



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 467

DATE: 11/8/78

FILM: J.A.Q.





FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

October 19, 1978

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Arthur Rosenblatt
Treasurer, Delaney Committee for Congress
59-30 56 Road
Maspeth, New York 11378

Re: MUR 467(78)

Dear Mr. Rosenblatt,

This is to inform you that on October 12, 1978,
the Federal Election Commission voted to close the
file concerning MUR 467.

Enclosed is a copy of the certification of the
Commission's determination.

If you have any questions, please contact Anne A.
Weissenborn, the attorney assigned to this matter,
at (202) 523-4039.

Thank you for your cooperation.

Sincerely,

A handwritten signature in dark ink, appearing to read "William C. Oldaker", is written over the typed name.

William C. Oldaker
General Counsel

Enclosure

cc: M. Michael Stern, Esquire
286 Old Country Road
Mineola, New York 11501

78040072674



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Arthur Rosenblatt
Treasurer, Delaney Committee for Congress
59-30 56 Road
Maspeth, New York 11378

Re: MUR 467(78)

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Enclosed is a copy of the certification of the
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If you have any questions, please contact Anne A.
Weissenborn, the attorney assigned to this matter,
at (202) 523-4039.

Thank you for your cooperation.

Sincerely,

William C. Oldaker
General Counsel

Enclosure

cc: M. Michael Stern, Esquire
286 Old Country Road
Mineola, New York 11501

78040072675

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Delaney Committee for)
Congress)

MUR 467 (78)

CERTIFICATION

I, Marjorie W. Emmons, Secretary to the Federal Election Commission, do hereby certify that on October 12, 1978, the Commission determined by a vote of 6-0 to adopt the following recommendations as set forth in the General Counsel's Report dated October 5, 1978 regarding the above-captioned matter:

1. Close the file in this matter.
2. Send the letter attached to the above-named report.

Attest:

10/12/78

Date

Marjorie W. Emmons
Marjorie W. Emmons
Secretary to the Commission

Received in Office of Commission Secretary: 10-6-78, 11:43
Circulated on 48 hour vote basis: 10-6-78, 5:15

October 6, 1978

MEMORANDUM TO: Marge Emons
FROM: Elissa T. Garr
SUBJECT: MUR 467

Please have the attached General Counsel's Report on MUR 467 distributed to the Commission on a 48 hour tally basis.

Thank you.

78040072677

RECEIVED
OFFICE OF THE
COMMISSION SECRETARY

BEFORE THE FEDERAL ELECTION COMMISSION

78 OCT 6 All: 43

In the Matter of)
)
Delaney Committee for Congress)

MUR 467(78)

GENERAL COUNSEL'S REPORT

Pursuant to the Commission's decision of August 23, 1978, a letter was sent to the Delaney Committee for Congress, ("the Committee"), requesting the Committee to submit amendments to its year-end report for 1976, such amendments to provide the particulars of uses to which four Committee checks made payable to the Committee treasurer were put. It was explained that submission of such amendments would lead to the closing of the file in this matter.

The Committee has now submitted the requested amendments, together with additional, detailed information covering the uses to which the above checks were put and the names of persons who were the ultimate recipients of monies derived therefrom.

RECOMMENDATION

We recommend that the file in this matter be closed and that the attached letter be sent.

10/5/78
Date


William C. Oldaker

78040072678

Law Offices

M. MICHAEL STERN

600*
5065
RECEIVED
FEDERAL ELECTION
COMMISSION
CABLE: "STERNATTY"

78 OCT 2 P12:37
286 Old Country Road, Mineola, N. Y. 11501
(516) 742-0888

September 26, 1978

805624

Federal Election Commission
1325 K Street N.W.
Washington D C 20463

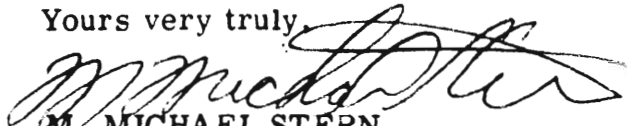
Gentlemen:

Att: Ms Anne Weissenborn
Re: De laney For Congress Comm

Returned herewith duly signed, and dated please
find Amended FEC Form 3.

Thank you for your patience and helpfulness in
resolving this matter .

Yours very truly,


M. MICHAEL STERN

MMS/j

78040072679

REPORT OF RECEIPTS AND EXPENDITURES
FOR CANDIDATE OR COMMITTEE
SUPPORTING CANDIDATE(S) FOR
NOMINATION OR ELECTION TO FEDERAL OFFICE

(Except for Candidates or Committees Receiving Federal Matching Funds)

RECEIVED
FEDERAL ELECTION
COMMISSION

OCT 2 12:38

Note: Committees authorized by a candidate to receive contributions and make expenditures in connection with more than one election must maintain separate records with respect to each election.

1 **DELANEY COMMITTEE FOR CONGRESS** 2 I.D. No. **#008427**
Name of Candidate or Committee (in full) **Structural Processing Corp.** Candidate/Committee
59-30 56th Road
Address (number and street) 3
Maspeth, NY 11378 Office Sought, State/District (if applicable)
City, State and ZIP Code ☐ Check if address is different than previously reported. Year of Election **1976**

4 Type of Report (check appropriate boxes)

- ☐ April 10 Quarterly Report ☐ Tenth day report preceding _____ election
(primary, general or convention) ☐ Termination Report
☐ July 10 Quarterly Report on _____ in the State of _____
(date) ☒ Amendment for:
Year-End
☐ October 10 Quarterly Report ☐ Thirtieth day report following _____ election
(primary, general or convention) (which report)
☐ January 31 Annual Report ☐ Monthly Report _____ on _____ in the State of _____
(month) (date)
This is a report for ☐ Primary Election ☐ General Election ☒ Primary and General ☐ Other (special, runoff, etc.)

SUMMARY OF RECEIPTS AND EXPENDITURES
(Figures may be rounded to nearest dollar.)

5 Covering Period _____ Through _____	Column A This Period	Column B Calendar Year-To-Date
6 Cash on hand January 1, 19		\$
7 Cash on hand at beginning of reporting period	\$	
8 Total receipts (from line 19)	\$	\$
(a) Subtotal (Add lines 7 and 8 for Column A and lines 6 and 8 for Column B)	\$	\$
9 Total expenditures (from line 25)	\$	\$
10 Cash on hand at close of reporting period (Subtract line 9 from line 8a)	\$	\$
11 Value of contributed items on hand to be liquidated (Attach itemized list)	\$	
12 Debts and obligations owed to the Committee/Candidate (itemize all on Schedule C)	\$	
13 Debts and obligations owed by the Committee/Candidate (itemize all on Schedule C)	\$	

I certify that I have examined this Report and to the best of my knowledge and belief it is true, correct and complete.

9/26/78

(Date)

Arthur Rosenblatt

(Typed Name of Treasurer or Candidate)

(Signature of Treasurer or Candidate)

Note: Submission of false, erroneous, or incomplete information may subject the person signing this Report to the penalties of 2 U.S.C. Section 437g, or Section 441j (see reverse side of form).

For further
information,
Contact:

Federal Election Commission
1325 K Street, N.W.
Washington, D.C. 20463

or call 800/424-9530

Approved by GAO
B-187620 (R0506)
Expires 3-31-81

All previous versions of FEC FORM 3 are obsolete and should no longer be used.

Any information reported herein may not be copied for sale or use by any person for purposes of soliciting contributions or for any commercial purpose.

7 8 7 4 0 7 2 6 8 1
M. MICHAEL STERN

286 OLD COUNTRY ROAD

MINEOLA, N. Y. 11501

78 OCT 2 P12: 38
RECEIVED
FEDERAL ELECTION COMMISSION

Att: Ms Anne Weissenborn

FEDERAL ELECTION COMMISSION

1325 K Street NW

Washington, D C



FEDERAL ELECTION

59-30 56th Road
Maspeth, N.Y. 11378
September 15, 1978

806309

Federal Election Commission
1325 K Street, N.W.
Washington, D. C. 20463

Attention: Mr. William C. Oldaker
General Counsel

RE: MUR 467 - Delaney Committee for Congress

Dear Mr. Oldaker:

RE: Check #190 - 9-13-76 - \$500.00

Attached is a list of the twenty-five (25) individuals who served in the capacity of captains in connection with the primary campaign of 1976. For their services rendered on primary night they were compensated with the sum of \$20.00 each. Mr. Wilbur Dalton, Republican Leader, of the Richmond Hill Republican Club, 86-15 Lefferts Boulevard, Richmond Hill, N.Y. 11418, acted as agent for the distribution to the following individuals.

RE: Check #192 - 9-14-76 - \$500.00

This was an expenditure in connection with primary night 1976. Following the closing of the polls twenty-five (25) campaign workers, per attached list, were employed in making an analysis of the poll results which would indicate the contribution of the various captains. Food and beverages for these twenty-five (25) campaign workers was provided resulting in an expenditure of \$183.67 with gratuities, etc. of \$16.33. The balance of \$300.00 was distributed in varying amounts to the workers depending upon the nature and extent of the service. The agent for this distribution was Mr. Wilbur Dalton.

RE: Check #169 - 9-9-76 - \$2000.00

In the amount of \$2000.00 represents an election related expenditure covering the installation of six additional phones making a total of eight at the election headquarters.

These telephones were staffed by 16 election workers on a daily basis for six days, at \$20.00 per day, plus \$80.00 for lunches and dinners, equaling \$2000.00.

78040072682

September 15, 1978

Page 2

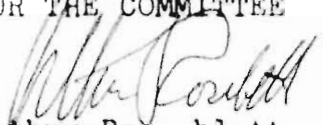
RE: Check #212 - 10-29-76 - \$800.00

With respect to the check for \$800.00, issued October 29, 1976, representing monies expended to campaign workers you will find transmitted herewith a communication from Mr. Anthony Schneider to the "Committee" giving full details of the transaction.

We trust that the foregoing communication, supplemented with exhibits (4) and Amended Schedule "B" will meet with your complete satisfaction and will enable you to close this file.

Very truly yours,

FOR THE COMMITTEE


Arthur Rosenblatt
Treasurer

M. Michael Stern, Esq.
Counsel


AR:MS:fa
Encls.

780400072683

DELANEY COMMITTEE FOR CONGRESS

List of payments to captains as per check #190 dated September 13, 1978 in the amount of \$500.00, issued to Mr. Arthur Rosenblatt.

<u>NAME</u>	<u>ADDRESS</u>	<u>AMOUNT</u>
John Vincelli	30-53 29 St., Richmond Hill, NY 11102	\$20.00
Martha DeMartino	86-13 120 St., Richmond Hill, NY 11418	\$20.00
Jo Sauro	69-11 Alderton St., Forest Hills, NY 11374	\$20.00
Elizabeth Jones	85-21 121 St., Richmond Hill, NY	\$20.00
Antoinette Murphy	91-02 69 Ave., Forest Hills, NY 11375	\$20.00
Helen Johnson	101-14 120 St., Richmond Hill, NY 11419	\$20.00
Bertha Rasaska	87-21 124 St., Richmond Hill, NY 11418	\$20.00
Allen Eisenhower	84-14 104 St., Richmond Hill, NY 11418	\$20.00
Laura Schols	84-12 96 St., Richmond Hill, NY 11421	\$20.00
Harriet May	95-18 114 St., Richmond Hill, NY 11419	\$20.00
Aziz Menaske	84-25 Beverly Rd., Kew Gardens, NY 11415	\$20.00
Eero Parn	93-21 86 Ave., Woodhaven, NY 11421	\$20.00
Elvi Parn	93-21 86 Ave., Woodhaven, NY 11421	\$20.00
George Standen	86-85 102 St. Richmond Hill, NY 11418	\$20.00
Oscar Esposito	89-38 116 St., Richmond Hill, NY 11418	\$20.00
Jean Saitta	86-40 123 St., Richmond Hill, NY 11418	\$20.00
Sadie Luise	92-12 107 St., Richmond Hill, NY 11418	\$20.00
Emily Gesperowicz	87-18 118 St., Richmond Hill, NY 11418	\$20.00
Dominic Ferraro	132-19 Metropolitan Ave., Richmond Hill, NY 11418	\$20.00
Edward Kullmann	85-32 108 St., Richmond Hill, NY 11418	\$20.00
Mary Kmiazky	87-18 104 St., Richmond Hill, NY 11418	\$20.00
Louise Marcon	83-85 Woodhaven Blvd., Woodhaven, NY 11421	\$20.00
Joe Beissel	84-24 86 St., Richmond Hill, NY 11410	\$20.00
Claudia Kammers	84-26 115 St., Richmond Hill, NY 11418	\$20.00
Bernard Williams	101-32 118 St., Richmond Hill, NY 11419	\$20.00
		\$500.00

78040072684

DELANEY COMMITTEE FOR CONGRESS

List made of payments made to campaign workers preparing analysis of poll results as per check #192 dated September 14, 1976, in the amount of \$500.00, issued to Mr. Arthur Rosenblatt.

<u>NAME</u>	<u>ADDRESS</u>
Al Mastrocola	86-06 126 St., Richmond Hill, NY 11418
T. Wollweber	90-03 80 St., Richmond Hill, NY 11421
Anthony Stavropoulos	30-67 46 St., Astoria, NY 11103
Victor Sawicki	115-26 Myrtle Ave., Richmond Hill, NY 11418
Charles Sweeney	62-29 69 St., Middle Village, NY 11379
Anita Tender	119-37 Metropolitan Ave., Richmond Hill, NY 11415
Wm. Gloffke	132-19 Metropolitan Ave., Richmond Hill, NY 11418
Gloria Lane	86-25 121 St., Richmond Hill, NY 11418
Charlotte Taylor	87-73 111 St., Richmond Hill, NY 11418
Louis Panarella	139-47 86 Ave., Richmond Hill, NY 11435
George Bassemir	139-41 87 Rd. Jamaica, NY 11435
Lorena Kast	88-38 Union Tpke, Glendale, NY 11227
Alfred Porcari	107-38 112 St., Richmond Hill, NY 11419
Mrie Frische	119-37 Metropolitan Ave., Richmond Hill, NY 11415
Ann Richardson	85-55 115 St., Richmond Hill, NY 11418
Dorothy Earl	84-30 124 St., Richmond Hill, NY 11415
Helen Boyle	114-21 Jamaica Ave., Richmond Hill, NY 11418
Paul Jast	95-08 106 St., Richmond Hill, NY 11416
Pauline Ferrara	84-40 129 St., Richmond Hill, NY 11415
Vincent Petrone	89-08 Lefferts Blvd., Richmond Hill, NY
Scott Just	94-10 117 St., Richmond Hill, NY 11419
Frances Albano	124-17 Hillside Ave., Richmond Hill, NY
Edith Parker	85-45 118 St., Richmond Hill, NY 11415
Bos Heinrich	86-01 115 St., Richmond Hill, NY
John Gaglowski	119-16 Hillside Ave., Richmond Hill, NY 11418

7 8 0 4 0 0 7 2 6 8 5

109-15 Cross Bay Boulevard
Ozone Park, New York 11417
July 19, 1978

Delaney For Congress Committee
59-30 56th Road
Maspeth, New York 11378

Gentlemen:

Re: "Delaney For Congress Committee"

In connection with the above-captioned election campaign the following sums were disbursed to the indicated campaign workers as compensation for their prior activities:

Louis Pradel 110-14 103rd Ave., Richmond Hill	\$ 75.00
Roseanne Chiaramonte 86-14 123rd St., Richmond Hill	75.00
Diana Wynodrink 93-14 85th Ave., Woodhaven	75.00
MaryAnne Simpson 85-12 Suteer Ave., Richmond Hill	75.00
Marylyn Pavlov 93-14 107th Ave., Ozone Park	75.00
Maraget Boccio 86-77 107th St., Richmond Hill	75.00
Eileen Conolly 105-08 Jamaica Ave., Richmond Hill	75.00
Mary Reeve 105-20 Jamaica Ave., Richmond Hill	75.00
Irene Ahmeroff 14-20 147th St., Whitestone	75.00
Ann Carlson 103-45 Lefferts Blvd., Richmond Hill	75.00
Anthony C. Marino 116-17 Atlantic Ave., Richmond Hill	50.00
	<u>\$800.00</u>

These monies were received by me from Arthur Rosenblatt, Treasurer, in individual envelopes bearing the name of the recipient to be, with a notation as to the amount of the enclosure.

Very truly yours,

Arthur Schneider
Arthur Schneider

Samuel J. ...

PETER'S SELF SERVICE

DISTINCTIVE PARTY CATERERS

Wholesale and Retail Grocers and Caterers

86-01 101st AVENUE

OZONE PARK, N. Y. 11416

Virginia 5-6970 • VI 5-6971

Orders Delivered

2/10/80 50.00

1/30/67
35.00
PAID

CUSTOMER'S
ORDER NO.

DATE

9/10/76

NAME

Perry

ADDRESS

107-24 75th

SOLD BY

CASH

C.O.D.

CHARGE

ON ACC'T

MOSE. RET'D.

PAYD OUT

QUAN.

DESCRIPTION

PRICE

AMOUNT

30- hot He Dole

14/10

43.50

100- Cooled Sack

19.91

63.49

8/1/71

50.8

68.67

Thank you
for your best deep white
or the select of pd.
Deduction

10.00

78.67

3.00

REC'D. BY

81.67

ALL CLAIMS AND RETURNED GOODS
MUST BE ACCOMPANIED BY THIS BILL

78040072687

AMENDED
Report of Receipts and Expenditures
for a Candidate or Committee
Supporting any Candidate(s) for
Nomination or Election to Federal Office

FILED IN ELECTION

Note: Committees authorized by a candidate to receive contributions and make expenditures in connection with more than one election must maintain separate records with respect to each election.

