



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

December 4, 1998

John S. Yodice
General Counsel
AOPA Legislative Action Committee
500 E Street, N.W.
Suite 240
Washington, DC 20024

Dear Mr. Yodice:

Thank you for your November 23, 1998 response to the Reason to Believe finding made against your client in MUR 4858. In your letter you state that, according to your investigation of the AOPA Legislative Action PAC's records, Mr. Myers filed the 1998 April Monthly Report in a timely manner, fulfilling his obligations as treasurer. The Federal Election Commission does not dispute that it received documents from Mr. Myers sent via certified mail and postmarked April 20, 1998.

However, there are two committees that file with the Commission, the AOPA Legislative Action PAC whose principal office is in Washington, D.C., FEC ID #C00309856, and the Aircraft Owners and Pilots Association Political Action Committee headquartered in Frederick, Maryland, FEC ID #C00131185. It was the latter committee based in Frederick for which we received a 1998 April monthly report. A copy of the first page of this report indicating the receipt stamp corresponding in both date and time to the return receipt copy submitted with your response is enclosed.

No timely 1998 April monthly report was received from the Washington, D.C.-based AOPA Legislative Action PAC, which is the subject of the Commission's Reason to Believe finding. This undated Report was not received until June 8, 1998 via first-class mail, the first page of which is also enclosed for your review. You will notice on this Report that although the *FEC Identification Number* and the *Committee name* is correct, the Report inaccurately lists the Frederick, Maryland address for the Washington, D.C. committee. This is the Report submitted with your November 23 Response.

The Federal Election Commission will provide you an additional opportunity to submit any factual or legal materials that you believe are relevant to the Commission's

99-04-391-0598

Mr. John S. Yodice
MUR 4858
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consideration of this matter. Please submit such materials to the General Counsel's Office within 15 days of receipt of this letter. Where appropriate, statements should be submitted under oath. In the absence of additional information, the Commission may find probable cause to believe that a violation has occurred and proceed with conciliation.

If you are interested in expediting the resolution of this matter by pursuing preprobable cause conciliation, and if you agree with the provisions of the enclosed agreement, please sign and return the agreement, along with the civil penalty, to the Commission. In light of the fact that conciliation negotiations, prior to a finding of probable cause to believe, are limited to a maximum of 30 days, you should respond as soon as possible.

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

This matter will remain confidential in accordance with 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public.

If you have any questions, please contact me or Stephanie Watson, the paralegal assigned to this matter, at (202) 694-1650.

Sincerely,

A handwritten signature in cursive script, appearing to read "April J. Sands".

April J. Sands
Attorney

Enclosures

- First page of Report received on 4/20/98
- First page of Report received on 6/8/98
- Conciliation Agreement

REPORT OF RECEIPTS AND DISBURSEMENTSFor Other Than An Authorized Committee
(Summary Page)RECEIVED
FEDERAL ELECTION
COMMISSION MAIL ROOM

APR 24 11 34 AM '98

USE FEC MAILING LABEL
OR
TYPE OR PRINT

1. NAME OF COMMITTEE (in full) AOPA Political Action Committee		2. FEC IDENTIFICATION NUMBER C00131185
ADDRESS (number and street) <input type="checkbox"/> Check if different than previously reported 421 Aviation Way		
CITY, STATE and ZIP CODE Frederick, MD 21701		
3. <input checked="" type="checkbox"/> This committee has qualified as a multicandidate committee. (see FEC FORM 1M)		

4. TYPE OF REPORT(a) ☐ April 15 Quarterly Report☐ July 15 Quarterly Report☐ October 15 Quarterly Report☐ January 31 Year End Report☐ July 31 Mid Year Report (Non-election Year Only)☐ Termination Report

Monthly Report Due On:

☐ February 20☐ June 20☐ October 20☐ March 20☐ July 20☐ November 20☒ April 20☐ August 20☐ December 20☐ May 20☐ September 20☐ January 31☐ 12-Day Pre-Election Report for the _____
(Type of Election)

election on _____ in the State of _____

☐ 30-Day Post-Election Report following the General Election

on _____ in the State of _____

(b) Is this Report an Amendment?

