



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

99NF-04

MEMORANDUM

April 21, 1999

TO: LAWRENCE M. NOBLE
GENERAL COUNSEL

THROUGH: JAMES A. PEHRKON
STAFF DIRECTOR

FROM: JOHN D. GIBSON
ASSISTANT STAFF DIRECTOR
REPORTS ANALYSIS DIVISION

SUBJECT: REFERRAL OF DALENPAC

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL
APR 22 11 02 AM '99

This is a referral of DALENPAC ("the Committee") for failure to file the 1998 October Quarterly Report within thirty calendar days from the date of the Non-Filer Notice. According to the 1997-1998 RAD Review and Referral Procedures for Unauthorized Committee further examination is required by your office.

If you have any questions regarding this matter, please contact Edward D. Ryan at 694-1130.

Attachment

REPORTS ANALYSIS REFERRAL

TO

OFFICE OF GENERAL COUNSEL

DATE: April 21, 1999

ANALYST: Edward D. Ryan

I. COMMITTEE: DALENPAC (C00283523)
 Ms. Fran Sauls, Acting Treasurer*
 1701 N Hampton
 Desoto, TX 75115

II. RELEVANT STATUTE: 2 U.S.C. §434(a)(4)(A)(i)
 11 CFR §104.5(c)(1)(i)(A)

III. BACKGROUND:

Failure to Timely File the 1998 October Quarterly Report

DALENPAC ("the Committee") failed to timely file the 1998 October Quarterly Report of Receipts and Disbursements covering the period from July 1, 1998 to September 30, 1998. On December 29, 1997 and September 18, 1998, Prior Notices were sent to the Committee informing it that the 1998 October Quarterly was due on October 15, 1998 (Attachment 2). A Non-Filer Notice was sent to the Committee via mailgram on November 4, 1998 (Attachment 3).

The Reports Analysis Division ("RAD") analyst attempted to contact Ms. Fran Sauls, Acting Treasurer of the Committee, on December 3, 1998. The analyst left a message on her answering machine or message recorder identifying himself and alerting her to the fact that the Commission had still not received the 1998 October Quarterly Report (Attachment 4).

*The Commission was notified on March 22, 1996 that the treasurer, Louis A. Beecherl, Jr. resigned and Fran Sauls "would perform the duties until a new [T]reasurer is elected." Ms. Sauls signed all 1997-98 reports and a new treasurer has never been designated.

2004-10-23 10:40:36

On December 4, 1998 Ms. Sauls returned the analyst's phone call to discuss the Committee's non-filing of the report. She said that her mother had died in November and that was the reason the 1998 October Quarterly Report did not get filed. The analyst advised her to prepare the report as best she could and send the report in by certified or registered mail that day (December 4, 1998) (Attachment 5).

The Committee filed the 1998 October Quarterly Report via express mail on December 6, 1998 (Attachment 6).

On December 7, 1998, Ms. Sauls called the analyst to say that when she arrived at work that day she found out that her assistant had sent the report express mail rather than certified or registered mail dated December 4, 1998. The analyst told her that nothing else could be done and that express mail would be treated as regular mail (Attachment 7).

On December 7, 1998, the Committee filed an amendment to the October Quarterly Report with a cover letter (and copy of the express mail receipt) from Ms. Sauls explaining why the report was late and the mix up in mailing it to the Commission (Attachment 8).

