

- Certificated Paralegal
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## CRUSADER

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Memorabilia: <http://members.ebay.com/aboutme/crusader666/>

September 1, 2000

Office of General Counsel  
Federal Election Commission  
999 E St NW  
Washington, DC 20463

SEP 6 9 10 AM '00

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
OFFICE OF GENERAL  
COUNSEL

**RE: Complaint Against Gloria Matta Tuchman for Congress**

Dear FEC:

My full legal name is Crusader and my address is located at the top of this letterhead. Attached please find a copy of my California Driver License and Social Security card documenting my legal name. I have also attached a "signed and sworn to before me" notarization. The original and three copies of my complaint are also enclosed.

My complaint is against Gloria Matta Tuchman for Congress, ID# C00346866, 12438 Brookhurst Street, Garden Grove, California 92840, as it pertains to the attached direct mailing letter (and editorial enclosure) dated August 18, 2000 from "Orange County Democrats."

Attached please find the letter, an enclosure to the letter (which highlights the so-called positives of Ms. Tuchman and so-called negatives of Rep. Sanchez), the envelope in which the letter and enclosure were mailed, and Page 32 of your guide for congressional candidates obtained from your web site.

Pursuant to Page 32 of the guide, I contend that the Tuchman campaign has clearly violated the Disclaimer Notice rule, because the actual disclaimer notice for this mailing is difficult to read (due to the extremely small font size of the notice), and the notice is not conspicuously displayed. In fact, considering that most people open mail and immediately toss the envelope, the majority of the constituents targeted with this

September 1, 2000

direct mailing will never know who paid for this mailing. It is important to note that a Disclaimer Notice does not appear anywhere on the actual letter or editorial enclosure.

When I first read the mailing in question, I kept looking and looking for the "Paid for by..." information, because I had never heard of "Orange County Democrats," and there was no return address or phone number on the actual letter, which I found strange. It did take time to finally locate the Disclaimer Notice on the back of the envelope in very tiny and hard-to-read print. These obvious facts, in my opinion, clearly demonstrate that the Disclaimer Notice for this particular direct mailing is not "clearly and conspicuously displayed" as required by law.

Although I am not a resident of Orange County, it is my understanding that anyone can file a complaint with the FEC regarding violations. As a longtime activist and former longtime Orange County resident, I keep abreast of Orange County politics.

I realize that in the grand scheme of things, this alleged violation of FEC laws may be considered trivial; however, I feel it is important for the voting public to be properly informed of who is paying for the materials being presented by various candidates. In this particular case, it appears that the Tuchman campaign went out of their way to make it as difficult as possible (if not impossible) for the voting public to know who paid for this particular direct mailing.

Please do not hesitate to contact me if you have any questions or require additional information.

Very truly yours,



CRUSADER

/cru  
Encl.

fec.09-01-00.ltr.wpd

STATE OF CALIFORNIA )  
 ) SS.  
COUNTY OF RIVERSIDE )

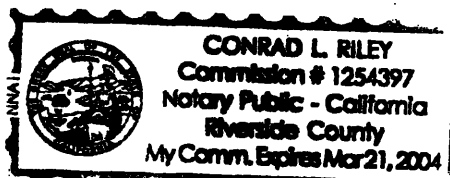
On SEPTEMBER 1, 2000, before me, CONRAD L. RILEY,  
NOTARY PUBLIC, personally appeared Crusader,

personally known to me (~~or proved to me on the basis of satisfactory evidence~~) to be the person(s)  
whose name(s) is/~~are~~ subscribed to the within instrument and acknowledged to me that he/~~she/they~~  
executed the same in his/~~her/their~~ authorized capacity(~~ies~~), and that by his/~~her/their~~ signature(s) on the  
instrument the person(s), or entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS MY HAND AND OFFICIAL SEAL. (SIGNED AND SWORN TO BEFORE ME)

Conrad L. Riley

NOTARY PUBLIC



**ORANGE COUNTY  
DEMOCRATS**

August 18, 2000

\*\*\*\*\*ECRLOT\*\*C-018

Mr & Mrs Robert R Exler  
2154 W Harriet Ln  
Anaheim, CA 92804-6040

Dear Mr & Mrs Exler,

We were shocked and outraged to hear that our Congresswoman -- Loretta Sanchez -- scheduled a political fundraiser at the Playboy Mansion.

At the same time Caroline Kennedy Schlossberg, the Rev. Jesse Jackson and former Senator Bill Bradley addressed the Democratic National Convention, Loretta Sanchez planned a party with Hugh Hefner -- who recently bragged that his parties are "legendary for the amount of nudity and extramarital sex that go on late at night."

Immorality, sexual exploitation and degradation of women are not the kinds of messages our political leaders should be sending to our community -- particularly not Sanchez, who as a woman should know better.

Planning a fundraiser at the Playboy Mansion is a slap in the face to our community. No politician -- particularly not a prominent Democrat like Sanchez -- should even consider holding an event in a place that promotes immoral values and portrays women as objects.

Even the Hispanic Caucus Chair of the Democratic National Convention called this event "antithetical" to Democrats' values.

