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April 30, 2001

BY HAND-DELIVERY

Jeff S. Jordan, Esquire
Supervisory Attorney
Central Enforcement Docket
Federal Election Commission
999 E Street, N.W.
Washington, DC 20463

Re: MUR 5182

Dear Mr. Jordan:

We represent the Reform Party of the United States and its Chairman, Gerald Moan. We also represent Mr. Moan in his capacity as the Treasurer of the Reform Party 2000 Convention Committee (hereinafter "the Committee"). In that regard, we have been furnished with your letter of March 26, 2001 and with copies of a Letter of Complaint filed with the Federal Election Commission by Victor Good.

As you are aware, the alleged illegality of the 2000 Nominating Convention chaired by Mr. Moan has been the subject of prior complaint both here and in various courts around the country. We have previously responded to similar complaints of "illegality" (No. MUR 5164) filed by Donna Donovan and (No. MUR 5190) filed by Sue Harris DeBauche.

A copy of our responses to Ms. Donovan's Complaint and Ms. DeBauche's Complaint are enclosed, without attachments, and hereby incorporated by reference as our substantive response to Mr. Good's Complaint.

If you need anything further, please feel free to call me.

Sincerely,



Dale A. Cooter

Enclosures

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FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL

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February 7, 2001

BY HAND DELIVERY

Jeff S. Jordan, Esquire
Supervisory Attorney
Central Enforcement Docket
Federal Election Commission
999 E Street, N.W.
Washington, DC 20463

Re: MUR 5164

Dear Mr. Jordan:

We represent the Reform Party of the United States and its Chairman, Gerald Moan. We also represent Mr. Moan in his capacity as the Treasurer of the Reform Party 2000 Convention Committee (hereinafter "the Committee"). In that regard, we have been furnished with your letter of January 12, 2001 and with copies of four Letters of Complaint filed with the Federal Election Commission by Donna Donovan.

In her first letter, Ms. Donovan questions the legitimacy of the Committee's convention expenditures because she contends that the Reform Party Convention held in Long Beach, California was illegal. Ms. Donovan asserts that legitimate delegates were denied participation in the Convention and illegitimate delegates were seated. As you may know, Ms. Donovan was part of a rump group which held a counter convention across the street from the location which had been rented by the Reform Party and its National Nominating Convention. Ms. Donovan's contentions that legitimate delegates were denied participation in the Convention is untrue. Any legitimate delegate who wished to attend the Convention was free to pick up a delegate badge and attend. Without knowing who specifically is alleged to have been denied a seat in the Convention Hall, it is difficult to respond with any more precision. I was present at the Convention as counsel to the Party. In fact what happened is that some members of the

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Jeff S. Jordan, Esquire
February 7, 2001
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rump group failed to pick up their badges, preferring to attend the counter-convention. I also can advise with certainty that the credentials of disputed delegates were determined by a credentials committee for the Party and ultimately the Convention itself. It is denied that delegates were seated improperly.

Moreover, the "legality" of the Convention has been the subject of litigation in the Superior Court for Los Angeles, County, California. The Superior Court action was brought by the Reform Party against various members who, like Ms. Donovan and in association with her, participated in the rump convention and purported to nominate John Hagelin as the party's presidential nominee, and then place him on various states' ballots. The defendants in that case raised the same argument raised by Ms. Donovan, i.e., that the Long Beach Convention was "illegal." Los Angeles Superior Court Judge James L. Wright rejected those arguments, and issued a preliminary and then permanent injunction affirming the legitimacy of the Long Beach Convention as chaired by Mr. Moan. A copy of both of those Orders is enclosed.

The next three Complaints by Ms. Donovan can be lumped together as complaints about certain discrete expenditures made by the Committee. The first challenged expense is for \$692,296.00 paid to Perelman Pioneer for stage design and production. Perelman Pioneer was one of several bidders that competed for the stage design and production work necessary for the Long Beach Convention. Perelman Pioneer's work resulted in a professional convention witnessed by the FEC Chairman and one other Commissioner, who were present at the Convention for at least one day. In any event, those disbursements are the subject of a pending FEC audit and have been documented by the Committee, and explained to Mr. Richard Halter, who performed the audit on behalf of the FEC. If the General Counsel's Office has any additional questions about these expenditures after reviewing the audit, we would be pleased to give you any further information that may be required.

Ms. Donovan further complains about the expenditure of \$50,000 for a "performance bond" filed in the case before Judge Wright. Actually, the \$50,000 was spent for an injunction bond pursuant to Judge Wright's grant of a preliminary injunction. As set forth above, members of the rump convention, including Ms. Donovan, attempted to place John Hagelin, rather than Pat

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Jeff S. Jordan, Esquire
February 7, 2001
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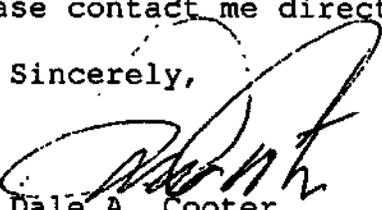
Buchanan, on state ballots around the country as the presidential candidate of the Reform Party. Obviously, the whole purpose of the Committee and the grant of federal funds to run the Convention was to assure that the Party could nominate a presidential candidate to complete in the 2000 election. When Ms. Donovan and others associated with her attempted to place John Hagelin on the state ballots, it became necessary to validate the Convention and its presidential nominee, Pat Buchanan. As such, the action in Long Beach Superior Court was directly related to the Convention. In effect, the entirety of the approximately \$2 million which was spent on the Long Beach Convention would have been wasted without this validation of the Buchanan candidacy. In conjunction with the audit, the Committee provided Mr. Halter with full documentation and explanation of this \$50,000 expenditure.