COMMITTEE	DOCUMENT	RECEIPTS	DISBURSEMENTS	COVERAGE DATES	# OF PAGES	IMAGE LOCATION
					TYPE OF FILER	
DALLAS ENTREPRENEURIAL POLITICAL ACTION COMMITTEE (DALENPAC)				ID #C00283523	NON-PARTY QUALIFIED	
CONNECTED ORGANIZATION: NONE						
1997	MID-YEAR REPORT	18,700	5,010	1JAN97 -30JUN97	6	97FEC/229/2326
	YEAR-END	8,500	1,397	1JUL97 -31DEC97	6	98FEC/282/3225
1998	APRIL QUARTERLY	3,000	9,147	1JAN98 -31MAR98	6	98FEC/304/1467
	JULY QUARTERLY	52,200	24,001	4APR98 -30JUN98	12	98FEC/343/2177
	NOTICE OF FAILURE TO FILE			1APR98 -30JUN98	2	98FEC/344/0682
	OCTOBER QUARTERLY	0	23,000	1JUL98 -30SEP98	4	98FEC/407/0077
	OCTOBER QUARTERLY - AMENDMENT	0	23,000	1JUL98 -30SEP98	6	98FEC/411/0343
	NOTICE OF FAILURE TO FILE			1JUL98 -30SEP98	2	98FEC/391/2288
	PRE-GENERAL	5,000	19,000	1OCT98 -14OCT98	5	99FEC/414/2816
	POST-GENERAL	-	5,000	15OCT98 -23NOV98	4	99FEC/414/2821
	YEAR-END	500	0	24NOV98 -31DEC98	4	99FEC/426/1746
1999	MISCELLANEOUS NOTICE FROM FEC			22JAN99	3	99FEC/420/3402
	MISCELLANEOUS REPORT TO FEC			27JAN99	3	99FEC/426/4007
TOTAL		87,900	0	87,355	0	63 TOTAL PAGES

All reports are reviewed.

Ending cash-on-hand as of 12/31/98: \$600

Outstanding debts owed to/by the committee as 12/31/98: \$0

2004-10-14 14:40:03

REPORT NOTICE

FEDERAL ELECTION COMMISSION

PARTIES AND PACS

December 29, 1997

WHO MUST FILE

Party committees and PACs (Nonconnected Committees and Separate Segregated Funds) must file a Year-End Report on January 31, 1998.

I. Semi-annual Filers

REPORT	REPORTING PERIOD*	REG./CERT. MAILING DATE**	FILING DATE
Year-End	07/01/97 - 12/31/97	01/31/98	01/31/98

II. Monthly Filers

REPORT	REPORTING PERIOD*	REG./CERT. MAILING DATE**	FILING DATE
Year-End	12/01/97 - 12/31/97	01/31/98	01/31/98

LABEL

Committees should affix the peel-off label from the envelope to line 1 of the report. Corrections should be made on the label.

COMPLIANCE

Treasurers of political committees are responsible for filing all reports on time. Failure to do so is subject to enforcement action. Committees filing illegible reports or using non-FEC forms (except for FEC approved computer generated forms) will be required to refile.

ELECTRONIC FILING

For reports covering activity occurring in 1997 (and later), political committees have the option of filing electronically. If you are interested in this option, review the enclosed handout entitled "Electronic Filing Gets Underway at FEC," and call the Data Division at (800) 424-9530 or (202) 219-3730.

*These dates indicate the beginning and the end of the reporting period. A reporting period always begins the day after the closing date of the last report filed. If the committee is new and has not previously filed a report, the first report must cover all activity that occurred before the committee registered.

** Reports sent by registered or certified mail must be postmarked by the mailing date; otherwise, they must be received by the filing date.

(over)

PARTIES AND PACS

YEAR-END

1998 FILING SCHEDULE

I. QUARTERLY FILERS

REPORT	REPORTING PERIOD*	REG./CERT. MAILING DATE**	FILING DATE
April Quarterly	01/01/98 - 03/31/98	04/15/98	04/15/98
July Quarterly	04/01/98 - 06/30/98	07/15/98	07/15/98
October Quarterly	07/01/98 - 09/30/98	10/15/98	10/15/98
Pre-General	10/01/98 - 10/14/98	10/19/98	10/22/98
Post-General	10/15/98 - 11/23/98	12/03/98	12/03/98
Year-End	11/24/98 - 12/31/98	01/31/99	01/31/99