1(a) Name of Candidate or Committee (in full) ☐ Check if name or address is changed DELANEY COMMITTEE FOR CONGRESS	2 Identification Number # 008427
(b) Address (number and street) Structural Processing Corp. 59-30 56th Road	3(a) Is this a report of receipts and expenditures for only one election? ☐ Yes ☐ No
(c) City, State and ZIP code Maspeth, NY 11378	(b) If "Yes," for which election? Primary on 9/13/76 (general, primary, runoff) (date)

4 Type of Report (Check appropriate box and complete, if applicable)

(a) ☐ Amendment For <u>Primary</u> (c) ☐ July 10 Quarterly Report (Which report) (d) ☐ October 10 Quarterly Report	(e) ☐ January 31 Year End Report (f) ☐ Monthly Report _____ (Month)
(b) ☐ April 10 Quarterly Report	(g) ☐ Termination Report
(h) ☐ Tenth day report preceding _____ election on _____ in the State of _____ (primary, general or convention) (date)	
(i) ☐ Thirtieth day report following _____ election on _____ in the State of _____ (primary, general or convention) (date)	

Candidate or Committee Summary of Receipts and Expenditures

5 Covering Period: From _____ Through _____		
Section A - Cash Balance Summary	Column A This Period	Column B Calendar Year-To-Date
THE AMENDMENT APPLIES ONLY TO EXPLANATIONS AND DETAILS WITH RESPECT TO		
6 Cash on hand January 1, 19 <u>SCHEDULE B - ATTACHED</u>		\$
7 Cash on hand at beginning of reporting period	\$	
8 Total receipts (from line 19)	\$	\$
(a) Subtotal (Add lines 7 and 8)	\$	\$
9 Total expenditures (From line 25)	\$	\$
10 Cash on hand at close of reporting period (Subtract line 9 from line 8)	\$	\$
11 Contributed items on hand to be liquidated (attach itemized list)	\$	
Section B - Presidential Campaign Expenditures Subject to Limitation - Summary (To Be Used Only By Presidential Candidates Receiving Federal Funds)		
12 Operating expenditures (from line 20)	\$	\$
13 Refunds and Rebates (from line 17)	\$	\$
14 (a) Expenditures subject to limitation (Subtract line 13 from line 12)	\$	\$
(b) Expenditures from prior years subject to limitation		\$
(c) Total expenditures subject to limitation (Add lines 14a and 14b)		\$

I certify that I have examined this Report, and to the best of my knowledge and belief it is true, correct and complete.

Arthur Rosenblatt

(Typed Name of Treasurer or Candidate)

(Signature of Treasurer or Candidate)

9/15/78

(Date)

Note: Submission of false, erroneous, or incomplete information may subject the person signing this Report to the penalties of 2 U.S.C. § 437g or § 441j (See reverse side of form)

For further
information
Contact:

Federal Election Commission
1325 K Street, N.W.
Washington, D.C. 20463

Any information reported herein may not be copied for sale or use by any person for purposes of soliciting contributions or for any commercial purpose.

Report of Receipts and Expenditures
for a Candidate or Committee
Supporting any Candidate(s) for
Nomination or Election to Federal Office

FILED

Note: Committees authorized by a candidate to receive contributions and make expenditures in connection with more than one election must maintain separate records with respect to each election.

1(a) Name of Candidate or Committee (in full) ☐ Check if name or address is changed DELANEY COMMITTEE FOR CONGRESS		2 Identification Number # 008427
(b) Address (number and street) Structural Processing Corp. 59-30 56th Road		3(a) Is this a report of receipts and expenditures for only one election? ☐ Yes ☐ No
(c) City, State and ZIP code Maspeth, NY 11378		(b) If "Yes," for which election? Primary on 9/13/76 (general, primary, runoff) (date)
4 Type of Report (Check appropriate box and complete, if applicable)		
(a) ☐ Amendment For Primary (c) ☐ July 10 Quarterly Report (Which report) (d) ☐ October 10 Quarterly Report		
(b) ☐ April 10 Quarterly Report (e) ☐ January 31 Year End Report		
(f) ☐ Monthly Report (Month)		
(g) ☐ Termination Report		
(h) ☐ Tenth day report preceding _____ election on _____ in the State of _____ (primary, general or convention) (date)		
(i) ☐ Thirtieth day report following _____ election on _____ in the State of _____ (primary, general or convention) (date)		

Candidate or Committee Summary of Receipts and Expenditures

5 Covering Period: From _____ Through _____	Column A This Period	Column B Calendar Year-To-Date
Section A - Cash Balance Summary		
THE AMENDMENT APPLIES ONLY TO EXPLANATIONS AND DETAILS WITH RESPECT TO		
6 Cash on hand January 1, 19 .. SCHEDULE B - ATTACHED		\$
7 Cash on hand at beginning of reporting period	\$	
8 Total receipts (from line 19)	\$	\$
(a) Subtotal (Add lines 7 and 8)	\$	\$
9 Total expenditures (From line 25)	\$	\$
10 Cash on hand at close of reporting period (Subtract line 9 from line 8)	\$	\$
11 Contributed items on hand to be liquidated (attach itemized list)	\$	
Section B - Presidential Campaign Expenditures Subject to Limitation - Summary (To Be Used Only By Presidential Candidates Receiving Federal Funds)		
12 Operating expenditures (from line 20)	\$	\$
13 Refunds and Rebates (from line 17)	\$	\$
14 (a) Expenditures subject to limitation (Subtract line 13 from line 12)	\$	\$
(b) Expenditures from prior years subject to limitation		\$
(c) Total expenditures subject to limitation (Add lines 14a and 14b)		\$

I certify that I have examined this Report, and to the best of my knowledge and belief it is true, correct and complete.

Arthur Rosenblatt

(Typed Name of Treasurer or Candidate)

(Signature of Treasurer or Candidate)

9/15/78

(Date)

Note: Submission of false, erroneous, or incomplete information may subject the person signing this Report to the penalties of 2 U.S.C. § 437g or § 441j (See reverse side of form)

For further
information
Contact:

Federal Election Commission
1325 K Street, N.W.
Washington, D.C. 20463

Any information reported herein may not be copied for sale or use by any person for purposes of soliciting contributions or for any commercial purpose.

Detailed Summary Schedule of Receipts and Expenditures

(Page 2)

Name of Candidate or Committee		REPORT COVERING THE PERIOD	
		FROM:	TO:
		Column A This Period	Column B Calendar year-to-date
PART I - RECEIPTS			
15 Contributions and other Income:			
(a) Itemized (use Schedule A)		\$	
(b) Unitemized		\$	
(c) Sales and Collections Included Above:			
List by event on memo Schedule D (\$			
(d) Subtotal of contributions and other income		\$	\$
16 Loans and Loan Repayments Received:			
(a) Itemized (use Schedule A)		\$	
(b) Unitemized		\$	
(c) Subtotal of loans and loan repayments received		\$	\$
17 Refunds, Rebates, Returns Received:			
(a) Itemized (use Schedule A)		\$	
(b) Unitemized		\$	
(c) Subtotal of refunds, rebates, returns		\$	\$
18 Transfers In:			
(a) From Affiliated Committee (Itemize on Schedule A Regardless of Amount)		\$	
(b) From other Committees (Itemize on Schedule A Regardless of Amount)		\$	
(c) Subtotal of transfers in		\$	\$
19 Total Receipts		\$	\$
PART II - EXPENDITURES			
20 Operating Expenditures (Committees Not Receiving Federal Funds Include Fundraising, Legal and Accounting Expenditures):			
(a) Itemized (use Schedule B)		\$	
(b) Unitemized		\$	
(c) Subtotal of operating expenditures		\$	\$
21 Independent Expenditures (use Schedule E)		\$	\$
22 Loans, Loan Repayments, and Contribution Refunds Made:			
(a) Itemized (use Schedule B)		\$	
(b) Unitemized		\$	
(c) Subtotal of loans and loan repayments made and contribution refunds		\$	\$
23 For Use Only By Presidential Campaigns Receiving Federal Funds; Exempt Fundraising, Legal and Accounting Expenditures:			
(a) Itemized (use Schedule B)		\$	
(b) Unitemized		\$	
(c) Subtotal of fundraising expenditures		\$	\$
24 Transfers Out:			
(a) To Affiliated Committee (Itemize on Schedule B Regardless of Amount)		\$	
(b) To Other Committees (Itemize on Schedule B Regardless of Amount)		\$	
(c) Subtotal of transfers out		\$	\$
25 Total Expenditures		\$	\$
PART III - DEBTS AND OBLIGATIONS			
26 Debts and obligations owed to the Committee (Itemize all on Schedule C)		\$	
27 Debts and obligations owed by the Committee (Itemize all on Schedule C)		\$	
PART IV - RECEIPTS AND EXPENDITURES, NET OF TRANSFERS TO AND FROM AFFILIATED COMMITTEES			
28 Total Receipts (from line 19)		\$	
29 Transfers In (from line 18(a))		\$	
30 Net Receipts (Subtract line 29 from line 28)		\$	
31 Total Expenditures (from line 25)		\$	
32 Transfers out (from line 24(a))		\$	
33 Net Expenditures (Subtract line 32 from line 31)		\$	

78040072690

Schedule B

July 1976
Federal Election Commission
1325 K Street, N.W.
Washington, D.C. 20463

Unitemized Expenditures
Campaign Fundraising, Loans, and Transfers
for Lines 20, 22, 23, and/or 24 of FEC Form 3

(see instructions on back)

Page _____ of _____ for _____

LINE NUMBER _____

(Use separate schedule(s) for each numbered line)

Name of Candidate or Committee in full

DELANEY COMMITTEE FOR CONGRESS

Full Name, mailing address and ZIP code	Purpose of Expenditure	Date (month, day, year)	Amount of each expenditure this period
Arthur Rosenblatt 59-30 56 Road Maspeth, NY 11378	Telephone installation & payment of workers- see accompanying letter	9/9/76	\$2000.00
Arthur Rosenblatt 59-30 56 Road Maspeth, NY 11378	Payment to captains primary night -see accompanying letter & list attached	9/13/76	\$ 500.00
Arthur Rosenblatt 59-30 56 Road Maspeth, NY 11378	payment to workers primary night plus food & beverages -see accompanying letter & list attached	9/14/76	\$ 500.00
Arthur Rosenblatt 59-30 56 Road Maspeth, NY 11378	Payment to campaign workers - see accompanying letter & list attached	10/29/76	\$ 800.00
Full Name, mailing address and ZIP code	Purpose of Expenditure	Date (month, day, year)	Amount of each expenditure this period
Full Name, mailing address and ZIP code	Purpose of Expenditure	Date (month, day, year)	Amount of each expenditure this period
Full Name, mailing address and ZIP code	Purpose of Expenditure	Date (month, day, year)	Amount of each expenditure this period
Full Name, mailing address and ZIP code	Purpose of Expenditure	Date (month, day, year)	Amount of each expenditure this period
Full Name, mailing address and ZIP code	Purpose of Expenditure	Date (month, day, year)	Amount of each expenditure this period

Subtotal of expenditures this page (optional). ▶ \$

Total this period (last page this line number only). ▶ \$

78040072691

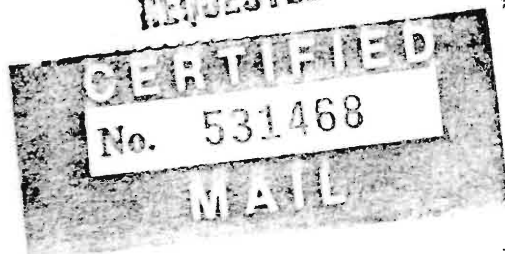
Arthur Rosenblatt, Treas.
Delaney Committee for Congress
59-30 56th Road
Maspeth, N.Y. 11378

CERTIFIED RETURN

RETURN RECEIPT
REQUESTED

78 SEP 20 AM 12.04

78211 10/15/78---1.52



Federal Election Commission
1325 K Street, N.W.
Washington, D. C. 20463

ATTENTION: Mr. William C. Oldaker
General Counsel

7 8 0 4 0 0 7 2 6 9 2



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

September 6, 1978

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

M. Michael Stern, Esquire
286 Old Country Road
Mineola, New York 11501

Re: MUR 467 - Delaney for
Congress Committee

Dear Mr. Stern,

The Federal Election Commission has made the determination that if the Delaney for Congress Committee will amend its Year-End Report for 1976 to show detailed and accurate purposes for the improperly reported expenditures involved in this matter, the Commission will take no further action and the file will be closed.

The particular expenditures which would be involved in such an amendment are those listed in our February 24, 1978, letter to Mr. Arthur Rosenblatt, namely those evidenced by 1976 Committee checks #169 (9/9/76 - \$2000), #190 (9/13/76 - \$500), #192 (9/14/76 - \$500), and #212 (10/29/76 - \$800). Although you have already submitted explanations and documentation concerning Checks #169 and #212, this information should be included in a formal amendment of the Year-End Report in order to comply with the requirements of 2 U.S.C. § 434(b)(9) and (10).

These amendments may be submitted either by means of a Schedule B or in letter form.

If you have any questions, please contact Anne A. Weissenborn, the attorney assigned to this matter, at (202) 523-4039.

Sincerely,

A handwritten signature in dark ink, appearing to read "William C. Oldaker", is written over a large, stylized circular flourish.

William C. Oldaker
General Counsel

78010072693

780400072694

AW 467

PS Form 3811, Apr 1977

● SENDER Complete items 1, 2, and 3
Add your address in the "RETURN TO" space on reverse

1. The following service is requested (check one).
☐ Show to whom and date delivered c
☒ Show to whom, date, and address of delivery c
☐ RESTRICTED DELIVERY
Show to whom and date delivered c
☐ RESTRICTED DELIVERY
Show to whom, date, and address of delivery \$
(CONSULT POSTMASTER FOR FEES)

2. ARTICLE ADDRESSED TO:
M. Michael Stern

3. ARTICLE DESCRIPTION:
REGISTERED NO. CERTIFIED NO. INSURED NO.
943098

(Always obtain signature of addressee or agent)

I have received the article described above.
SIGNATURE ☐ Addressee ☐ Authorized agent
June K. Linn

4. DATE OF DELIVERY 7-8-78 POSTMARK
NEOLA, NY
SEP 20 1978

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

CLERK'S INITIALS

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Delaney Committee for Congress)

MUR 467 (78)

CERTIFICATION

I, Marjorie W. Emmons, Secretary to the Federal Election Commission, do hereby certify that on August 23, 1978, the Commission determined by a vote of 6-0 to request the respondent in the above-captioned matter to file amended reports with the FEC preliminary to the closing of the file in this matter.

Attest:

8/25/78

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary to the Commission

78040072695



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

August 17, 1978

MEMORANDUM TO: CHARLES STEELE

FROM: MARJORIE W. EMMONS *mgw by pc*

SUBJECT: MUR 467 (78) - General Counsel's Report
dated 8-14-78
Received in Office of
Commission Secretary:
8-15-78, 5:00

The above-named document was circulated on
a 48 hour vote basis at 11:30 August 16, 1978.

Commissioner Thomson submitted an objection at
9:56, August 17, 1978, thereby placing MUR 467 on
the Executive Session Agenda for August 23, 1978.

cc: Commissioner Thomson



August 16, 1978

MEMORANDUM TO: Marge Samons
FROM: Elissa T. Carr
SUBJECT: MUR 467

Please have the attached General Counsel's
report distributed to the Commission on a 48 hour
tally basis.

Thank you.

780400722697

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Delaney Committee for Congress) MUR 467(78)

GENERAL COUNSEL'S REPORT

I. Summary of Allegations and Commission Action

During the audit of the Delaney Committee for Congress ("the Committee"), the audit staff found thirteen checks written in 1976 and two written in 1975, made payable to Arthur Rosenblatt, treasurer of the Committee. Eleven of these checks were supported only by entries in a journal maintained by the treasurer, entries which contained the check number, the date of the check, the amount, and the purpose for which the money was used. (See Attachment I). These entries indicate that in ten instances the Treasurer cashed the check and used the proceeds to make cash payments to campaign workers and vendors.^{1/} The auditors found no supporting documentation for the remaining four checks which range in value from \$225 to \$2700 and totaled \$4725.

On September 29, 1976, committees and candidates were informed by the Commission that, for purposes of record-keeping and reporting, advances to Committee personnel were not to be considered expenditures; rather, the ultimate recipients of advance monies should be documented and reported. In the present situation only one of the twelve checks recorded in the Treasurer's journal, check #212 for \$800, was written after September 29; therefore, only that

^{1/} The twelfth check represented a reimbursement of the treasurer.

78040072698

particular journal recorded check was deemed by the Office of General Counsel to be insufficiently documented. For the rest, the journal entries were considered adequate contemporaneous memoranda.

The Committee's documentation failure with respect to check #212, plus its failure to document the four non-journal checks cited above, placed the Committee in apparent violation of 2 U.S.C. § 432(d). The expenditures involved in this violation totaled \$5525.

The Committee was also deemed by the Commission to be in violation of 2 U.S.C. § 434(b)(9) and (10) by having failed to report the ultimate recipients of monies derived from check #212 and for having failed to report in sufficient detail the purposes for three other checks made payable to the treasurer, these being checks #169, #190 and #192. The purposes given in the latter three instances were "for Primary expenses", "for expenses of primary night", and "for Primary expenses". The expenditures involved in this violation totaled \$3800.

One of the checks entered in the treasurer's journal, #169 for \$2000, was recorded as having been used in part to pay sixteen persons \$20.00 per day for six days.* Such cash payments of \$120 to individuals represented an apparent violation of 2 U.S.C. § 437b (a) and (b) which requires that all expenditures, other than petty cash expenditures of \$100 or less, be made by check drawn on a campaign depository.

* The journal entry originally supplied stated that six workers were involved. The Committee has since corrected this figure.

78040072699

On February 22, 1978, the Commission found reason to believe that all of the above violations had occurred.

II. Evidence

A letter was sent to the Committee's treasurer on February 27, 1978, informing him of the Commission's findings and requesting specific documents and other information. The Committee has now submitted all information specifically requested by this Office. Legal analyses and recommendations regarding each category of violation are as follows:

A) Failure to keep adequate records pursuant to 2 U.S.C.
§ 432(d)

The five checks involved in the Commission's finding of Section 432(d) violations by the Committee consisted of Check #126 dated 7/12/76 in the amount of \$225, Check #210 dated 10/28/76 in the amount of \$2700, Check #212 dated 10/29/76 in the amount of \$800, and two unnumbered checks dated 2/2/75 and 2/14/75 in the amounts of \$1000 and \$800. All five were made payable to Mr. Rosenblatt. The Committee has now supplied full documentation for four of the checks and partial documentation for Check #126. This documentation reveals that Check #210 and the two unnumbered 1975 checks represented repayments of a loan in the amount of \$4500 made by Mr. Rosenblatt to the Committee on September 4, 1974. Check # 212, according to the documentation, was used to make \$75.00 cash payments and one \$50.00 cash payment to eleven campaign workers in compensation for their activities involving the serving of subpoenas during the Committee's challenge of opposition nomination

78040072700

petitions. Check #126 was used by Mr. Rosenblatt to make cash payments for bar charges, maitre'd and waiter gratuities and photography charges with regard to a reception. Documentation has been provided only as to the photographer's charge, with the Committee's attorney having pointed out the difficulty in obtaining supporting documentation for the other types of payments involved. We believe that the Committee may be deemed to have exerted its best efforts in supplying documentation.

