

SMITH KAUFMAN LLP
Attorneys

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FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL

JAN 19 3 13 PM '01

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FEC MAIL ROOM

2001 JAN 19 2 28 PM '01
601 S. Figueroa Street, 41st Floor
Los Angeles, California 90017-5758

Tel 213 623-9704
Fax 213 623-4619

January 18, 2001

Via Federal Express

Direct (213) 452-6550

Michael E. Scurry
Federal Election Commission
999 E Street, NW
Washington, D.C. 20463

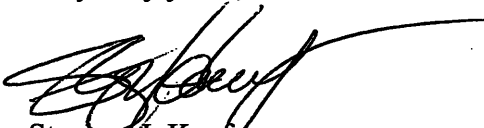
Re: MUR 5153
Friends of Barbara Boxer and Michael Ohleyer, as Treasurer

Dear Mr. Scurry:

In response to your letter of January 11, 2001 with respect to the above-referenced matter, we are submitting the enclosed Declaration of Andrew Wender and attached exhibit on behalf of Friends of Barbara Boxer and Michael Ohleyer, as Treasurer. The Declaration attaches and authenticates the batch cover sheet that you requested in your letter.

We hope the Commissions finds this additional information helpful in evaluating this matter. We await your further response and look forward to reaching a resolution of this matter.

Very truly yours,



Stephen J. Kaufman

SJK/lo

Enclosures

cc: Michael Ohleyer (Via U.S. Mail With Enclosures)

DECLARATION OF ANDREW WENDER

I, Andrew Wender, declare as follows:

1. I am a consultant to Friends of Barbara Boxer ("FOBB") and served in that capacity throughout 1998. As such, I have personal knowledge of the facts declared herein and, if called upon as a witness, I could and would testify competently thereto.

2. As stated in my previous Declaration dated January 4, 2001, I am readily familiar with the processes and procedures employed by FOBB for depositing and tracking contributions during the 1998 general election campaign.

3. In my review of FOBB's records with regard to the events which are the subject of this FEC action, I identified a batch cover sheet with respect to contributions received by FOBB from American Veterinary Medical PAC, MEBA PAF, Paul Magliocchetti Associates PAC and PASS PAC, among others. The batch cover sheet for these contributions (number "Y-456") indicates that the contributions were received by the committee on October 14, 1998 and deposited on October 15, 1998. A true and correct copy of the batch cover sheet is attached hereto as Exhibit "A."

I declare under penalty of perjury under the laws of the State of California and the United States of America that the foregoing is true and correct.

Executed this 18th day of January, 2001, at Los Angeles, California.


ANDREW WENDER

FRIENDS OF BARBARA BOXER
BATCH COVER SHEET

Received Date 10/14/98

Batch # ✓ - 456

Deposit Date 10/15/98

Batch # _____

Checks

Code

Amount

2

3200

\$2000. -

1

3200: 3521

300. -

7

3200: 3524

6,500

TOTAL 10

\$ 8,800

☐ Entered Quicken _____

Date _____

☐ Corrected DB _____

Date _____

☐ Data Input Completed _____

Date _____

☒ Prepared By mf

Date 10/15/98

EXHIBIT A

21.04.405.0999