II. MONTHLY FILERS

REPORT	REPORTING PERIOD*	REG./CERT. MAILING DATE**	FILING DATE
February	01/01/98 - 01/31/98	02/20/98	02/20/98
March	02/01/98 - 02/28/98	03/20/98	03/20/98
April	03/01/98 - 03/31/98	04/20/98	04/20/98
May	04/01/98 - 04/30/98	05/20/98	05/20/98
June	05/01/98 - 05/31/98	06/20/98	06/20/98
July	06/01/98 - 06/30/98	07/20/98	07/20/98
August	07/01/98 - 07/31/98	08/20/98	08/20/98
September	08/01/98 - 08/31/98	09/20/98	09/20/98
October	09/01/98 - 09/30/98	10/20/98	10/20/98
Pre-General	10/01/98 - 10/14/98	10/19/98	10/22/98
Post-General	10/15/98 - 11/23/98	12/03/98	12/03/98
Year-End	11/24/98 - 12/31/98	01/31/99	01/31/99

24 HOUR REPORT ON INDEPENDENT EXPENDITURES

Any PAC that makes independent expenditures in connection with an election may have to file a 24 hour report. This reporting requirement is triggered if the committee makes independent expenditures aggregating \$1,000 or more after the 20th day, but more than 24 hours, before the day of the election.

*These dates indicate the beginning and the end of the reporting period. A reporting period always begins the day after the closing date of the last report filed. If the committee is new and has not previously filed a report, the first report must cover all activity that occurred before the committee registered.

** Reports sent by registered or certified mail must be postmarked by the mailing date; otherwise, they must be received by the filing date.

QUARTERLY REPORT NOTICE

FEDERAL ELECTION COMMISSION

PARTIES AND PACS

September 18, 1998

WHO MUST FILE

Party Committees and PACs (Nonconnected Committees and Separate Segregated Funds) filing on a quarterly basis must file a Quarterly Report in October.

REPORT	REPORTING PERIOD*	REG./CERT.	
		MAILING	FILING
		DATE**	DATE
October Quarterly	07/01/98 - 09/30/98	10/15/98	10/15/98

24 HOUR REPORT ON INDEPENDENT EXPENDITURES

Any Party Committee or PAC that makes independent expenditures in connection with an election may have to file a 24 hour report. This reporting requirement will be triggered if the committee makes independent expenditures aggregating \$1,000 or more after the 20th day, but more than 24 hours, before the day of the election.

PRE-ELECTION REPORTING

Committees which make contributions or expenditures (including independent expenditures) in connection with an election must also file a Pre-Election Report, if the activity was not previously reported. See the January 1998 Record.

LABEL

Committees should affix the peel-off label from the envelope to line 1 of the report. Corrections should be made on the label.

*These dates indicate the beginning and the end of the reporting period. A reporting period always begins the day after the closing date of the last report filed. If the committee is new and has not previously filed a report, the first report must cover all activity that occurred before the committee registered.

** Reports sent by registered or certified mail must be postmarked by the mailing date; otherwise, they must be received by the filing date.

(over)

PARTIES AND PACS

October Quarterly

CHANGE IN FILING FREQUENCY

Committees wishing to change their reporting schedule (for example, from quarterly to monthly) must notify the Commission in writing when they file their next report due under their current reporting schedule. Committees may change their filing frequencies no more than once per calendar year.

ELECTRONIC FILING

Political committees have the option of filing their reports electronically. If you are interested in this option, review the enclosed handout entitled "Electronic Filing of Disclosure Reports," and call the Data Division at (800) 424-9530 or (202) 694-1250.

COMPLIANCE

Treasurers of political committees are responsible for filing all reports on time. Failure to do so is subject to enforcement action. Committees filing illegible reports or using non-FEC forms (except for FEC approved computer generated forms) will be required to refile.

