

REPORTS ANALYSIS REFERRAL  
TO  
OFFICE OF THE GENERAL COUNSEL

DATE: September 8, 1999

ANALYST: Tammy Pataluna

- I. COMMITTEE: Golding 98 Congress  
(C00333518)  
William L. Golding, Treasurer  
P.O. Box 3908  
Cocoa, FL 32924
- II. RELEVANT STATUTE: 2 USC §434 (a) (2) (A) (i)  
11 CFR § 104.5 (a)(1)(i)
- III. BACKGROUND:

**Failure to File the 1998 12 Day Pre-General Report by Election Day**

Golding 98 Congress ("the Committee") has failed to file the 1998 12 Day Pre-General Report of Receipts and Disbursements covering the period October 1 through 14, 1998.

The Committee was notified on December 29, 1997 and on September 30, 1998 that the 12 Day Pre-General Report was due on October 22, 1998 (Attachments 2, 3).

A Non-Filer Notice for the 1998 12 Day Pre-General Report was sent via mailgram to the Committee on October 23, 1998 (Attachment 4). The Non-Filer Notice informed the Committee that failure to file the Report within four (4) business days might result in publication, audit, or legal enforcement action. The name of the Committee was published on October 30, 1998 for failure to file the 12 Day Pre-General Report (Attachment 5).

21 04 405 3089

On January 26, 1999, the Reports Analysis Division ("RAD") analyst attempted to call David Golding, the candidate, concerning the non-filing of the 1998 12 Day Pre-General Report. The analyst left a message for the candidate (Attachment 6).

On March 24, 1999, David Golding contacted the RAD analyst. David Golding stated the report would be in the mail on Monday, March 29, 1999 (Attachment 6).

On May 6, 1999, the RAD analyst attempted to call David Golding. The analyst left a message for the candidate (Attachment 6).

On May 13, 1999, the RAD analyst spoke to David Golding, explaining the report needed to be filed, and gave the candidate specific instructions on how to find his Committee's reports on the Internet (Attachment 6).

On June 11, 1999, the RAD analyst contacted David Golding to remind him the 12 Day Pre-General Report had not been received. David Golding stated he would deliver it Wednesday, June 16, 1999 (Attachment 6).

As of this date, the report has not been filed.

21-04-405-3090

FEDERAL ELECTION COMMISSION  
1997-1998  
CANDIDATE INDEX OF SUPPORTING DOCUMENTS - (E)

Attachment # 1  
Page 1 of 1

DATE 9/07/1999

PAGE 1

CANDIDATE/COMMITTEE/DOCUMENT	RECEIPTS		DISBURSEMENTS		COVERAGE DATES	# OF PAGES	IMAGE LOCATION
	OFFICE SOUGHT/	PARTY	PRIMARY	GENERAL			
TYPE OF FILER							
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GOLDING, DAVID ROSS	HOUSE 15 DEMOCRATIC PARTY				FLORIDA	1998 ELECTION	ID# H6FL15127
1. STATEMENT OF CANDIDATE							
1998 STATEMENT OF CANDIDATE						10FEB98	2 98FEC/281/4625
2. PRINCIPAL CAMPAIGN COMMITTEE							
GOLDING 98 CONGRESS						ID #C00333518	HOUSE
1998 STATEMENT OF ORGANIZATION						10FEB98	2 98FEC/281/4623
STATEMENT OF ORGANIZATION - AMENDMENT						20APR98	2 98FEC/302/2161
MISCELLANEOUS REPORT TO FEC						31AUG98	2 98FEC/350/1403
APRIL QUARTERLY	6,070		4,370			31MAR98	10 98FEC/302/2163
JULY QUARTERLY	11,515		12,890			1APR98 -30JUN98	9 98FEC/336/0053
REQUEST FOR ADDITIONAL INFORMATION						1APR98 -30JUN98	4 98FEC/345/3078
REQUEST FOR ADDITIONAL INFORMATION 2ND						1APR98 -30JUN98	5 98FEC/352/4964
PRE-PRIMARY	8,258		5,963			1JUL98 -12AUG98	7 98FEC/348/1586
PRE-PRIMARY - AMENDMENT	8,258		5,963			1JUL98 -12AUG98	8 98FEC/348/4656
NOTICE OF FAILURE TO FILE						1JUL98 -12AUG98	2 98FEC/349/1603
REQUEST FOR ADDITIONAL INFORMATION						1JUL98 -12AUG98	3 98FEC/359/1295
REQUEST FOR ADDITIONAL INFORMATION 2ND						1JUL98 -12AUG98	3 98FEC/389/1897
OCTOBER QUARTERLY		1,425		3,417		13AUG98 - 10CT98	7 98FEC/373/1814
REQUEST FOR ADDITIONAL INFORMATION						13AUG98 - 10CT98	3 98FEC/392/2642
REQUEST FOR ADDITIONAL INFORMATION 2ND						13AUG98 - 10CT98	4 98FEC/411/2369
NOTICE OF FAILURE TO FILE						10CT98 -14OCT98	2 98FEC/388/3708
NOTICE OF FAILURE TO FILE						15OCT98 -23NOV98	2 98FEC/413/3534
NOTICE OF FAILURE TO FILE						24NOV98 -31DEC98	2 99FEC/436/2702
TOTAL	25,843	1,425	23,223	3,417			77 TOTAL PAGES
3. AUTHORIZED COMMITTEES							
4. JOINT FUNDRAISING COMMITTEES AUTHORIZED BY THE CAMPAIGN							