Only after being publicly censured and ridiculed by her own colleagues -- and pressured by Vice President Al Gore -- did Loretta Sanchez cave in and change the event, after stating "over the years, plenty of fundraisers have been held [at the mansion]."

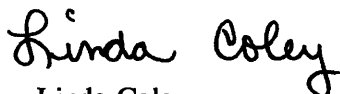
But the damage is done. Loretta Sanchez showed her true loyalty is not to the Orange County women and minorities she professes to represent, but rather to money and her Hollywood friends.

This is not the kind of leadership we want from our elected officials. This is utter disdain and contempt, not only for those close to her, but toward all of her Orange County constituents.

We'll remember this contempt when Loretta Sanchez asks for our vote again in November.



Deborah Buelna  
Anaheim



Linda Coley  
Garden Grove



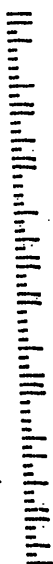
Ericka Belona  
Santa Ana

P.S. Please take a look at Loretta Sanchez's opponent, Gloria Matta Tuchman. She is a teacher who will fight for better schools -- and she won't make us feel ashamed.

**ORANGE COUNTY  
DEMOCRATS**



32B04-6040 1A



Paid for by Gloria Matta Tuchman for Congress • 12438 Brookhurst Street • Garden Grove, CA 92640 • ID# C00346886

(Envelope)

32B04-6040 1A

# Loretta Sanchez: "A Loose Cannon"

## Bunnygate Hops On Campaign Trail

By Richard E. Cohen, *National Journal*  
(c) National Journal Group Inc.

Is there a doctor in the house? A spin doctor, that is.

Perhaps no public official here at the convention is more in need of damage control than Rep. Loretta Sanchez, D-Calif. Her decision to stubbornly insist upon — but eventually abandon — plans to hold a fund-raiser for Hispanics at the Playboy mansion gave her party a heap of bad press on the eve of its convention.

Now, in the wake of Bunnygate, several angry Democratic insiders are suggesting that Sanchez has forfeited her considerable influence in the party and may even have jeopardized her House seat.

"Whatever the damage, it's self-inflicted," said a House Democratic leadership aide. "She was a confidant of Al Gore. Now she won't be in his Administration. She still can be an effective member of Congress. But this damages her going beyond that."

In November, Sanchez faces Gloria Matta Tuchman, an award-winning schoolteacher for 35 years and veteran Hispanic Republican activist who appears to be a good fit in the swing Orange County district. Although Tuchman is a serious contender, Sanchez was generally expected before the Playboy controversy to win re-election. Now, her re-election is no longer a sure thing.

A California Democratic source called Sanchez "a loose cannon" and said that the controversy has placed her House seat "at risk" at a time when control of the chamber will probably be determined by a handful of seats.

Rep. Patrick J. Kennedy of Rhode Island, the Democratic Congressional Campaign Committee chairman, said in an interview on Friday that the conflict over the fund-raiser has been "tragically." Asked whether Sanchez's re-election could be adversely affected, he replied: "Perhaps.... But this is an isolated event." In mid-July, Kennedy publicly discouraged colleagues from attending the Playboy event.

For her part, Tuchman contended that the

Playboy incident will damage Sanchez in the district, where roughly half the residents are Hispanic. "Democrats in the district are embarrassed. This is degrading," Tuchman declared at her campaign office on Friday. "I see the reaction of people when I walk the precincts. They are ready for new leadership."

Tuchman, 59, served nine years on the local school board and in 1998 co-sponsored a successful statewide initiative eliminating the requirement for bilingual education. She said that Sanchez first won election in 1996 "more out of default than anything else" because Robert K. Dornan, the GOP lawmaker whom Sanchez defeated, "lost touch with the district." Tuchman added: "Now, I see the same thing happening with Loretta."

During just four years in the House, Sanchez, 40, has attracted considerable attention. Democrats rallied around her when Dornan challenged the validity of the 1996 election results and forced a House inquiry that lasted more than a year. Her successful fund raising in the Hispanic community led the Gore team to tap her last year to co-chair the Democratic National Committee.

But Sanchez's independent streak got her in trouble when she dismissed public and private warnings that the Playboy event would run smack into Al Gore's desire to elevate the party's moral tone. Only after Sanchez was humiliated by DNC Chairman Joe Andrew's move to bar her from addressing the convention did she agree on Friday to an alternative site for the fund-raiser.

Sanchez herself apparently doesn't believe she has a problem. Her spokeswoman, Sarah Anderson, defended the fund-raising event in an interview late yesterday and declined to respond to comments from critics. Anderson said her boss has effectively represented her constituents and continues to increase her local support.

Sanchez will benefit from a campaign treasury that had \$1.5 million as of June 30. Tuchman has raised more than \$200,000 and expects to meet her goal of \$500,000.

"Sanchez has forfeited her considerable influence in the party and may even have jeopardized her House seat."

"In November, Sanchez faces Gloria Matta Tuchman, an award-winning schoolteacher for 35 years and veteran Hispanic Republican activist who appears to be a good fit in the swing, Orange County district."