66951-104-10-03

**WESTERN
UNION**

CONFIRMATION OF MAILGRAM TO: LOUIS A BEECHERL JR
DALEN PAC
1701 N HAMPTON
DESOTO TX 75115

FEDERAL ELECTION COMMISSION
SHAWN WERTH
999 E ST. NW.
WASHINGTON DC 204630001

NOVEMBER 4, 1998

IDENTIFICATION NUMBER: C00283523

REFERENCE: OCTOBER QUARTERLY (07/01/1998 - 09/30/1998)

DEAR TREASURER:

IT HAS COME TO THE ATTENTION OF THE FEDERAL ELECTION COMMISSION THAT YOU MAY HAVE FAILED TO FILE THE ABOVE REFERENCED REPORT OF RECEIPTS AND EXPENDITURES AS REQUIRED BY THE FEDERAL ELECTION CAMPAIGN ACT, AS AMENDED. YOU WERE PREVIOUSLY NOTIFIED OF THE DUE DATE FOR THIS REPORT.

IT IS IMPORTANT THAT YOU FILE THIS REPORT IMMEDIATELY WITH THE FEDERAL ELECTION COMMISSION, 999 E STREET, N.W., WASHINGTON, D.C., 20463. A COPY OF THE REPORT OR RELEVANT PORTIONS SHOULD ALSO BE FILED WITH THE SECRETARY OF STATE OR EQUIVALENT STATE OFFICER.

ALTHOUGH THE COMMISSION MAY INITIATE AN AUDIT OR LEGAL ENFORCEMENT ACTION CONCERNING THIS MATTER, YOUR PROMPT RESPONSE AND A LETTER OF EXPLANATION WILL BE TAKEN INTO CONSIDERATION.

IF YOU HAVE ANY QUESTIONS REGARDING THIS MATTER, PLEASE CONTACT EDWARD RYAN ON OUR TOLL FREE NUMBER (800)424-9530. OUR LOCAL NUMBER IS (202)694-1130.

SINCERELY,

JOHN D. GIBSON
ASSISTANT STAFF DIRECTOR
REPORTS ANALYSIS DIVISION

TELECON

ANALYST: Ed Ryan

CONVERSATION WITH: Fran Sauls, Acting Treasurer

COMMITTEE: Dallas Entrepreneurial Political Action

Committee (DALENPAC) C00283523

DATE: 12/03/98

SUBJECTS(S): 1998 October Quarterly Report Non-filer

I placed a telephone call to Ms. Fran Sauls, Acting Treasurer of Dallas Entrepreneurial Political Action Committee (DALENPAC) ("the Committee") and reached her answering machine or message recorder. I identified myself and alerted her to the fact that the Commission had not received the October Quarterly from the Committee yet. I advised her to send the report in certified/registered mail by December 4, 1998 or the Committee would be referred to the Office of General Counsel(OGC) for failure to file the report. I left our toll free number with her if she should have any questions.

TELECON

ANALYST: Ed Ryan

CONVERSATION WITH: Ms. Fran Sauls, Acting Treasurer

COMMITTEE: Dallas Entrepreneurial Political Action

Committee (DALENPAC) C00283523

DATE: 12/04/98

SUBJECTS(S): Returned phone call from Ms Fran Sauls

regarding the October Quarterly Report

Ms. Sauls returned my call from the previous day to explain that due to the death of her mother in November and all of the circumstances surrounding this tragedy she was unable to get the October Quarterly Report filed. I offered her my condolences and advised her that unfortunately this matter was at the point of being referred to the Office of General Counsel (OGC) for failure to file the report. I asked her if she could prepare the report today and mail it in because this was the last day she had without this matter being referred to OGC. She said there would be some difficulty in that but she would get it done. I advised her

to prepare the Report as best she could and send it in
certified/registered mail dated today (12/04/98). She said
she would do that.

