4550 (*Friends of Wamp for Congress*); MUR 4551 (*John N. Hostettler*); MUR 4557 (*De La Rosa for Congress*); MUR 4559 (*Bill Baker for Congress*); MUR 4560 (*George Stuart Jr. for Congress*); MUR 4562 (*Wayne E. Schile*); MUR 4566 (*Al Gore*); MUR 4574 (*Danny Covington Campaign Fund Committee*); MUR 4576 (*Volunteers for Shimkus*); MUR 4579 (*New Zion Baptist Church*); MUR 4580 (*Friends of Mike Forbes*); MUR 4584 (*Bill Baker for Congress*); MUR 4588 (*Navarro for Congress*); and MUR 4613 (*Gary Kelley for Congress*).

2

The U.S. District Court for the District of Columbia, however, held in *Democratic Senatorial Campaign Committee v. FEC*, Civil Action No. 95-0349 (D.D.C. April 17, 1996) that 24 months was too long a time in which to hold a case in an inactive status.

97043833847

Twenty one cases have remained on the Central Enforcement Docket for a sufficient period of time to render them stale, all of which are recommended for closure in this Report.⁴ This group includes four MURs that became stale several months ago, but were held pending criminal prosecution by the Department of Justice.⁵ DOJ obtained convictions in the two criminal cases related to these four MURs (*U.S. v. Jay Kim* and *U.S. v. Dynamic Energy Resources*) based upon guilty pleas by the key defendants, who are also the principal respondents in our pending matters. Pursuit of civil enforcement action in view of the satisfactory results obtained in the criminal cases would not be the most effective use of the Commission's scarce resources at this time.

We recommend that the Commission exercise its prosecutorial discretion and direct closure of the cases listed below, effective August 29, 1997. Closing these cases as

⁴ These cases are: MUR 4274 (GOPAC); MUR 4358 (Miller for Senate); MUR 4361 (ABC-TV); MUR 4368 (Citizens Business Bank); MUR 4380 (AFGE Local 2391 PAC); MUR 4385 (Dial for Congress); MUR 4386 (Zimmer for Senate); MUR 4396 (ABC); MUR 4404 (Friends of Steve Stockman); MUR 4410 (39th Legislative District); MUR 4417 (Our Choice II); MUR 4422 (Desana for Congress Committee); and Pre-MUR 336 (Park National Bank & Trust).

⁵ These cases are: MUR 3796 (Jay Kim for Congress); MUR 3798 (Jay Kim); MUR 4275 (Jay Kim); and MUR 4356 (Dynamic Energy Resources). In dismissing the Jay Kim cases, we also recommend closing Pre-MUR 352, which is the transmittal of the guilty plea agreement and related documentation in the criminal case against Congressman Kim forwarded by United States Attorney's office.

of this date will permit CED and the Legal Review Team the necessary time to prepare closing letters and case files for the public record.

III. RECOMMENDATIONS.

A. Decline to open a MUR, close the file effective August 29, 1997, and approve the appropriate letters in the following matters:

Pre-MUR 336

Pre-MUR 352

B. Take no action, close the file effective August 29, 1997, and approve the appropriate letters in the following matters:

MUR 3796	MUR 4396	MUR 4522	MUR 4559
MUR 3798	MUR 4404	MUR 4523	MUR 4560
MUR 4274	MUR 4410	MUR 4524	MUR 4562
MUR 4275	MUR 4417	MUR 4526	MUR 4566
	MUR 4422	MUR 4528	MUR 4574
MUR 4356	MUR 4470	MUR 4529	MUR 4576
MUR 4358	MUR 4478	MUR 4532	MUR 4579
MUR 4361	MUR 4492	MUR 4535	MUR 4580
MUR 4368	MUR 4498	MUR 4537	MUR 4584
	MUR 4506	MUR 4541	MUR 4588
MUR 4380	MUR 4512	MUR 4548	MUR 4613
MUR 4385	MUR 4517	MUR 4550	
MUR 4386	MUR 4518	MUR 4551	
	MUR 4520	MUR 4557	

8/14/97
Date

Lawrence M. Noble (LM)
Lawrence M. Noble
General Counsel

Attachment:
Case Summaries

9704333849

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
Enforcement Priority) Agenda Document No. X97-55

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session on August 19, 1997, do hereby certify that the Commission decided by a vote of 4-1 to take the following actions with respect to Agenda Document No. X97-55:

