



2550 M Street, NW  
Washington, DC 20037-1350  
202-457-6000

Facsimile 202-457-6315  
www.pattonboggs.com

February 21, 2003

Benjamin L. Ginsberg  
(202) 457-6405  
bginsberg@pattonboggs.com

**COURIER**

Kim Stevenson, Esquire  
Office of the General Counsel  
Federal Election Commission  
999 E Street, NW  
Washington, DC 20463

Re: MUR 5333  
Michael Ellis

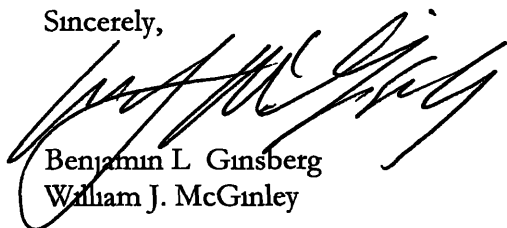
Dear Ms Stevenson

This letter responds to the complaint naming our client, Michael Ellis, as a respondent in the above referenced matter. A Statement of Designation of Counsel is attached (See Attachment A)

Mr Ellis denies any wrongdoing in this matter. As the attached records demonstrate, on December 26, 2001, he made a contribution to John Swallow for Congress, Inc in the amount of \$2,000, with \$1,000 designated for the primary/convention and the other \$1,000 designated for the general election (See Attachment B). His contribution complied with the applicable contribution limits. See 2 U S C § 441a(a)(1)(A), 11 C F R § 110.1(b). Accordingly, the Commission must dismiss this matter.

Please do not hesitate to contact us with any questions.

Sincerely,



Benjamin L. Ginsberg  
William J. McGinley

Attachments

RECEIVED  
FEC MAIL  
OPERATIONS CENTER  
2003 FEB 21 P 4: 47

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
OFFICE OF GENERAL  
COUNSEL  
2003 FEB 21 P 4: 50

27044164731

STATEMENT OF DESIGNATION OF  
COUNSEL

MUR 5333

NAME OF COUNSEL: Ben Ginsberg

FIRM: Patton Boggs

ADDRESS: 2550 "M" Street NW  
Washington, D.C. 20037

TELEPHONE: (202) 457-6405

FAX: (202) 457-6315

The above-named individual is 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.

2/5/03  
Date

MJZllh  
Signature

RESPONDENT'S NAME: Michael Ellis

ADDRESS: P.O. Box 9478  
RANCHO SANTA FE  
CA 92067

TELEPHONE: HOME

BUSINESS (858) 490-5222

(A)

27044164732

**SCHEDULE A  
ITEMIZED RECEIPTS**Use separate schedule(s)  
or each category of the  
Detailed Summary Page

FOR LINE NUMBER (check only one)		PAGE 12/34	
<input checked="" type="checkbox"/> 11a	<input type="checkbox"/> 11b	<input type="checkbox"/> 11c	<input type="checkbox"/> 11d
<input type="checkbox"/> 12	<input type="checkbox"/> 13a	<input type="checkbox"/> 13b	<input type="checkbox"/> 14
<input type="checkbox"/> 15			

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee

NAME OF COMMITTEE (in full)  
John Swallow For Congress, Inc

Full Name (Last, First, Middle Initial) <b>A M Teresa Eastman</b>		Date of Receipt 12 31 2001	
Mailing Address		Amount of Each Receipt this Period 1000 00	
City <b>Sandy</b>	State <b>UT</b>	Zip Code <b>84070-</b>	
FEC ID number of contributing federal political committee			
Name of Employer <b>Eastman Enterprises</b>	Occupation <b>Executive</b>	Receipt	
Receipt For Primary General <input checked="" type="checkbox"/> Other (specify) <b>Convention</b>		Election Cycle-to-Date <b>1000 00</b>	
		Transaction ID: <b>0116200214C8526</b>	
Full Name (Last, First, Middle Initial) <b>B V David Eastman</b>		Date of Receipt 12 31 2001	
Mailing Address		Amount of Each Receipt this Period 1000 00	
City <b>Sandy</b>	State <b>UT</b>	Zip Code <b>84070-</b>	
FEC ID number of contributing federal political committee			
Name of Employer <b>Eastman Enterprises</b>	Occupation <b>Executive</b>	Receipt	
Receipt For Primary General <input checked="" type="checkbox"/> Other (specify) <b>Convention</b>		Election Cycle-to-Date <b>1000 00</b>	
		Transaction ID: <b>0116200214C8627</b>	
Full Name (Last, First, Middle Initial) <b>C Michael Ellis</b>		Date of Receipt 12 28 2001	
Mailing Address		Amount of Each Receipt this Period 1000 00	
City <b>San Diego</b>	State <b>CA</b>	Zip Code <b>92109-</b>	
FEC ID number of contributing federal political committee			
Name of Employer <b>Metabolic</b>	Occupation <b>Owner</b>	Receipt	
Receipt For Primary <input checked="" type="checkbox"/> General Other (specify) <b></b>		Election Cycle-to-Date <b>1000 00</b>	
		Transaction ID: <b>0116200214C3728</b>	
SUBTOTAL of Receipts This Page (optional)		<b>3000.00</b>	
TOTAL This Period (last page this line number only)			

FEC Schedule A (Revised 1/2001)

**SCHEDULE A  
ITEMIZED RECEIPTS**Use separate schedule(s)  
or each category of the  
Detailed Summary Page

FOR LINE NUMBER (check only one)				PAGE 13/34	
<input checked="" type="checkbox"/>	11a	<input type="checkbox"/>	11b	<input type="checkbox"/>	11c
<input type="checkbox"/>	12	<input type="checkbox"/>	13a	<input type="checkbox"/>	13b
<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>	14
<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>	15

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee

NAME OF COMMITTEE (In Full)  
John Swallow For Congress, Inc

Full Name (Last, First, Middle Initial)

**A** Michael Ellis

Mailing Address

Date of Receipt

12 26 2001

City

State

Zip Code

San Diego

CA

92109

Amount of Each Receipt this Period

1000.00

FEC ID number of contributing  
federal political committeeName of Employer  
MetabolicOccupation  
Owner

Receipt

Receipt For

Primary

General

Election Cycle-to-Date ▼

☒ Other (specify) ▼  
Convention

2000.00

Transaction ID: 0116200214C3629

Full Name (Last, First, Middle Initial)

**B** Monica Ellis

Mailing Address

Date of Receipt

12 26 2001

City

State

Zip Code

San Diego

CA

92109

Amount of Each Receipt this Period

1000.00

FEC ID number of contributing  
federal political committeeName of Employer  
MetabolicOccupation  
Owner

Receipt

Receipt For

Primary

☒ General

Election Cycle-to-Date ▼

☒ Other (specify) ▼

1000.00

Transaction ID: 0116200214C3430

Full Name (Last, First, Middle Initial)

**C** Monica Ellis

Mailing Address

Date of Receipt

12 26 2001

City

State

Zip Code

San Diego

CA

92109

Amount of Each Receipt this Period

1000.00

FEC ID number of contributing  
federal political committeeName of Employer  
MetabolicOccupation  
Owner

Receipt

Receipt For

Primary

General

Election Cycle-to-Date ▼

☒ Other (specify) ▼  
Convention

2000.00

Transaction ID: 0116200214C3531

SUBTOTAL of Receipts This Page (optional)

3000.00

TOTAL This Period (last page this line number only)

FEC Schedule A (Revised 1/2001)