



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE BEGINNING OF MUR # 4459

DATE FILMED 1-12-98 CAMERA NO. 2

CAMERAMAN S.E.G.

98043852696

August 20, 1996

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL

AUG 27 10 30 AM '96

Lawrence M. Noble
General Counsel
Federal Election Commission
1325 K St NW
Washington, DC 20543

Sir

Why is it that the public hasn't heard a word from the Commission on all of the thousands of spot ads being run on television by the Democratic National Commission for the re-election of Clinton. How at the cost of \$25 million. This is a true violation of the law as I understand it. The Democratic Party claims the ads have nothing to do with Clinton. How re-election. If you watch these ads you know that is a lie. If you don't I've got a bridge I would like to sell the Commission. I'm beginning to wonder if the people need a Commission, they do exactly nothing to enforce the law. Clinton's hands on involvement certainly is in violation of the law and possibly illegal. The law has been seriously undermined and completely ignored by the Commission. Election Campaigns like Clinton How run is nothing short of brainwashing of the people due to being allowed to use money illegally. I would also like to know if it is legal for Clinton to use his weekly radio address (paid for by the taxpayer) to campaign for re-election. Maybe what the taxpayers need is new members on the Commission. Clinton even uses the force line to travel the country to campaign and I believe the cost should come out of his campaign funds.

A very concerned citizen

Edna L. Bassett
P.O. Box 113

Hamlet, Ga 30122

98043852617



FEDERAL ELECTION COMMISSION

Washington, DC 20463

September 4, 1996

Vollie V. Bisnett
PO Box 103
Cottonwood, CA 96022

Dear Vollie V. Bisnett:

This is to acknowledge receipt on August 27, 1996, of your letter dated August 20, 1996. The Federal Election Campaign Act of 1971, as amended ("the Act") and Commission Regulations require that the contents of a complaint meet certain specific requirements. One of these requirements is that a complaint be sworn to and signed in the presence of a notary public and notarized. Your letter did not contain a notarization on your signature and not properly sworn to.

In order to file a legally sufficient complaint, you must swear before a notary that the contents of your complaint are true to the best of your knowledge and the notary must represent as part of the jurat that such swearing occurred. The preferred form is "Subscribed and sworn to before me on this ____ day of ____, 19__." A statement by the notary that the complaint was sworn to and subscribed before him/her also will be sufficient. We regret the inconvenience that these requirements may cause you, but we are not statutorily empowered to proceed with the handling of a compliance action unless all the statutory requirements are fulfilled. See 2 U.S.C. § 437g.

Enclosed is a Commission brochure entitled "Filing a Complaint." I hope this material will be helpful to you should you wish to file a legally sufficient complaint with the Commission.

Please note that this matter will remain confidential for a 15 day period to allow you to correct the defects in your complaint. If the complaint is corrected and refiled within the 15 day period, the respondents will be so informed and provided a copy of the corrected complaint. The respondents will then have an additional 15 days to respond to the complaint on the merits. If the complaint is not corrected, the file will be closed and no additional notification will be provided to the respondents.

99043852638

If you have any questions concerning this matter, please contact me at (202) 219-3410.

Sincerely,

Retha Dixon

Retha Dixon
Docket Chief

Enclosure

cc: DNC Services Corporation
Clinton/Gore '96 Primary Committee

9 8 0 4 3 8 5 2 6 3 9

September 7, 1996

Federal Election Commission

Ruth Dixon

999 E. Street, N.W.

Washington, D.C. 20463

MUR 4459

I Volle V. Burnett am registering this complaint against Clinton/Hill on behalf of myself and the taxpayers

I do not have any documented proof other than knowledge gained from television, news media etc but all the records to back up my complaint are kept by the White House, Democratic National Committee and all news sources as to where the President and the President travel and the purpose of the trip.

It is criminal the way in which Clinton and Hill use the taxpayers dollars for traveling to and from fund raisers and campaign trips. I believe a percentage of the cost should be paid out of their campaign funds and the Democratic National Committee funds pertaining to the purpose of the trip.

President Clinton has spent more time panhandling with the palm of his hand up raising campaign fund than any of his predecessors. A percentage of the cost should be paid out of his campaign funds.

President Clinton uses his weekly radio address to campaign which is illegal use of the taxpayers dollars, plus it gives him an advantage over his opponent.

In July 96 President Clinton made at least four radio addresses as the taxpayer's expense. Questionable whether or not Clinton should be at a radio address in Washington.

Let's at a price of \$100,000 and let's let the taxpayers see the President in person to take him what they think he should do. Let's pay for the party and where does the money go? It goes to the White House or selling (whatever way you want to call it) votes. Let's let the media know the party can give to a campaign the cost of the radio address. Let's let the public know the cost should be a public record. The cost for the

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entire trip should come out of the campaign fund other than the cost of security.
The AFL-CIO unions giving \$35 million for Clinton/More re-election campaign should be
looked into. The way I see it unions should not be allowed to raise members dues without
informing the members what the money is for and each member should be required (as
I am when I give to a campaign) to sign a slip authorizing the union to use his/her
funds for campaigns. The way I see it is, if the union membership is comprised
of 57 percent democrats and 40 percent republican plus 3 percent independent that is
the way the funds should be split.

School teachers unions should be investigated the same way also, Trial Lawyers and
Medical unions

The American people have a right to know about campaign funds and hopefully the
Election Commission will do the right thing and look into these allegations.

It is not a level playing field when the President illegally uses the taxpayer's dollar
and campaign fund to run for re-election when his opponent only has campaign funds.
I firmly believe that both the hard and the soft campaign funds be investigated
along with known mafia members heading unions.

Thank you for your time.

I took my oath from a republican

I am an honest democrat

Terri L. Burnett

PO Box 113 - 19778 Las Posas

Coltonville, Ca 96112

916 347-3135

State of California
County of Shasta

SUBSCRIBED AND SWORN TO BEFORE ME

THIS 9th DAY OF Sept 1996

T. Comedulacian
NOTARY PUBLIC





FEDERAL ELECTION COMMISSION

Washington, DC 20463

September 17, 1996

Vollie V. Bisnett
PO Box 103
19778 Gas Point Road
Cottonwood, CA 96022

RE: MUR 4459

Dear Vollie V. Bisnett:

This letter acknowledges receipt on September 12, 1996, of the complaint you filed alleging possible violations of the Federal Election Campaign Act of 1971, as amended ("the Act"). The respondent(s) will be notified of this complaint within five days.

You will be notified as soon as the Federal Election Commission takes final action on your complaint. Should you receive any additional information in this matter, please forward it to the Office of the General Counsel. Such information must be sworn to in the same manner as the original complaint. We have numbered this matter MUR 4459. 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 a circular embossed seal of the Federal Election Commission.

