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July 11, 2001

Via Fax and Hand Delivery

Lois Lerner, Esq.
Acting General Counsel
Federal Election Commission
999 E Street, NW
Washington, D.C. 20463

PRE-MUR # 402

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL
JUL 12 10 44 AM '01

Re: Richard Egan

Dear Ms. Lerner:

This is a voluntary submission on behalf of Richard Egan, notifying the Federal Election Commission ("FEC" or "Commission") of a violation of the \$25,000 aggregate limit for individuals under 2 U.S.C. § 441a(a)(3). Please note that this replaces the letter which we sent you earlier today. A Designation of Counsel is also enclosed. Specifically, as a result of inadvertent errors in recordkeeping and accounting, Mr. Egan made contributions which exceeded the 1998 limit by \$6,600 and the 2000 limit by \$30,100. Enclosed is a list of those contributions and the dates on which many of those contributions were refunded, and refunds which have been requested but not yet received.

Please note that the FEC records show that Mr. Egan contributed \$1,000 to Rogan for Congress on September 28, 2000 and \$1,000 to Rogers for Congress on October 1, 2000. However, these contributions were not made by Mr. Egan but rather by his wife, Maureen Egan, and should be attributed to her. Copy of checks is enclosed. The FEC records also show that Mr. Egan contributed \$15,000 to the Republican National Committee ("RNC") on December 4, 2001. However, this contribution was originally made to the Republican Governors

Lois Lerner, Esq.
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Association ("RGA"), which does not count toward the federal limits, and then misdeposited by the RNC into its federal account. When the RNC became aware of this misdeposit, it transferred the contribution to its non-federal account on March 13, 2001. See enclosed letter from RNC's Chief Counsel.

President Bush recently appointed Mr. Egan to be the U.S. Ambassador to Ireland. As part of his confirmation process, Mr. Egan became aware that he apparently exceeded the \$25,000 aggregate limit for the calendar years 1998 and 2000. After realizing this, Mr. Egan took immediate steps to remedy the apparent overage. Specifically, for the contributions that count toward the 1998 limit, Mr. Egan received refunds totaling \$11,000. Mr. Egan requested a refund of an additional \$1,000, which he has not yet received. In addition to the refunds, Mr. Egan also redesignated his \$5,000 contribution to the Pioneer PAC so that it would go to the Pioneer PAC's non-federal account. Thus, the refunds and the redesignation bring Mr. Egan's federal contributions for 1998 to \$15,600, well under the \$25,000 limit.

For the year 2000, Mr. Egan received refunds totaling \$32,000, thus bringing down his total contributions for that calendar year to \$23,100. Out of an abundance of caution, Mr. Egan requested an additional \$9,600 in refunds which he has not yet received. Although it is not required, we are continuing to actively seek these refunds and will keep you apprised of additional refunds as they are received.

In this case, the violation was not intentional but resulted from inadvertent recordkeeping and accounting errors on the part of Mr. Egan. Indeed, Mr. Egan receives an extraordinary number of solicitations for contributions from mostly charitable organizations and from some political organizations. In the year 2000 alone, Mr. Egan received over 1000 such requests, of which he made over 400 contributions, most of which were charitable contributions. It is a monumental task

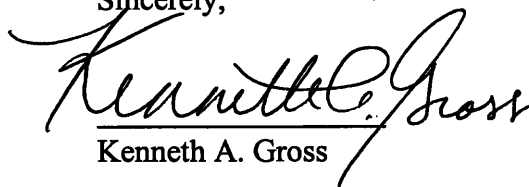
Lois Lerner, Esq.
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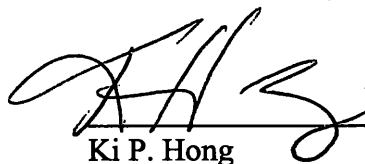
to keep track of so many requests and contributions, and unfortunately, errors in recordkeeping and accounting occurred.

Mr. Egan also took prompt steps in good faith to remedy the apparent excessive contributions when he became aware of them. In fact, in light of the refunds, Mr. Egan was only temporarily in violation of the aggregate limit for 1998 and 2000.

Thus, we request that the Commission not take any action against Mr. Egan. If the Commission decides to pursue this matter, we request to enter into a pre-probable cause conciliation agreement with the Commission.

Sincerely,


Kenneth A. Gross


Ki P. Hong

Enclosures

STATEMENT OF DESIGNATION OF COUNSEL

MUR: Pre-MUR

NAME OF COUNSEL: Kenneth A. Gross, Esq.
Ki P. Hong, Esq.

