

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
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)  
) Dear for Congress and Abraham Roth, )  
) as treasurer; Steven Renee Adelsberg )  
) Shael Bellows; Joseph P. Billig; )  
) Trina Cayre; Abraham Chehebar; )  
) Jerome Cooper; Samuel Cygler; Yosef )  
) Davis; Michael Fuchs; Eugene Gluck; )  
) Edith Gross; Harry Gross; Frank )  
) Johnson; Jomarr Realty Company; )  
) Boris Kandov; Benjamin Landa; Shimon )  
) Lefkowitz; Abraham Leser; Andrew )  
) Lowinger; Joseph Mermelstein; )  
) Boris Motovich; Serge Muller; )  
) J.L. Rajchenbach; Carl Rosen; Manny )  
) Weiss; Steve Zakheim; Sarah Scherman )  
) Bashev Dear; Bernard Strulovich; )  
) Hershel Perlstein; Joshua Weinstein; )  
) Hershel Biggelson; Aron Igel; )  
) Chaim Kahana; Hershel Klein; )  
) Pesach Lemberger; Arye Eingel; )  
) Luzer Obstfeld; Chaskel Elias; )  
) Moishe Geller; Mendel Sternhill; )  
) Chaim Sieger; Jose Bernstein; Yaakov )  
) Einhorn; Chaim Welt; Morris Cohen; )  
) Nat Cheney; Ralph Tabbush; Matthew )  
) Jones, Jr.; Barney Freeman; Nelson )  
) Patino; Jon Hamill; Pearl Greenbaum; )  
) Irwin Kahan; Temi Kahan; )  
) Bill Huppert; Sterling Krieger; )  
) Sharon Avital; Susan Hyatt; )  
) Reuven Kaufman; Avrum Farber; )  
) Baruch Beilush; David Donenberg; )  
) Yitchak Ciper; Martin Wesel; Leah )  
) Brecher; Menachem Langer; Markus )  
) Mandelkorn; Sam Hollander; Michelle )  
) Portnor; Anchil Feder; Yakov Baum; )  
) Zev Anfang; Dovid Piller; Berel )  
) Oberlander; Pesach Ringel; Tom )  
) Hennessey; Joe Horagh; Tony Haugh; )  
) James Campbell; Conor McHugh; Frank )  
) Nolan; Joshua Salwartz; Alexander )  
) Vais; Yidel Klein; Leo Yakubovich; )  
) Zitta Yakubovich; )

Audit Referral  
#00-02/MUR 4935

*MUR 5057*

(continued)

Friends of Noach Dear '93 and Abraham)  
Roth, as treasurer; Dear 2000, Inc., )  
and Abraham Roth, as treasurer; )  
A & E Consultants of NY, Ltd.; )  
Ari H. Friedman Associates, Ltd.; )  
Blue Spot Co.; C.G.B.P.; )  
EDH Associates; Elite Insurance )  
Agency, Inc.; Health and Home )  
Management; Horizon Insurance Agency,)  
Ltd.; Intimate Resources, Ltd.; )  
Jacobowitz c/o Jay Import Company; )  
Knit Nat Mills, Ltd., Inc.; Kramer )  
and Shapiro; Mark Milberg Marketing, )  
Inc.; Midway Nursing Home Associates;) )  
Northernway Mgt. Corp. #1; Plymouth )  
Rock Fuel Corp.; Salvatore Realty )  
Corp.; Surfside Manor Home for Adults)  
The Esplanade Hotel )

CERTIFICATION

I, Darlene Harris, recording secretary for the Federal Election Commission executive session on July 25, 2000, do hereby certify that the Commission decided by a vote of 5-1 to take the following actions with respect to Audit Referral #00-02/MUR 4935:

1. Open a MUR in Audit Referral #00-02.
2. Find reason to believe that Dear for Congress and Abraham Roth, as treasurer, violated 2 U.S.C. § 441a(f) and 11 CFR § 110.9(a); 2 U.S.C. § 441b(a) and 11 CFR § 114.2(d); 2 U.S.C. § 441f; 11 CFR 104.5(a); 2 U.S.C. § 434(b)(4)(F); 2 U.S.C. § 434(b)(8); and 2 U.S.C. § 434(a)(6)(A).