Colleen T. Sealander, Attorney
Central Enforcement Docket

Enclosure
Procedures

9804382692



FEDERAL ELECTION COMMISSION

Washington, DC 20463

September 17, 1996

Lyn Utrecht, Esq.
Oldaker, Ryan, Phillips & Utrecht
818 Connecticut Ave., NW
Suite 1100
Washington, DC 20036

Eric F. Kleinfeld
Chief Counsel
Clinton/Gore '96
PO Box 19300
Washington, DC 20036

RE: MUR 4459

Dear Ms. Utrecht and Mr. Kleinfeld:

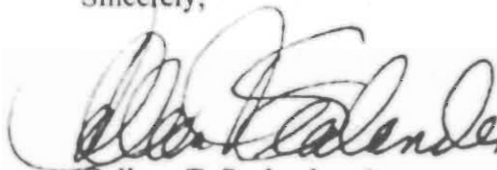
The Federal Election Commission received a complaint which indicates that Clinton/Gore '96 Primary Committee, Inc., and Joan Pollitt, as treasurer, may have violated the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 4459. 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 Clinton/Gore '96 Primary Committee, Inc., and Joan Pollitt, 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 have any questions, please contact a member of the Central Enforcement Docket at (202) 219-3400. For your information, we have enclosed 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 a light-colored rectangular background.

Colleen T. Sealander, Attorney
Central Enforcement Docket

Enclosures

1. Complaint
2. Procedures

98043852674



FEDERAL ELECTION COMMISSION

Washington, DC 20463

September 17, 1996

Margaret E. McCormick, Associate General Counsel
AFL-CIO
815 16th Street, NW
Washington, DC 20006

RE: MUR 4459

Dear Ms. McCormick:

The Federal Election Commission received a complaint which indicates that the AFL-CIO and Richard L. Trumka, 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 4459. Please refer to this number in all future correspondence.

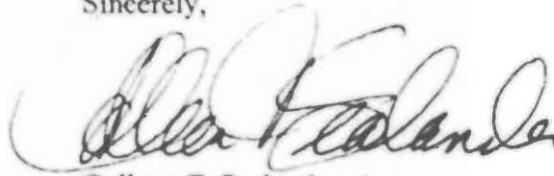
Under the Act, you have the opportunity to demonstrate in writing that no action should be taken against the AFL-CIO and Richard L. Trumka, as treasurer, in this matter. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, 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.

98043852695

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

Sincerely,

A handwritten signature in dark ink, appearing to read "Colleen T. Sealander", written in a cursive style.

Colleen T. Sealander, Attorney
Central Enforcement Docket

Enclosures

1. Complaint
2. Procedures

98043852696



FEDERAL ELECTION COMMISSION

Washington, DC 20463

September 17, 1996

R. Scott Pastrick, Treasurer
DNC Services Corporation/Democratic National Committee
430 S. Capitol Street, SE
Washington, DC 20003

RE: MUR 4459

Dear Mr. Pastrick:

The Federal Election Commission received a complaint which indicates that DNC Services Corporation/Democratic National 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 4459. Please refer to this number in all future correspondence.

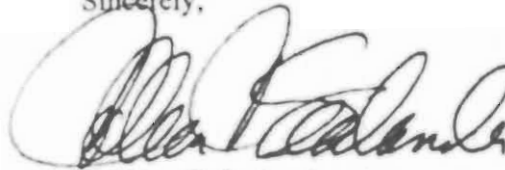
Under the Act, you have the opportunity to demonstrate in writing that no action should be taken against DNC Services Corporation/Democratic National Committee and you, as treasurer, in this matter. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis 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.

98047852697

If you have any questions, please contact a member of the Central Enforcement Docket 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

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RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL

September 14, 1996

SEP 19 11 51 AM '96

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

MUR 4459

Retha Dixon, Docket Chief

It mystifies me that the Federal Election Commission has not taken steps to stop the illegal campaign ads being shown on national television by the AFL and CIO Unions. The unions claim they are educating the public with these ads, if the Commission believes that, I have a bridge I would like to sell them. If as the union claims they are trying to wait until election time to run their ads? Also how can it possibly be legal to take union members from one state to another to campaign, this should be investigated now not later. Maybe even an injunction to stop these illegal tactics until a full investigation is conducted. The unions are controlled by the mafia and the Clintons are known to entertain known mafia members at the White House. Add mafia controlled unions, a President and first lady that associate with known mafia members and we have President Clinton has appointed the liberal judges and you have corruption at its worst. It will end up with the mafia running the government. The election will be over when the Commission gets up off their brains and makes a move and to our way of thinking is a crime against the American People. Maybe the Commission are all democrats.

U Ramin Hat American

Telia L. Bennett

PO Box 113

Cathlamet WA 98582

99043852619



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 30, 1996

Vollie V. Bisnett
P.O. Box 103
19778 Gas Point Road
Cottonwood, CA 96022

RE: MUR 4459

Dear Vollie V. Bisnett

This letter acknowledges receipt on September 19, 1996, of the supplement to the complaint you filed on September 12, 1996. The respondents will be sent copies of the supplement. You will be notified as soon as the Federal Election Commission takes final action on your complaint.

Sincerely,

Erik Morrison, Paralegal
Central Enforcement Docket

98043852700



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 30, 1996

Lyn Utrecht, Esq.
Oldaker, Ryan, Phillips & Utrecht
818 Connecticut Ave., N.W.
Suite 1100
Washington, DC 20036

Eric F. Kleinfeld, Esq.
Chief Counsel
Clinton/Gore '96
P. O. Box 19300
Washington, DC 20036

RE: MUR 4459
Clinton/Gore '96 Primary Committee,
Inc., and Joan Pollitt, as treasurer

Dear Ms. Utrecht and Mr. Kleinfeld:

On September 17, 1996, you were notified that the Federal Election Commission received a complaint from Vollie V. Bisnett alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended. At that time you were given a copy of the complaint and informed that a response to the complaint should be submitted within 15 days of receipt of the notification.

On September 19, 1996, the Commission received additional information from the complainant pertaining to the allegations in the complaint. Enclosed is a copy of this additional information.

If you have any questions, please contact the Central Enforcement Docket at (202) 219-3400.

Sincerely,

Erik Morrison, Paralegal
Central Enforcement Docket

Enclosure

98043852701



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 30, 1996

Margaret E. McCormick, Associate General Counsel
AFL-CIO
815 16th Street, N.W.
Washington, D.C. 20006

RE: MUR 4459
AFL-CIO and Richard L. Trumka
as treasurer

Dear Ms. McCormick:

On September 17, 1996, you were notified that the Federal Election Commission received a complaint from Vollie V. Bisnett alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended. At that time you were given a copy of the complaint and informed that a response to the complaint should be submitted within 15 days of receipt of the notification.

On September 19, 1996, the Commission received additional information from the complainant pertaining to the allegations in the complaint. Enclosed is a copy of this additional information.

If you have any questions, please contact the Central Enforcement Docket at (202) 219-3400.

Sincerely,

A handwritten signature in dark ink, appearing to read "Erik Morrison".

Erik Morrison, Paralegal
Central Enforcement Docket

Enclosure

99043852702



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 30, 1996

R. Scott Pastrick, Treasurer
DNC Services Corporation/Democratic National Committee
430 S. Capitol St., S.E.
Washington, DC 20003

RE: MUR 4459

Dear Mr. Pastrick:

On September 17, 1996, you were notified that the Federal Election Commission received a complaint from Vollie V. Bisnett alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended. At that time you were given a copy of the complaint and informed that a response to the complaint should be submitted within 15 days of receipt of the notification.

On September 19, 1996, the Commission received additional information from the complainant pertaining to the allegations in the complaint. Enclosed is a copy of this additional information.