The Office of General Counsel recommends a finding of no reasonable cause to believe that the Committee has violated 2 U.S.C. § 432(d) with regard to the above five checks.

B) Failure to report properly certain expenditures pursuant to 2 U.S.C. § 437(b)(9) and (10)

The four checks involved in the Commission's finding of Section 434(b)(9) and (10) violations by the Committee consisted of Check #169, in the amount of \$2000 and dated 9/9/76 which was reported as being "for Primary expenses", Check #190 in the amount of \$500 and dated 9/13/76 which was reported as being "for expenses of Primary night", Check #192 in the amount of \$500 and dated 9/13/76 which was reported as being "for Primary expenses", and Check #212 in the amount of \$800 and dated 10/29/76 which was reported as being for "Election day expenses for captains and workers and refreshments at headquarters." The purpose given for Check #212 is now said by the Committee to have been a mistake occasioned by confusion of that check with another. The actual purpose of Check #212 was to pay campaign workers to serve subpoenas.

78040072701

The Office of General Counsel recommends a finding of reasonable cause to believe that the Committee has violated 2 U.S.C. § 434b(9) and (10) with regard to these four checks. The proposed Conciliation Agreement would require the Committee to amend its reports to provide more detailed and, in the case of Check #212, accurate purposes for the uses of the monies derived from these four checks.

C) Expenditures made by means other than use of a designated campaign depository pursuant to 2 U.S.C. § 437b(a) and (b)

78040072702
The check specifically involved in the Commission's finding of a Section 437b(a) and (b) violation by the Committee was Check #169. This check, dated 9/9/76 and in the sum of \$2000, was made payable to Mr. Rosenblatt. According to his journal entry, the cash derived from this check was used to pay sixteen workers \$20 per day for six days to man telephones, creating total cash payments of \$120 per person. (The remaining \$80 was used for refreshments). Such cash payments to individuals in excess of \$100 represent violations of Section 437b(a).

The Office of General Counsel recommends a finding of reasonable cause to believe that the Committee has violated 2 U.S.C. § 437b(a) and (b).

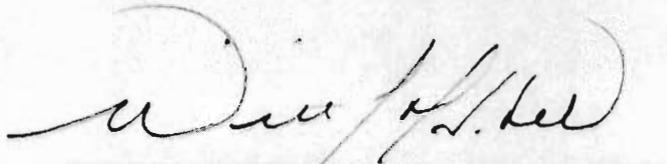
RECOMMENDATIONS

1. Find no reasonable cause to believe that the Delaney Committee for Congress violated 2 U.S.C. § 432(d).

2. Find reasonable cause to believe that the Delaney Committee for Congress violated 2 U.S.C. § 434b(9) and (10) and 2 U.S.C. § 437b(a) and (b).

3. Send attached letter and conciliation agreement.

8/14/78
Date



William C. Oldaker
General Counsel

78040072703

DELANEY COMMITTEE FOR CONGRESS

JOURNAL-RECORDED CHECKS MADE PAYABLE TO THE TREASURER

Check Number	Date	Amount on Documentation	Amount on Report	Purpose on Documentation	Purpose on Report
1. #149	7/27/76	\$2,000	\$2,000	"Twenty (20) workers at \$20.00/day for five (5) days. Workers working with attorney Bob Clark going over opposition petitions of Bob Eagan."	"For cam. workers and invest. re. Rep. Primary on petitions against opposition."
2. #155	7/30/76	\$1,000	\$1,000	"Twenty (20) workers at \$20.00/day for 2 1/2 days. Workers serving subpoenas"	"For campaign workers and invest. re. Rep. Primary on petitions against opposition."
3. #156	7/30/76	\$1,000	\$1,000	"Twenty (20) workers at \$20.00/day for 2 1/2 days. Workers investigating to confirm proper signatures and addresses of opposition."	" For workers serving subpoenas and investigati and ckg. signatures."
4. #163-A	8/2/76	\$500	\$500	"Twenty (20) workers at \$20.00/day plus \$100 for lunches. Twenty (20) additional workers for Primary petitions."	"Payment to inspectors, investigators, and workers (Petitions)."
5. #163-B	8/4/76	\$2,000	\$2,000	"Final day - Fifty (50) workers at \$20.00/day - two (2) days. Finalizing petitions prior to court case."	"Legal Fees re. Rep./Pri. Qns. Sup. Court and Bklyn. Appellate Court"
6. #165	9/2/76	\$100	Not itemized	"Reimbursement for out-of pocket expenses"	Not itemized

7 8 0 4 0 0 7 2 7 0 4

Check Number	Date	Amount on Documentation	Amount on Report	Purpose on Documentation	Purpose on Report
7. #169	9/9/76	\$2,000	\$2,000	"For six (6) workers on telephones for six (6) days at \$20.00/day - \$1920.00. For lunches and dinners - \$80.00."	"For Primary expenses"
8. #190	9/13/76	\$500	\$500	"For twenty-five (25) captains at \$20.00 each for Primary night."	"For expenses of Primary night"
9. #192	9/14/76	\$500	\$500	"For twenty-five (25) cam- paign workers working Primary night putting together captain's report - results of polls."	"For primary expenses"
10. #193	9/14/76	\$100	Not itemized	"Refreshments for primary day"	Not itemized
11. #212	10/29/76	\$400	\$800	"For beer, soda and sand- wiches for approx. 800 people election night at campaign headquarters - Richmond Hill Rep. Club."	"Election day expenses for capts. and workers and refreshments at hqts."

7 8 0 4 0 0 7 2 7 0 5

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Delaney Committee for Congress) MUR 467(77)

CONCILIATION AGREEMENT

78040072706
This matter having been initiated by the Commission in the ordinary course of carrying out its supervisory responsibilities, and, after an investigation, the Commission having found reasonable cause to believe that the Delaney Committee for Congress (hereinafter "Respondent") has violated 2 U.S.C. § 434b(9) and (10) and 2 U.S.C. § 437b(a) and (b):

WHEREFORE, the Commission and Respondent, having duly entered into conciliation as provided for in 2 U.S.C. § 437(a)(5), do hereby agree as follows:

I. The Federal Election Commission has jurisdiction over the Respondent and subject matter in this case.

II. The Respondent has had a reasonable opportunity to demonstrate that no action should be taken in this matter.

III. The Respondent enters into this agreement with the Commission voluntarily.

IV. The pertinent facts in this matter are as follows:

A. The Respondent filed reports with the Commission which contained the following entries as to the purposes of itemized expenditures:

1. For Check #169, dated 9/9/76, made payable to Mr. Arthur Rosenblatt in the amount of \$2000, the purpose given was "for Primary expenses".

2. For Check #190, dated 9/13/76, made payable to Mr. Arthur Rosenblatt in the amount of \$500, the purpose given was "for expenses of Primary night".

3. For Check #192, dated 9/13/76, made payable to Mr. Arthur Rosenblatt in the amount of \$500, the purpose given was "for Primary expenses".

4. For Check #212, dated 10/29/76, made payable to Mr. Arthur Rosenblatt in the amount of \$800, the purpose given was "Election day expenses for captains and workers and refreshments at headquarters".

B. The purpose cited in IV, A, 4 above for Check #212 is inaccurate.

C. Respondent's Check #169 in the amount of \$2000 and dated 9/9/76 was made payable to Mr. Arthur Rosenblatt. Mr. Rosenblatt used the monies derived from this check to make cash payments to sixteen campaign workers who worked for six days at \$20.00 per day, creating total payments of \$120 per person.

WHEREFORE, Respondent agrees:

A. That Respondent failed to provide descriptive and/or accurate purposes for the use of monies derived from Checks #169, #190, #192, and #212.

78040072707

B. That failure by a political committee to provide accurate, descriptive purposes for expenditures in excess of \$100 constitutes a violation of 2 U.S.C. § 434b(9) and (10).

C. That Respondent will amend its reports to provide descriptive and accurate purposes for Checks #169, #190, #192, and #212.

D. That Respondent used monies derived from Checks #169 in order to make cash expenditures to persons in excess of \$100.

E. That the making of expenditures by a political committee in cash in excess of \$100 to any person and thus not by means of a check drawn on a designated campaign depository constitutes a violation of 2 U.S.C. § 437b(a)(1) and (b).

F. That Respondent will now, and in the future, comply in all respects with the Federal Election Campaign Act of 1971, as amended.

V. General Conditions

A. The Commission, on request of anyone filing a complaint under 2 U.S.C. § 437g(a)(1), concerning the matters at issue herein, or on its own motion, may review compliance with this Agreement. If the Commission believes that this Agreement or any requirement thereof has been violated, it may institute a civil action for relief in the United States District Court for the District of Columbia.

78040072708

B. It is further agreed that this Conciliation Agreement is entered into in accordance with 2 U.S.C. § 437g(a)(5)(A), and that this Agreement, unless violated, shall constitute a complete bar to any further action by the Commission with regard to the matter set forth in this Agreement.

C. It is mutually agreed that this Agreement will become effective on the date that all parties hereto have executed the same and the Commission has approved the entire Agreement.

FEDERAL ELECTION COMMISSION

Date

William C. Oldaker
General Counsel
Federal Election Commission

Date

Arthur Rosenblatt
Treasurer
Delaney Committee for Congress

78040072709



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Arthur Rosenblatt
Treasurer, Delaney Committee for Congress
59-60 56 Road
Maspeth, NY 11378

Re: MUR 467(77)

Dear Mr. Rosenblatt:

The Federal Election Commission has found no reasonable cause to believe that the Delaney Committee for Congress has violated 2 U.S.C. § 432(d). The Commission has, however, found reasonable cause to believe that the Committee has violated 2 U.S.C. § 434b (9) and (10) and 2 U.S.C. § 437b(a) (1) and (b).

Please be advised that the Commission is under a duty to make every endeavor for a period of not less than 30 days to correct such violations by informal methods of conference, conciliation and persuasion and to enter into a conciliation agreement. 2 U.S.C. § 437g(a) (5) (A). If we are unable to reach agreement during that period, the Commission may, upon a finding of probable cause to believe violations have occurred, institute civil suit. 2 U.S.C. § 437g(a) (5) (B).

Enclosed please find a conciliation agreement which this Office is prepared to recommend to the Commission in settlement of this matter. If you agree with the provisions of this agreement, please sign it and return it to the Commission within ten days of your receipt of this letter. If you have



-2-

any questions, please contact the attorney handling
this matter, Anne A. Weissenborn, at (202) 523-4039.

Sincerely,

William C. Oldaker
General Counsel

Enclosure

000*4386

Law Offices

M. MICHAEL STERN

RECEIVED
FEDERAL ELECTION
COMMISSION
STERNATTY

286 Old Country Road, Mineola, N. Y. 11501

(516) 742-0888

005092

July 28, 1978

Federal Election Commission
1325 K Street, N.W.
Washington, D.C. 20463

Attention: Anne A. Weissenborn

Re: MUR 467

Dear Ms. Weissenborn:

I am enclosing herewith duplicate bill received from Joseph Farrington, photographer.

The proceeds of check No. 126 drawn July 2, 1976, to the order of Arthur Rosenblatt in the sum of \$225.00, were expended in part in payment of the enclosed bill.

Very truly yours,



M. MICHAEL STERN

MMS/jk

Enclosure

78040072712

JOSEPH J. KARPANICH

35-84 163rd STREET
FLUSHING, N. Y. 11358
IN 1-8527INVOICE NO. N^o 5228

INVOICE DATE JULY 6, 1976

SHIPPED TO

ARTHUR RESONBLATT

SOLD TO

DeLANEY COMMITTEE

OUR ORDER NO.	YOUR ORDER NO.	SALESMAN	TERMS	SHIPPED VIA	PPD OR COLL.	
QUANTITY	DESCRIPTION				PRICE	AMOUNT
	PHOTOS TAKEN JULY 2, 1976 AT RICCARDO'S FUND RAISER Paul J. Karpnich				\$ 75.00	

78040072713

78040072714
M. MICHAEL STERN

286 OLD COUNTRY ROAD

MINEOLA, N. Y. 11501

RECEIVED
FEDERAL ELECTION
COMMISSION



'78 AUG 7 AM 9:24

Federal Election Commission
1325 K Street, N.W.
Washington, D.C. 20463

Attention: Anne A. Weissenborn

HCC 4254
386718

Law Offices

M. MICHAEL STERN

RECEIVED
FEDERAL ELECTION
COMMISSION

CABLE: "STERNATTY"

78 JUL 27 PM 1:58
286 Old Country Road, Mineola, N. Y. 11501

(516) 742-0888

July 21, 1978

Federal Election Commission
1325 K Street, N.W.
Washington, D.C. 20463

Attention: Anne A. Weissenborn

Re: MUR 467

Dear Ms. Weissenborn:

You have requested further information and or documentation relative to the loan of \$4,500.00 made by Mr. Arthur Rosenblatt to the "Delaney For Congress Committee", and you indicated that you and your accountants were puzzled as to whether or not from the record this constituted one loan or two loans made at separate intervals of the same sum.

I am enclosing herewith a letter dated July 18, 1978, from the Peninsula National Bank to the "Committee". This communication indicates that on September 4, 1974, Mr. Rosenblatt was extended a loan of \$5,000.00 - loan No. 163723. The letter further indicates that this loan matured on November 4, 1974, and was renewed to mature on February 3, 1975, with a new loan No. 163957. On February 5, 1975, the loan was reduced by \$500.00 and renewed to mature May 5, 1975, with a new loan No. 164301. This \$4,500.00 was deposited to the account of the "Delaney For Congress Committee" as indicated by the prior statements and documents submitted.

I am completely puzzled by your accountants' failure to recognize the fact that on the exhibit 3 submitted there is an indication of an old number and a new number. To my mind this would indicate an extension of a prior loan.

I also enclose herewith a photostat (both sides) of the check made by Mr. Rosenblatt to the "Delaney For Congress Committee" on September 4, 1974, in the sum of \$4,500.00. I trust that this will satisfy the most "Doubting Thomas" in the governmental service.

With respect to the exhibit 1, namely check No. 126 drawn July 2, 1976, to the order of Arthur Rosenblatt, as previously stated the amount of money represented by this withdrawal was expended at a reception for bar charges, maitre'd and waiter gratuities, and photography charges. Mr. Joseph Farrington the photo-

78040072715

July 21, 1978
Page 2

grapher has forwarded a duplicate of his bill which I will in turn forward to you upon receipt. One cannot establish the individual amounts paid at the bar during the course of the reception other than what remained in pocket at the conclusion.

With respect to the check for \$800.00, issued September 29, 1976, representing monies expended to campaign workers you will find transmitted herewith a communication from Mr. Anthony Schneider to the "Committee" giving full details of the transaction.

I believe that all questions have been fairly and informatively answered, and in the words of the Bard of Avon I have endeavored to "report us and our cause aright to the unsatisfied." - Hamlet

Very truly yours,


M. MICHAEL STERN

MS/jk
Enclosures

- Ex. 10 - Letter Peninsula National Bank
- Ex. 11 - Rosenblatt Check - \$4,500.00
- Ex. 12 - Anthony Schneider Letter

78040072716



PENINSULA NATIONAL BANK
CEDARHURST, N.Y.

July 18, 1978

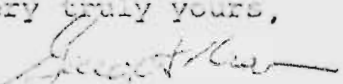
Delaney For Congress Committee
c/o 59-30 56th Road
Maspeth, New York

Dear Sirs;

Please be advised according to our records on September 4, 1974 we extended a \$5,000. loan #163723 to Mr Arthur Rosenblatt. This loan matured on November 4, 1974 and was renewed to mature on February 3, 1975 with a new loan #163957. On February 5, 1975 the loan was reduced by \$500.00 and renewed to mature May 3, 1975 with new loan #164301.

We trust this information will be sufficient for your needs.

Very truly yours,


George T. Kramer
Manager

EX 10

78040072717

78040072718

DAY TO THE ORDER OF		WELSONY CASHMERE		Sept 4 1974		NUMBER
From		Chequered		54500 -		
		PENINSULA NATIONAL BANK		Cedarhurst, New York		
NAME				ALB. PARKER		
100214-11081		015075430		000004500000		

EX 11

109-15 Cross Bay Boulevard
Ozone Park, New York 11417
July 19, 1978

Delaney For Congress Committee
59-30 56th Road
Maspeth, New York 11378

Gentlemen:

Re: "Delaney For Congress Committee"

In connection with the above-captioned election campaign the following sums were disbursed to the indicated campaign workers as compensation for their prior activities:

Louis Pradel 110-14 103rd Ave., Richmond Hill	\$ 75.00
Roseanne Chiaramonte 86-14 125rd St., Richmond Hill	75.00
Diana Wynodrink 93-14 85th Ave., Woodhaven	75.00
MaryAnne Simpson 85-12 Suteer Ave., Richmond Hill	75.00
Marilyn Pavlov 93-14 107th Ave., Ozone Park	75.00
Maraget Boccio 86-77 107th St., Richmond Hill	75.00
Eileen Conolly 105-08 Jamaica Ave., Richmond Hill	75.00
Mary Reeve 105-20 Jamaica Ave., Richmond Hill	75.00
Irene Abneroff 14-20 147th St., Whitestone	75.00
Ann Carlson 103-45 Lefferts Blvd., Richmond Hill	75.00
Anthony C. Marino 116-17 Atlantic Ave., Richmond Hill	<u>50.00</u>
	\$800.00

These monies were received by me from Arthur Rosenblatt, Treasurer, in individual envelopes bearing the name of the recipient to be, with a notation as to the amount of the enclosure.

Very truly yours,

Arthur Rosenblatt
Arthur Rosenblatt

EX 12

78040072719

004007220
M. MICHAEL STERN

286 OLD COUNTRY ROAD

MINEOLA, N. Y. 11501



ALWAYS USE
ZIP CODE



1978 JUL 21 PM 1:53

Federal Election Commission
1325 K Street, NW
Washington, D.C. 20463

Attention: Anne A. Weissenborn

Law Offices

M. MICHAEL STERN

FEDERAL ELECTION

CABLE: "STERNATTY"

173 JUL 12 AM 9:01

286 Old Country Road, Mineola, N. Y. 11501

(516) 742-0888

July 5th, 1978. 004390

~~004397~~

Federal Election Comm
1325 K Street NW
Washington, D. C

Gentlemen:

Att: Ms Anne Weisenborn
Re MUR 467

I have been advised by Mr Ralph Contin that you wish further information with reference to two items in Para. 1 of your letter of February 24, 1978

The two items in question as set forth in said letter are
- (1976 Committee checks #126 7/12/76-\$225) , #210 (10/28/76 - \$2,700. -)

I will in addition to the written explanation include exhibits which will be numbered for easy reference.

