

AFFIDAVIT
OF MARK S SASSMAN

MUR # 5386

STATE OF INDIANA

COUNTY OF MARION SS:
(county in which notarization takes place)

MARK S SASSMAN being first duly sworn, states that:

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL
2003 SEP -4 A 10: 08

Office of General Counsel
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463

RE: Federal Election Law Violations

Dear Sir or Madam,

I am filing the following complaint concerning violations of Federal Campaign Laws. At the 2000 IAMAW District 141 and 141-m conventions, delegates voted to donate the registration fee paid by them to the Machinist Non Partisan Political League (MNPL)(See attachment 1[scan of page from IAM District 141 convention minutes] and attachment 2 [complete minutes from IAM District 141-m convention]). Delegates were then reimbursed for their registration fee by their local lodge, so the donations made in their name were actually paid out of IAM member dues. This is a violation of 11 CFR § 110.4)(See attachment 3) and includes the following:

- (b) Contributions in the name of another. (1) No person shall--
- (i) Make a contribution in the name of another;
 - (ii) Knowingly permit his or her name to be used to effect that contribution;
 - (iii) Knowingly help or assist any person in making a contribution in the name of another; or
 - (iv) Knowingly accept a contribution made by one person in the name of another.

A list of convention delegates for District 141-m (respondents) is attached (See attachment 4). I believe this practice has occurred in prior years also, and an investigation

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by your office may reveal this practice to have been done at a much greater extent than was outlined here, including other district conventions, the Grand Lodge Conventions, and IAM seminars and training classes.

Full Name: MARK SASSMAN

Address: 14380 Riverrock Ct

City/State/Zip: Carmel IN 46033

Mark Sassman *signature*
Mark Sassman Sr.

STATE OF INDIANA

COUNTY OF Marion SS:
(county in which notarization takes place)

Subscribed and sworn to before me, a notary public in and for said County of Hamilton and State of Indiana, the 26 day of August, 2008.

Casie Grove
Notary Public

CASIE GROVE
Printed

Marion
Resident County

My commission expires

Original and 3 copies
CASIE GROVE
NOTARY PUBLIC, STATE OF INDIANA
NO. 504493
QUALIFIED IN MARION COUNTY
COMMISSION EXPIRES 07/19/2009

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Federal Election Commission

§ 110.4

(ii) The limitations on contributions by persons shall not be exceeded by the transfer. The cash on hand from which the transfer is made shall be considered to consist of the funds most recently received by the transferor committee. The transferor committee must be able to demonstrate that such cash on hand contains sufficient funds at the time of the transfer that comply with the limitations and prohibitions of the Act to cover the amount transferred. A contribution shall be excluded from the amount transferred to the extent that such contribution, when aggregated with other contributions from the same contributor to the transferee principal campaign committee, exceeds the contribution limits set forth at 11 CFR 110.1 or 110.2, as appropriate, and

(iii) The candidate has not elected to receive funds under 26 U.S.C. 9006 or 9037 for either election, or

(6) [Reserved]

(7) The authorized committees of a candidate for more than one Federal office, or for a Federal office and a nonfederal office, shall follow the requirements for separate campaign organizations set forth at 11 CFR 110.8(d).

(d) *Transfers from nonfederal to federal campaigns* Transfers of funds or assets from a candidate's campaign committee or account for a nonfederal election to his or her principal campaign committee or other authorized committee for a federal election are prohibited. However, at the option of the nonfederal committee, the nonfederal committee may refund contributions, and may coordinate arrangements with the candidate's principal campaign committee or other authorized committee for a solicitation by such committee(s) to the same contributors. The full cost of this solicitation shall be paid by the Federal committee.

[54 FR 34110, Aug. 17, 1989, and 54 FR 48580, Nov. 24, 1989, 58 FR 3476, Jan. 8, 1993]

§ 110.4 Prohibited contributions (2 U.S.C. 441e, 441f, 432(c)(2)).

(a) *Contributions or expenditures by foreign nationals* (1) A foreign national shall not directly or through any other person make a contribution, or an expenditure, or expressly or impliedly promise to make a contribution, or an

expenditure, in connection with a convention, a caucus, or a primary, general, special, or runoff election in connection with any local, State, or Federal public office.

(2) No person shall solicit, accept, or receive a contribution as set out above from a foreign national.

(3) A foreign national shall not direct, dictate, control, or directly or indirectly participate in the decision-making process of any person, such as a corporation, labor organization, or political committee, with regard to such person's Federal or nonfederal election-related activities, such as decisions concerning the making of contributions or expenditures in connection with elections for any local, State, or Federal office or decisions concerning the administration of a political committee.