☐ YES☒ NO

SUMMARY		COLUMN A This Period	COLUMN B Calendar Year-to-Date
5.	Covering Period <u>3/1/98</u> through <u>3/31/98</u>		
6	(a) Cash on Hand January 1, 19 <u>98</u>		\$ 26,207.82
	(b) Cash on Hand at Beginning of Reporting Period	\$ 24,966.66	
	(c) Total Receipts (from Line 19)	\$ 87.08	\$ 184.37
	(d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)	\$ 25,053.74	\$ 26,392.19
7	Total Disbursements (from Line 30)	\$ 1,181.00	\$ 2,519.45
8	Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))	\$ 23,872.74	\$ 23,872.74
9	Debts and Obligations Owed TO the Committee (Itemize all on Schedule C and/or Schedule D)	\$ 145.00	For further information contact: Federal Election Commission 999 E Street, NW Washington, DC 20463 Toll Free 800-424-9530 Local 202-219-3420
10	Debts and Obligations Owed BY the Committee (Itemize all on Schedule C and/or Schedule D)	\$ 1,000.00	
I certify that I have examined this Report and to the best of my knowledge and belief it is true, correct and complete.			
Type or Print Name of Treasurer Roger C. Myers, Jr. - Treasurer			
Signature of Treasurer <i>Roger C. Myers, Jr.</i>			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.

FEC FORM 3

(revised 9/8)

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REPORT OF RECEIPTS AND DISBURSEMENTS

For Other Than An Authorized Committee
(Summary Page)

RECEIVED
FEDERAL ELECTION
COMMISSION MAIL ROOM

JUN 8 2 13 PM '96

USE FEC MAILING
OR
TYPE OR PRINT

1. NAME OF COMMITTEE (in full) AOPA Legislative Action Political Action Committee		2. FEC IDENTIFICATION NUMBER C00309856
ADDRESS (number and street) <input type="checkbox"/> Check if different than previously reported 421 Aviation Way		
CITY, STATE and ZIP CODE Frederick, MD 21701		
		3. <input checked="" type="checkbox"/> This committee has qualified as a multicandidate committee. (see FEC FORM 1M)

4. TYPE OF REPORT

- (a) ☐ April 15 Quarterly Report
☐ July 15 Quarterly Report
☐ October 15 Quarterly Report
☐ January 31 Year End Report
☐ July 31 Mid Year Report (Non-election Year Only)
☐ Termination Report

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☒ April 20 ☐ August 20 ☐ December 20
☐ May 20 ☐ September 20 ☐ January 31

- ☐ 12-Day Pre-Election Report for the _____
(Type of Election)
election on _____ in the State of _____
☐ 30-Day Post-Election Report following the General Election
on _____ in the State of _____

(b) Is this Report an Amendment? ☐ YES ☒ NO

SUMMARY		COLUMN A This Period	COLUMN B Calendar Year-to-Date
5	Covering Period 3/1/98 through 3/31/98		
6	(a) Cash on Hand January 1, 1998		\$ 314,055.15
	(b) Cash on Hand at Beginning of Reporting Period	\$ 342,790.91	
	(c) Total Receipts (from Line 19)	\$ 23,054.42	\$ 119,748.80
	(d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)	\$ 365,845.33	\$ 433,803.95
7	Total Disbursements (from Line 30)	\$ 65,357.24	\$ 133,315.86
8	Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))	\$ 300,488.09	\$ 300,488.09
9	Debts and Obligations Owed TO the Committee (Itemize all on Schedule C and/or Schedule D)	\$ 1,244.00	For further information contact: Federal Election Commission 999 E Street, NW Washington, DC 20463 Toll Free 800-424-9530 Local 202-219-3420
10	Debts and Obligations Owed BY the Committee (Itemize all on Schedule C and/or Schedule D)	\$ 28,002.73	
I certify that I have examined this Report and to the best of my knowledge and belief it is true, correct and complete			
Type or Print Name of Treasurer Roger C. Myers, Jr. - Treasurer			
Signature of Treasurer <i>Roger Myers</i>			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.

FEC FORM 3X