Check # 126 bears date of 7/2/76 and not 7/12/76 as you erroneously indicate. EX 1

This payment to ARTHUR ROSENBLATT represents reimbursement for an identical outlay incurred in connection with the instant election campaign. Enclosed herewith is a photostat of Schedule B-P 1 of 5 previously filed with the F. E. C. , the first entry of which on Page 1 is explanatory. EX 2

Your second concern check #210 dated 10/28/76, payable to ARTHUR ROSENBLATT in the sum of \$2,700.00 represents payment of a balance due ARTHUR ROSENBLATT based on an original loan of \$4,500.00 to the DELANEY COMMITTEE.

MR ROSENBLATT signed a note with the PENNINSULA NATIONAL BANK whereby he received the sum of \$4,500.00. EX 3

This \$4,500.00 was credited on 9/4/74 to the account of the DELANEY COMMITTEE. EX 4

It was repaid as follows:

78040072721

Law Offices

M. MICHAEL STERN

CABLE: "STERNATTY"

286 Old Country Road, Mineola, N. Y. 11501

(516) 742-0888

2

7/5/78

Feb. 5, 1975	\$1,000.00
Feb. 14, 1975	\$ 800.00
Oct. 28, 1976	---\$2,700.00---
Total	\$4,500.00

The October 28, 1976 check #210 represented the final repayment on the loan of \$4,500.00.

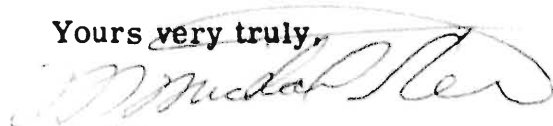
The receipt by the DELANEY COMMITTEE of the \$4,500.00 is evidenced in the filing of Schedule A-Part 3, (a) P 1, EX 5. Schedule E P 1 Part 12 also filed with the F.E.C. indicates the indebtedness which arose. EX 6

There is one further item which is a loan from ARTHUR ROSENBLATT to the DELANEY COMMITTEE of \$1,000.00 which will be explained to forestall a possible further enquiry.

On May 9, 1974 ARTHUR ROSENBLATT obtained a loan from PENNINSULA NATIONAL BANK in the sum of \$1,000.00. These monies were credited to the DELANEY COMMITTEE account on July 15, 1974. EX 8. Schedule A Pt 3 (a) P 5, filed with the F.E.C. indicates this obligation. This debt was paid on Nov. 6, 1974.

At this juncture I hope that all justifiable enquiries have been adequately resolved and all doubts put to rest. If not please communicate with me directly.

Yours very truly,


M. MICHAEL STERN

MMS/j

P.S. I have arranged for a breakdown of the foregoing to be prepared and I am forwarding it herewith as EX 9- it should be an aid to analysis.

MMS

78040072722

78040072723

 $E \times I$

Schedule B

July 1976

Federal Election Commission
200 K Street, N.W.
Washington, D.C. 20543

Itemized Expenditure

Campaign Fundraising, Loans, and Transfers
for Lines 20, 21, 22, and/or 23 of FEC Form 3

Form for the Election Law

Page 2 of 2

LINE NUMBER 22

(Use separate schedules for each numbered line.)

Name of Candidate or Committee in Full

Salandy Committee for Congress

Full Name, including address and ZIP code

Arthur Rosenblatt
59-30 56 Road
Hempstead, N.Y. 11378

Purpose of Expenditure

For Expenses of
Reception & BuffetDate (month,
day, year)

7/2/76

Amount of each expenditure
(for this period)

229.00

Full Name, including address and ZIP code

Arthur Rosenblatt
59-30 56 Road
Hempstead, N.Y. 11378

Purpose of Expenditure

Dinner exp. -
organizing campaign
workersDate (month,
day, year)

7/3/76

Amount of each expenditure
(for this period)

269.02

Full Name, including address and ZIP code

Arthur Rosenblatt
59-30 56 Road
Hempstead, N.Y. 11378

Purpose of Expenditure

Dinner exp. - Dem.
leaders - 9th Cong.
dist.Date (month,
day, year)

7/4/76

Amount of each expenditure
(for this period)

257.00

Full Name, including address and ZIP code

Arthur Rosenblatt
59-30 56 Road
Hempstead, N.Y. 11378

Purpose of Expenditure

Dinner exp. - organ.
campaign workersDate (month,
day, year)

7/6/76

Amount of each expenditure
(for this period)

249.45

Full Name, including address and ZIP code

Arthur Rosenblatt
59-30 56 Road
Hempstead, N.Y. 11378

Purpose of Expenditure

Lunch exp. for
campaign workersDate (month,
day, year)

7/7/76

Amount of each expenditure
(for this period)

223.15

Full Name, including address and ZIP code

George C. Farrington
35-04 133 St.
Flushing, N.Y. 11358

Purpose of Expenditure

For prints & photos
of receptionDate (month,
day, year)

7/7/76

Amount of each expenditure
(for this period)

60.00

Full Name, including address and ZIP code

James
323 Lakeville Rd.
Hempstead, N.Y. 11040

Purpose of Expenditure

Reimburse. for re-
ception for Cong.Date (month,
day, year)

7/7/76

Amount of each expenditure
(for this period)

242.00

Full Name, including address and ZIP code

James E. Schindler
107 22 Broadway Blvd.
Great Neck, N.Y. 11047

Purpose of Expenditure

For printing of
petitions, computer
sheets etc.Date (month,
day, year)

7/7/76

Amount of each expenditure
(for this period)

177.30

78040072724

EX 2

1,793.30

PENINSULA NATIONAL BANK
CEDARHURST, NEW YORK
Cedarhurst

MAKER	DATE DRAWN	OLD NO.	NEW NO.	TIME	DUE DATE	DATE
Arthur Rosenblatt	2/13/75	63957	164301	90	5/5/75	31
OR GUARANTOR/COLLATERAL		AMOUNT	DISCOUNT	PROCEEDS		
PAYMENT	PNB	4,500.00	95.36	4,404.64		

Arthur Rosenblatt
50-19 189 Street
Fresh Meadows, NY

- ☒ THE ABOVE PROCEEDS HAVE BEEN
CREDITED TO YOUR ACCOUNT.
☐ CASHIER'S CHECK ISSUED

1-07-543-0
ACCOUNT NUMBER

AUTHORIZED SIGNATURE

7 8 0 4 0 0 7 2 7 2 5 EX3

EX3

3,392,711

6,950.00

9-13T, 16

0/30/14

1100-11

(109696)

750 441 5

Date	Amount	Date	Amount	Date	Amount	Date	Amount
DEPOSITS/CREDITS		9/04	1,000.00	9/04	4,500.00	9/11	100.00
9/25	150.00	9/25	600.00			9/20	500.00
CHECKS/DEBITS		9/03	100.00	9/04	2,575.55C	9/04	75.00
9/05	2,259.85C	9/06	100.00	9/06	500.00	9/06	600.00
9/12	27.88	9/12	900.00	9/12	1,350.00	9/19	28.80
9/25	60.00	9/26	40.00	9/27	124.73	9/20	2.555

EX4

EVV

$$E \times 4$$

7 8 0 4 0 0 7 2 7 2 6

12

Part No. 12
(Use for itemizing Part 11 or 12)

(Use separate page(s) for each numbered Part)

[illegible]

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 $E \times G$

PENINSULA NATIONAL BANK

CEDARHURST, NEW YORK

Cedarhurst

5/9/74

1

MAKER	DATE DRAWN	OLD NO.	NEW NO.	TIME	DUE DATE	DATE
Arthur Rosenblatt	5/9/74		163309	90 days	8/7/74	63
PER OR GUARANTOR/COLLATERAL		AMOUNT		DISCOUNT		PROCEEDS
PMB		1,000.00		20.96		979.04

- ☐ THE ABOVE PROCEEDS HAVE BEEN
☒ CREDITED TO YOUR ACCOUNT
☐ CASHIER'S CHECK ISSUED

Arthur Rosenblatt
 50-19 189 Street
 Fresh Meadows, NY

ACCOUNT NUMBER

AUTHORIZED SIGNATURE

EX7

78040072729

YOUR ACCOUNT WITH:

6/20/74 447.54 4,000.00 3,201.94 7/31/74 1,247.60

BEGINNING BALANCE DEPOSITS & CREDITS CHECKS & DEBITS ENDING BALANCE

DELANEY COMMITTEE
C/O ARTHUR ROSEN
59-30 56TH ROAD
MASPETH, NY 11378

01

1 09 969 6
ACCOUNT NO.

PLEASE SEE REVERSE SIDE

Date	Amount	Date	Amount	Date	Amount	Date	Amount
DEPOSITS/CREDITS		7/01	2,500.00	7/15	1,000.00	7/25	500.00
CHECKS/DEBITS		7/08	21.26	7/17	100.00	7/15	500.00
7/16	200.00	7/19	200.00	7/19	750.00	7/23	52.05
7/26	1,055.10	7/29	20.00	7/29	20.00	7/29	51.50
7/31	70.00	7/31	75.00	7/31	1.335	7/31	60.00

EX8

78040072730

8x7

ITEMIZED RECEIPTS—CONTRIBUTIONS, SALES AND COLLECTIONS, LOANS, AND TRANSFERS

Delaney Committee for Congress
(Full Name of Candidate or Committee)

Part No. 3 (a)
(Use for itemizing Part 1, 2, 3, 4, or 5)

SEE REVERSE SIDE FOR INSTRUCTIONS
(Use separate page(s) for each numbered Part)

Date (month, day, year)	Full Name, Mailing Address, and ZIP Code	Occupation and Principal Place of Business, if any (if self-employed, also check box)		Amount of Receipt This Period	
		☐	Aggregate Year-to-Date \$	This period \$	
5/9/74	Arthur Rosenblatt 59-30 56 Road Maspeth, NY 11378	☐	Aggregate Year-to-Date \$	This period \$	1000.00
		☐	Aggregate Year-to-Date \$	This period \$	
		☐	Aggregate Year-to-Date \$	This period \$	
		☐	Aggregate Year-to-Date \$	This period \$	
		☐	Aggregate Year-to-Date \$	This period \$	
		☐	Aggregate Year-to-Date \$	This period \$	
		☐	Aggregate Year-to-Date \$	This period \$	
		☐	Aggregate Year-to-Date \$	This period \$	
		☐	Aggregate Year-to-Date \$	This period \$	
		☐	Aggregate Year-to-Date \$	This period \$	
		☐	Aggregate Year-to-Date \$	This period \$	
		☐	Aggregate Year-to-Date \$	This period \$	
		☐	Aggregate Year-to-Date \$	This period \$	

TOTAL THIS PERIOD 1000.00
(Last page of this Part only)

78040072731

STATEMENT OF INTEREST ON LOANS
FROM ARTHUR ROSENBLATT, TREASURER

DATE		LOAN AMOUNT	MONTHS OUTSTANDING	MONTHLY at 8%	INTEREST AMOUNT
------	--	----------------	-----------------------	------------------	--------------------

LOAN #1

9/14/74	Deposit	4500.00	5	32.00	160.00
2/5/75	Repayment	1000.00			
	Balance	3500.00	1/2	32.00	16.00
2/14/74	Repayment	800.00			
	Balance	2700.00	20-1/2	32.00	656.00
10/28/76	Repayment	2700.00			
	Balance	<u>- 0 -</u>	<u>26</u>		<u>832.00</u>

LOAN #2

5/9/74	Deposit	1000.00	6	7.00	42.00
11/6/74	Repayment	1000.00			
	Balance	<u>- 0 -</u>	<u>6</u>		<u>42.00</u>

Total Interest

874.00

PAID TOWARDS INTEREST

5/14/75	check #107			95.36	
5/5/75	check #109			<u>100.00</u>	
	Total				<u>195.36</u>

Unpaid balance of interest

678.64

EX 9

78040072733

WASHINGTON, D. C.

ATT: MS ANN WEISENBORN

Law Offices

M. MICHAEL STERN

RECEIVED
FEDERAL ELECTION
COMMISSION

CABLE: "STERNATTY"

286 Old Country Road, Roseton, N.Y. 11501

(516) 742-0888

June 9, 1978

803607

Federal Election Commission
1325 K Street, NW
Washington, DC 20463

Attention: Mr. William C. Oldaker,
General Counsel

Re: MUR 467

Gentlemen:

Thank you for your letter of May 5, 1978, and the schedule identified as "Analysis of Payments without Receipts" enclosed therewith.

You raise the issue of two items with respect to which you wish further particulars.

Item 1. Check No. 169 dated 9/9/76 in the amount of \$2,000 represents an election relative and related expenditure covering the installation of six additional phones making a total of eight at the election headquarters.

These telephones were staffed by 16 election workers on a daily basis for six days. The foregoing represents a correction of the six workers as transcribed in the analysis. This explanation is consistent with the amount of \$1,920 plus \$80 for lunches and dinners since there would have been 16 workers times six days times \$20 per day equaling \$1,920.

The total number of phones can be verified by the fact that six installations were added to the existing telephone installations at the Richmond Hill Republican Club during the primary campaign. The typist did not accurately transcribe the explanation to the schedule and therein lay the doubt.

Item 2. In connection with check No. 212 dated 10/29/76, I make the following observation: The apparent discrepancy between the explanation submitted in the "Analysis of Payments" and the various reports and other documentation appears to have its roots in confusing check No. 212 in the amount of \$800 with check No. 206 dated 10/26/76 in the amount of \$400 to cover expenditures for food and beverages for workers at the Richmond Hill Republican Club. The explanation for check No. 212 in the amount of \$800 is itemized in enclosed schedule which I understand was previously submitted to you by Mr. Rosenblatt under cover of letter dated March 10, 1978, and by way of further clarification.

78040072734

June 9, 1978
Page 2

tion we submit a copy of letter from Mr. Robert D. Clark, attorney, dated March 26, 1978 which explains the reason for said expenditures by the treasurer to Mr. Wilbur Dalton, leader of the Richmond Hill Republican Club, who handled the actual disbursement to the individual workers associated with the issuing of subpoenas whose names are listed in enclosed schedule. The monies were disbursed by Mr. Rosenblatt in this manner purely to facilitate an orderly and practical method of handling so many workers at various locations throughout the district; eliminating the necessity that Mr. Rosenblatt disburse to each individual worker at each location which would have created an undue difficulty. He selected a responsible leader to act on his behalf.

I trust that the above facts are sufficiently detailed to indicate adequate, if not complete, compliance with the election laws, and that the detailed disclosure standard has been observed and this file can be closed.

Yours very truly,



M. MICHAEL STERN

MMS/jk
Enclosures

Cert. Mail - Ret. Rec. Requested



78040072735

disbursement campaign funds for JAMES J DELANEY

9-10-76

Distribution of \$800.00

Louis Pradel	110-24 103rd Avenue Richmond Hill	\$75.00
Roseanne Chiaramonte	86-14 123rd Street Richmond Hill	\$75.00
Diana Wynodrink	93-14 85th Avenue Woodahven	\$75.00
MaryAnne Simpson	85-12 Suteer Avenue Richmond Hill	\$75.00
Marylyn Pavlov	93-14 107th Avenue OzonePark	\$75.00
Maraget Boccio	86-77 107th Street Richmond Hill	\$75.00
Eileen Conolly	105-08 Jamaica Avenue Richmond Hill	\$75.00
Mary Reeve	105-20 Jamaica Avenue Richmond Hill	\$75.00
Irene Ahmeroff	14-20 147th Street Whitestone	\$75.00
Ann Carlson	103-45 Lefferts Blvd Richmond Hill	\$75.00
Anthony C Marino	116-17 Atlantic Avenue Richmond Hill	\$80.00
		<u>\$ 800.00</u>

Robert Shapiro	75-12 Roosevelt Avenue Jackson Heights	\$75.00
Adam Schneider	104-30 122nd Street Richmond Hill,	n y \$75.00

78040072736

ROBERT D. CLARK

COUNSELOR AT LAW

(212) 596-2247

16 COURT STREET
BROOKLYN, N. Y. 11241

April 26, 1978

Delaney for Congress Committee
59-30 56th Road
Maspeth, New York 11378

Re: Stoldt v. Eagan
Index No. 9431/76
Sup. Ct. Queens Cty.

Attention: Mr. Arthur Rosenblatt

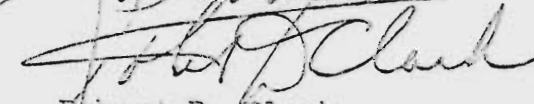
Dear Mr. Rosenblatt:

I represented the petitioners (Delaney objectors) in the above election proceeding on behalf of the Delaney for Congress Committee in August, 1976.

The petitioners subpoenaed about 100 witnesses for the trial before Mr. Justice Aaron Goldstein. The Committee paid a witness fee of \$2.00 for each subpoenaed witness.

The Committee engaged about 12 subpoena servers for the undertaking and paid each one about \$25.00 for his services.

Very truly yours,



Robert D. Clark

RDC/os

78040072737

7 8 0 4 0 0 7 2 7 3 8
M. MICHAEL STERN
286 OLD COUNTRY ROAD
MINEOLA, N. Y. 11501

RECEIVED
FEDERAL ELECTION
COMMISSION



FEDERAL ELECTION COMMISSION
1325 K Street, NW
Washington, D.C. 20463
JUN 15 AM 9:15

Att: Mr William C. Oldaker
General Counsel

CERT. MAIL
RET. REC. REQ.



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

June 20, 1978

MEMORANDUM TO: CHARLES STEELE

FROM: MARJORIE W. EMMONS *MWE*

SUBJECT: MUR 467 - Interim Status Report dated 6-16-78
Received in OCS: 6-16-78, 3:13

The above-mentioned document was circulated on a 24 hour
no-objection basis at 2:00 p.m., June 19, 1978.

As of 3:30 p.m., this date, no objections have been
received in the Office of Commission Secretary to the Interim Status
Report.



June 16, 1978

MEMORANDUM TO: Marge Emmons
FROM: Elissa T. Garr
SUBJECT: MUR 467

Please have the attached Interim Status Report
on MUR 467 distributed to the Commission.

Thank you.

