



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

August 4, 1998

Jay D. Gurmankin, Esq.
BERMAN, GAUFIN, TOMSIC & SAVAGE
50 South Main Street, Suite 1250
Salt Lake City, Utah 84144

RE: MUR: 4621

Dear Attorney Gurmankin:

On July 15, 1998, you were notified that the Federal Election Commission ("Commission") had found reason to believe that your clients, the Cook 98 Re-election Committee and Avis Lewis, as treasurer ("respondents" or "Committee") may have violated the Federal Election Campaign Act of 1971, as amended. Specifically, the Commission determined that your clients may have violated 2 U.S.C. § 434(b).

In order to investigate this matter further, the Office of General Counsel requests that the respondents produce certain information relating to the Committee's reporting of its expenditures and debts during the 1996 election cycle. The respondents are therefore asked to answer the following questions:

1. What methodology and/or system was utilized by the respondents to calculate and to report the Cook campaign's expenditures to the Nielson Company ("Nielson") and to Phillips, Twede & Spencer, Inc. ("PTS") during the 1996 election cycle? In addition to answering this question in a narrative form, please produce any and all information and/or materials that may assist in explaining their answer, including, but not limited to, invoices, checks and billing statements.
2. What methodology and/or system was utilized by the respondents to calculate and to report those financial obligations to Nielson and/or PTS, that were contractually assumed during the 1996 election cycle? In addition to answering this question in a narrative form, the respondents may produce any and all information and/or materials that may assist in explaining their answer, including, but not limited to, invoices, checks and billing statements.
3. What methodology and/or system was utilized by the respondents to calculate and to report the Cook campaign's assumption of debt (disputed and otherwise) to Nielson and to

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PTS during the 1996 election cycle? In addition to answering this question in a narrative form, the respondents may produce any and all information and/or materials that may assist in explaining their answer, including, but not limited to, invoices, checks and billing statements.

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

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 me, at (202) 694-1596.

Sincerely,

Marianne Abely

Marianne Abely

21-04-405-2195