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BEFORE THE FEDERAL ELECTION COMMISSION  
OF THE UNITED STATES

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FEDERAL ELECTION  
COMMISSION  
OFFICE OF GENERAL  
COUNSEL  
APR 26 2 45 PM '99

In the Matter of

CLINTON/GORE '92 COMMITTEE, et al.

MUR 4877

RESPONSE SUBMITTED ON BEHALF OF LAURA RYAN SHACHOY

On January 20, 1999, complainants, Patricia and William Anderson, owners of Public Office Corporation ("POC"), filed a complaint with the Federal Election Commission ("FEC") alleging that the Clinton/Gore '92 Committee and Lyn Utrecht, counsel to the Committee, violated the Federal Election Campaign Act ("FECA"). The complaint also mentioned Laura Ryan Shachoy as co-counsel to the Committee. The FEC notified most respondents of this complaint on January 27, 1999 but did not notify Ms. Shachoy until March 22, 1999. Hence, this separate response is submitted on behalf of Ms. Shachoy.

The sole basis on which Complainants rely to implicate Ms. Shachoy in an alleged FECA violation is her participation in the preparation of the Committee's July 6, 1994 Audit Response. In fact, to the best of Ms. Shachoy's recollection of events which occurred several years ago, her involvement in the preparation of that portion of the Response dealing with the repayment demand and the redesignation of contributions was minimal. Indeed, Ms. Shachoy did not sign that Response, nor does her name even appear on it.<sup>1</sup> Moreover, all legal services performed by Ms. Shachoy for the Committee were undertaken at the direction and under the control of Ms. Utrecht, who, as lead counsel for the Committee, had ultimate responsibility for the project. Thus, the FEC should dismiss the complaint as to Ms. Shachoy solely on the basis that her involvement in the allegations was insufficient to support a finding of reason to believe against her.

In addition, Ms. Shachoy incorporates by reference the Response filed on March 8, 1999 by the other respondents in this MUR. As explained in that Response, the instant complaint must be dismissed because the FEC is barred by applicable statutes of limitations from obtaining a

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<sup>1</sup>Ms. Shachoy did participate in the preparation of the Committee's Response in MUR 4192, but her substantive work on the Response involved preparation of legal arguments concerning res judicata and whether an excessive repayment is the proper subject of an enforcement action.

Figure 1. The effect of the concentration of the  $\text{H}_2\text{O}_2$  solution on the amount of the  $\text{H}_2\text{O}_2$  consumed in the reaction of the  $\text{H}_2\text{O}_2$  solution with the  $\text{Fe}^{2+}$  solution. The concentration of the  $\text{Fe}^{2+}$  solution was  $0.01 \text{ mol/L}$ , and the concentration of the  $\text{H}_2\text{O}_2$  solution was  $0.01 \text{ mol/L}$ . The reaction was carried out at  $25^\circ\text{C}$  for  $10 \text{ min}$ .

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AFFIDAVIT OF LYN UTRECHT, ESQ.

I, Lyn Utrecht, hereby declare the following:

1. I am currently a partner in the law firm of Ryan, Phillips, Utrecht and MacKinnon and in January, 1993, was a partner in the law firm of Oldaker, Ryan and Leonard. For many years, my area of expertise in my law practice has been campaign finance.
2. In January, 1993, the Clinton for President Committee and Clinton/Gore '92 retained me at Oldaker, Ryan and Leonard to represent the campaign in the Federal Election Commission (FEC) post-election audit process. I was the partner responsible for performing all legal services rendered to the campaign by the firm.
3. The Committees also retained Laura Ryan Shachoy, Esq., a Boston attorney, to assist with the audit process.
4. I was the Committees' lead counsel for the 1992 audits and had full responsibility for all submissions made on behalf of the campaign to the FEC.
5. Ms. Shachoy's work on the audit and related enforcement process was performed under my direction and I had full control over all submissions made to the FEC on behalf of the Committees.

I declare under penalty of perjury under 28 U.S.C. §1746 that the foregoing is true and correct.

Executed on this 26<sup>th</sup> day of April, 1999.



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