If you have any questions, please contact the Central Enforcement Docket at (202) 219-3400.

Sincerely,

A handwritten signature in cursive script that reads "Erik Morrison".

Erik Morrison, Paralegal
Central Enforcement Docket

Enclosure

98043852703

Federal Election Commission
Colleen A. Alexander, Attorney
Central Enforcement Docket
999 E Street, N.W.
Washington, DC 20463

September 24, 1996
RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL
SEP 30 10 07 AM '96

MUR 4459

1. Illegal use of White House Helicopter and airplane by Clinton/Hore to raise campaign funds and to campaign
2. Illegal use of the White House Councils office and White House staff to campaign. These people are paid by the taxpayer. Cost should be paid by Clinton/Hore 100%.
3. Computer in the White House basement purchased by Clinton with taxpayers dollars to keep track of campaign donors and amount donated. Should be paid for by Clinton/Hore 100%.
4. Clinton made at least 16 fund raisers in July 1996. Should be paid for by Clinton/Hore 100%.
5. Clinton charging \$150,000 per night for influential people to sleep in Abraham Lincoln's bedroom in the White House. That money belongs to the taxpayer, not Clinton/Hore campaign.
6. All fund raisers and campaign trips should be paid out of Clinton/Hore Campaign funds.
7. Trip to Hollywood to attend fund raiser held by Barbara Strisand and people donating in excess of \$1,000 which is illegal plus the trip should be paid by Clinton/Hore 100%.
8. Reception at the Sheraton New York - 2000 people paid \$1,500 to \$2,000 some paid as much as \$10,000 apiece
9. Radio City Music Hall 5000 guests paid \$50 apiece also framed by satellite to 59 locations across the nation where guests paid \$100 apiece.
10. 700 people at the Waldorf Astoria for a late dinner at \$10,000 each

SUBSCRIBED AND SWORN TO BEFORE ME
THIS 25th DAY OF Sept. 1996
NOTARY PUBLIC



Colleen A. Alexander
P.O. Box 103
Gottswald, CA 96122



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

October 2, 1996

Vollie V. Bisnett
P.O. Box 103
19778 Gas Point Road
Cottonwood, CA 96022

RE: MUR 4459

Dear Vollie V. Bisnett:

This letter acknowledges receipt on September 30, 1996, of the supplement to the complaint you filed on September 24, 1996. The respondents will be sent copies of the supplement. You will be notified as soon as the Federal Election Commission takes final action on your complaint.

Sincerely,

A handwritten signature in cursive script that reads "Erik Morrison".

Erik Morrison, Paralegal
Central Enforcement Docket

9804852705



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20461

October 2, 1996

Lyn Utrecht, Esq.
Oldaker, Ryan, Phillips & Utrecht
818 Connecticut Ave., N.W.
Suite 1100
Washington, DC 20036

Eric F. Kleinfeld, Esq.
Chief Counsel
Clinton/Gore '96
P. O. Box 19300
Washington, DC 20036

RE: MUR 4459
Clinton/Gore '96 Primary Committee,
Inc., and Joan Pollitt, as treasurer

Dear Ms. Utrecht and Mr. Kleinfeld:

On September 17, 1996, you were notified that the Federal Election Commission received a complaint from Vollie V. Bisnett alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended. At that time you were given a copy of the complaint and informed that a response to the complaint should be submitted within 15 days of receipt of the notification.

On September 30, 1996, the Commission received additional information from the complainant pertaining to the allegations in the complaint. Enclosed is a copy of this additional information.

If you have any questions, please contact the Central Enforcement Docket at (202) 219-3400.

Sincerely,

Erik Morrison, Paralegal
Central Enforcement Docket

Enclosure

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20461

October 2, 1996

Margaret E. McCormick, Associate General Counsel
AFL-CIO
815 16th Street, N.W.
Washington, D.C. 20006

RE: MUR 4459
AFL-CIO and Richard L. Trumka
as treasurer

Dear Ms. McCormick:

On September 17, 1996, you were notified that the Federal Election Commission received a complaint from Vollie V. Bisnett alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended. At that time you were given a copy of the complaint and informed that a response to the complaint should be submitted within 15 days of receipt of the notification.

On September 30, 1996, the Commission received additional information from the complainant pertaining to the allegations in the complaint. Enclosed is a copy of this additional information.

If you have any questions, please contact the Central Enforcement Docket at (202) 219-3400.

Sincerely,

A handwritten signature in cursive script, reading "Erik Morrison", is written over a light blue rectangular background.

Erik Morrison, Paralegal
Central Enforcement Docket

Enclosure

98043852707



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

October 2, 1996

R. Scott Pastrick, Treasurer
DNC Services Corporation/Democratic National Committee
430 S. Capitol St., S.E.
Washington, DC 20003

RE: MUR 4459

Dear Mr. Pastrick:

On September 17, 1996, you were notified that the Federal Election Commission received a complaint from Vollie V. Bisnett alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended. At that time you were given a copy of the complaint and informed that a response to the complaint should be submitted within 15 days of receipt of the notification.

On September 30, 1996, the Commission received additional information from the complainant pertaining to the allegations in the complaint. Enclosed is a copy of this additional information.

If you have any questions, please contact the Central Enforcement Docket at (202) 219-3400.

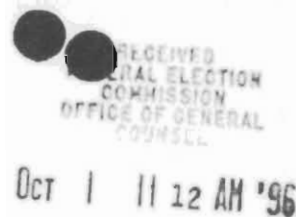
Sincerely,

A handwritten signature in cursive script that reads "Erik Morrison".

Erik Morrison, Paralegal
Central Enforcement Docket

Enclosure

9804385270



October 1, 1996

Lawrence M. Noble, Esquire
Office of the General Counsel
Federal Election Commission
999 E Street, NW
6th Floor
Washington, DC 20463

Re: MUR 4459, The Clinton/Gore '96 Primary
Committee, Inc. and Joan Pollitt, Treasurer

Dear Mr. Noble:

As the designated counsel to the Clinton/Gore '96 Primary Committee, Inc. (the "Committee") and Joan Pollitt, as treasurer, we are providing this response to the complaint in the above-captioned matter. As fully demonstrated below, this complaint is factually and legally insufficient to be considered, absolutely devoid of any evidence or support, and should be dismissed by the Commission forthwith. The information submitted in this response will conclusively demonstrate that the Commission should find no reason to believe that the Committee has violated any provision of the Federal Election Campaign Act of 1971, as amended, 2 U.S.C. §431 et seq. (the "Act" or "FECA").

A. The Complaint Is Legally Insufficient As A Matter Of Law And Completely Devoid Of Any Factual Support, Compelling Its Dismissal.

Contrary to the requirements of the Act and Commission's regulations, the complainant makes a series of hypothetical and speculative statements in order to reach a conclusion without any facts or support provided to the Commission. The Commission's regulations require a complaint, in order to be valid, to provide a "clear and concise recitation of the facts which describe a violation of a statute or regulation over which the Commission has jurisdiction . . ." 11 C.F.R. §111.4(d)(3). Complainant fails to meet this requirement, because she fails to provide any facts which might constitute a violation of the Act or any FEC regulations.