78040072740

BEFORE THE FEDERAL ELECTION COMMISSION

June 14, 1978

In the Matter of)
)
Delaney Committee for Congress) MUR 467(78)

INTERIM STATUS REPORT

78040072741

During the Audit Division's review of the records of the Delaney Committee for Congress ("the Committee"), it was discovered that the Committee had apparently failed to retain adequate documentation regarding expenditures in violation of 2 U.S.C. §432(d). Subsequent study of the Committee's records and reports by the Office of General Counsel revealed apparent violations of 2 U.S.C. §434(b)(9) and (10) through failure to report sufficiently detailed purposes of specific expenditures and failure to report the ultimate recipients of cash payments made with monies derived from a check for \$800 made payable to the Committee treasurer. Finally, Committee records showed apparent violations of 2 U.S.C. §437b(a) and (b) in the form of expenditures made for non-petty cash purposes by means other than through use of a campaign depository.

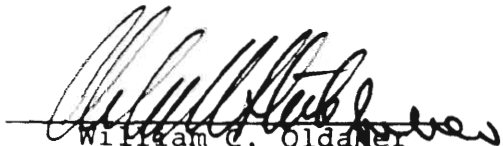
On February 22, 1978, the Commission found reason to believe that all of the above violations had occurred.

A letter was sent to the Committee treasurer on February 27, 1978, informing him of the Commission's findings and requesting specific documents. On March 15, 1978, the Office of General Counsel received a letter from the treasurer which

78040072742

provided information as to certain of the issues involved in the MUR but which also reflected confusion on the part of the treasurer as to the nature of some of the violations being alleged. On April 4, 1978, a second letter was sent to the treasurer spelling out in more detail the violations apparently involved. One month later, on May 4, 1978, the Committee's accountant telephoned to provide explanations of some of the matters in the MUR and to ask additional questions. At his request the Office of the General Counsel returned a copy of one of the documents submitted earlier by the Committee, having been assured that once that document was in hand we would be sent the information we had originally requested. Finally, on June 5, 1978, in response to a telephone call to the Committee accountant stating that a General Counsel's Report would have to be written within a week, the Committee's attorney telephoned to say that the documents were being mailed to the Commission. Those documents have not yet arrived. If they do not reach the Office of General Counsel by June 16, 1978, a report recommending action based on the information in hand will be prepared for submission to the Commission.

16 June 1978
Date


William C. Oldaker
General Counsel



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

May 15, 1978

MEMORANDUM TO: CHARLES STEELE

FROM: MARJORIE W. EMMONS *mwe*

SUBJECT: MUR 467 (78) - Interim Status Report dated 5-10-78
Received in OCS: 5-12-78, 11:46

The above-mentioned document was circulated on a 24 hour
no-objection basis at 4:30 p.m., May 12, 1978.

As of 5:30 p.m., this date, no objections have been
received in the Office of Commission Secretary to the Interim Status
Report.



May 12, 1978

MEMORANDUM TO: Marge Emmons
FROM: Elissa T. Garr
SUBJECT: MUR 467

Please have the attached Interim Status Report on
MUR 467 distributed to the Commission.

Thank you.

78040072744

BEFORE THE FEDERAL ELECTION COMMISSION

MAY 10, 1978

In the Matter of)
Delaney Committee for Congress) MUR 467 (78)

INTERIM STATUS REPORT

78040072745

During the Audit Division's review of the Committee's contribution records, it was discovered that the Committee had apparently failed to retain adequate documentation regarding expenditures in violation of 2 U.S.C. §432(d). Subsequent study of the Committee's records and reports by the Office of the General Counsel revealed apparent violations of 2 U.S.C. §434(b)(9) and (10) through failure to report sufficiently detailed purposes of specific expenditures and failure to report the ultimate recipients of cash payments made with monies derived from a check for \$800 made payable to the Committee treasurer. Finally, Committee records showed apparent violations of 2 U.S.C. §437b(a) and (b) in the form of expenditures for non-petty cash purposes made by means other than through use of a campaign depository.

On February 22, 1978, the Commission found reason to believe that all of the above violations had occurred.

A letter was sent to the Committee's treasurer on February 27, 1978, informing him of the Commission's findings and requesting specific documents. We have received

telephone calls and/or letters from the counsel for the Committee, the Committee treasurer, and the Committee auditor. The communications from the latter two persons indicated confusion concerning the bases for certain of the Commission's initial findings and uncertainties as to some of the materials already submitted to the Commission. We have provided the treasurer and the auditor with clarifying information and have been assured by the auditor that the Committee's answers to the issues involved in the MUR will be sent shortly. We are awaiting those responses.

5/10/78
Date


William C. Oldaker
General Counsel

78040072746



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

May 5, 1978

Mr. Ralph Conti
45 Kenwood Road
Garden City, New York 11530

Re: MUR 467

Dear Mr. Conti:

Enclosed please find a copy of the "Analysis of Payments Without Receipts" submitted to the Audit Division of this Commission by the Delaney Committee for Congress concerning checks made payable to Arthur Rosenblatt, Treasurer of the Committee. I understand that you have requested this document for use in preparing the responses of the Committee to the issues raised in MUR 467.

Anne Weissenborn has asked that I point out an apparent discrepancy between your explanation for the use of the money derived from Check #212 and that noted on this enclosed listing.

If you have any additional questions once you have looked over this document, please call Ms. Weissenborn.

467 AW

SENDER: Complete items 1, 2, and 3, and Add your address in the "RETURN TO" space on reverse.	
1. The following service is requested (check one): ☐ Show to whom and date delivered ☒ Show to whom, date, and address of delivery. ☐ RESTRICTED DELIVERY ☐ Show to whom and date delivered. ☐ RESTRICTED DELIVERY. ☐ Show to whom, date, and address of delivery. \$ (CONSULT POSTMASTER FOR FEES)	
2. ARTICLE ADDRESSED TO: <i>Ralph Conti</i>	
3. ARTICLE DESCRIPTION: REGISTERED NO. <i>438049</i>	INSURED NO.
(Always obtain signature of addressee or agent)	
I have received the article described above. SIGNATURE ☒ Addressee ☐ Authorized agent <i>X</i> <i>Arthur P. Conti</i>	
4. DATE OF DELIVERY <i>5/11/78</i>	POSTMARK
5. ADDRESS (Complete only if requested)	
6. UNABLE TO DELIVER BECAUSE:	
CLERK'S INITIALS	

☆ GPO : 1977-O-234-337

Oldaker
nsel

ANALYSIS OF PAYMENTS WITHOUT RECEIPTS
JULY, 1976 to SEPTEMBER 1, 1976

Check #140 - 7/16/76 - \$207.80

Five (5) campaign worker's salaries and lunches at Board of Elections headquarters with attorney going over candidate petitions.

Actual Check - \$207.80
Reported as \$350

Check #149 - 7/27/76 - \$2000.00

Twenty (20) workers @ \$20.00/day for five (5) days. Workers working with attorney Bob Clark going over opposition petitions of Bob Eagan.

Check #155 - 7/30/76 - \$1000.00

Twenty (20) workers @ \$20.00/day for 2 1/2 days. Workers serving subpoenas.

Check #156 - 7/30/76 - \$1000.00

Twenty (20) workers @ \$20.00/day for 2 1/2 days. Workers investigating to confirm proper signatures and addresses of opposition.

Check #163-A - 8/2/76 - \$500.00

Twenty (20) workers @ \$20.00/day plus \$100.00 for lunches
Twenty (20) additional workers for Primary petitions.

Check #163-B - 8/4/76 - \$2000.00

Final day - Fifty (50) workers @ \$20.00/day - two (2) days.
Finalizing petitions prior to court case.

Check #165 - 9/2/76 - \$100.00

Re-imbursement for out-of-pocket expenses.

Check #169 - 9/9/76 - \$2000.00

For six (6) workers on telephones for six (6) days @ \$20.00/day - \$1920.00
For lunches and dinners - \$80.00

(6 x 6 x 20 = 720)

Check #190 - 9/13/76 - \$500.00

For twenty five (25) captains @ \$20.00 each for Primary night.

Check #192 - 9/14/76 - \$500.00

For twenty five (25) campaign workers working Primary night putting together captain's report - results of polls.

Check #193 - 9/14/76 - \$100.00

Refreshments for Primary day.

Check #212 - dtd 10/29/77 - \$400.00

Actual Check - \$800.00
Reported as \$800.00

For beer, soda and sandwiches for approx. 800 people election night at campaign headquarters - Richmond Hill Rep. club.

Auditor's Note: This document was prepared and provided by the Deering Committee for



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

APRIL 24, 1978

MEMORANDUM TO: CHARLES STEELE
FROM: MARJORIE EMMONS *mae*
RE: REPORTS FROM GENERAL COUNSEL ON MURS

At 3:30 p.m. on Friday, April 21, 1978, the Office of the Secretary to the Commission circulated the following MUR reports to the Commissioners on a no-objection basis:

MUR 546

MUR 373

MUR 467

MUR 473

MUR 526

At 4:00 p.m. on Monday, April 24, 1978, we have received no objections to the recommendations in the above-named reports.



78040072749

April 21, 1978

MEMORANDUM TO: Marge Emmons
FROM: Elissa T. Garr
SUBJECT: MUR 467

Please have the attached Interim Status Report on
MUR 467 distributed to the Commission on a 24 hour no-
objection basis.

Thank you.

78040072750

BEFORE THE FEDERAL ELECTION COMMISSION

April 19, 1978

In the Matter of)
)
Delaney Committee for) MUR 467(77)
Congress)

INTERIM STATUS REPORT

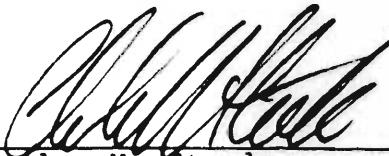
78040072751

During the Audit Division's review of the Committee's records it was discovered that the Committee had apparently failed to retain adequate documentation regarding expenditures in violation of 2 U.S.C. § 432(d). Subsequent review of Committee reports and records by the Office of General Counsel revealed apparent violations of 2 U.S.C. § 434(b) in the form of failure to report sufficiently detailed purposes for specific expenditures and failure to report the ultimate recipients of cash payments made with monies derived from checks made payable to the Committee treasurer. Finally, Committee records showed apparent violations of 2 U.S.C. §437b(a) and (b) in the form of expenditures for non-petty cash purposes made by means other than through use of a campaign depository.

On February 22, 1978, the Commission found reason to believe that all of the above violations had occurred. A letter was sent to the Committee's treasurer on February 27, 1978, informing him of the Commission's findings and requesting specific documents. The counsel for the Committee

initially responded by telephone on March 9, 1978. More recently we received a letter from counsel dated April 14, 1978, which indicates that the Committee will soon furnish the information required.

20 April 1978
Date



Charles N. Steele
Associate General Counsel

78040072752

Law Offices

M. MICHAEL STERN

801865

CABLE: "STERNATTY"

286 Old Country Road, Mineola, N. Y. 11501

(516) 742-0888

April 14, 1978

Federal Election Commission
1325 K Street N. W.
Washington, D. C. 20463

Attention: William C. Oldaker

Re: MJR 467 (77)

Dear Mr. Oldaker:

Thank you for your communication dated April 4, 1978. It is of great assistance in directing our response to the remaining open items in need of clarification.

Mr. Rosenblatt returned from Florida on April 12 and upon hearing of this letter dated April 4, immediately contacted me with a request to advise you as follows.

That a further and hopefully final report will be prepared to eliminate any doubt as to the unresolved items.

As you are aware, the tax season is drawing to a close and our accountant feels the need for a short vacation, which will cause a minor delay in the closing of this matter.

After conferring with Mr. Rosenblatt, I am intellectually satisfied that no problems of propriety exist, all that is required is a proper presentation of the facts detailing the expenses and the breakdown.

Thank you for your understanding.

Very truly yours,

M. Michael Stern
M. MICHAEL STERN

MMS/jk

78040072753

7 8 0 4 0 7 2 5
M. MICHAEL STERN
286 OLD COUNTRY ROAD
MINEOLA, N. Y. 11501



178 APR 17 PM 1:05

Federal Election Commission
1325 K Street N. W.
Washington, D. C. 20463

Attention: William C. Oldaker, Esq.
General Counsel



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

March 31, 1978

MEMORANDUM TO: CHARLES STEELE
FROM: MARJORIE W. EMMONS *mwe*
SUBJECT: MUR 467 (77) - Interim Status Report dated 3-21-78
Signed by General Counsel: 3-29-78
Received in Office of Commission
Secretary: 3-30-78, 11:06

The above-mentioned document was circulated to the
Commissioners on a 24 hour no-objection basis at 4:00 p.m.,
March 30, 1978.

As of 5:00 p.m., this date, no objections have been
received in the Office of Commission Secretary to the Interim
Status Report.

78040072753

March 30, 1976

MEMORANDUM TO: Marge Emmons
FROM: Elissa T. Garr
SUBJECT: MUR 467

Please have the attached Interim Status Report
on MUR 467 distributed to the Commission on a 24 hour
no-objection basis.

Thank you.

78040072756

BEFORE THE FEDERAL ELECTION COMMISSION

March 21, 1978

In the Matter of)
) MUR 467(77)
)
Delaney Committee for Congress)

INTERIM STATUS REPORT

During the Audit Division's review of the Committee's contribution records, it was discovered that the Committee had apparently failed to retain adequate supporting documentation regarding expenditures in violation of 2 U.S.C. §432(d). Subsequent perusal of Committee records and reports by the Office of the General Counsel revealed apparent violations of 2 U.S.C. §434(b)(9) and (10) through failure to report sufficiently detailed purposes of specific expenditures and failure to report the ultimate recipients of cash payments made with monies derived from a check made payable to the Committee treasurer. Finally, Committee records showed apparent violations of 2 U.S.C. §437b (a) and (b) in the form of expenditures for non-petty cash purposes made by means other than through use of a campaign depository.

On February 22, 1978, the Commission found reason to believe that all of the above violations had occurred.

A letter was sent to the Committee's treasurer February 27, 1978, informing him of the Commission's findings and requesting specific documents. The counsel for the Committee telephoned on March 9, 1978, to say that the Committee's accountant would be collecting the requested information and to inquire about Commission procedures. We have also received a letter from the Committee's treasurer in which two of the matters included in MUR 467 are addressed. Because of seemingly conflicting information contained in documents submitted to the Commission, and because of apparent confusion as to the bases for certain of the Commission's initial findings, we recommend that the attached letter be sent to the Committee treasurer.

3/29/78
Date


William C. Oldaker
General Counsel

78040072757



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

April 4, 1978

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Arthur Rosenblatt
Treasurer, Delaney Committee
for Congress
59-60 56th Road
Maspeth, New York

RE: MUR 467(77)

Dear Mr. Rosenblatt:

We have received your letter of March 10, 1978, and appreciate your cooperation in our investigation. Your letter raises two issues which we would like to address at this time.

The first issue involves your explanation concerning the Committee's expenditures made by means of Check Number 212, dated October 29, 1976. Our continued confusion as to the purpose of these expenditures lies in the fact that in the Analysis of Payments Without Receipts which was prepared by your Committee for submission to the Audit Division of this Commission, and which we understand to have been taken from the journal you maintained as to checks written to yourself, Check Number 212 is listed as having been used for "beer, soda and sandwiches for approximately 800 people election night at campaign headquarters - Richmond Hills Republican Club." The figure cited for that check is \$400. On the other hand, the schedule you attached to your letter of March 10, 1978, in apparent support of Check Number 212, lists eleven persons who were seemingly paid from monies derived from an \$800 check. No purpose for these payments is given. The date on this schedule is September 10, 1976, not October 29. We also note that your Committee's 30-Day Post-Election Report appears to report Check Number 212 as having been used for "Election Day expenses for captains and workers and refreshments at



headquarters." We are having difficulty resolving these apparent inconsistencies as between Committee records and reports.

In addition, by the time Check Number 212 was written, the Committee was on notice via a Notice to All Candidates and Committees distributed by the Commission on September 29, 1976, that advances to Committee staff are to be recorded and reported in the names of the persons or businesses that ultimately receive payments exceeding \$100 from the monies allotted to staff. Recording and reporting of names of the staff persons initially receiving the money is not sufficient. For this reason, the entry quoted above as coming from your journal and the entry in the Committee's reports do not appear to be adequate as to Check Number 212, given the possibility that certain recipients of cash received in excess of \$100.

The second issue which you address in your letter concerns the Commission's finding that your Committee apparently made expenditures by means other than through use of a campaign depository, i.e., expenditures were apparently made in cash and not by check. 2 U.S.C. §437b(a), together with 11 C.F.R. §103.3, requires that all expenditures made by a committee on behalf of a candidate or to influence his election must be made by means of a check drawn on a designated campaign depository. The only exception is when the expenditure is for \$100 or less, involves a single transaction, and is made with monies taken from a petty cash fund.

In the case of your Committee, the information submitted to the Commission in its reports and in the record taken from your journal shows that numerous cash payments were made to campaign workers, some of which payments appear to have exceeded \$100. (This likelihood of cash payments in excess of \$100 to an individual is especially strong with regard to Check Number 169 which is recorded as being "for six workers on telephones for six days at \$20 a day.") Therefore, it appears that your Committee is in violation of 2 U.S.C. §437b(a) by virtue of having made expenditures in amounts in excess of \$100 in cash rather than by check drawn on a designated campaign account.

78040072759

We hope that the above amplification of our earlier letter will be of assistance to you in preparing your response.

Sincerely,

William C. Oldaker
William C. Oldaker
General Counsel

cc: Michael Stern, Esquire

467 AW

PS Form 3811, Apr. 1977

● SENDER: Complete items 1, 2, and 3.
Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one).
☐ Show to whom and date delivered. _____
☒ Show to whom, date, and address of delivery. _____
☐ RESTRICTED DELIVERY
Show to whom and date delivered. _____
☐ RESTRICTED DELIVERY.
Show to whom, date, and address of delivery. \$ _____
(CONSULT POSTMASTER FOR FEES)

2. ARTICLE ADDRESSED TO:
Arthur Rosenblatt

3. ARTICLE DESCRIPTION:
REGISTERED NO. _____ CERTIFIED NO. *943479* INSURED NO. _____
(Always obtain signature of addressee or agent)

I have received the article described above.
SIGNATURE *J. Boyer* ☒ Addressee ☐ Authorized agent

4. DATE OF DELIVERY _____

5. ADDRESS (Complete only if requested) _____

6. UNABLE TO DELIVER BECAUSE: _____

APR 10 1978

☆ GPO : 1977 O-234-337

MEMORANDUM
April 4, 1978

TO: Lois Zella, Acting Assistant Staff Director
Reports Analysis Division

THROUGH: Orlando B. Potter, Staff Director

FROM: William C. Oldaker, General Counsel

SUBJECT: MUR 462 (77)

DATE: April 3, 1978

On its 30th Day Post-Election Report of Receipts and Expenditures (dated 12/3/76), the Andrew Young Campaign Committee listed a \$1,000. receipt from the Distributive Workers of America District #65-General Fund on October 25, 1976.