- A. Decline to open a MUR, close the file effective August 29, 1997, and approve the appropriate letters in the following matters:
1. Pre-MUR 336. 2. Pre-MUR 352.
- B. Take no action, close the file effective August 29, 1997, and approve the appropriate letters in the following matters:
1. MUR 3796. 2. MUR 3798. 3. MUR 4274.
4. MUR 4275. 5. MUR 4356. 6. MUR 4358.
7. MUR 4361. 8. MUR 4368. 9. MUR 4380.
10. MUR 4385. 11. MUR 4386. 12. MUR 4396.
13. MUR 4404. 14. MUR 4410. 15. MUR 4417.
16. MUR 4422. 17. MUR 4470. 18. MUR 4478.

(continued)

970433850

Federal Election Commission
Certification: Enforcement Priority
August 19, 1997

Page 2

19. MUR 4492. 20. MUR 4498. 21. MUR 4506.
22. MUR 4512. 23. MUR 4517. 24. MUR 4518.
25. MUR 4520. 26. MUR 4522. 27. MUR 4523.
28. MUR 4524. 29. MUR 4526. 30. MUR 4528
31. MUR 4529. 32. MUR 4532. 33. MUR 4535.
34. MUR 4537. 35. MUR 4541. 36. MUR 4548
37. MUR 4550. 38. MUR 4551. 39. MUR 4557.
40. MUR 4559. 41. MUR 4560. 42. MUR 4562.
43. MUR 4566. 44. MUR 4574. 45. MUR 4576.
46. MUR 4579. 47. MUR 4580. 48. MUR 4584.
49. MUR 4588. 50. MUR 4613.

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

Attest:

8-21-97
Date

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

9704333851



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 29, 1997

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mark Brewer, Chair
Michigan Democratic State Central Committee
606 Townsend
Lansing, MI 48933

RE: MUR 4422

Dear Mr. Brewer:

On July 30, 1996, the Federal Election Commission received the complaint filed by your client, James Short, alleging certain violations of the Federal Election Campaign Act of 1971, as amended ("the Act").

After considering the circumstances of this matter, the Commission exercised its prosecutorial discretion to take no action in the matter. This case was evaluated objectively relative to other matters on the Commission's docket. In light of the information on the record, the relative significance of the case, and the amount of time that has elapsed, the Commission determined to close its file in this matter on August 29, 1997. This matter will become part of the public record within 30 days.

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

Sincerely,

F. Andrew Turley
Supervisory Attorney
Central Enforcement Docket

97043833852



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 29, 1997

James R. DeSana, Jr., Treasurer
DeSana for Congress Committee
3359 Third Street
Wayandotte, MI 48192

RE: MUR 4422

Dear Mr. DeSana:

On August 2, 1996, the Federal Election Commission notified you of a complaint alleging certain violations of the Federal Election Campaign Act of 1971, as amended. A copy of the complaint was enclosed with that notification.

After considering the circumstances of this matter, the Commission exercised its prosecutorial discretion to take no action against the DeSana for Congress Committee and you. This case was evaluated objectively relative to other matters on the Commission's docket. In light of the information on the record, the relative significance of the case, and the amount of time that has elapsed, the Commission determined to close its file in the matter on August 29, 1997.

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

If you have any questions, please contact Alva E. Smith on our toll-free telephone number, (800) 424-9530. Our local telephone number is (202) 219-3400.

Sincerely,

F. Andrew Turley
Supervisory Attorney
Central Enforcement Docket



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 29, 1997

Robert Jankowski
960 Biddle Avenue
Wayandotte, MI 48192

RE: MUR 4422

Dear Mr. Jankowski:

On August 2, 1996, the Federal Election Commission notified you of a complaint alleging certain violations of the Federal Election Campaign Act of 1971, as amended. A copy of the complaint was enclosed with that notification.

After considering the circumstances of this matter, the Commission exercised its prosecutorial discretion to take no action against you. This case was evaluated objectively relative to other matters on the Commission's docket. In light of the information on the record, the relative significance of the case, and the amount of time that has elapsed, the Commission determined to close its file in the matter on August 29, 1997.

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

If you have any questions, please contact Alva E. Smith on our toll-free telephone number, (800) 424-9530. Our local telephone number is (202) 219-3400.

Sincerely,

F. Andrew Turley
Supervisory Attorney
Central Enforcement Docket

970433854



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 4422

DATE FILMED 9-23-97 CAMERA NO. 4

CAMERAMAN JMW

9704333855