None of complainant's statements give the Committee any indication of a possible violation and make responding to this complaint a near impossibility and a matter of guesswork. Considerably more than one viewer's misunderstanding of the evening news, even where submitted under oath, is required in order to pass muster for Commission consideration as a complaint. The complainant's unhappiness that the President is compelled to continue his duties as President, while alternately engaging in campaign activities where permissible, is insufficient to proceed, in the absence of a clear recitation of facts which make out a violation of the Act.



B. Even If The Few Facts Contained In The Complaint Are Accepted As True, The Committee Has Not Violated The Act.

The only discernible facts pertaining to the Committee are that the President has attended its fundraisers, has engaged in campaign travel and has continued to deliver his weekly radio address, and the Committee recognizes these to be true. But most importantly for the Commission's analysis, none of these so-called facts, standing alone, constitute a violation of the Act or regulations. Clearly, the President is freely permitted, under the Act and regulations, to attend fundraisers, to travel and to make official remarks in connection with his responsibilities as an officeholder.

Consistent with the FEC regulations on travel, the Committee pays for all travel costs of the President for which there is a campaign purpose, including those which occurred on a government conveyance. These payments have been regularly disclosed on the Committee's reports.

No evidence to the contrary has been submitted with the complaint. No information is attached thereto. If the complainant cannot cite even a single example as to where the Committee did not pay for campaign travel costs, then she has failed to meet the barest threshold for sustaining these baseless charges. There is simply no reason to believe that the Committee has failed to pay for any campaign travel.

Consistent with the Act and regulations pertaining to limitations on contributions, the contributions accepted by the Committee complied with the \$1,000 limit. Absolutely no \$50,000 or \$100,000 contributions have been accepted by the Committee. Since all contributions have been duly disclosed on the Committee's appropriate report of receipts and disbursements, the FEC can easily see that no \$50,000 or \$100,000 contributions have been accepted.

No evidence to the contrary has been submitted with the complaint. No information is attached thereto. Not one contributor is named, and not one contribution is noted with any specificity, simply because the Committee did not receive such amounts. Again, the complainant has failed to meet the barest threshold for sustaining these baseless charges, and there is simply no reason to believe that the Committee has received such contributions.

Consistent with the Act and regulations, the President continues to perform duties in connection with his responsibilities as an officeholder, including his weekly radio address. The radio address relates to his official duties and not to the Committee's activities. The President's addresses do not expressly advocate his election or the defeat of any other presidential

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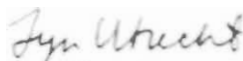
candidate.¹

No evidence to the contrary has been submitted with the complaint. No information is attached thereto. Not one radio address is cited with specificity, and none of the contents of any are complained of. No allegation is made that the radio addresses contain express advocacy of the President's re-election (or even of electioneering). In the absence of more, this complaint is simply deficient. Again, complainant has failed to meet the barest threshold for sustaining these baseless charges, and there is simply no reason to believe that the radio addresses are campaign-related or are anything other than part of the ordinary duties of holding the office of President.

None of the remaining statements pertain to Committee activities.² Accordingly, and contrary to the requirement of 11 C.F.R. §111.4(d)(3), this complaint fails to provide a clear and concise recitation of facts which constitute a violation of the Act. Merely questioning whether a violation occurred, without providing more specific facts regarding an actual occurrence of a violation, is insufficient to constitute a valid FEC complaint under the regulations, and this matter should be dismissed.

Therefore, for the reasons stated above, we respectfully request that the Commission find no reason to believe that any violation of the Act or regulations has occurred and close this matter.

Respectfully submitted,


Lyn Utrecht
General Counsel


Eric Kleinfeld
Chief Counsel

¹However, it should be noted that, under the Communications Act, the Republicans have a right to respond each week. The Republican responses have occasionally been delivered by Bob Dole.

²However, the credibility of the complaint has to be challenged, with its references to "mafia" and "brainwashing"



DEMOCRATIC NATIONAL COMMITTEE

Donald L. Fowler, National Chair • Christopher J. Dodd, General Chair

October 4, 1996

By Hand

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

Re: MUR 4459

Dear Mr. Noble:

The undersigned represent respondents DNC Services Corporation/Democratic National Committee and R. Scott Pastrick, as Treasurer, in the above-captioned MUR. A Statement of Designation of Counsel is attached.

As designated counsel, we are responding to the complaint filed in this MUR. The complaint consists of three letters from a Vollie V. Bisnett. The first letter, dated August 20, 1996, is not sworn to and should not have been treated as a valid complaint, under 11 C.F.R. § 111.4(b)(2).

The second letter, dated September 7, 1996, contains only one reference to any conduct of the Democratic National Committee ("DNC"), which is a suggestion that "a percentage of the cost" of "fundraisers and campaign trips" attended by the President and Vice President "should be paid out of their campaign funds and the Democratic National Committee, funds pertaining to the purpose of the trip."

Consistent with the Commission's regulations governing travel by candidates for President and Vice President, all travel costs of the President and Vice President to attend DNC fundraising events in 1996 have been and are being paid for by the authorized committees of the candidates (Clinton/Gore '96 Primary Committee Inc. or Clinton/Gore '96 General Committee, Inc.). All costs of DNC fundraising events are paid for by the DNC. All of these expenditures have been fully disclosed on the FEC reports of the respective committees. The complaint does not set forth any

specific facts which suggest otherwise.

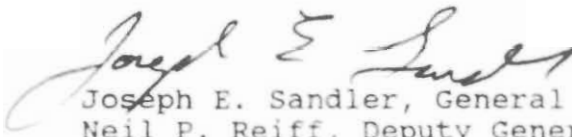
The September 7 letter also refers to contributions of \$50,000 and \$100,000 received in connection with fundraising events and asks, "Isn't \$100,000 more than one person can give to a campaign?" While no specific fundraising event is identified in the complaint, it is conceivable that the complainant intended to refer to the making of contributions to the DNC.

Any and all contributions from an individual or political committee in excess of the applicable limitations of 2 U.S.C. § 441a(a) (that is, \$20,000 per year from an individual and \$15,000 per year from a multicandidate committee), have been deposited into the DNC's non-federal accounts. Any and all contributions from sources prohibited under the Federal Election Campaign Act of 1971 as amended (the "Act"), have likewise been deposited into the DNC's non-federal accounts. Such contributions have been used strictly in accordance with the Commission's regulations governing use of non-federal funds, 11 C.F.R. § 106.5, or have been used for contributions or transfers to the non-federal accounts of state party committees or other non-federal candidate or other non-federal committees in accordance with applicable state law. The letter contains no specific facts which suggest in any way that the DNC done anything other than treat all contributions strictly in accordance with the Commission's regulations.

The third letter, dated September 14, 1996, makes no reference to the DNC, and is in any event nothing more than a scurrilous series of ad hominem attacks on the President, labor unions and the Democratic Party.

For these reasons, the complaint does not set forth any facts which describe any violation of the Act or the Commission's regulations. Accordingly, the Commission should find no reason to believe that respondents have violated the Act or Commission regulations, and should dismiss the complaint.