Ms. Donovan next complains about a \$300,000 disbursement to the Performance Group for stage design and public relations. By way of preface, this expenditure was made by Mr. Moan's predecessor as Treasurer of the Convention Committee, Ronn Young. It is the Party's position that the \$300,000 payment was an improper disbursement by Mr. Young. Accordingly, we are pursuing an action against Mr. Young, the Performance Group, and its individual members in the Circuit Court for Fairfax County, Virginia. A copy of that Complaint is enclosed. As with the other expenditures, the documentation of the \$300,000 expense has been provided to Mr. Halter and the Party's views on that expense have also been provided.

In that the field work for the audit has been essentially completed, we would be happy to respond to any questions remaining after the audit has been finalized.

I hope this is sufficient for respond to the issues raised by Ms. Donovan. If it is not, please contact me directly.

Sincerely,



Dale A. Cooter

DAC:kcs
Enclosure

26044141697

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April 23, 2001

BY HAND-DELIVERY

Jeff S. Jordan, Esquire
Supervisory Attorney
Central Enforcement Docket
Federal Election Commission
999 E Street, N.W.
Washington, DC 20463

Re: MUR 5190

Dear Mr. Jordan:

We represent the Reform Party of the United States and its Chairman, Gerald Moan. We also represent Mr. Moan in his capacity as the Treasurer of the Reform Party 2000 Convention Committee (hereinafter "the Committee"). In that regard, we have been furnished with your letter of April 11, 2001 and with copies of two Letters of Complaint filed with the Federal Election Commission by Sue Debauche.

As you are aware, the alleged illegality of the 2000 Nominating Convention chaired by Mr. Moan has been the subject of prior complaint both here and in various courts around the country. We have previously responded to a similar complaint of "illegality" (No. MUR 5164) filed by Donna Donovan. A copy of our response to Ms. Donovan's Complaint is enclosed, and hereby incorporated by reference as our substantive response to Ms. Debauche's complaint. By way of further answer, it is our understanding that the members of the Executive Committee identified in Ms. Debauche's letter actually attended the "Rump Convention" which was held across the street from the official Nominating Convention. It is also my understanding that members of the party from the State of Virginia who were affiliated with Ms. Debauche also participated in the Rump Convention. I was present at the Nominating Convention chaired by Mr. Moan, and no delegate entitled to participate was refused entry to the hall.

Jeff S. Jordan, Esquire
Supervisory Attorney
Central Enforcement Docket
Federal Election Commission
April 23, 2001
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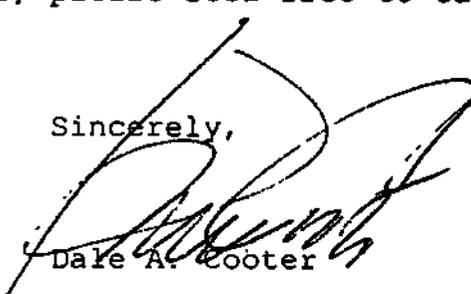
Ms. DeBauche has previously challenged the propriety of my conduct and that of Robin Smoot (an employee of this law firm) by filing complaints with the Attorney Grievance Commission of the State of Maryland and the Virginia State Bar. Both of those complaints were summarily dismissed. I have enclosed copies of the state bar complaints, our responses, and the dismissals. Please consider our state bar responses and the dismissals as our substantive response to Ms. DeBauche's FEC complaints challenging our conduct as counsel to the Reform Party.

Ms. DeBauche also complains about the expenditure of Convention Committee funds for legal expenses associated with the National Convention. Those expenditures have been examined in detail in the course of the audit conducted by Rick Halter of the FEC Audit Staff. I participated in the meeting reporting the preliminary audit findings attended by J. Duane Pugh, Jr. and Peter G. Blumberg of the General Counsel's staff. During that meeting, no complaint or question was raised in connection with those expenditures. If you have any additional questions about these expenditures after reviewing the audit, we would be pleased to give you any further information that may be required.

You should be advised however that the firm received no payment for services rendered in Long Beach in August 2000. Our agreement was, and is, to charge the party or its Convention Committee for services only in the event that actual litigation is ongoing. Our time at the convention and the National Committee meeting was done on a pro bono basis, although our actual travel and lodging expenses were reimbursed.

If you need anything further, please feel free to call me.

Sincerely,



Dale A. Cooter

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