



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

June 27, 1997

F. Richard Call
7344 South Claim Jumper Circle
Salt Lake City, UT 84121

RE: MURs 4322 and 4650
Keystone Promotions, Inc.
F. Richard Call

Dear Mr. Call:

On June 17, 1997, the Federal Election Commission found reason to believe that Keystone Promotions, Inc. and you violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended. However, after considering the circumstances of this matter, the Commission also determined to take no further action and closed its file as it pertains to Keystone Promotions, Inc. and you. The Factual and Legal Analysis, which formed a basis for the Commission's finding, is attached for your information.

The Commission reminds you that making a corporate contribution in connection with a federal election is a violation of 2 U.S.C. § 441b(a). Keystone Promotions, Inc. and you should take steps to ensure that this activity does not occur in the future.

The file will be made public within 30 days after this matter has been closed with respect to all other respondents involved. You are advised that the confidentiality provisions of 2 U.S.C. § 437g(a)(12)(A) remain in effect with respect to all respondents still involved in this matter.

If you have any questions, please contact Kamau Philbert, the attorney assigned to this matter, at (202) 219-3690.

Sincerely,

A handwritten signature in black ink, which appears to read "John Warren McGarry". The signature is stylized and cursive.

John Warren McGarry
Chairman

Enclosure
Factual and Legal Analysis

FEDERAL ELECTION COMMISSION
FACTUAL AND LEGAL ANALYSIS

RESPONDENTS: F. Richard Call
Keystone Productions, Inc.

MURs 4322 and 4650

I. GENERATION OF MATTER

This matter was generated by a complaint filed with the Federal Election Commission and information ascertained by the Federal Election Commission ("the Commission") in the normal course of carrying out its supervisory responsibilities. See 2 U.S.C. § 437g(a)(1) and (2). The complaint was filed on 8 March, 1996, by Michael H. Chanin, Esq., on behalf of Enid '94, Enid '96, and Enid Greene Waldholtz, as treasurer. Based on the Coopers & Lybrand analysis, the complainant alleges numerous violations of the federal election laws by former treasurer Joseph Waldholtz. One of the alleged violations is that Mr. Waldholtz accepted a \$1,000 corporate contribution from Keystone Promotions, Inc. as an individual contribution by F. Richard Call, the owner of Keystone.

II. FACTUAL AND LEGAL ANALYSIS

In his response to the complaint, F. Richard Call, co-owner of Keystone Promotions, Inc., admits that he made a \$1,000 contribution to Enid '94 on 1 November, 1994. However, he claims that, not knowing of the restrictions on corporate contributions, he caused the check to be issued in the name of Keystone Promotions, Inc., a Utah "S" corporation and small advertising company owned by him and his wife. Mr. Call claims that when the Committee advised him that such contributions were unlawful, he submitted a personal check to replace the company check.

When the Committee failed to return the corporate check, Mr. Call states that he eventually stopped payment on the personal check. The Committee ultimately deposited the company check and reported it as an individual contribution from Mr. Call.

Pursuant to section 441b of the Federal Election Campaign Act of 1971, as amended ("the Act") it is unlawful for any corporation to make a contribution or expenditure in connection with any election to any political office, or for any candidate, political committee, or other person knowingly to accept or receive any contribution prohibited by this section, or any officer or any director of any corporation to consent to any contribution or expenditure by the corporation.

2 U.S.C. § 441b(a).

Based on the evidence, there is reason to believe that F. Richard Call and Keystone Promotions, Inc. made a \$1,000 prohibited contribution to Enid '94, in violation of 2 U.S.C. § 441b(a).