Respectfully submitted,



Joseph E. Sandler, General Counsel
Neil P. Reiff, Deputy General Counsel

Attorneys for Respondents DNC Services
Corporation/Democratic National Committee
and R. Scott Pastrick, As Treasurer

98043852713

STATEMENT OF DESIGNATION OF COUNSEL

MUR 4459

Joseph E. Sandler, General Counsel

NAME OF COUNSEL: Neil P. Reiff, Deputy General Counsel

FIRM: Democratic National Committee

ADDRESS: 430 S. Capitol St S.E.

Washington, D.C. 20003

TELEPHONE: (202) 863-7110

FAX: (202) 863-8081

OCT 4 11 53 AM '96
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FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL

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

10/3/96
Date

R. Scott Pastrick
Signature
R. Scott Pastrick, Treasurer

RESPONDENT'S NAME: DNC Services Corporation/Democratic National Committee & R Scott Pastrick as Treasurer

ADDRESS: 430 S Capitol St S E

Washington D C 20003

TELEPHONE: HOME ()

BUSINESS (202) 863-8000

980043852714

American Federation of Labor and Congress of Industrial Organizations



815 Sixteenth Street, N.W.
Washington, D.C. 20006
(202) 637-5000

JOHN J. SWEENEY
PRESIDENT

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Carolyn Forrest
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Robert E. Wages

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James J. Norton
Frank Hart
Stephen P. Yokich
M.A. "Mac" Fleming
Joe L. Greene
James LaSala
Andrew McKenzie
Robert A. Scandebell

October 7, 1996

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

Re: FEC MUR 4459

Dear Ms. Sealander:

Pursuant to 2 U.S.C. § 437g(a), the purpose of this letter is to respond to the complaint filed in the above-referenced matter against the American Federation of Labor and Congress of Industrial Organizations ("AFL-CIO") and Richard L. Trumka as Treasurer of the AFL-CIO. The complaint was supplemented by letter of September 14, 1996, a copy of which was received by the AFL-CIO on October 3, 1996. For the reasons set forth below, the Commission should take no further action against the AFL-CIO and its Treasurer, and should dismiss the complaint.

The complaint does not meet even the minimal standards set forth in § 111.4(d) of the Commission's regulations. That section requires, in pertinent part:

(2) Statements which are not based upon personal knowledge should be accompanied by an identification of the source of the information which gives rise to the complainant's belief in the truth of such statements;

(3) [The complaint] should contain a clear and concise recitation of the facts which describe a violation of a statute or regulation over which the Commission has jurisdiction.

11 C.F.R. § 111.4(d).

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FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL

The complaint at issue primarily concerns allegations concerning entities other than the AFL-CIO. The references to the AFL-CIO are brief, extremely general, and consist largely of the author's opinions rather than allegations of specific facts describing an alleged violation of the statute or regulations. For example, the complaint alleges that the AFL-CIO unions are giving \$35 million to the Clinton/Gore campaign, but offers no factual support for that allegation. As a matter of fact, no such factual support exists since the AFL-CIO has made no contributions to the Clinton/Gore campaign.

Nor do most of the issues raised by the complainant's opinions implicate in any way the Federal Election Campaign Act ("FECA") or the Commission's regulations. For example, the complainant contends that the AFL-CIO "should not be allowed to raise members dues without informing the members what the money is for." In fact, the AFL-CIO does not charge or collect dues from members of its affiliated unions. Rather, the AFL-CIO charges and collects a per capita fee from affiliated unions based on the number of members in each of those unions. A temporary increase in this per capita fee was authorized through a special convention, attended by the AFL-CIO's affiliates, in March of this year. Thus, contrary to the allegation in the complaint, the AFL-CIO did not increase dues but rather lawfully raised its per capita. In any case, matters such as the AFL-CIO's procedures for calculating and assessing per capita, or for that matter its affiliates' procedures for assessing dues, are not matters regulated by the FECA.

The complainant further suggests that the AFL-CIO should be required to obtain permission from each of its members prior to using dues money for political purposes. Specifically, the complainant believes that union members should be required to "sign a slip authorizing the union to use his/her funds for campaigns." While the Act requires that voluntary contributions to a labor organization's separate segregated fund be specifically authorized by the contributing member, it imposes no such requirement with regard to the collection of union dues. See 2 U.S.C. § 441b(b)(3). More importantly, the manner in which a labor organization raises dues for whatever purpose is not a matter regulated by the FECA or the Commission's regulations.

The complainant also contends that the AFL-CIO should be required to allocate funds raised for its political committee, AFL-CIO COPE, in proportion to the political affiliations of its members. According to the complainant, "if the union membership is comprised of 57 percent democrat and 40 percent republican plus 3 percent independent that is the way the funds should be split." Notwithstanding the complainant's opinion as to how decisions should be made about which candidates should receive contributions from the AFL-CIO's political committee, the procedure by which a union, or for that

matter a corporation, decides which federal candidates it will endorse and or support with voluntary contributions from the organization's PAC is not a matter that is regulated by the Federal Election Campaign Act or the Commission's regulations. See 11 C.F.R. § 114.4(c)(6).

In a supplementary letter, the complainant also complains about grassroots lobbying advertisements the AFL-CIO has sponsored to educate the public about issues of concern. The complainant does not articulate a specific violation of the law that she believes has been committed, and thus provides no basis for action by the Commission.

Finally, the supplementary letter complains about union members campaigning in states other than their home states. The notion that this somehow violates federal election law is so ludicrous as to not require a response. Suffice it to say that these allegations fail to articulate a violation of the Act or the Commission's regulations.

For the foregoing reasons, respondents respectfully submit that the complaint in this matter should be dismissed.

Sincerely,

Margaret E McCormick

Margaret E. McCormick
Counsel for Respondents

MM:Rmc

98043852717

matter a corporation, decides which federal candidates it will endorse and or support with voluntary contributions from the organization's PAC is not a matter that is regulated by the Federal Election Campaign Act or the Commission's regulations. See 11 C.F.R. § 114.4(c)(6).

In a supplementary letter, the complainant also complains about grassroots lobbying advertisements the AFL-CIO has sponsored to educate the public about issues of concern. The complainant does not articulate a specific violation of the law that she believes has been committed, and thus provides no basis for action by the Commission.

Finally, the supplementary letter complains about union members campaigning in states other than their home states. The notion that this somehow violates federal election law is so ludicrous as to not require a response. Suffice it to say that these allegations fail to articulate a violation of the Act or the Commission's regulations.

For the foregoing reasons, respondents respectfully submit that the complaint in this matter should be dismissed.

Sincerely,

Margaret E McCormick

Margaret E. McCormick
Counsel for Respondents

MM:LRmc

98042852717

CLINTON GORE '96

Lawrence M. Noble, Esquire
Office of the General Counsel
Federal Election Commission
999 E Street, NW
6th Floor
Washington, DC 20463

October 21, 1996

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL

OCT 21 3 42 PM '96

Re: MUR 4459, The Clinton/Gore '96 Primary Committee, Inc.
Joan Pollitt, as Treasurer

Dear Mr. Noble:

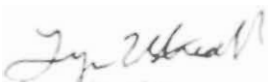
This letter is in response to the additional information submitted by complainant in the above-captioned MUR. The Clinton/Gore '96 Primary Committee, Inc. (the "Committee") and Joan Pollitt, as Treasurer, incorporate by reference their initial response to this matter and provide the following supplemental response.

