



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

VIA HAND DELIVERY

February 11, 2004

Jan Witold Baran
Lee Goodman
Wiley, Rein & Fielding
1776 K St., N.W.
Washington, D.C. 20006

RE: MUR 5279

Dear Mr. Baran and Mr. Goodman:

Pursuant to its investigation of this matter, the Commission has issued the attached subpoenas requiring Charles Kushner, Richard Stadtmauer, and Jeffrey Freireich to appear and give sworn testimony which will assist the Commission in carrying out its statutory duty of supervising compliance with the Federal Election Campaign Act of 1971, as amended, and Chapters 95 and 96 of Title 26, U.S. Code.¹

Pursuant to 11 C.F.R. § 111.14, a witness summoned by the Commission shall be paid \$40, plus mileage. Subsequent to the deposition, your client will be sent a check for the witness fee and mileage.

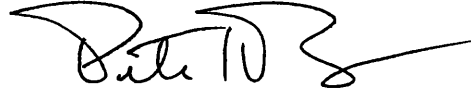
¹ On June 26, 2002, the Federal Election Commission found reason to believe that your clients, Charles Kushner, Richard Stadtmauer, and Jeffrey Freireich, violated certain provisions of the Federal Election Campaign Act of 1971, as amended. On November 18, 2003, the Commission decided to enter into pre-probable cause conciliation.

Jan Witold Baran, Esq.
Lee Goodman, Esq.
Page 2

Within two days of your receipt of this notification, please confirm the scheduled appearances with me at (202) 694-1650.

If you have any questions, please contact me at (202) 694-1650.

Sincerely,

A handwritten signature in black ink, appearing to read "Peter G. Blumberg", with a long horizontal flourish extending to the right.

Peter G. Blumberg
Attorney

Enclosures
Subpoenas
Requests for Documents

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

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MUR 5279


SUBPOENA

TO: Charles Kushner
c/o Jan Baran, Esq.
Wiley, Rein & Fielding
1776 K Street NW
Washington, DC 20006

Pursuant to 2 U.S.C. § 437d(a)(3), and in furtherance of its investigation in the above-captioned matter, the Federal Election Commission hereby subpoenas you to appear for deposition with regard to MUR 5279. Notice is hereby given that the deposition is to be taken on March 4, 2004 at the offices of the United States Attorney, Peter W. Rodino Federal Building, 970 Broad Street, Seventh Floor, Newark, New Jersey 07102, beginning at 10:00 a.m. and continuing each day thereafter as necessary.


WHEREFORE, the Chairman of the Federal Election Commission has hereunto set his hand in Washington, D.C., on this 10th day of February, 2004.

For the Commission,



Bradley A. Smith
Chairman

ATTEST:



Mary W. Dove
Secretary of the Commission

24 04 403 2753

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

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MUR 5279

SUBPOENA

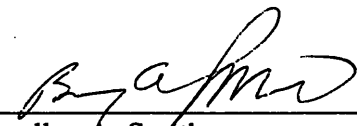
TO: Jeffrey Freireich
c/o Jan Baran, Esq.
Wiley, Rein & Fielding
1776 K Street NW
Washington, DC 20006

Pursuant to 2 U.S.C. § 437d(a)(3), and in furtherance of its investigation in the above-captioned matter, the Federal Election Commission hereby subpoenas you to appear for deposition with regard to MUR 5279. Notice is hereby given that the deposition is to be taken on February 23, 2004 at the offices of the United States Attorney, Peter W. Rodino Federal Building, 970 Broad Street, Seventh Floor, Newark, New Jersey 07102, beginning at 10:00 a.m. and continuing each day thereafter as necessary.

Further, pursuant to 2 U.S.C. § 437d(a)(3), you are hereby subpoenaed to produce the documents listed on the attachment to this subpoena. Legible copies which, where applicable, show both sides of the documents, may be substituted for originals. The documents must be submitted to the Office of the General Counsel, Federal Election Commission, 999 E Street, N.W., Washington, D.C. 20463, by February 16, 2004.


WHEREFORE, the Chairman of the Federal Election Commission has hereunto set his hand in Washington, D.C., on this 10th day of February, 2004.

For the Commission,



Bradley A. Smith
Chairman

ATTEST:



Mary W. Dove
Secretary of the Commission

Attachment

Document Requests (4 pages)

24-04-403-2754

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

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MUR 5279

SUBPOENA

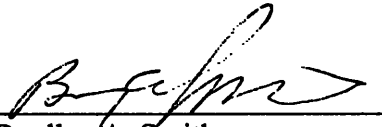
TO: Richard Stadtmauer
c/o Jan Baran, Esq.
Wiley, Rein & Fielding
1776 K Street NW
Washington, DC 20006

Pursuant to 2 U.S.C. § 437d(a)(3), and in furtherance of its investigation in the above-captioned matter, the Federal Election Commission hereby subpoenas you to appear for deposition with regard to MUR 5279. Notice is hereby given that the deposition is to be taken on February 23, 2004 at the offices of the United States Attorney, Peter W. Rodino Federal Building, 970 Broad Street, Seventh Floor, Newark, New Jersey 07102, beginning at 2:00 p.m. and continuing each day thereafter as necessary.


Further, pursuant to 2 U.S.C. § 437d(a)(3), you are hereby subpoenaed to produce the documents listed on the attachment to this subpoena. Legible copies which, where applicable, show both sides of the documents, may be substituted for originals. The documents must be submitted to the Office of the General Counsel, Federal Election Commission, 999 E Street, N.W., Washington, D.C. 20463, by February 16, 2004.

WHEREFORE, the Chairman of the Federal Election Commission has hereunto set his hand in Washington, D.C., on this 10th day of February, 2004.

For the Commission,


Bradley A. Smith
Chairman

ATTEST:


Mary W. Dove
Secretary of the Commission

Attachment
Document Requests (4 pages)

24-04-408 2755