(4) For purposes of this section, *foreign national* means—

(i) A foreign principal, as defined in 22 U.S.C. 611(b), or

(ii) An individual who is not a citizen of the United States and who is not lawfully admitted for permanent residence, as defined in 8 U.S.C. 1101(a)(20),

(iii) Except that *foreign national* shall not include any individual who is a citizen of the United States.

(b) *Contributions in the name of another* (1) No person shall—

(i) Make a contribution in the name of another,

(ii) Knowingly permit his or her name to be used to effect that contribution,

(iii) Knowingly help or assist any person in making a contribution in the name of another, or

(iv) Knowingly accept a contribution made by one person in the name of another.

(2) Examples of *contributions in the name of another* include—

(i) Giving money or anything of value, all or part of which was provided to the contributor by another person (the true contributor) without disclosing the source of money or the thing of value to the recipient candidate or committee at the time the contribution is made, see 11 CFR 110.6, or

(ii) Making a contribution of money or anything of value and attributing as

§ 110.5

the source of the money or thing of value another person when in fact the contributor is the source

(c) *Cash contributions* (1) With respect to any campaign for nomination for election or election to Federal office, no person shall make contributions to a candidate or political committee of currency of the United States, or of any foreign country, which in the aggregate exceed \$100.

(2) A candidate or committee receiving a cash contribution in excess of \$100 shall promptly return the amount over \$100 to the contributor.

(3) A candidate or committee receiving an anonymous cash contribution in excess of \$50 shall promptly dispose of the amount over \$50. The amount over \$50 may be used for any lawful purpose unrelated to any Federal election, campaign, or candidate

[54 FR 34112, Aug 17, 1989, and 54 FR 48580, Nov 24, 1989, as amended at 54 FR 48582, Nov 24, 1989, 55 FR 1139, Jan 11, 1990]

§ 110.5 Annual contribution limitation for individuals (2 U.S.C. 441a(a)(3)).

(a) *Scope* This section applies to all contributions made by any individual, except individuals prohibited from making contributions under 11 CFR 110.4 and 11 CFR part 115

(b) *Annual limitation* No individual shall make contributions in any calendar year which aggregate more than \$25,000

(c) *Contributions made in a nonelection year.* (1) For the purposes of this section, *nonelection year* means a year other than the calendar year in which a particular election is held

(2) For purposes of this section, any contribution to a candidate or his or her authorized committee with respect to a particular election made in a nonelection year shall be considered to be made during the calendar year in which such election is held.

(3) For purposes of this section, any contribution to an unauthorized committee which is made in a nonelection year shall not be considered to be made during the calendar year in which an election is held unless

(i) The political committee is a single candidate committee which has supported or anticipates supporting the candidate, or

11 CFR Ch. I (1-1-00 Edition)

(ii) The contribution is earmarked by the contributor for a particular candidate with respect to a particular election

(d) *Independent expenditures* The annual limitation on contributions in this section applies to contributions made to persons, including political committees, making independent expenditures under 11 CFR part 109.

(e) *Contributions to delegates and delegate committees* The annual limitation on contributions in this section applies to contributions to delegates and delegate committees under 11 CFR 110.14

[54 FR 34112, Aug 17, 1989 and 54 FR 48580, Nov 24, 1989]

§ 110.6 Earmarked contributions (2 U.S.C. 441a(a)(8)).

(a) *General* All contributions by a person made on behalf of or to a candidate, including contributions which are in any way earmarked or otherwise directed to the candidate through an intermediary or conduit, are contributions from the person to the candidate.

(b) *Definitions* (1) For purposes of this section, *earmarked* means a designation, instruction, or encumbrance, whether direct or indirect, express or implied, oral or written, which results in all or any part of a contribution or expenditure being made to, or expended on behalf of, a clearly identified candidate or a candidate's authorized committee.

(2) For purposes of this section, *conduit or intermediary* means any person who receives and forwards an earmarked contribution to a candidate or a candidate's authorized committee, except as provided in paragraph (b)(2)(i) of this section.

(i) For purposes of this section, the following persons shall not be considered to be conduits or intermediaries

(A) An individual who is an employee or a full-time volunteer working for the candidate's authorized committee, provided that the individual is not acting in his or her capacity as a representative of an entity prohibited from making contributions,

(B) A fundraising representative conducting joint fundraising with the candidate's authorized committee pursuant to 11 CFR 102.17 or 9034.8,