Complainant's one page letter adds no new facts or evidence to the record in this matter and is nothing more than a listing of conclusory statements. Complainant's letter suffers from the same deficiencies as her complaint, and the Committee discussed these in its initial response. This letter does not cure any of those deficiencies, instead, it exacerbates them and, by its very nature, makes fashioning a response nearly impossible. See Section A of Committee Response, October 1, 1996.

For the record, the Committee scrupulously paid for the costs of fundraising events at which funds were raised for the Committee. Those payments are regularly reflected on the reports of receipts and disbursements filed by the Committee. Similarly, the Committee scrupulously paid for travel costs incurred when the President traveled and engaged in campaign activity, as is required by the Commission's regulations. There is no evidence in the record to the contrary. See Section B of Committee Response, October 1, 1996.

Finally, the Commission is already aware, through the undersigned, that the Committee has its own counsel and does not rely upon the White House Counsel's Office to render advice pursuant to election law matters. In this, as with any other campaign activity, the Committee has taken great care to avoid the use of anything but Committee resources for Committee business.

Respectfully submitted,


Lyn Utrecht
General Counsel


Eric Kleinfeld
Chief Counsel

U.S. Box 19100 • WASHINGTON, D.C. 20036-9100 • VOICE: 202/331-1996 • TTY: 202/331-2170 • FAX: 202/496-4849

PAID FOR BY THE CLINTON/GORE '96 GENERAL COMMITTEE, INC.

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

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OFFICE OF GENERAL
COUNSEL

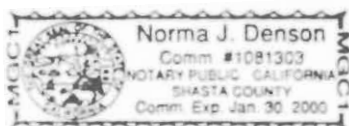
OCT 17 2 26 PM '96

Attention: G. J. Sealander, Attorney
Central Enforcement Docket
RE: MUR 4459

1. All travel and expense of Clinton/Hore for the purpose of campaigning should be paid for by the Clinton/Hore campaign fund, not the taxpayer.
2. The money received by Clinton for the 75 individuals or couples to sleep in Lincoln's bedroom in the White House if they contributed \$1,000,000 or more to the Clinton/Hore campaign. That money belongs to the taxpayers.
3. All the travel and expense for George Stephanopoulos to and from campaigning such as the Vice President's debate in Florida, the Democratic Convention etc. He is paid by the taxpayer and it is only proper that his travel and expense be paid by the Clinton/Hore campaign.
4. All expense and travel for any and all White House staff to and from campaign location. Should be paid by Clinton/Hore campaign not the taxpayer.
5. Union dues being used for Clinton/Hore campaign to the tune of over \$35 million.
6. Any travel and expense for the first lady for the purpose of campaigning should be paid for by the Clinton/Hore campaign not the taxpayer.

7. Any expenses or travel by Clinton/More for fund raisers for other races for the House or Senate should be paid by the Clinton/More campaign, not the taxpayer.

8. Any expense or travel cost for campaign purposes made by Hillary Clinton or Kipper More should be paid by the Clinton/More campaign, not the taxpayer.



Vollie V. Bissett
P.O. Box 103
Gottonwood, Ca 96022

SUBSCRIBED AND SWORN TO BEFORE ME

THIS 14th DAY OF Oct 19 96
Norma J. Denson
NOTARY PUBLIC

98042832790



FEDERAL ELECTION COMMISSION
Washington, DC 20463

October 30, 1996

Vollie V. Bisnett
P.O. Box 103
Cottonwood, CA 96022

Dear Ms. Bisnett:

This is in response to your notarized letter of October 14, 1996, which was received by the Commission on October 17, 1996, and addressed to Colleen Sealander. Insofar as your letter contains no specific allegations, no action will be taken with regard to this letter.

Sincerely,

Lawrence M. Noble
General Counsel

A handwritten signature in dark ink, appearing to be "L. G. Lerner", written over a rectangular stamp area.

BY: Lois G. Lerner
Associate General Counsel

98043852721

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL

Nov 12

1 23 PM '96

November 6, 1996

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

MUR 4459

Laurence M. Noble, General Counsel

1 This is in response to your letter dated October 31, 1996 in which you or your flunky Louis
2 H. Lerner stated that my letter dated October 14, 1996 contained "no specific allegations".
3 You both must have your head in the sand. For example my allegation that Clinton rented
4 out Lincoln 2 bedroom to over 75 people for \$100,000 or more per each and that the
5 White House belongs to the people and therefore the money belongs to the people not Clinton
6 campaign fund. If that isn't a specific allegation what is? It just goes to show
7 that when the average taxpayer tries to get involved he just gets pushed aside as the
8 FEC does not intend to get to the bottom of illegal campaign funds. Hell, Clinton and his
9 administration have broken many campaign laws over the past four years and the
0 FEC does absolutely nothing. I was dumb enough to think I could make a difference
1 I was wrong as the one who is to search for the truth. I will refrain from releasing
2 this matter to the National Media until I hear from you

One damn mad taxpayer
Vital H. Bassett
P.O. Box 103
Cottonwood, AZ 86001



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

November 22, 1996

Vollie V. Bisnett
P.O. Box 103
Cottonwood, CA 96022

re: MUR 4459

Dear M. Bisnett:

Thank you for your letter of November 6, 1996, which we received on November 12, 1996, regarding your prior submissions to this office.

We have reconsidered the additional complaints contained in your October 18th letter and determined them to constitute a supplement to your original complaint filed on September 12, 1996 (MUR 4459). This supplement will be processed in accordance with the Federal Election Campaign Act and governing directives.

We will notify you once the Federal Election Commission takes final action on your complaint. For your information, enclosed are two brochures which highlight both the Federal Campaign Finance Law and our complaint process.

Very truly yours,

A handwritten signature in dark ink, appearing to read "F. Andrew Turley", is written over the typed name.

F. Andrew Turley
Supervisory Attorney
Central Enforcement Docket

98043852723



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

November 26, 1996

Vollie V. Bisnett
P.O. Box 103
19778 Gas Point Road
Cottonwood, CA 96022

RE: MUR 4459

Dear Vollie V. Bisnett

This letter acknowledges receipt on October 17, 1996, of the supplement to the complaint you filed on September 24, 1996. The respondents will be sent copies of the supplement. You will be notified as soon as the Federal Election Commission takes final action on your complaint.

Sincerely,

Erik Morrison, Paralegal
Central Enforcement Docket

98043852724



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

November 26, 1996

Lyn Utrecht, Esq.
Oldaker, Ryan, Phillips & Utrecht
818 Connecticut Ave., N.W.
Suite 1100
Washington, DC 20036

Eric F. Kleinfeld, Esq.
Chief Counsel
Clinton/Gore '96
P. O. Box 19300
Washington, DC 20036

RE: MUR 4459
Clinton/Gore '96 Primary Committee,
Inc., and Joan Pollitt, as treasurer

Dear Ms. Utrecht and Mr. Kleinfeld:

On September 17, 1996, you were notified that the Federal Election Commission received a complaint from Vollie V. Bisnett alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended. At that time you were given a copy of the complaint and informed that a response to the complaint should be submitted within 15 days of receipt of the notification.

On October 17, 1996, the Commission received additional information from the complainant pertaining to the allegations in the complaint. Enclosed is a copy of this additional information.