All reports reviewed.

Cash on hand as of 10/01/98: \$ 828

Debts owed to the committee: \$ 0

Debts owed by the committee: \$7,500

21-04-105-3091

# YEAR-END REPORT NOTICE

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## FEDERAL ELECTION COMMISSION

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### CONGRESSIONAL COMMITTEES

December 29, 1997

### WHO MUST FILE

All principal campaign committees of congressional candidates must file a Year-End Report on January 31, 1998.

### REPORTING DATES

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

### 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.

### 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.

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\*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)

21-04-405-3092

## CONGRESSIONAL COMMITTEES

YEAR

## 1998 FILING SCHEDULE

## Quarterly Filers

REPORT	REPORTING PERIOD*	REG./CERT.	FILING DATE
		MAILING 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
	----48 Hour Notices----		
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

**Note:** Congressional committees active in 1998 elections must file on a quarterly schedule. In addition, a committee whose candidate is active in a 1998 state primary, nominating convention or runoff election must also file a pre-election report 12 days prior to the primary, nominating convention or runoff. The campaign committee of a candidate who participates in the general election must file pre- and post-general election reports. Separate notices will be sent to explain these additional reporting obligations. See January 1998 Record.

## Semi-annual Filers

REPORT	REPORTING PERIOD*	REG./CERT.	FILING DATE
		MAILING DATE**	
Mid-Year	01/01/98 - 06/30/98	07/31/98	07/31/98
Year-End	07/01/98 - 12/31/98	01/31/99	01/31/99

Congressional committees not active in 1998 elections (i.e., committees authorized by candidates seeking election in future years or committees which were active in previous elections and have outstanding debts) should continue to file reports on a semi-annual schedule.

## 48 HOUR NOTICE ON CONTRIBUTIONS

Notices are required if the committee receives contributions (including in-kind gifts or advances of goods or services; loans from the candidate or other non-bank sources; and guarantees or endorsements of bank loans to the candidate or committee) of \$1,000 or more, after the 20th day, but more than 48 hours before the day of any election in which the candidate participates (including primaries, nominating conventions or runoffs). The notices must reach the appropriate federal and state filing offices within 48 hours of the committee's receipt of the contribution(s). U.S. House candidates faxing 48 hour notices should transmit them to the FEC at 202/219-0174. Senate candidates should transmit them to the Secretary of the Senate at 202/224-1851. Note that 48-hour notices are the only FEC documents that may be faxed.

# GENERAL ELECTION REPORT NOTICE

FEDERAL ELECTION COMMISSION

CONGRESSIONAL COMMITTEES

September 30, 1998

1998 GENERAL ELECTION CANDIDATE COMMITTEES

REPORT	REPORTING PERIOD*	REG./CERT. MAILING DATE**	FILING DATE
Pre-General	10/01/98 - 10/14/98 —48 Hour Notices—	10/19/98	10/22/98
Post-General	10/15/98 - 11/23/98	12/03/98	12/03/98

## WHO MUST FILE

All 1998 general election principal campaign committees of congressional candidates (including unopposed candidates) who seek election in the November 3, 1998, General Election must file the Pre- and Post-General Election Reports. If the campaign has an authorized committee(s), in addition to the principal campaign committee, the principal campaign committee must also file a consolidated report on Form 3Z and attach the report(s) of the authorized committee(s).