2003-10-10 10:03

REPORT OF RECEIPTS AND DISBURSEMENTS

Attachment #6

For Other Than An Authorized Committee
(Summary Page)USE FEC MAILING LABEL
OR
TYPE OR PRINT

1. NAME OF COMMITTEE (in full) DALENPAC (Dallas Entrepreneur PAC)	
ADDRESS (number and street) 1701 N. Hampton	<input type="checkbox"/> Check if different than previously reported
CITY, STATE and ZIP CODE DeSoto, Texas 75115	

RECEIVED
FEDERAL ELECTION
COMMISSION MAIL ROOM

DEC 6 12 22 PM '98

2. FEC IDENTIFICATION NUMBER C00283523
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:

<input type="checkbox"/> February 20	<input type="checkbox"/> June 20	<input type="checkbox"/> October 20
<input type="checkbox"/> March 20	<input type="checkbox"/> July 20	<input type="checkbox"/> November 20
<input type="checkbox"/> April 20	<input type="checkbox"/> August 20	<input type="checkbox"/> December 20
<input type="checkbox"/> May 20	<input type="checkbox"/> September 20	<input type="checkbox"/> 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	7/1/98 through 9/30/98		
6. (a) Cash on Hand January 1, 1998			\$ 20,849.88
(b) Cash on Hand at Beginning of Reporting Period		\$ 42,100.99	
(c) Total Receipts (from Line 18)		\$ -0-	\$ 55,200.00
(d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)		\$ 42,100.99	\$ 76,049.88
7. Total Disbursements (from Line 30)		\$ 23,000.00	\$ 56,948.89
8. Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))		\$ 19,100.99	\$ 19,100.99
9. Debts and Obligations Owed TO the Committee (Itemize all on Schedule C and/or Schedule D)		\$ -0-	
10. Debts and Obligations Owed BY the Committee (Itemize all on Schedule C and/or Schedule D)		\$ -0-	

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

Eran Sauls
Signature of Treasurer*Eran Sauls*

Date

12-4-98

For further information contact:
Federal Election Commission
999 E Street, NW
Washington, DC 20463
Toll Free 800-424-9530
Local 202-694-1100

NOTE: Submission of false, erroneous, or incomplete information may subject the person signing this Report to the penalties of 2 U.S.C. §437g.

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FEC FORM 3X
(revised 9/93)

20.04.401.3704

TELECON

ANALYST: Ed Ryan

CONVERSATION WITH: Fran Sauls, Acting Treasurer

COMMITTEE: Dallas Entrepreneurial Political Action

Committee (DALENPAC) -C00283523

DATE: 12/07/98

SUBJECTS(S): October Quarterly Report - Failure to file on
12/04/98 via certified/registered mail.

Ms. Sauls called to say that when she came in to work this morning she found that her assistant had sent the report in via express mail and not certified/registered mail. I told her that there was nothing else we could do and that the report would be treated as regular mail and entered in our system when it is received.

2004-10-14 10:02

DALENPAC

RECEIVED
FEDERAL ELECTION
COMMISSION MAIL ROOM

DEC 10 12 06 PM '98

December 7, 1998

Attn: Commissioner
Federal Election Commission
999 E. Street, N.W.
Washington, D. C. 20463

Re: FEC #C00283523

Dear Sir:

Due to the death of my mother in November, the third quarter FEC report failed to get filed. On December 4, I spoke with Mr. Ed Ryan and explained the situation to him. He said to send the report in by registered/certified mail showing it sent on December 4, 1998. When I came in this morning I found that my assistant had sent it express mail and not registered/certified. I call Mr. Ryan this morning and he said that it would be treated as regular mail.

I apologize for this error on my part and hope you will take it into consideration. Thank you for your time in this matter. Please call me at 972/298-4211, ext. 244 and let me know how this was handled.

Sincerely,



Fran Sauls
Acting treasurer

2004-10-40-02

Label 11-8 July 1997