If you have any questions, please contact the Central Enforcement Docket at (202) 219-3400.

Sincerely,


Erik Morrison, Paralegal
Central Enforcement Docket

Enclosure

9804852725



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

November 26, 1996

Margaret E. McCormick, Associate General Counsel
AFL-CIO
815 16th Street, N.W.
Washington, D.C. 20006

RE: MUR 4459
AFL-CIO and Richard L. Trumka
as treasurer

Dear Ms. McCormick:

On September 17, 1996, you were notified that the Federal Election Commission received a complaint from Vollie V. Bisnett alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended. At that time you were given a copy of the complaint and informed that a response to the complaint should be submitted within 15 days of receipt of the notification.

On October 17, 1996, the Commission received additional information from the complainant pertaining to the allegations in the complaint. Enclosed is a copy of this additional information.

If you have any questions, please contact the Central Enforcement Docket at (202) 219-3400.

Sincerely,

A handwritten signature in black ink that reads "Erik Morrison". The signature is fluid and cursive.

Erik Morrison, Paralegal
Central Enforcement Docket

Enclosure

98043852726



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

November 26, 1996

Joseph E. Sandler, Esq.
Neil P. Reiff, Esq.
Democratic National Committee
430 S. Capitol Street, S.E.
Washington, D.C. 20003

RE: MUR 4459
Democratic National Committee,
R. Scott Pastrick, Treasurer

Dear Messrs. Sandler and Reiff:

On September 17, 1996, you were notified that the Federal Election Commission received a complaint from Vollie V. Bisnett alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended. At that time you were given a copy of the complaint and informed that a response to the complaint should be submitted within 15 days of receipt of the notification.

On October 17, 1996, the Commission received additional information from the complainant pertaining to the allegations in the complaint. Enclosed is a copy of this additional information.

If you have any questions, please contact the Central Enforcement Docket at (202) 219-3400.

Sincerely,

Erik Morrison, Paralegal
Central Enforcement Docket

Enclosure

98043852727

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

)
)
)
)

ENFORCEMENT PRIORITY

May 10 9 31 AM '97
SENSITIVE

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.

This is the first Enforcement Priority Report that reflects the impact of the 1996 election cycle cases on the Commission's enforcement workload. We have identified cases that are stale which are recommended for dismissal at this time. This is the highest number of cases identified as stale in a single report, and the highest number of stale cases recommended for closure at one time, since the inception of EPS in 1993.

98043852728

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 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, resulting in a numerical rating for 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 cases that do not warrant further action relative to other pending matters.³ 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 remote in time usually require a greater commitment of resources, primarily due to the fact that the evidence of such activity becomes more difficult to develop as it ages. 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 this fact, EPS provides us with the

³ These cases are: RAD 97L-10 (*Citizens for Randy Borow*); RAD 97L-16 (*Republican State Central Committee of South Dakota*); Pre-MUR 347 (*Producers Lloyds Insurance Company*); Pre-MUR 348 (*Peoples National Bank of Commerce*); Pre-MUR 349 (*Trump Plaza*); Pre-MUR 350 (*Citibank, N.A.*); Pre-MUR 355 (*Feingold Senate Committee*); MUR 4494 (*Georgianna Lincoln*);

MUR 4586 (*Friends of Zach Wamp*); MUR 4590 (*Oklahoma Education Association*); MUR 4600 (*San Diego Police Officers Assoc.*); MUR 4612 (*Teresa Doggett for Congress*); MUR 4615 (*Catholic Democrats for Christian Values*); MUR 4616 (*American Legislative Exchange Council*); MUR 4620 (*Eastern Connecticut Chamber of Commerce*); MUR 4622 (*Telles for Mayor*); MUR 4628 (*Gutknecht for Congress*); MUR 4629 (*Janice Schakowsky*); MUR 4636 (*IBEW Local 505*); MUR 4637 (*Dettman for Congress*); MUR 4639 (*Larson for Congress*); MUR 4641 (*Becker for Congress*); MUR 4644 (*Detroit City Council*); MUR 4651 (*Mike Ryan*); MUR 4653 (*Pritzker for Congress*); MUR 4656 (*H. Carroll for Congress*); and MUR 4657 (*Buchanan for President*).

means to identify those cases which, though earning a higher rating when received, remained unassigned for a significant period due to a lack of staff 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.

We have identified cases that have remained on the Central Enforcement Docket for a sufficient period of time to render them stale. We are recommending the closure of cases based on staleness.⁶

* These cases are: MUR 4283 (*Chenoweth for Congress*); MUR 4341 (*Juan Soliz for Congress*); MUR 4402 (*U.S. Representative Helen Chenoweth*); MUR 4435 (*Lincoln for Congress*); MUR 4439 (*UAW*); MUR 4442 (*Lipinski for Congress*); MUR 4444 (*Roberts for Congress*); MUR 4445 (*Randy Tate for Congress*); MUR 4446 (*Clinton/Gore '96 Primary*); MUR 4447 (*Random House, Inc.*); MUR 4449 (*Clinton Administration*); MUR 4453 (*Mike Ward for Congress*); MUR 4454 (*Ralph Nader*); MUR 4459 (*Clinton/Gore '96*); MUR 4474 (*Salvi for Senate*); MUR 4477 (*BBDO-New York*); MUR 4481 (*Diamond Bar Caucus*); MUR 4485 (*Perot '92 Petition Committee*); MUR 4486 (*Bunda for Congress*); MUR 4495 (*Pennsylvania PACE for Federal Elections*); MUR 4496 (*Norwood for Congress*); MUR 4497 (*Pease for Congress*); MUR 4510 (*Stabenow for Congress*); MUR 4511 (*Bob Coffin for Congress*); MUR 4514 (*Friends for Franks*); MUR 4515 (*Clinton Investigative Commission*); MUR 4521 (*WMAL 630 AM*); MUR 4525 (*Senator Larry Pressler*); MUR 4527 (*Brennan for Senate*); MUR 4536 (*Signature Properties, Inc.*); MUR 4540 (*Tim Johnson for SD*); MUR 4542 (*Dan Frisa for Congress*); MUR 4552 (*Charles W. Norwood*); MUR 4554 (*John Byron for Congress*); MUR 4556 (*Jim Wiggins for Congress*); MUR 4561 (*Jay Hoffman for Congress*); MUR 4564 (*National Republican Congressional Committee*); MUR 4567 (*DNC Services Corp.*); MUR 4569 (*McGovern Committee*); RAD 96L-11 (*New York Republican County Committee*); Pre-MUR 343 (*NRSC*); and Pre-MUR 312 (*Joseph Demio*). The Demio case involves fundraising related to former Congresswoman Mary Rose Oakar's 1992 congressional campaign. It was held as a courtesy to the Department of Justice pending resolution of a parallel criminal matter in the District Court for the District of Columbia. Mr. Demio recently entered into a plea agreement with the Department of Justice (on which we were not consulted) in which he agreed, among other things, to waive the statute of limitations regarding civil violations of the FECA. Considering the age of the case and activity, the fact that DOJ has not formally referred this matter to us, and the Commission's continuing resource constraints, dismissal is the appropriate disposition of this matter.