## 48 HOUR NOTICES ON CONTRIBUTIONS

Notices are required if the committee receives contributions (including in-kind gifts or advances of goods or services; loans from the candidate or other non-bank sources; and guarantees or endorsements of loans to the candidate or committee) of \$1,000 or more, during the period October 15 through October 31.

The notices must reach the appropriate federal and state filing offices within 48 hours of the committee's receipt of the contribution(s). U.S. House candidates faxing 48-hour notices should transmit them to the FEC at 202/219-0174. Senate candidates should transmit them to the Secretary of the Senate at 202/224-1851. Note that 48-hour notices are the only FEC documents that may be faxed.

\*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.

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4603 504 405 3094 21 04 405 3094

## CONGRESSIONAL COMMITTEES

Pre/Post General Elec

### **LABEL**

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

### **ELECTRONIC FILING**

Political committees have the option of filing 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.

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**FOR INFORMATION, CALL: (800) 424-9530 or (202) 694-1100**

21 "04" 405 "3095

**WEST  
UNION**

CONFIRMATION OF MAILGRAM TO: WILLIAM L GOLDING  
GOLDING 98 CONGRESS  
PO BOX 3908  
COCOA FL 32924

**FEDERAL ELECTION COMMISSION**

SHAWN WERTH

999 E ST. NW.

WASHINGTON DC 204630001

OCTOBER 23, 1998

IDENTIFICATION NUMBER: C00333518

REFERENCE: 12 DAY PRE-GENERAL (10/01/1998 - 10/14/1998)

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.

YOU WILL BE ALLOWED FOUR (4) BUSINESS DAYS FROM THE DATE OF THIS NOTICE TO FILE THIS REPORT. THE REPORT SHOULD BE FILED WITH THE FEDERAL ELECTION COMMISSION, 999 E STREET, N.W., WASHINGTON, D.C. 20463 FOR HOUSE CANDIDATES, OF THE SECRETARY OF THE SENATE, 232 HART SENATE OFFICE BUILDING, WASHINGTON, D.C. 20510 FOR SENATE CANDIDATES. A COPY OF THE REPORT SHOULD ALSO BE FILED WITH THE SECRETARY OF STATE OR EQUIVALENT STATE OFFICER.

IF YOU HAVE FILED THE REPORT TIMELY BY CERTIFIED OR REGISTERED MAIL, PLEASE NOTIFY US IMMEDIATELY, IN WRITING, OF THE CERTIFIED OR REGISTERED NUMBER AND THE DATE THAT THE REPORT WAS SENT. THE FAILURE TO FILE THIS REPORT MAY RESULT IN PUBLICATION, AUDIT OR LEGAL ENFORCEMENT ACTION.

IF YOU HAVE ANY QUESTIONS REGARDING THIS MATTER, PLEASE CONTACT TAMMY Y. PATALUNA IN THE REPORTS ANALYSIS DIVISION 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



# FEDERAL ELECTION COMMISSION

Press Office

999 E Street, N.W., Washington, D.C. 20463

Phone: 202-694-1220 Toll Free 800-424-9530

Attachment # 5

Page 1 of 2



For Immediate Release

October 30, 1998

Contact: Kelly Huff

Ron Harris

Sharon Snyder

Ian Stirton

## 19 CAMPAIGNS CITED FOR FAILURE TO FILE PRE-GENERAL REPORTS

WASHINGTON -- The Federal Election Commission today cited 19 campaign committees for failure to file the required Pre-General Election financial disclosure report.

Provisions of the Federal Election Campaign Act require committees supporting candidates involved in the general election to file reports of their financial activity 12 days before the election.

As of 5 p.m. , October 29, 1998, disclosure reports from the following committees had not been filed:

AZ/03...COMMITTEE TO ELECT STUART M. STARKY 98...JACKIELYNN H. HARRINGTON,  
TREAS...STUART M. STARKY...DEM

CA/31...MATTHEW MARTINEZ CONGRESSIONAL COMMITTEE...GILBERT R. VASQUEZ,  
TREAS...MATTHEW G. MARTINEZ, JR...DEM

CA/39...ASUNCION CECY R. GROOM FOR US CONGRESS...PABLO T. MALANA,  
TREAS...ASUNCION CECY R. GROOM...DEM

CA/41...COMMITTEE TO ELECT EILEEN ANSARI 41<sup>ST</sup> CONGRESSIONAL DISTRICT...ESTHER  
RAPPOSELLI, TREAS...DEM

AL/15...GOLDING 98 CONGRESS...WILLIAM L. GOLDING, TREAS...DAVID R. GOLDING...DEM

GA/05...COMMITTEE TO ELECT JOHN H. LEWIS, SR...TOBY LEWIS, TREAS...JOHN H. LEWIS,  
SR...REP

IL/08...CRANE FOR CONGRESS COMMITTEE...BILLY K. MCMINN, TREAS...PHILIP M.  
CRANE...REP

IL/14...COZZI FOR CONGRESS COMMITTEE...TREASURER...ROBERT A. COZZI, JR...DEM

IN/01...MICHAEL EDWARD PETYO...JOE KRNICH, TREAS... MICHAEL PETYO...REP

MI/08...MUNSELL FOR CONGRESS...SUSAN G. MUNSELL, TREAS...SUSAN G.  
MUNSELL...REP

MN/04...SCHULSTAD FOR CONGRESS...TREASURER...CAROL S. SCHULSTAD...TAXPAYER

-more-

21-04-405-3097

NH/SEN...CONDODEMETRAKY FOR US SENATE 1998...SCOTT D. MCGUFFIN, TREAS...  
GEORGE CONDODEMETRAKY...DEM

NJ/10...DON PAYNE FOR CONGRESS...CRAIG A. STANLEY, TREAS...DONALD M. PAYNE...DEM

NY/06...MEEKS FOR CONGRESS...CHARLES H. REEVES, III, TREAS...GREGORY W. MEEKS...DEM

NY/09...FRIENDS OF LOU TELANO...TAMMY BASSIN, TREAS...LOU TELANO...REP

NY/09...FRIENDS OF WEINER...CHRISTOPHER BELLITTI, TREAS...ANTHONY D. WEINER...DEM

OH/16...PETER D. FERGUSON FOR CONGRESS...CHRISTINA P. FETE, TREAS...PETER D.  
FERGUSON...DEM

\*SC/06...GARY MCLEOD FOR U S CONGRESS...DOROTHY MCLEOD, TREAS...GARY M.  
MCLEOD...REP

TX/23...TEXAS TO ELECT CHARLIE JONES COMMITTEE...MICHAEL CALDWELL,  
TREAS...CHARLIE U. JONES...DEM

The reports were to include financial activity occurring from October 1 through October 14. If sent by registered mail, the reports should have been postmarked by October 19. Otherwise, the due date was close-of-business October 22.

Some individuals and their committees have no obligation to file reports under federal election law, even though their names may appear on state ballots. If an individual raises or spends less than \$5,000, he or she is not considered a "candidate" subject to reporting under the FECA.

The FEC notified committees involved in the general election of their filing requirements on September 30. Those committees which did not file on the due date were notified on October 23 that reports had not been received and that their names would be published if they did not respond within four business days.

Other political committees supporting Senate and House candidates in elections (those which are not authorized units of a candidate's campaign) also are required to file pre-general election reports. Those committee names are not published by the FEC.

Further Commission action against non-filers and late filers is decided on a case-by-case basis. Federal law gives the FEC broad authority to initiate enforcement actions, including the imposition of civil penalties (\$5,500 for "any violation" and \$11,000 for any "knowing and willful" violation).

The next regularly scheduled disclosure reports for candidate committees will be the 30 Day Post-General Election report due December 3, 1998. It will cover activity from October 15 through November 23.

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\* Committee filed only a Summary Page.

21-04-405-3098

Telecon

January 26, 1999 left message for David Golding.<sup>1</sup>

David Golding called the analyst on March 24, 1999. He said he was late responding due to a stay at the hospital. He asked for forms, and the analyst gave him the fax number (202-501-3413) after confirming access to a fax machine. The analyst also provided coverage dates for missing reports, last reported debt information, and last reported cash on hand. It was stated the reports would be in the mail on Monday.

May 6, 1999 left message for David Golding.

David Golding returned the call on May 13, 1999. He said he needed copies of past reports. Since he said he had access to the internet, the analyst provided detailed instructions on finding forms if needed. Mr. Golding was told the failure to file the reports were referable to the Office of General Counsel so the reports needed to be filed at once. The analyst confirmed Mr. Golding had the phone number, gave him the analysts scheduled hours, and reminded him another analyst could assist if she were not immediately available.

June 11, 1999 analyst called David Golding.

He said the reports were complete and he would personally bring them on Wednesday.

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<sup>1</sup> The candidate's phone number was the only phone number provided to the analyst. Prior telephone conversations were always initiated by the candidate.

21-04-405-3099