



FEDERAL ELECTION COMMISSION
Washington, DC 20463

April 15, 1998

Charles D. Haley, Esq.
Covington & Burling
1201 Pennsylvania Avenue, N.W.
PO Box 7566
Washington, DC 20044-7566

re: MUR 4728

Dear Mr. Haley:

Thank you for your letter of April 8, 1998, regarding the identification of your client, Gary L. Bauer, as a respondent in this matter.

In accordance with 2 U.S.C. 437g, Mr. Bauer has been identified as a respondent based upon the allegations in the complaint. When we initially evaluate a complaint, those persons or entities explicitly or implicitly implicated in any alleged violations of the Federal Election Campaign Act are identified as respondents for the purposes of providing initial notice and an opportunity to demonstrate that no action should be taken. In this case, the complainant repeatedly refers to CWF and Gary Bauer throughout the complaint. In light of this fact, Mr. Bauer was identified individually as a respondent to afford him the opportunity to demonstrate why no action should be taken against him in his individual capacity. Any facts which tend to show that he should not be considered a respondent in this matter are certainly appropriate for inclusion in any response you may wish to file on his behalf.

Please understand that this is a preliminary determination. At this stage of the matter, the Commission has reached no conclusions whatsoever concerning the validity of the allegations or, if a violation of the Federal Election Campaign Act occurred, the identity of those who may have committed the violation.

Many thanks for your consideration. Please feel free to call me or Alva Smith at (202) 694-1650 if we can be of any further assistance.

Very truly yours,

A handwritten signature in black ink, which appears to read "F. Andrew Turley", is written over a horizontal line.

F. Andrew Turley
Supervisory Attorney
Central Enforcement Docket