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contain a factual summary of each of the cases recommended for closing, the case EPS rating, the factors leading to the assignment of a low priority, and our recommendation not to further pursue the matter.

### B. Stale Cases

Effective enforcement relies upon the timely pursuit of complaints and referrals to ensure compliance with the law. Investigations concerning activity more remote in time usually require a greater commitment of resources primarily because the evidence of such activity becomes more difficult to develop as it ages. Focusing investigative efforts on more recent and more significant activity also has a more positive effect on the electoral process and the regulated community. EPS provides us with the means to identify those cases which, though earning a higher numerical rating, remain unassigned for a significant period due to a lack of staff resources for an effective investigation. The utility of commencing an investigation declines as these types of cases age, until they reach a point when activation of such cases would not be an efficient use of the Commission's resources.

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Continued from page 1.

MUR 5087 (*SC Education Television*);  
MUR 5091 (*Committee to Elect Buchanan*);  
MUR 5104 (*Hoosiers for Roemer*);  
MUR 5105 (*Clinesmith for Congress*);  
MUR 5110 (*KBHK - Media Matter*); MUR 5113 (*American Legion Department of Connecticut*);  
MUR 5118 (*Aristotle International, Inc.*); MUR 5120 (*Hillary Rodham Clinton*); MUR 5126  
(*Ross for Congress*); MUR 5134 (*Chocola for Congress*);  
MUR 5142 (*Lazio 2000*);  
MUR 5148 (*Nebraska Republican State Committee*);  
MUR 5162 (*American Broadcasting Co. - Media Matter*).

Attached to this report is a factual summary of the complaint recommended for closing and the EPS rating for the matter.

### III. RECOMMENDATIONS

We recommend that the Commission exercise its prosecutorial discretion and close the cases listed below effective two weeks from the day that the Commission votes on the recommendations. Closing these cases as of this date will allow CED and the Legal Review Team the necessary time to prepare closing letters and case files for the public record.

1. Decline to open a MUR, close the file effective two weeks from the date of the Commission vote, and approve the appropriate letter in:

P-MUR 385  
RR 00L-08

RR 00L-05

21-04-405-0782

2. Take no action, close the file effective two weeks from the date of the Commission vote, and approve the appropriate letters in:

MUR 5016  
MUR 5053

MUR 5056

MUR 5091

MUR 5087

MUR 5126  
MUR 5142

MUR 5104  
MUR 5110  
MUR 5118  
MUR 5134

MUR 5105  
MUR 5113  
MUR 5120

MUR 5148  
MUR 5162

3/1/01  
Date

Lois G. Lerner  
Acting General Counsel

21.04.405.0783

**MUR 5142**  
**LAZIO 2000, INC.**

Tery Spataro alleged that several organizations obtained her mailing address from FEC reports for the purpose of soliciting contributions from her.

The Archdioceses of New York denied using contributor information disclosed on FEC reports to solicit funds.

The Conservative Leadership PAC; Emergency Committee to Stop Hillary Rodham Clinton; Emergency Committee to Defeat Al Gore; Barbara Bush; AmeriCares; The Chamber Music Society of Lincoln Center; Con Brio; House Managers PAC; Rick Lazio; Alliance Defense Fund; Forbes, Inc.; Gilder Publishing; and the Republican National Committee responded by indicating that they obtained the complainant's name from various direct mail vendors.

This matter evidences no serious intent by these respondents to violate the FECA and is less significant relative to other matters pending before the Commission.

21.04.405.0784