"A California Democratic source called Sanchez 'a loose cannon' and said that the controversy has placed her House seat 'at risk'..."

"Sanchez herself apparently doesn't believe she has a problem."

## 2. Disclaimer Notices

When a campaign uses public political advertising (see below) to solicit contributions or to expressly advocate the election or defeat of a clearly identified candidate, the communication must display a disclaimer notice. 110.11(a).

### Public Political Advertising

Public political advertising includes the following media and similar forms of advertising:

- TV and radio broadcasts;
- Print media (newspapers, magazines, billboards, yard signs, handbills, etc.);
- The Internet (AOs 1995-35 and 1995-9); and
- Direct mailings. 110.11(a)(1).

For purposes of the disclaimer notice requirement, direct mailing means a mailing of at least 100 pieces of substantially similar pieces of mail. 110.11(a)(3). "Substantially similar" means that each piece contains the same basic communication. Each piece may, however, be personalized to include the recipient's name, address and similar variables. (Explanation and Justification to 11 CFR 110.11(a)(3), published in the Federal Register on October 5, 1995 (60 FR 52070).)

### Wording of Disclaimer Notice

#### Authorized and Financed by Campaign

If the campaign authorizes and finances a communication, the notice need only state that the communication was paid for by the authorized committee.

**EXAMPLE:** "Paid for by the Sam Jones for Congress Committee." 110.11(a)(1)(i).

#### Authorized but Not Financed by Campaign

If a communication is authorized by the campaign but paid for by another person, the communication must identify the person who paid for it and state that it was authorized by the campaign.

**EXAMPLE:** "Paid for by the XYZ Committee and authorized by the Sam Jones for Congress Committee." 10.11(a)(1)(ii).

2. If broadcasting media are used, the committee should consult the Federal Communications Commission; see Appendix E.

#### Not Authorized or Financed by Campaign

Although this type of notice is not used by a candidate's campaign, campaign staff should be aware that if a communication advocates the election or defeat of their candidate but is not authorized by the campaign, the notice must identify the person who financed the communication and state that it was not authorized by any candidate or candidate's committee.

**EXAMPLE:** "Paid for by the ABC PAC and not authorized by any candidate or candidate's committee." 110.11(a)(1)(iii). This type of notice must be used on independent expenditures. 109.3<sup>3</sup>

#### Preemption of State Law

An authorization notice does not have to comply with state law if the communication is made only with respect to federal elections. 108.7(b). See also, for example, AO 1986-11.

#### Placement of Disclaimer Notice

An authorization notice must be clearly and conspicuously displayed. A notice is not clearly and conspicuously displayed if the print is difficult to read or if the placement is easily overlooked. 110.11(a)(5).

#### Television Ad

A disclaimer in a televised advertisement must appear in letters no smaller than 4 percent of the vertical picture height. The disclaimer must be aired for at least 4 seconds. 110.11(a)(5)(iii).<sup>4</sup>

#### Multiple-Paged Document

A disclaimer need not appear on the front page or cover of a multiple-paged document. 110.11(a)(5)(i).

#### Package of Materials

Each communication that would require a disclaimer if distributed separately must still display the disclaimer when included in a package of materials.

110.11(a)(5)(ii). For example, if a campaign poster is mailed with a solicitation for contributions, a separate disclaimer must appear on the solicitation and the poster.

3. When individuals and committees outside the campaign use public political advertising to solicit contributions, the solicitation must carry a notice stating who paid for the solicitation and whether or not it was authorized by the candidate or the committee. 2 U.S.C. §441d.
4. This requirement is based on a regulation of the Federal Communications Commission (47 CFR 73.1212(a)(2)(ii)).

## When Disclaimer Not Required

A disclaimer is not required when:

- It cannot be conveniently printed (e.g., pens, bumper stickers, campaign pins, campaign buttons and similar small items);
- Its display is not practicable (e.g., wearing apparel, water towers and skywriting); or
- The item is of minimal value, does not contain a political message and is used for administrative purposes (e.g., checks and receipts). 110.11(a)(6).

## 3. Rates for Political Advertisements

Rates charged by newspapers and magazines for campaign advertising must be comparable to those charged for noncampaign advertisements. 110.11(b). Rates charged for radio and television advertisements are regulated by the Federal Communications Commission. See Appendix E, page 69.

## 4. Campaign Travel

### Reporting Travel Costs

Payments for a candidate's campaign-related travel are generally reported as operating expenditures regardless of whether they are paid with campaign funds or with the candidate's personal funds. 106.3(a) and (b)(1). Special rules apply, however, when the candidate or another individual uses his or her personal funds to pay for travel expenses and is later reimbursed. See "Travel Expenses" on page 21 for more information.

### Allocating Travel Costs

When a candidate makes a trip involving both campaign and noncampaign stops, only the travel costs related to the campaign are expenditures. If, however, a candidate conducts any campaign activity at a given stop, that stop is considered campaign related, unless the campaign activity is merely incidental. For example, if a candidate makes a