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3. Find reason to believe that Friends of Noach Dear '93, Steven Renee Adelsberg, Shael Bellows, Joseph P. Billig, Trina Cayre, Abraham Chehebar, Jerome Cooper, Samuel Cygler, Yosef Davis, Michael Fuchs, Eugene Gluck, Edith Gross, Harry Gross, Frank Johnson, Jomarr Realty Company, Boris Kandov, Benjamin Landa, Shimon Lefkowitz, Abraham Leser, Andrew Lowinger, Joseph Mermelstein, Boris Motovich, Serge Muller, J.L. Rajchenbach, Carl Rosen, Manny Weiss, and Steve Zakheim violated 2 U.S.C. § 441a(a)(1)(A) and 11 CFR § 110.1(b)(1), and enter into conciliation with these respondents prior to a finding of probable cause.
4. Find reason to believe that A & E Consultants of NY, Ltd.; Ari H. Friedman Associates, Ltd.; Blue Spot Co.; C.G.B.P.; EDH Associates; Elite Insurance Agency, Inc.; Health and Home Management; Horizon Insurance Agency, Ltd.; Intimate Resources, Ltd.; Jacobowitz c/o Jay Import Company; Knit Nat Mills, Ltd., Inc.; Kramer and Shapiro; Mark Milberg Marketing, Inc.; Midway Nursing Home Associates; Northernway Mgt. Corp. #1; Plymouth Rock Fuel Corp.; Salvatore Realty Corp.; Surfside Manor Home for Adults; and The Esplanade Hotel violated 2 U.S.C. § 441b(a) and 11 CFR § 114.2, and take no further action, send an admonishment letter, and close the file with respect to these respondents.

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5. Find reason to believe that Sarah Scherman, Bashev Dear, Bernard Strulovich, Hershel Perlstein, Joshua Weinstein, Hershel Biggelson, Aron Igel, Chaim Kahana, Hershel Klein, Pesach Lemberger, Arye Eingel, Luzer Obstfeld, Chaskel Elias, Moishe Geller, Mendel Sternhill, Chaim Sieger, Jose Bernstein, Yaakov Einhorn, Chaim Welt, Morris Cohen, Nat Cheney, Ralph Tabbush, Matthew Jones, Jr., Barney Freeman, Nelson Patino, Jon Hamill, Pearl Greenbaum, Irwin Kahan, Temi Kahan, Bill Huppert, Sterling Krieger, Sharon Avital, Susan Hyatt, Reuven Kaufman, Avrum Farber, Baruch Beilush, David Donenberg, Yitchak Ciper, Martin Wesel, Leah Brecher, Menachem Langer, Markus Mandelkorn, Sam Hollander, Michelle Portnor, Anchil Feder, Yakov Baum, Zev Anfang, Dovid Piller, Berel Oberlander, Pesach Ringel, Tom Hennessey, Joe Horagh, Tony Haugh, James Campbell, Conor McHugh, Frank Nolan, Joshua Salwartz, Alexander Vais, Yidel Klein, Leo Yakubouich, and Zitta Yakubouich violated 2 U.S.C. § 441f.
6. Find reason to believe that Dear 2000, Inc., and Abraham Roth, as treasurer, violated 2 U.S.C. § 441a(f) and 11 CFR § 110.9(a); 2 U.S.C. § 434(b)(2); and 2 U.S.C. § 434(b)(4); and enter into conciliation with these respondents prior to a finding of probable cause.
7. Approve the sample Factual and Legal Analyses, as recommended in the General Counsel's Report dated July 14, 2000.
8. Approve the sample Conciliation Agreements, as recommended in the General Counsel's Report dated July 14, 2000.

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9. Approve the appropriate letters, as recommended in the General Counsel's Report dated July 14, 2000.

Commissioners McDonald, Sandstrom, Smith, Thomas, and Wold voted affirmatively for the decision. Commissioner Mason dissented.

Attest:

July 28, 2000  
Date

Darlene Harris  
Darlene Harris  
Acting Deputy Secretary  
of the Commission

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