FIRM: Skadden, Arps, et. al

ADDRESS: 1440 New York Avenue, N.W.
Washington, D.C. 20005

TELEPHONE: (202) 371-7007
Alt. (202) 371-7017

FAX: (202) 371-7956

The above-named individuals are hereby designated as my counsel and is authorized to receive any notifications and other communications from the Commission and to act on my behalf before the Commission.

7/10/01
Date


Signature

RESPONDENT'S NAME: Richard Egan

ADDRESS: Attn: Mary Durante


TELEPHONE: 

		1998	
<u>Date</u>	<u>Campaign</u>	<u>Amount</u>	<u>Refund Date</u>
4/29/96	Judd Gregg Committee	\$500.00	
4/29/96	Judd Gregg Committee	\$500.00	
4/29/96	Judd Gregg Committee	\$500.00	
12/15/97	Citizens for Peter Torkildsen	\$1,000.00	
12/15/97	Amorello for Congress	\$1,000.00	
8/7/97	Dick Arney Campaign Committee	\$500.00	
12/3/97	Citizens for Kasich	\$1,000.00	
5/27/97	Judd Gregg Committee	\$500.00	rec'd 6/30/1997
5/27/97	Judd Gregg Committee	\$500.00	
5/27/97	Judd Gregg Committee	\$1,000.00	rec'd 6/30/1997
4/28/97	Voinovich for Senate Committee	\$1,000.00	
4/28/97	Voinovich for Senate Committee	\$1,000.00	
3/15/98	Michigan Republican State Com	\$1,000.00	
4/14/98	Citizens for Peter Torkildsen	\$1,000.00	rec'd 3/15/2001
7/13/98	Friends of Wamp	\$500.00	rec'd 3/12/2001
7/2/98	Watkins for Congress	\$1,000.00	rec'd 3/29/2001
7/9/98	Wyrick for Congress	\$1,000.00	
4/15/98	Amorello for Congress	\$1,000.00	rec'd 12/5/2000
3/16/98	Hayworth for Congress	\$1,000.00	rec'd 3/14/2001
7/31/98	MA Republican State Congr Com	\$5,000.00	rec'd 3/19/2001
4/22/98	Marty Meehan for Congress	\$1,000.00	
4/22/98	Marty Meehan for Congress	\$1,000.00	
6/30/98	Pioneer PAC	\$5,000.00	03/14/01 redesignated
4/7/98	Chris Cox Congressional Comm	\$350.00	
4/28/98	American Renewal PAC	\$500.00	
9/29/98	Citizens for Kasich	\$1,000.00	Requested
3/6/98	Majority Leader's Fund	\$500.00	
5/19/98	Republican House Senate Dinner	\$1,000.00	
5/19/98	Nat'l Rep. Senatorial Comm	\$500.00	
5/19/98	Nat'l Rep. Congressional Comm	\$250.00	
	TOTAL	\$31,600.00	