A check of the Commission's records revealed that no committee by that name (or similar name) had registered or filed any reports with the Commission.

On March 29, 1978, the Commission determined that this matter should be referred to your division for appropriate action. Please advise this office of any action that you may take in this case.

78040072761

STRUCTURAL PROCESSING CORP.
and
ARCHITECTURAL ALUMINUM CORP.

LICENSED BY "ALCOA" - "DURANODIC"

LICENSED BY "KAISER" - "KALCOLOR"

MAR 15 AM 11:51

326-7226-7-8-9

59-30 56th Road
Maspeth, N. Y. 11378

March 10, 1978

800991

Federal Election Commission
1325 K Street, N.W.
Washington, D.C. 20463

ATTENTION: Anne A. Weissenborn

RE: MUR 467

Gentlemen:

We are in receipt of your letter dated February 24, 1978 requesting additional information and substantiations for certain expenditures for 1975 and 1976.

The Committee has been and still is making every effort possible to produce explanations and documentations channeled through Miss Paschen.

At this time, we wish to clarify the item for \$800.00 mentioned in your letter. An inspection of the Committee journal indicates that check #212 dated October 29, 1976 is entered in the amount of \$800.00 (not \$400.00) to cover expenditures tabulated in the attached schedule previously submitted to the Federal Election Commission. Should you desire confirmation of the 11 items aggregating \$800.00, please advise and we shall be glad to request written verification.

We also wish to state that your belief that the committee violated 2-U.S.C. paragraph 437b (a) and (b) by making expenditures for non-petty cash purposes by means other than through use of a designated campaign depository is totally unfounded, and we respectfully request an explanation of how you arrived at this conclusion so that we may be in position to respond factually.

78040072762

DELANEY COMMITTEE FOR CONGRESS

STRUCTURAL PROCESSING CORP.
and
ARCHITECTURAL ALUMINUM CORP.

LICENSED BY "ALCOA" - "DURANODIC" "300"

LICENSED BY "KAISER" - "KALCOLOR"

326-7226-7-8-9

59-30 56th Road
Maspeth, N. Y. 11378

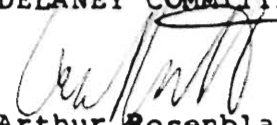
March 10, 1978

We are enclosing a copy of a letter addressed to Miss Sue Paschen, one of your autitors, as proof of our constant efforts in providing the Commission with additional documentations and substantiations.

With respect to the other items mentioned in your letter, we shall commence correspondence to all parties involved to verify the amounts in question and we shall forward them to you immediately upon receipt.

Sincerely yours,

DELANEY COMMITTEE FOR CONGRESS


Arthur Rosenblatt
Treasurer

AR:js

encl.

cc: Michael Stern, Esquire
Bernard Stein, C.P.A.

78040072763

disbursement campaign funds for JAMES J DELANEY

9-10-76

Distribution of \$800.00

Louis Pradel	110-14 103rd Avenue Richmond Hill	\$75.00
Roseanne Chiaramonte	86-14 123rd Street Richmond Hill	\$75.00
Diana Wynodrink	93-14 85th Avenue Woodhaven	\$75.00
MaryAnne Simpson	85-12 Sutter Avenue Richmond Hill	\$75.00
Marylyn Pavlov	93-14 107th Avenue Ozone Park	\$75.00
Maraget Boccio	86-77 107th Street Richmond Hill	\$75.00
Eileen Conolly	105-08 Jamaica Avenue Richmond Hill	\$75.00
Mary Reeve	105-20 Jamaica Avenue Richmond Hill	\$75.00
Irene Ahmeroff	14-20 147th Street Whitestone	\$75.00
Ann Carlson	103-45 Lefferts Blvd Richmond Hill	\$75.00
Anthony C Marino	116-17 Atlantic Avenue Richmond Hill	\$50.00
		<u>\$ 800.00</u>

Robert Shapiro	75-12 Roosevelt Avenue Jackson Heights	\$75.00
Adam Schneider	104-30 122nd Street Richmond Hill,	n y \$75.00

78040072764

DELANEY COMMITTEE FOR CONGRESS

STRUCTURAL PROCESSING CORP.
and
ARCHITECTURAL ALUMINUM CORP.

LICENSED BY ALCOA - DURANODIC 300

LICENSED BY KAISER - KALCOLOR

59-30 56th Road
Maspeth, N. Y. 11378

326-7226-7-5

March 10, 1978

Federal Election Commission
1325 K Street, N.W.
Washington, D.C. 20463

ATTENTION: Miss Sue E. Paschen

Dear Miss Paschen:

As per your request of our telephone conversation on
Wednesday, March 8, 1978, please be advised of the
following:

- ITEM 1 - Check #119 dated 6/18/76 in the amount
of \$133.48 payable to Congressman
James J. Delaney, enclosed please find
photostatic copy of check for repayment
of monies layed out.
- ITEM 2 - Check #136 dated 7/8/76 in the amount
of \$2500.00 payable to Richmond Hill
Republican Club, I am enclosing photo-
static copy of check showing full
endorsement of this check and explaining
it's purpose. This endorsement, I feel,
should be sufficient proof of this item.
- ITEM 3 - Check #147 dated 7/16/76 in the amount
of \$638.03 payable to the New York
Telephone Co., enclosed please find copy
of cancelled check which is proof of
receipt.
- ITEM 4 - Check #208 dated 10/26/76 in the amount
of \$100.00 and check #223 dated 12/2/76
in the amount of \$20.00 both checks made
payable to Jean Sperauckas, enclosed
please find signed receipt of these checks.

78040072765

DELANEY COMMITTEE FOR CONGRESS

STRUCTURAL PROCESSING CORP.
and
ARCHITECTURAL ALUMINUM CORP.

LICENSED BY "ALCOA - DURANODIA" 300

LICENSED BY KAISER - KALCOLOR

326 7226-7-8 9

59-30 56th Road
Maspeth, N. Y. 11378

March 10, 1978

I am also enclosing copies of letters requesting
confirmation as follows:

NAME	CHECK #	DATE	AMOUNT
Anthony Schneider	141	7/14/76	200.00
Dazzle Sign Co.	142	7/16/76	250.00
Graham Stewart Band	162	8/26/76	350.00
MaryAnn Carey	170	9/9/76	700.00
Robert Shapiro	184	9/10/76	150.00
Ann Faricchio	188	9/10/76	180.00

Sincerely yours,

DELANEY COMMITTEE FOR CONGRESS

Arthur Rosenblatt
Arthur Rosenblatt
Treasurer

AR:js
encl.

78040072766

78040072767

STRUCTURAL PROCESSING CORP.

and

ARCHITECTURAL ALUMINUM CORP.

59-30 56th Road

Maspeth, N. Y. 11378



78 MAR 15 AM 11:51

Federal Election Commission

1325 K Street, N.W.

Washington, D.C. 20463

ATT: Anne A. Weissenborn

Law Offices

M. MICHAEL STERN

4002973
RECEIVED
CABLE: STERNATTY
FEDERAL ELECTION
COMMISSION

286 Old Country Road, Mineola, N. Y. 11501
78 MAR 15 AM 11:57

(516) 742-0888

March 8th, 1978

Federal Election Commission
1325 K Street NW
Washington D C 20463

Gentlemen:

Att: Mr William C Oldaker-General Counsel
Re: MUR 467

The undersigned has been retained to represent Mr Arthur Rosenblatt (Treasurer - Delaney For Congress Committee) in the above entitled matter

This will naturally involve the preparation and presentation of the papers, affidavits, documentation, and other items relating to the clarification of the questioned items in order to satisfy the Commission as to the accuracy and propriety of the record keeping and the accounting submitted

However Mr Rosenblatt is presently in Florida and the accountant with knowledge of the books and records is busily engaged, this being the season for tax accountability

My initial analysis of what is required work to meet the questions raised in your letter of February 24th, will involve the preparation of affidavits, the availability of the parties with personal knowledge to sign same, plus enquiries and conferences to understand each of the multiple items, and the reduction of the findings to a writing etc

In view of the foregoing in order to properly represent Mr Rosenblatt I would estimate at the minimum one month will be needed.

Thank you for your understanding.

MMS/j

Yours very truly,


M. MICHAEL STERN

7 8 0 0 1 0 0 7 2 7 6 9
M. MICHAEL STERN

286 OLD COUNTRY ROAD

MINEOLA, N. Y. 11501



FEDERAL ELECTIONS COMMISSION

178 MAR 15 AM 11:37
1325 K Street NW

Washington, DC 20463

Att: William C Oldaker-
General Counsel



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

February 24, 1978

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Re: MUR 467

Mr. Arthur Rosenblatt
Treasurer
Delaney Committee for Congress
59-30 56 Road
Maspeth, New York 11378

Dear Mr. Rosenblatt,

This letter is to notify you that the Federal Election Commission has determined that there is reason to believe the Delaney Committee for Congress has violated the Federal Election Campaign Act of 1971, as amended ("the Act"). Specifically, the Commission has found reason to believe that your Committee has violated 2 U.S.C. § 432(d) by failing to retain adequate supporting documentation regarding expenditures in excess of \$100. The evidence of the expenditures in question is as follows: two unnumbered 1975 Committee checks dated February 2 and February 14 in the sums of \$1000 and \$800 respectively and made payable to Arthur Rosenblatt, and 1976 Committee checks #126 (7/12/76 - \$225), #210 (10/28/76 - \$2700), and #212 (10/29/76 - \$800; recorded as \$400 in Treasurer's journal).

In addition, the Commission has found reason to believe that the Commission has violated 2 U.S.C. § 434(b) (9) and (10) by failing to report sufficiently detailed purposes of expenditures evidenced by 1976 Committee checks #169 (9/9/76 - \$2000), #190 (9/13/76 - \$500), and #192 (9/14/76 - \$500, and failing to report the ultimate recipients of cash derived from 1976 Committee check #212 (10/29/76 - \$800; recorded as \$400).

Further the Commission has found reason to believe that the Committee violated 2 U.S.C. § 437b(a) and (b) by making expenditures for non-petty cash purposes by means other than through use of a designated campaign depository.

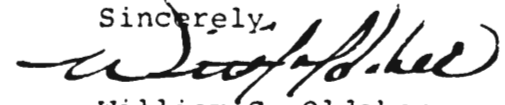


Under the Act, you have an opportunity to demonstrate why no further action should be taken against you. 2 U.S.C. §437g(a)(4). Specifically, we ask that you submit receipts or other supporting documentation showing purposes, dates and amounts of expenditures evidenced by the 1976 Committee checks #126, #210 and #212, and by the two 1975 Committee checks payable to Arthur Rosenblatt cited above. With respect to check #212, please submit documentation concerning the ultimate uses of the funds derived therefrom. Where appropriate, statements or explanations should be submitted under oath.

The Commission is under a duty to investigate this matter expeditiously. Therefore, your response should be submitted within ten days after receipt of this notification. If you have any questions, please contact Anne A. Weissenborn, the attorney assigned to this matter, at (202) 523-4039.

This matter will remain confidential in accordance with 2 U.S.C. §437g(a)(3)(B) unless you notify the Commission in writing that you wish the investigation to be made public. If you intend to be represented by counsel in this matter, please have such counsel so notify us in writing.

Sincerely,



William C. Oldaker
General Counsel

78040072771

MAR 46 7 11 55 AM '77

● SENDER: Complete items 1, 2, and 3. Add your address in the "RETURN TO" space on reverse.	
1. The following service is requested (check one). ☐ Show to whom and date delivered. ☒ Show to whom, date, and address of delivery. ☐ RESTRICTED DELIVERY Show to whom and date delivered: _____ ☐ RESTRICTED DELIVERY. Show to whom, date, and address of delivery: \$ _____ (CONSULT POSTMASTER FOR FEES)	
2. ARTICLE ADDRESSED TO: Mr. Arthur Rosenblatt 59-30 56 Road Maspeth, New York 11378	
3. ARTICLE DESCRIPTION: REGISTERED NO. 439227	INSURED NO.
(Always obtain signature of addressee or agent)	
I have received the article described above. SIGNATURE <i>W.C. Oldaker</i> ☐ Addressee ☐ Authorized agent	
4. DATE OF DELIVERY	5. ADDRESS (Complete only if requested)
6. UNABLE TO DELIVER BECAUSE:	
CLERK'S INITIALS <i>WCO</i>	

PS Form 3811, Apr. 1977

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

MA 02114 ST. 1618

☆ GPO : 1977-O-234-337

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
Delaney Committee for Congress) MUR 467 (77)

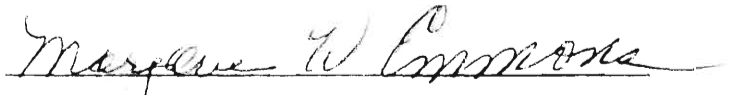
CERTIFICATION

I, Marjorie W. Emmons, Secretary to the Federal Election Commission, do hereby certify that on February 22, 1978, the Commission accented the General Counsel's recommendation as follows:

1. Find reason to believe that the Delaney Committee for Congress violated 2 U.S.C. §432(d) by failing to keep adequate records for the following expenditures:

Check #126	7/12/76	\$ 225
Check #210	10/28/76	\$2700
Check #212	10/29/76	\$ 800 (recorded as \$400)
Check unnumbered	2/ 2/75	\$1000
Check unnumbered	2/14/75	\$ 800
2. Find reason to believe that the Delaney Committee for Congress violated 2 U.S.C. §434(b)(9) and (10) by failing to report properly the following expenditures:

Check #169	9/ 9/76	\$2000
Check #190	9/13/76	\$ 500
Check #192	9/13/76	\$ 500
Check #212	10/29/76	\$ 800 (recorded as \$400)
3. Find reason to believe that the Delaney Committee for Congress violated 2 U.S.C. §437b(a) and (b) by making expenditures listed on Attachment I, First General Counsel's Report, by means other than use of a designated campaign depository.
4. Send proposed letter attached to the First General Counsel's Report.


Marjorie W. Emmons
Secretary to the Commission

78040072772



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

DATE AND TIME OF TRANSMITTAL FEB. 17 10:30

Commissioner A. T. ...

RETURN TO OFFICE OF COMMISSION SECRETARY BY: 10:30 - FEB. 21, 1978

MUR No. 467 (77) - First General Counsel's Report

() I object to the recommendation in the attached report.

COMMENTS: I DO NOT OBJECT TO RECOMMENDATION
OF COUNSEL BUT WHEN DETAILS ARE RECEIVED IN
RESPONSE TO LETTER, IT WOULD BE DESIRABLE TO REVIEW
THEM. SOME OF THE JOURNAL LISTINGS APPEAR CREDIBLE TO
ME, BUT NOT ALL.

Date 2/17/78

Signature Neil ...

OBJECTIONS, SIGNED AND DATED, MUST BE RECEIVED IN THE COMMISSION SECRETARY'S OFFICE NO LATER THAN THE DATE AND TIME SHOWN ABOVE OR THE MATTER WILL BE DEEMED APPROVED. PLEASE RETURN ALL PAPERS TO THE OFFICE OF THE SECRETARY TO THE COMMISSION.





FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

February 23, 1978

MEMORANDUM TO: CHARLES STEELE
FROM: MARJORIE W. EMMONS *mw E*
SUBJECT: MUR 467 (77) - First General Counsel's Report

The above-mentioned document was circulated to the Commissioners on February 17, 1978.

No objections were received to the staff recommendation that reason to believe be found that violations of 2 U.S.C. §432(d); 2 U.S.C. §434(b)(9) and (10); and 2 U.S.C. §437b(a) and (b) had been committed by the Delaney Committee for Congress.

Please note the comments submitted by Commissioner Staebler which are attached.

ATTACHMENT:
Certification
Comments

78040072774

February 16, 1978

MEMORANDUM TO: Marge Emons
FROM: Elissa T. Garr
SUBJECT: MUR 467

Please have the attached 7 day report on MUR 467 distributed to the Commission on a 24 hour no-objection basis.

Thank you.

78040072775

FEDERAL ELECTION COMMISSION
1325 K Street, N.W.
Washington, D.C. 20463

FIRST GENERAL COUNSEL'S REPORT

DATE AND TIME OF TRANSMITTAL
BY OGC TO THE COMMISSION _____

MUR # 467
DATE COMPLAINT RECEIVED
BY OGC _____

STAFF MEMBER Weissenborn

COMPLAINANT'S NAME: Internally generated

RESPONDENT'S NAME: Delaney Committee for Congress

RELEVANT STATUTE: 2 U.S.C. § 432(d);
2 U.S.C. § 434(b)(9) and (10);
2 U.S.C. § 437b(a) and (b)

INTERNAL REPORTS CHECKED: Audit findings

FEDERAL AGENCIES CHECKED:

SUMMARY OF ALLEGATIONS

7 9 0 4 0 0 7 2 7 7 6

As a result of the audit of the Delaney Committee for Congress ("the Committee"), the Audit Division has raised questions about thirteen Committee checks written in 1976 and two Committee checks written in 1975 (a total of \$15,225), all of which were made payable to Arthur Rosenblatt, Treasurer of the Committee. The Audit Division believes that no adequate supporting documentation was kept for these expenditures, particularly as to the ultimate recipients, dates and amount of cash disbursements made from money derived from the checks. The Audit Division also pointed out that certain of the cash dispersals may have exceeded \$100. The fifteen checks represent approximately 15% in number and 30% in dollar amount of the Committee's itemizable expenditures.

Preliminary legal analysis has led to additional questions

concerning the legality of the cash dispersals made, the adequacy of the purposes reported for certain of the checks, and the failure to itemize checks aggregating in excess of \$100.