2804385270

We recommend that the Commission exercise its prosecutorial discretion and direct closure of the cases listed below, effective November 17, 1997. Closing these cases as 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 November 17, 1997, and approve the appropriate letters in the following matters:

RAD 96L-11

Pre-MUR 312

Pre-MUR 349

Pre-MUR 343

Pre-MUR 350

RAD 97L-10

Pre-MUR 347

Pre-MUR 355

RAD 97L-16

Pre-MUR 348

2004085271

B. Take no action, close the file effective November 17, 1997, and approve the appropriate letters in the following matters:

MUR 4283	MUR 4495	
MUR 4341	MUR 4496	MUR 4569
MUR 4402	MUR 4497	MUR 4586
MUR 4435	MUR 4510	MUR 4590
MUR 4439	MUR 4511	MUR 4600
MUR 4442	MUR 4514	MUR 4612
MUR 4444	MUR 4515	MUR 4615
MUR 4445		MUR 4616
MUR 4446	MUR 4521	MUR 4620
MUR 4447	MUR 4525	MUR 4622
MUR 4449	MUR 4527	MUR 4628
MUR 4453	MUR 4536	MUR 4629
MUR 4454	MUR 4540	MUR 4636
MUR 4459	MUR 4542	MUR 4637
MUR 4474	MUR 4552	MUR 4639
MUR 4477	MUR 4554	MUR 4641
MUR 4481	MUR 4556	MUR 4644
MUR 4485	MUR 4561	MUR 4651
MUR 4486		MUR 4653
	MUR 4564	MUR 4656
MUR 4494	MUR 4567	MUR 4657

Date

7/97

Lawrence M. Noble
General Counsel

98043852732

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) Agenda Document No. X97-77
Enforcement Priority)

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session on December 2, 1997, do hereby certify that the Commission took the following actions with respect to Agenda Document No. X97-77:

1. Decided by a vote of 5-0 to

A. Decline to open a MUR, close the file effective December 15, 1997, and approve the appropriate letters in the following matters:

- | | |
|----------------|-----------------|
| 1. RAD 96L-11 | 7. Pre-MUR 347 |
| | 8. Pre-MUR 348 |
| 3. RAD 97L-10 | 9. Pre-MUR 349 |
| 4. RAD 97L-16 | 10. Pre-MUR 350 |
| 5. Pre-MUR 312 | 11. Pre-MUR 355 |
| 6. Pre-MUR 343 | |

B. Take no action, close the file effective December 15, 1997, and approve the appropriate letters in the following matters:

- | | |
|-------------|--------------|
| 1. MUR 4283 | 6. MUR 4442 |
| 2. MUR 4341 | 7. MUR 4444 |
| 3. MUR 4402 | 8. MUR 4445 |
| 4. MUR 4435 | 9. MUR 4446 |
| 5. MUR 4439 | 10. MUR 4447 |

(continued)

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Federal Election Commission
Certification: Agenda Document
No. X97-77
December 2, 1997

Page 2

11.	MUR 4449	36.	MUR 4556
12.	MUR 4453	37.	MUR 4561
13.	MUR 4454	38.	MUR 4564
14.	MUR 4459	39.	MUR 4567
15.	MUR 4474	40.	MUR 4569
16.	MUR 4477	41.	MUR 4586
17.	MUR 4481	42.	MUR 4590
18.	MUR 4485	43.	MUR 4600
19.	MUR 4486	44.	MUR 4612
20.	MUR 4494	45.	MUR 4615
21.	MUR 4495	46.	MUR 4616
22.	MUR 4496	47.	MUR 4620
23.	MUR 4497	48.	MUR 4622
24.	MUR 4510	49.	MUR 4628
25.	MUR 4511	50.	MUR 4629
26.	MUR 4514	51.	MUR 4636
27.	MUR 4515	52.	MUR 4637
28.	MUR 4521	53.	MUR 4639
29.	MUR 4525	54.	MUR 4641
30.	MUR 4527	55.	MUR 4644
31.	MUR 4536	56.	MUR 4651
32.	MUR 4540	57.	MUR 4653
33.	MUR 4542	58.	MUR 4656
34.	MUR 4552	59.	MUR 4657
35.	MUR 4554		

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

Attest:

12-4-97
Date

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



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

December 15, 1997

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Vollie V. Bisnett
P.O. Box 103
19778 Gas Point Road
Cottonwood, CA 96022

RE: MUR 4459

Dear Mr. Bisnett:

On September 12, 1996, the Federal Election Commission received your complaint alleging certain violations of the Federal Election Campaign Act of 1971, as amended ("the Act").

After considering the circumstances of this matter, the Commission 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 December 15, 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,

A handwritten signature in black ink, appearing to read "F. Andrew Turley".

F. Andrew Turley
Supervisory Attorney
Central Enforcement Docket

98043852735



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

December 15, 1997

Lyn Utrecht, Esq.
Oldaker, Ryan, Phillips & Utrecht
818 Connecticut Avenue, NW, 11th Floor
Washington, DC 20006

Eric F. Kleinfeld, Chief Counsel
Clinton/Gore '96
818 Connecticut Avenue, NW, 10th Floor
Washington, DC 20006

RE: MUR 4459

Clinton/Gore '96 Primary Committee, Inc., and Joan Pollitt, treasurer

Dear Ms. Utrecht and Mr. Kleinfeld

On September 17, 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 Clinton/Gore '96 Primary Committee, Inc., and Joan Pollitt, as treasurer. 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 December 15, 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 Jennifer H. Boyd on our toll-free number, (800)-424-9530. Our local number is (202) 219-3690.

Sincerely,

F. Andrew Turler
Supervisory Attorney
Central Enforcement Docket

93043852736



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

December 15, 1997

Margaret E. McCormick, Associate General Counsel
AFL-CIO
815 16th Street, NW
Washington, DC 20006

RE: MUR 4459
AFL-CIO and Richard L. Trumka, treasurer

Dear Ms. McCormick:

On September 17, 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 AFL-CIO and Richard L. Trumka, as treasurer. 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 December 15, 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 Jennifer H. Boyt on our toll-free number, (800)-424-9530. Our local number is (202) 219-3690.

Sincerely,

A handwritten signature in black ink, appearing to read "F. Andrew Turley".

F. Andrew Turley
Supervisory Attorney
Central Enforcement Docket

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

December 15, 1997

Joseph E. Sandler, Esq.
Neil P. Reiff, Esq.
Democratic National Committee
430 S. Capitol Street, SE
Washington, DC 20003

RE: MUR 4459
Democratic National Committee, and Carol Pensky, Treasurer

Dear Messrs. Sandler and Reiff:

On September 17, 1996, the Federal Election Commission notified your clients of a complaint alleging certain violations of the Federal Election Campaign Act of 1971, as amended. A copy of the complaint was enclosed with that notification.

After considering the circumstances of this matter, the Commission exercised its prosecutorial discretion to take no action against, Democratic National Committee and R. Scott Pastrick, as treasurer. 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 December 15, 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 Jennifer H. Boyt on our toll-free number, (800)-424-9530. Our local number is (202) 219-3690.

Sincerely,

F. Andrew Turley
Supervisory Attorney
Central Enforcement Docket

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 4459

DATE FILMED 1-12-98 CAMERA NO. 2

CAMERAMAN S.E.G.

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