2025 RELEASE UNDER E.O. 14176

		2000	
<u>Date</u>	<u>Campaign</u>	<u>Amount</u>	<u>Refund Date</u>
3/24/97	Frist 2000	\$1,000.00	
3/24/97	Frist 2000	\$1,000.00	rec'd 7/09/2001
6/28/99	Abraham Senate 2000	\$500.00	
5/10/99	Friends of Giuliani Exploratory Comm	\$1,000.00	
10/19/99	Friends of Giuliani Exploratory Comm	\$1,000.00	rec'd 6/30/2000
10/1/99	Friends of George Allen	\$1,000.00	
10/1/99	Friends of George Allen	\$1,000.00	
7/12/99	Chafee U.S. Senate	\$1,000.00	rec'd 5/14/2001
11/1/99	Ashcroft 2000	\$1,000.00	Requested
11/1/99	Ashcroft 2000	\$1,000.00	Requested
7/29/99	Rogan for Congress	\$500.00	
8/6/99	Arney Campaign Committee	\$1,000.00	rec'd 7/11/2001
3/29/99	Kasich 2000	\$1,000.00	
11/22/99	Bush-Cheney 2000 Compliance Comm	\$1,000.00	
9/27/99	McCain 2000	\$1,000.00	rec'd 3/12/2001
5/27/00	Peter Abair for Congress	\$1,000.00	rec'd 3/26/2001
7/19/00	MA Conservative PAC (young amer PAC)	\$1,000.00	
9/30/00	Dickey for Congress Campaign Committee	\$1,000.00	rec'd 3/13/2001
9/30/00	Rehberg for Congress	\$1,000.00	Requested
6/13/00	Abraham Senate 2000	\$500.00	
6/13/00	Abraham Senate 2000	\$1,000.00	Requested
5/5/00	Friends of Dick Lugar	\$1,000.00	rec'd 3/27/2001
3/28/00	Chafee U.S. Senate	\$1,000.00	rec'd 5/14/2001
6/5/00	Ensign for Senate	\$1,000.00	Requested
9/22/00	Friends of John Hostettler	\$1,000.00	rec'd 3/21/2001
6/14/00	Howell for U.S. Senate	\$1,000.00	Requested
6/14/00	Howell for U.S. Senate	\$1,000.00	Requested
9/29/00	John Koster for Congress	\$1,000.00	rec'd 3/23/2001
9/29/00	Kuykendall Congressional Committee	\$1,000.00	rec'd 3/14/2001
10/24/00	Friends of Clay Shaw	\$1,000.00	rec'd 3/14/2001
10/24/00	Friends of Clay Shaw	\$1,000.00	rec'd 3/27/2001
12/7/00	Amorello for Congress	\$1,000.00	rec'd 3/27/2001
8/31/00	Bass Victory 2000 Committee	\$1,000.00	rec'd 3/26/2001
9/21/00	Rogers for Congress	\$1,000.00	rec'd 3/28/2001
9/28/00	Zimmer 2000, Inc.	\$1,000.00	
10/17/00	Re-Elect Congressman Moakley	\$1,000.00	rec'd 3/27/2001
4/20/00	Chris Cox Congressional Committee	\$1,000.00	rec'd 3/10/2001
6/5/00	Federer for Congress Committee	\$1,000.00	Requested
2/22/00	Capuano for Congress	\$1,000.00	Requested
2/22/00	Capuano for Congress	\$1,000.00	rec'd 3/27/2001
9/26/00	Fletcher for Congress	\$1,000.00	rec'd 3/20/2001
9/30/00	Kirk for Congress	\$1,000.00	rec'd 3/10/2001
7/11/00	Lazio 2000, Inc.	\$1,000.00	rec'd 4/5/2001
5/22/00	Rogan for Congress	\$600.00	Requested

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		2000 Cont'd	
<u>Date</u>	<u>Campaign</u>	<u>Amount</u>	<u>Refund Date</u>
6/29/00	Roth Senate Committee	\$1,000.00	Requested
6/23/00	Arney Campaign Committee	\$1,000.00	rec'd 7/11/2001
9/27/00	Greenleaf for Congress	\$1,000.00	rec'd 3/8/2001
5/11/00	Santorum 2000	\$1,000.00	rec'd 3/8/2001
5/5/00	Majority Leader's Fund	\$1,000.00	rec'd 7/11/2001
8/11/00	Committee to Elect Fred Golder	\$1,000.00	Requested
10/13/00	Ashcroft Victory	\$5,000.00	rec'd 6/28/2001
6/5/00	Paul McCarthy for Congress	\$1,000.00	Requested
6/5/00	Paul McCarthy for Congress	\$1,000.00	
	TOTAL	\$55,100.00	

21.04.405.244

21-04-405-2442

MAUREEN E EGAN OR
RICHARD J EGAN

1045

9/21/00

Pay to the order of ROGAN Campaign Committee \$ 1000

ONE THOUSAND

SUNTRUST

GENERAL

Maureen E Egan



MAUREEN E EGAN OR
RICHARD J EGAN

1055

63-0071670

Pay 9/31/00

Pay to the
Order of

ROGERS FOR CASH \$ 20203906 0489 1250 08 10 02-0800

ONE THOUSAND

Dollars

SUNTRUST

SunTrust Bank, South Florida
Bank Building
Bank Building

By

EGAN

Maureen Egan

21-04-405-2443

Republican National Committee

Michael E. Toner
Chief Counsel

March 26, 2001

Via Facsimile and First Class Mail

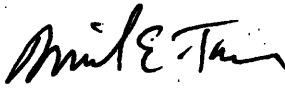
Mr. Kenneth A. Gross
Skadden, Arps, Slate
1440 New York Avenue, NW
Washington, DC 20005

Dear Ken,

This letter is to confirm that the contribution made by Richard Egan to the RGA on December 4, 2000 for \$15,000 that was inadvertently deposited in the RNC's federal account, was transferred from the RNC's federal account to its non-federal account (RNSEC-Republican National State Election Committee) on March 13, 2001.

Please do not hesitate to call if you should have any further questions regarding this matter.

Sincerely,



Michael E. Toner

RICHARD J. EGAN

3181

Date 10/2/2000
\$ 15,000.00

Fifteen Thousand and 00/100*** DOLLAR**

1829359.95

[Handwritten signature]