PRELIMINARY LEGAL ANALYSIS

1. Journal-recorded checks and 2 U.S.C. §432(d)

2 U.S.C. §432(d) requires the retention of receipted bills, giving "particulars" for all expenditures in excess of \$100 or aggregating more than \$100 to the same person. At the time all of the checks in the journal were written, with the exception of #212, the regulations permitted the substitution of a bill, invoice or other contemporaneous memorandum if a receipted bill was not available (part 102.9). The substituted document was to contain the name of the person receiving the expenditure, the amount, the date and the purpose. It was not until the Commission's September 29, 1976, Notice to Candidates and Committees, that committees were put on notice that advances were not to be considered expenditures for purposes of record-keeping and reporting, and that ultimate recipients of advances in excess of \$100 must be identified. And it was the publication of the October 18, 1976, amendments to the regulations which put committees on notice that supporting documentation must originate with payees, not with the committee involved.

Here the Treasurer advanced money to himself, cashed the checks and used the money to pay workers and vendors. Apparently assuming himself as payee, he recorded dates, amounts and relatively detailed purposes for the checks made payable to himself in a journal. (See Attachment I) We believe that, given the

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instructions available to the Committee at the time all checks except #212 were written, the Treasurer's journal should be considered as an adequate contemporaneous memorandum and thus that the Committee should be deemed in compliance with Section 432(d) in all instances except check #212. By the date check # 212 was written, the Committee was on notice as to the need to identify ultimate payees and to have those payees produce the required documentation.

2. Journal-recorded checks and 2 U.S.C. §434(b)(9) and (10)

2 U.S.C. §434(b)(9) and (10) require that reports filed with the Commission identify the persons to whom expenditures aggregating in excess of \$100 are made as well as the purpose of the expenditures. The itemizable checks entered in the Treasurer's journal (See Attachment I) were all reported to the Commission as payments to Arthur Rosenblatt, not as expenditures to the ultimate payees. Although the purposes given for most of these checks are relatively explicit, checks #169 and #192 are listed as being "for primary expenses", and check #190 "for expenses of primary night."

Again, with the exception of #212, at the time all of the journal-recorded checks were written the Commission had not yet distinguished between "advances" and "expenditures for purposes of reporting. Therefore the Committee was not on notice concerning the present necessity of reporting the identification of ultimate payees of sums in excess of \$100 taken from advance money. We thus believe that only the reporting of #212 should be considered in violation of 2 U.S.C. §434(b) as regards the lack of ultimate payee identification.

As for the "purposes" reported, at the time all checks but #212 were written no definition of "purposes" had been

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supplied to the committees and thus relatively general explanations may be deemed acceptable. We believe, however, that the explanations quoted above for checks #169, #190, and #192 do not meet even the most liberal interpretation of "purpose" and that there is reason to believe that the reporting of these checks is not in compliance with 2 U.S.C. §434(b).

3. Journal-recorded checks and 2 U.S.C. §437b(a) and (b)

2 U.S.C. §437b(a), together with 11 C.F.R. §103.3, requires that all expenditures made by a committee on behalf of a candidate or to influence his election must be by check drawn on a designated campaign depository unless the expenditure is in the sum of \$100 or less and is taken from a petty cash fund. 2 U.S.C. §437b(b) and 11 C.F.R. §102.10 provide that political committees may maintain petty cash funds from which expenditures not in excess of \$100 can be made in connection with a single transaction or purchase. The keeping of a petty cash fund requires that the treasurer maintain a written journal of all disbursements, including the particulars of each such payment.

Here the Treasurer made innumerable cash payments involving campaign workers' salaries, workers' meals and refreshments. (See Attachment I.) The Committee has not identified these payments as coming from a petty cash fund although the treasurer did maintain a journal. It is at least questionable whether such items as workers' salaries and workers' meals are legitimate petty cash expenditures. Even if the use to which such payments were put was not questionable, the nature of the payments made from checks

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#169 and #212 suggest individual outlays in excess of \$100 payments which would be in violation of 2 U.S.C. § 437b(a). Therefore, it appears that the Committee is in violation of 2 U.S.C. § 437b either by virtue of having made cash expenditures from other than petty cash or by using petty cash for improper purposes or in improper amounts.

4. Check #126 and 2 U.S.C. § 432(d)

On July 12, 1976, the Treasurer wrote Committee check #126 payable to himself for \$225. It was reported as a payment to Mr. Rosenblatt for "expenses of reception and buffet." This check is not included in the Treasurer's journal, and no receipts or other supporting documentation has been provided in its support, placing the Committee in apparent violation of 2 U.S.C. §432(d).

5. 1975 checks and 2 U.S.C. § 432(d)

Two unnumbered checks were written to Mr. Rosenblatt (dated February 2 and February 14, 1975) for the sums of \$1000 and \$800 respectively. The Committee has declared the purpose of these expenditures to be "unknown." No receipted bills or other supporting documentation have been produced, nor were these expenditures recorded in any journal.

At the time these checks were written, committee treasurers were clearly under statutory obligation to retain a receipted bill for such expenditures. Therefore, we believe the Committee is in apparent violation of 432(d) in regard to these two checks.

6. 1976 check # 210 for \$2700 and 2 U.S.C. § 432(d)

On October 28, 1976, Mr. Rosenblatt wrote Committee check #210 payable to himself for \$2700. The purpose recorded and reported for this transaction reads "for full repayment of loan." The Committee has not supplied any documentation supporting this alleged repayment. Therefore, we believe that the Committee is in apparent violation of § 432(d) with respect to this payment.

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RECOMMENDATIONS

1. Find reason to believe that the Delaney Committee for Congress violated 2 U.S.C. § 432(d) by failing to keep adequate records for the following expenditures:

Check #126	7/12/76	\$225	
Check #210	10/28/76	\$2700	
Check #212	10/29/76	\$800	(recorded as \$400)
Check unnumbered	2/2/75	\$1000	
Check unnumbered	2/14/75	\$800	

2. Find reason to believe that the Delaney Committee for Congress violated 2 U.S.C. § 434(b)(9) and (10) by failing to report properly the following expenditures:

Check #169	9/9/76	\$2000	
Check #190	9/13/76	\$500	
Check #192	9/13/76	\$500	
Check #212	10/29/76	\$800	(recorded as \$400)

3. Find reason to believe that the Delaney Committee for Congress violated 2 U.S.C. § 437b(a) and (b) by making expenditures listed on Attachment I by means other than use of a designated campaign depository.
4. Send attached letter.

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DELANEY COMMITTEE FOR CONGRESS

JOURNAL-RECORDED CHECKS MADE PAYABLE TO THE TREASURER

Check Number	Date	Amount on Documentation	Amount on Report	Purpose on Documentation	Purpose on Report
1. #149	7/27/76	\$2,000	\$2,000	"Twenty (20) workers at \$20.00/day for five (5) days. Workers working with attorney Bob Clark going over opposition petitions of Bob Eagan."	"For cam. workers and invest. re. Rep. Primary on petitions against opposition."
2. #155	7/30/76	\$1,000	\$1,000	"Twenty (20) workers at \$20.00/day for 2 1/2 days. Workers serving subpoenas"	"For campaign workers and invest. re. Rep. Primary on petitions against opposition."
3. #156	7/30/76	\$1,000	\$1,000	"Twenty (20) workers at \$20.00/day for 2 1/2 days. Workers investigating to confirm proper signatures and addresses of opposition."	" For workers serving subpoenas and investigatin and ckg. signatures."
4. #163-A	8/2/76	\$500	\$500	"Twenty (20) workers at \$20.00/day plus \$100 for lunches. Twenty (20) additional workers for Primary petitions."	"Payment to inspectors, investigators, and workers (Petitions)."
5. #163-B	8/4/76	\$2,000	\$2,000	"Final day - Fifty (50) workers at \$20.00/day - two (2) days. Finalizing petitions prior to court case."	"Legal Fees re. Rep./Pri. Qns. Sup. Court and Bklyn. Appellate Court"
6. #165	9/2/76	\$100	Not itemized	"Reimbursement for out-of pocket expenses"	Not itemized

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Check Number	Date	Amount on Documentation	Amount on Report	Purpose on Documentation	Purpose on Report
7. #169	9/9/76	\$2,000	\$2,000	"For six (6) workers on telephones for six (6) days at \$20.00/day - \$1920.00. For lunches and dinners - \$80.00."	"For Primary expenses"
8. #190	9/13/76	\$500	\$500	"For twenty-five (25) captains at \$20.00 each for Primary night."	"For expenses of Primary night"
9. #192	9/14/76	\$500	\$500	"For twenty-five (25) campaign workers working Primary night putting together captain's report - results of polls."	"For primary expenses"
10. #193	9/14/76	\$100	Not itemized	"Refreshments for primary day"	Not itemized
11. #212	10/29/76	\$400	\$800	"For beer, soda and sandwiches for approx. 800 people election night at campaign headquarters - Richmond Hill Rep. Club."	"Election day expenses for capts. and workers and refreshments at hqts."



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Re: MUR 467

Mr. Arthur Rosenblatt
Treasurer
Delaney Committee for Congress
59-30 56 Road
Maspeth, New York 11378

Dear Mr. Rosenblatt,

This letter is to notify you that the Federal Election Commission has determined that there is reason to believe the Delaney Committee for Congress has violated the Federal Election Campaign Act of 1971, as amended ("the Act"). Specifically, the Commission has found reason to believe that your Committee has violated 2 U.S.C. § 432(d) by failing to retain adequate supporting documentation regarding expenditures in excess of \$100. The evidence of the expenditures in question is as follows: two unnumbered 1975 Committee checks dated February 2 and February 14 in the sums of \$1000 and \$800 respectively and made payable to Arthur Rosenblatt, and 1976 Committee checks #126 (7/12/76 - \$225), #210 (10/28/76 - \$2700), and #212 (10/29/76 - \$800; recorded as \$400 in Treasurer's journal).

In addition, the Commission has found reason to believe that the Commission has violated 2 U.S.C. § 434(b) (9) and (10) by failing to report sufficiently detailed purposes of expenditures evidenced by 1976 Committee checks #169 (9/9/76 - \$2000), #190 (9/13/76 - \$500), and #192 (9/14/76 - \$500, and failing to report the ultimate recipients of cash derived from 1976 Committee check #212 (10/29/76 - \$800; recorded as \$400).

Further the Commission has found reason to believe that the Committee violated 2 U.S.C. § 437b(a) and (b) by making expenditures for non-petty cash purposes by means other than through use of a designated campaign depository.



Under the Act, you have an opportunity to demonstrate why no further action should be taken against you. 2 U.S.C. §437g(a)(4). Specifically, we ask that you submit receipts or other supporting documentation showing purposes, dates and amounts of expenditures evidenced by the 1976 Committee checks #126, #210 and #212, and by the two 1975 Committee checks payable to Arthur Rosenblatt cited above. With respect to check #212, please submit documentation concerning the ultimate uses of the funds derived therefrom. Where appropriate, statements or explanations should be submitted under oath.

The Commission is under a duty to investigate this matter expeditiously. Therefore, your response should be submitted within ten days after receipt of this notification. If you have any questions, please contact Anne A. Weissenborn, the attorney assigned to this matter, at (202)523-4039.

This matter will remain confidential in accordance with 2 U.S.C. §437g(a)(3)(B) unless you notify the Commission in writing that you wish the investigation to be made public. If you intend to be represented by counsel in this matter, please have such counsel so notify us in writing.

Sincerely,

William C. Oldaker
General Counsel

78040072785

January 18, 1978

MEMORANDUM TO: Marge Emmons
FROM: Elissa T. Garr
SUBJECT: MUR 467 Team #3 Weissenborn

Please have the attached Interim Report on MUR 467 distributed to the Commission and placed on the Compliance Agenda for the Commission meeting of January 18, 1978.

Thank you.

78040072786

BEFORE THE FEDERAL ELECTION COMMISSION

January 9, 1978

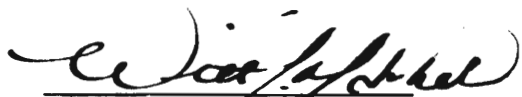
In the Matter of)
)
Delaney for Congress) MUR 467(77)
Committee)

INTERIM REPORT

During the audit of the Delaney for Congress Committee, the Audit Division raised questions about a number of checks made payable to the treasurer of the committee for which inaccurate accounting and little documentation was kept as to the use of the cash derived therefrom.

The First General Counsel's Report, approved on a no objection basis, recommended that the Commission defer action on this matter until after making a determination on similar issues in MUR 217.

1/10/78
Date


William C. Oldaker
General Counsel

78040072787



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

December 15, 1977

MEMORANDUM TO: CHARLES STEELE
FROM: MARJORIE W. EMMONS
SUBJECT: MUR 467 (77)

mwe

MUR 467 (77) was circulated on December 8, 1977 at 4:30.
Due to an error in cover sheets, Mr. Harris objected to MUR 467 (77)
when in fact he was objecting to MUR 478 (77).

Attached is a copy of Mr. Harris' comments regarding the
matter.

No objections have been received in the Office of Commission
Secretary to the recommendation that action in MUR 467 (77) be
deferred until the Commission makes determinations in MUR 217 (76).

ATTACHMENTS

78040072788



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

MEMO

TO : COMMISSION SECRETARY
FROM : CHAIRMAN THOMAS E. HARRIS
DATE : DECEMBER 13, 1977
SUBJECT: MURS 467, 478, 470, 455

Due to an error in the cover sheets attached to the above MURS, I objected to MUR 467 instead of MUR 478. Please withdraw my objection to MUR 467 and enter it for MUR 478. Similarly, MUR 467 should be removed from the 12/15/77 agenda and MUR 478 put on instead. I have NO OBJECTION to MURS 467, 470, and 455.





FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

December 9, 1977

MEMORANDUM TO: CHARLES STEELE

FROM: WENDY MCGHEE GRAMM *Wendy*

RE: MUR 467 (77)

The General Counsel's report on MUR 467 (77) was circulated to the Commissioners at 4:30 p.m. on December 8, 1977.

Chairman Harris has "objected" to the recommendation in the report, thereby placing this matter on the agenda for the Commission Meeting of December 15, 1977.

Attached is a copy of the remarks we received from Chairman Harris.

cc: Chairman Harris

Attachment a/s

78040072790



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

DATE AND TIME OF TRANSMITTAL DEC. 8 - 4:30

Commissioner Harris

RETURN TO OFFICE OF COMMISSION SECRETARY BY: 4:30 - DEC. 9

MUR No. 467 (77)

(✓) I object to the recommendation in the attached report.

COMMENTS: I don't think this should be
handled as a MUR.

Date 12-9-77 Signature Thomas E. Harris

OBJECTIONS, SIGNED AND DATED, MUST BE RECEIVED IN THE COMMISSION SECRETARY'S OFFICE NO LATER THAN THE DATE AND TIME SHOWN ABOVE OR THE MATTER WILL BE DEEMED APPROVED. PLEASE RETURN ALL PAPERS TO THE OFFICE OF THE SECRETARY TO THE COMMISSION.



December 8, 1977

MEMORANDUM TO: Marge Emons
FROM: Elissa T. Garr
SUBJECT: MUR 467

Please have the attached 7 Day Report on MUR 467
distributed to the Commission on a 24 hour no-objection
basis.

Thank you.

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FEDERAL ELECTION COMMISSION
1325 K Street N.W.
Washington, D.C. 20463

FIRST GENERAL COUNSEL'S REPORT

DATE AND TIME OF TRANSMITTAL
BY OGC TO THE COMMISSION _____

MUR NO. 467
DATE COMPLAINT RECEIVED
BY OGC _____

ATTORNEY Weissenborn

COMPLAINANT'S NAME:

RESPONDENT'S NAME: Delaney for Congress Committee
Arthur Rosenblatt, Treasurer

RELEVANT STATUTE: 2 U.S.C. §432(c)(3) and (4) and (d)
2 U.S.C. §437b
2 U.S.C. §434(b)(9) and (10)

INTERNAL REPORTS CHECKED: Committee Reports
Audit Records

FEDERAL AGENCIES CHECKED: None

SUMMARY OF ALLEGATIONS

During the audit of the Delaney for Congress Committee, the Audit Division raised questions about thirteen checks written in 1976 and two checks written in 1975, all of which were made payable to Arthur Rosenblatt, Treasurer of the Committee (See Attachment I). The Audit Division found that there was inaccurate accounting and little documentation as to the ultimate recipients, dates and amounts of the cash disbursements made from money derived from the 1976 checks (See Attachments II and III); and that certain cash disbursements probably exceeded \$100. No records at all were made available as to the purposes of the two 1975 checks.

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PRELIMINARY LEGAL ANALYSIS

The issues raised here regarding documentation and reporting are similar to those being considered by the Commission in MUR 217.

RECOMMENDATION

Defer action until the Commission makes determinations in MUR 217.

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-2-

Although we are not able to identify a specific case where an individual or vendor received a payment from Mr. Rosenblatt in cash in excess of \$100, we believe the possibility exists. In the example above, six (6) workers - six (6) days at \$20.00 a day, it appears that an individual would receive \$120 in cash. Mr. Rosenblatt's response to that example was that the possibility existed that the six (6) workers may not represent the same individuals for each of the six (6) days.

Due to the dollar amount disbursed to the treasurer (29.54% of itemizable expenditures), the fact that the treasurer did not keep a detailed and exact account of the ultimate payee, date and amount of the expenditures, and the possibility that cash expenditures exceeded \$100, we are referring this matter to your office for consideration as a MUR. In addition, we have requested the Committee to provide us with the required documentation for an additional \$16,871.51 in expenditures which is exclusive of the expenditures described above.

If you have any questions, please contact Sue Paschen or Jim Nycum on extension 3-4155.

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FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

November 7, 1977

MEMORANDUM

TO: BILL OLDAKER
THROUGH: ORLANDO B. POTTER
FROM: *RC* BOB COSTA/SUE PASCHEN *D.P.*
SUBJECT: MATTER NOTED DURING AUDIT OF
DELANEY COMMITTEE FOR CONGRESS

During the audit of the Delaney Committee for Congress ("the Committee") we found that 15 checks, (15.15% of itemizable expenditures) totaling \$15,225.00 (29.54% of ~~itemizable expenditures~~) were signed by the Treasurer, Arthur Rosenblatt and made payable to him in dollar amounts ranging from \$100 to \$2,700. Mr. Rosenblatt in turn cashed the checks and disbursed the funds to campaign workers, e.g. funds to six (6) individuals working telephones for six (6) days work at \$20 a day, and other unknown vendors, for expenses such as soda, beer and sandwiches for approximately 800 people in the amount of \$400.00. These expenditures were reported with Mr. Rosenblatt as the payee. The purpose listed for each expenditure was a description of the actual expense.

Mr. Rosenblatt maintained a journal containing the check number, date and amount of 12 of the 15 checks written to himself and a general explanation of how he spent the money (see attached). However, his journal did not identify to whom, the amount, or the date he disbursed the cash as required by the Act.

