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FEDERAL ELECTION
COMMISSION

WILLIAM A. KOWALENKO
Law Clerk

NOV 2 2 41 PM '98

October 28, 1998

Federal Election Commission
Washington, DC 20463

ATTENTION: F. Andrew Turley
Supervisory Attorney
Central Enforcement Docket

RE: MUR 4821

Dear Mr Turley:

Pursuant to my conversation with Jennifer H. Boyt of your office, I am responding to your letter dated October 21, 998 with regard to the above-captioned matter.

As I indicated to Ms. Boyt, the complaint filed by Mr. Herman concerning my donations to Congressman Lazio's campaign in 1995 and 1994 are unsupported in fact or in law.

Specifically, I confirmed with Congressman Lazio's office that in 1994, I made two contributions, one to the General Election and one to the Primary Election, each less than One Thousand (\$1,000.00) Dollars.

Likewise, in 1995, I made two separate contributions of One Thousand (\$1,000.00) Dollars, one to the Primary Election and one to the General Election.

It is my understanding that Congressman Lazio's office is in the process of providing all of the documentation and verification responding to these inappropriate and baseless claims by Mr. Herman. As confirmed by Congressman Lazio's office, I have complied with all of the requirements of the Federal Election Campaign Act of 1971.

I would submit as an aside that the individuals in Congressman Lazio's office have always conducted themselves with honesty, integrity and in accordance with all of the requirements of the law.

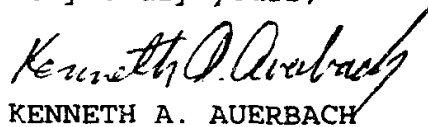
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Should you have any questions regarding this matter, please do not
hesitate to contact the undersigned.

Very truly yours,


KENNETH A. AUERBACH

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