We discussed the recordkeeping requirements of Section 432(c)(3) and (4) of Title 2 of the United States Code with the Treasurer. He responded that he could not get the workers to sign or initial any document stating they had received the monies for fear of having to report the income to the New York City agency which administers welfare benefits. He also indicated any additional information was unobtainable.



October Quarterly

Form 20
 Party 2073
 Federal Election Commission
 200 11 Street, N.W.
 Washington, D.C. 20543

Committee for Lines 20, 21, 22, and/or 23 of FEC Form 3
 (see instructions on back)

Attachment 20 (a)
 (Use separate schedule(s) for each numbered line.)

Name of Candidate or Committee in full

Dolaney Committee for Congress

Full Name, mailing address and ZIP code	Purpose of Expenditure	Date (month, day, year)	Amount of expenditure this period
Queens Conservative Campaign Committee P.O. Box 1801 Flushing NY 11352	For dinner tickets	9/10/76	200.00
Full Name, mailing address and ZIP code Robert Hall 66-12 Fresh Pond Road Ridgewood, NY 11227	Purpose of Expenditure For Primary Captains -33rd A.D.	Date (month, day, year) 9/10/76	Amount of expenditure this period 700.00
Full Name, mailing address and ZIP code Anthony Schneider 102-02 Cross Bay Blvd. Ozone Park, NY 11417	Purpose of Expenditure Rent for Hdqts - Primary Captains & Board of Elections	Date (month, day, year) 9/10/76	Amount of expenditure this period 440.00
Full Name, mailing address and ZIP code Roberta Shapiro 73-32 Roosevelt Ave. Jackson Heights, NY	Purpose of Expenditure For Primary captains - 39 A.D.	Date (month, day, year) 9/10/76	Amount of expenditure this period 150.00
Full Name, mailing address and ZIP code Anthony Schneider 102-20 Cross Bay Blvd. Ozone Park, NY 11417	Purpose of Expenditure For party for MaryAnn Carey - Lincoln Rep. leader	Date (month, day, year) 9/10/76	Amount of expenditure this period 150.00
Full Name, mailing address and ZIP code Ann Farcichio, Treas. 41-05 Newtown Road Astoria, NY 11103	Purpose of Expenditure For tickets for Butler dinner	Date (month, day, year) 9/10/76	Amount of expenditure this period 120.00
Full Name, mailing address and ZIP code Arthur Rosenblatt 59-30 56 Road Maspeth, NY 11378	Purpose of Expenditure reimbursement for campaign expenses	Date (month, day, year) 9/13/76	Amount of expenditure this period 300.00
Full Name, mailing address and ZIP code Arthur Rosenblatt 59-30 56 road Maspeth, NY 11378	Purpose of Expenditure For expenses of Primary night	Date (month, day, year) 9/13/76	Amount of expenditure this period 500.00

*190

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✓✓✓ = Checks questioned by Audit and explained in Attachment II

✓ = Checks for which Audit found sufficient documentation. These expenditures represented reimbursements, not advances.

Schedule B
January 1975
Federal Election Commission
1225 N Street, N.W.
Washington, D.C. 20460

Campaign Fundraising, Loans, and Transfers
for Lines 20, 21, 22, and/or 23 of FEG Form 3
(See instructions on back)

LINE NUMBER 20 (a)
(Use separate schedule(s) for each numbered line).

Name of Candidate or Committee in full

Delaney Committee for Congress

Full Name, mailing address and ZIP code	Purpose of Expenditure	Date (month, day, year)	Amount of each expenditure this period
New York Telephone Co. Election Services 1095 Ave. of Americas New York, NY 10036	for deposit on 6 phones, installation and services	9/2/76	1792.32
Anthony Schneider 107-02 Cross Bay Blvd. Ozone Park, NY 11417	reimbursement for postage stamps	9/7/76	910.00
Arthur Rosenblatt 59-70 56 Road Bayside, NY 11373	for Primary expenses	9/9/76	2000.00
Harriett Carey 107-24 79 St. Ozone Park, NY 11417	for Primary work in 38 A.D.	9/9/76	700.00
Robert D. Clark 16 Court St. Brooklyn, NY 11201	For legal fees	9/9/76	125.00
David B. Ranage, Inc. Coral B D St., S.W. Wash. Underground Plaza Washington, D.C. 20515	For office stationery	9/9/76	102.50
Donlen Press, Inc. 120-40 Queens Blvd. New Gardens, NY 11425	For office stationery for headquarters	9/10/76	361.40
Columbia Advertising Co. 137-30 Rockaway Blvd. Jamaica, NY 11435	For skinner hats, pennants & kits	9/10/76	113.40

Subtotal of expenditures this page (optional)

Total this period (fill page this line number only)

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Schedule B

July 1976
Federal Election Commission
1200 H Street, N.W.
Washington, D.C. 20543

Campaign Fundraising, Loans, and Transfers
for Lines 20, 22, 23, and/or 24 of FEC Form 3

(see instructions on back)

Page 3 of 3 for

Line number 20 (a)

(Use separate schedule(s) for each numbered line)

Name of Candidate or Committee in full

Baloney Committee for Congress

Full Name, mailing address and ZIP code	Purpose of Expenditure	Date (month, day, year)	Amount of expenditure this period
Charlie Imperial 56-05 60 St. Maspeth, NY 11378	For campaign workers of 33rd A.D. Democratic Club	9/13/76	300.00
Full Name, mailing address and ZIP code Arthur Rosenblatt 59-30 56 Road Maspeth, NY # 192	For Primary expenses	9/14/76	500.00
Full Name, mailing address and ZIP code Arthur Rosenblatt 59-30 56 Road Maspeth, NY 11378	For Democratic Party dinner	9/16/76	135.00
Full Name, mailing address and ZIP code	Purpose of Expenditure	Date (month, day, year)	Amount of expenditure this period
Full Name, mailing address and ZIP code	Purpose of Expenditure	Date (month, day, year)	Amount of expenditure this period
Full Name, mailing address and ZIP code	Purpose of Expenditure	Date (month, day, year)	Amount of expenditure this period
Full Name, mailing address and ZIP code	Purpose of Expenditure	Date (month, day, year)	Amount of expenditure this period
Full Name, mailing address and ZIP code	Purpose of Expenditure	Date (month, day, year)	Amount of expenditure this period
Full Name, mailing address and ZIP code	Purpose of Expenditure	Date (month, day, year)	Amount of expenditure this period

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FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

November 8, 1977

MEMORANDUM

TO: BILL OLDAKER

THROUGH: ORLANDO B. POTTER *B.L. for*
O.B.P.

FROM: BOB COSTA *AK*

SUBJECT: CONGRESSIONAL AUDIT REPORT

Attached for your review and comment is an audit report on the Delaney Committee for Congress. Please note that Part III of the report contains a recommendation that a MUR be opened relative to an apparent violation of Section 432(c)(3) and (4) of Title 2 of the United States Code.

Should you have any questions or require any additional information, please contact either Bob Hamm or Jim Nycum of my staff.

Attachment as stated





FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

REPORT OF THE AUDIT DIVISION ON THE DELANEY COMMITTEE FOR CONGRESS

I. Background

A. Overview

This report is based on an audit of the Delaney Committee for Congress ("the Committee") undertaken by the Audit Division of the Federal Election Commission in accordance with the Commission's audit policy to determine whether there has been compliance with the provisions of the Federal Election Campaign Act of 1971, as amended ("the Act"). The audit was conducted pursuant to Section 438(a)(8) of Title 2 of the United States Code which directs the Commission to make from time to time audits and field investigations with respect to reports and statements filed under the provisions of the Act.

The Committee registered with the Clerk of the U.S. House of Representatives on April 17, 1972, in support of the Honorable James J. Delaney, candidate for election to the office of Representative from the Ninth (9th) Congressional District of New York. On March 24, 1976, the Committee was designated by the Candidate as his principal campaign committee for the 1976 elections. The Committee maintains its headquarters in Maspeth, New York.

The audit covered the period January 1, 1975, the effective date of the Act, as amended, through June 30, 1977, the final coverage date of the latest report filed by the Committee at the time of the audit. During the period the Committee reported beginning cash-on-hand of \$1,332.58, total receipts of \$57,811.60, total expenditures of \$53,508.30 and ending cash of \$5,635.88.^{1/}

This audit report is based on documents and working papers supporting each of its factual statements. They form part of the record upon which the Commission based its decisions on the matters in the report and were available to Commissioners and appropriate staff for review.



The total receipt and expenditure figures are as of 12/31/76. The Committee filed the FEC Form 3a for the first two (2) calendar quarters of 1977.

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B. Key Personnel

The principal officers of the Committee at the time of the audit were Irving Brody, Chairman, and Arthur Rosenblatt, Treasurer.

C. Scope

The audit included such tests as verification of total reported receipts and expenditures and individual transactions; review of required supporting documentation; analysis of committee debts and obligations; and, such other audit procedures as deemed necessary under the circumstances.

II. Auditor's Statement and Description of Findings

Based on the examination of the disclosure reports and the records presented, it is the opinion of the Audit staff that the disclosure reports of the Delaney Committee for Congress fairly represent the financial activity of the Committee during the period audited, although the Committee has not conducted its activities in compliance with the Federal Election Campaign Act, as amended, in certain material aspects noted below.

A. Preservation of Receipted Bills

Section 432(d) of Title 2, United States Code, requires the treasurer of a political committee to obtain and to keep a receipted bill stating the particulars for every expenditure made in excess of \$100 in amount, and for any such expenditure in a lesser amount, if the aggregate amount of such expenditures to the same person during a calendar year exceeds \$100. Section 102.9 of the Commission's Regulations require the treasurer to obtain and keep the cancelled check and the bill, invoice or contemporaneous memorandum of the transaction when a receipted bill is not available.

Our examination of the Committee's records revealed that the Committee did not obtain and keep documentation to support 19 disbursements (19.19% of the number of itemizable expenditures) totaling \$16,871.51 (32.73% of the dollar amount of itemizable expenditures). Upon our request the Committee agreed to obtain the missing documentation. (See Part III of this report for discussion of additional unsupported expenditures).

Recommendation

We recommend that the Commission require the Committee to obtain and submit the missing documentation or provide evidence of its attempt to do so within 15 days of receipt of this report.

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B. Reporting a Contribution In-Kind

Section 434(b)(4) of Title 2, United States Code, requires that a report shall disclose the name and address of each political committee from which the reporting committee received any transfer of funds, together with the amounts and dates of all transfers.

The Empire Medical Political Action Committee ("EMPAC") held a fundraiser for the Delaney Committee for Congress. The total cost of the event was \$3,341.07, of which the Delaney Committee for Congress reimbursed EMPAC for \$341.07. The Committee did not report the remaining \$3,000 as a contribution in-kind from EMPAC, although EMPAC did disclose the expenditure on behalf of the Committee on its reports. At our suggestion the Committee agreed to amend its reports to include the contribution in-kind.

Recommendation

We recommend that the Commission require the Committee to file this amendment within 15 days of receipt of this report.

C. Authorized Statement on Campaign Literature

Section 441d(1) of Title 2, United States Code, requires, in part, that literature expressly advocating the election of a clearly identified candidate through a type of general public political advertising, if authorized by a candidate or his authorized political committee, shall clearly and conspicuously, in accordance with regulations prescribed by the Commission, state that the literature has been authorized.

Our examination of the Committee's campaign literature revealed that the Committee had not included the required authorization statement. Upon our discussion with the Committee concerning this matter, the Committee Treasurer stated that he was not aware of the requirement. However, he agreed to include the authorization statement on any future campaign literature.

Recommendation

We recommend that the Commission take no further action on this matter.

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III. Matter Referred to the Office of General Counsel

Section 432(c)(3) and (4) of Title 2 of the United States Code requires, in part, that the treasurer of the Committee shall keep a detailed and exact account of all expenditures made by or on behalf of such committee and the identification of every person to whom any expenditure is made, the date and amount thereof.

Our examination revealed that 15 checks (15.15% of itemizable expenditures) totaling \$15,225.00 (29.54% of itemizable expenditures) were signed by the Treasurer, Arthur Rosenblatt, and made payable to him in dollar amounts ranging from \$100 to \$2,700. (This \$15,225.00 in expenditures is exclusive of the \$16,871.51 previously mentioned lacking documentation.)

Mr. Rosenblatt in turn cashed the checks and disbursed the funds to campaign workers, e.g. funds to six (6) individuals working telephones for six (6) days work at \$20 a day, and other unknown vendors, for expenses such as soda, beer and sandwiches for approximately 800 people for the election night at the Richmond Hill Republican Club in the amount of \$400.00. These expenditures were reported with Mr. Rosenblatt as the payee. The purpose listed for each expenditure was a description of the actual expense.

Mr. Rosenblatt maintained a journal containing the check number, date and amount of 12 of the 15 checks written to himself and a general explanation of how he spent the money. However, his journal did not identify to whom, the amount, or the date he disbursed the cash as required by the Act.

We discussed the recordkeeping requirements of Section 432(c)(3) and (4) of Title 2, United States Code, with the Treasurer. He responded that he could not get the workers to sign or initial any document stating they had received the monies for fear of having to report the income to the New York City agency which administers welfare benefits. He also indicated any additional information was unobtainable.

Although we are not able to identify a specific case where an individual or vendor received a payment from Mr. Rosenblatt in cash in excess of \$100, we believe the possibility exists. In the example above, six (6) workers - six (6) days at \$20.00 a day, it appears that an individual would receive \$120 in cash. Mr. Rosenblatt's response to that example was that the possibility existed that the six (6) workers may not represent the same individuals for each of the six (6) days.

Due to the dollar amount disbursed to the Treasurer (29.54% of the itemizable expenditures), the fact that the treasurer did not keep a detailed and exact account of the ultimate payee, date, and amount of the expenditures, and the possibility that cash expenditures exceeded \$100, this matter has been referred to the Office of General Counsel for consideration as a MUR.

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FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

November 7, 1977

MEMORANDUM

TO: BILL OLDAKER

THROUGH: ORLANDO B. POTTER *B.L.G.*

FROM: *RC* BOB COSTA/SUE PASCHEN *A.P.*

SUBJECT: MATTER NOTED DURING AUDIT OF
DELANEY COMMITTEE FOR CONGRESS

During the audit of the Delaney Committee for Congress ("the Committee") we found that 15 checks, (15.15% of itemizable expenditures) totaling \$15,225.00 (29.54% of itemizable expenditures) were signed by the Treasurer, Arthur Rosenblatt and made payable to him in dollar amounts ranging from \$100 to \$2,700. Mr. Rosenblatt in turn cashed the checks and disbursed the funds to campaign workers, e.g. funds to six (6) individuals working telephones for six (6) days work at \$20 a day, and other unknown vendors, for expenses such as soda, beer and sandwiches for approximately 800 people in the amount of \$400.00. These expenditures were reported with Mr. Rosenblatt as the payee. The purpose listed for each expenditure was a description of the actual expense.

Mr. Rosenblatt maintained a journal containing the check number, date and amount of 12 of the 15 checks written to himself and a general explanation of how he spent the money (see attached). However, his journal did not identify to whom, the amount, or the date he disbursed the cash as required by the Act.

We discussed the recordkeeping requirements of Section 432(c)(3) and (4) of Title 2 of the United States Code with the Treasurer. He responded that he could not get the workers to sign or initial any document stating they had received the monies for fear of having to report the income to the New York City agency which administers welfare benefits. He also indicated any additional information was unobtainable.



Although we are not able to identify a specific case where an individual or vendor received a payment from Mr. Rosenblatt in cash in excess of \$100, we believe the possibility exists. In the example above, six (6) workers - six (6) days at \$20.00 a day, it appears that an individual would receive \$120 in cash. Mr. Rosenblatt's response to that example was that the possibility existed that the six (6) workers may not represent the same individuals for each of the six (6) days.

Due to the dollar amount disbursed to the treasurer (29.54% of itemizable expenditures), the fact that the treasurer did not keep a detailed and exact account of the ultimate payee, date and amount of the expenditures, and the possibility that cash expenditures exceeded \$100, we are referring this matter to your office for consideration as a MUR. In addition, we have requested the Committee to provide us with the required documentation for an additional \$16,871.51 in expenditures which is exclusive of the expenditures described above.

If you have any questions, please contact Sue Paschen or Jim Nycum on extension 3-4155.

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DELANEY COMMITTEE FOR CONGRESS
ANALYSIS OF PAYMENTS WITHOUT RECEIPTS
JULY, 1976 to SEPTEMBER, 1976

Check #140 - 7/16/76 - \$207.80

Five (5) campaign worker's salaries and lunches at Board of Elections headquarters with attorney going over candidate petitions.

Check #149 - 7/27/76 - \$2000.00

Twenty (20) workers @ \$20.00/day for five (5) days. Workers working with attorney Bob Clark going over opposition petitions of Bob Eagan.

Check #155 - 7/30/76 - \$1000.00

Twenty(20) workers @ \$20.00/day for 2½ days. Workers serving subpoenas.

Check #156 - 7/30/76 - \$1000.00

Twenty (20) workers @ \$20.00/day for 2½ days. Workers investigating to confirm proper signatures and addresses of opposition.

Check #163-A - 8/2/76 - \$500.00

Twenty (20) workers @ \$20.00/day plus \$100.00 for lunches
Twenty (20) additional workers for Primary petitions.

Check #163-B - 8/4/76 - \$2000.00

Final day - Fifty (50) workers @ \$20.00/day - two (2) days.
Finalizing petitions prior to court case.

Check #165 - 9/2/76 - \$100.00

Re-imbusement for out-of-pocket expenses.

Check #169 - 9/9/76 - \$2000.00

For six (6) workers on telephones for six (6) days @ \$20.00/day - \$1920.00
For lunches and dinners - \$80.00

(6x6x20 = \$120)

Check #190 - 9/13/76 - \$500.00

For twenty five (25) captains @ \$20.00 each for Primary night.

Check #192 - 9/14/76 - \$500.00

For twenty five (25) campaign workers working Primary night putting together captain's report - results of polls.

Check #193 - 9/14/76 - \$100.00

Refreshments for Primary day.

Check #212 - dtd 10/29/77 - \$400.00

For beer, soda and sandwiches for approx. 800 people election night at campaign headquarters - Richmond Hill Rep. club.

Auditor's Note: This document was prepared and provided by the Delaney Committee for Congress



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

THIS IS THE BEGINNING OF MUR # 467



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