



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 555

DATE: 11/9/78

FILMED BY: J.A.Q.





FEDERAL ELECTION COMMISSION

1325 K STREET NW
WASHINGTON, D.C. 20463

August 18, 1978

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Ken Eikenberry, Chairman
Republican State Committee of Washington
1509 Queen Anne Avenue, North
Seattle, Washington 98109

RE: MUR 555

Dear Mr. Eikenberry:

As a result of an investigation conducted by the Federal Election Commission in this matter, the Commission has determined that there is no reasonable cause to believe that the Brian Corcoran for Congress Committee violated the Act. Accordingly, the Commission intends to close its file in this matter.

If further information comes to your attention which you believe establishes a violation of the Federal Election Campaign Act of 1971, as amended, please contact me.

Sincerely,

William C. Oldaker
General Counsel

78040074014

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Ken Eikenberry, Chairman
Republican State Committee of Washington
1509 Queen Anne Avenue, North
Seattle, Washington 98109

RE: MUR 555

Dear Mr. Eikenberry:

As a result of an investigation conducted by the Federal Election Commission in this matter, the Commission has determined that there is no reasonable cause to believe that the Brian Corcoran for Congress Committee violated the Act. Accordingly, the Commission intends to close its file in this matter.

If further information comes to your attention which you believe establishes a violation of the Federal Election Campaign Act of 1971, as amended, please contact me.

Sincerely,

William C. Oldaker
General Counsel

C.T.
8/17/78

78040074015



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

August 18, 1978

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Charles Louis Fishman, Esquire
633 East Capitol Street
Washington, D.C. 20003

RE: MUR 555

Dear Mr. Fishman:

As a result of an investigation conducted by the Federal Election Commission in this matter, the Commission has determined that there is no reasonable cause to believe that the Brian Corcoran for Congress Committee violated the Act. A copy of the Commission's determination is enclosed for your information.

Thank you for your cooperation in this matter.

Sincerely,

A handwritten signature in dark ink, appearing to read "William C. Oldaker", is written over a large, stylized circular flourish.

William C. Oldaker
General Counsel

Enclosure

78040074016

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Charles Louis Fishman, Esquire
633 East Capitol Street
Washington, D.C. 20003

RE: MUR 555

Dear Mr. Fishman:

As a result of an investigation conducted by the Federal Election Commission in this matter, the Commission has determined that there is no reasonable cause to believe that the Brian Corcoran for Congress Committee violated the Act. A copy of the Commission's determination is enclosed for your information.

Thank you for your cooperation in this matter.

Sincerely,

William C. Oldaker
General Counsel

Enclosure

C.T.
8/17/78

78040074017

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 555 (78)
Brian Corcoran for Congress)
Committee)
Don Jonas, Treasurer)

CERTIFICATION

I, Marjorie W. Emmons, Secretary to the Federal Election Commission, do hereby certify that on August 16, 1978, the Commission determined by a vote of 5-0 to adopt the recommendation of the General Counsel to take the following actions in the above-captioned matter:

1. Find no reasonable cause to believe that the Brian Corcoran for Congress Committee violated 2 U.S.C. §435(b).
2. Close the file.
3. Send the letters attached to the General Counsel's Report dated August 10, 1978.

Commissioner Aikens was not present at the time of the vote.

Attest:

8/17/78

Date

Margaret E. Chaney
for Marjorie W. Emmons
Secretary to the Commission

Received in Office of Commission Secretary: 8-14-78, 10:04
Circulated on 48 hour vote basis: 8-14-78, 3:00

7894374018

August 14, 1978

MEMORANDUM TO: Marge Emmons
FROM: Elissa T. Garr
SUBJECT: MUR 555

Please have the attached General Counsel's Report
on MUR 555 distributed to the Commission on a 48 hour
tally basis.

Thank you.

78040074019

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Brian Corcoran for Congress Committee) MUR 555(78)
Don Jonas, Treasurer)

GENERAL COUNSEL'S REPORT

BACKGROUND

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This matter is based on a complaint which alleged that the committee violated section 435(b) by failing to place a notice on its solicitation literature that committee reports are on file and available for purchase at the Commission. The Commission found reason to believe that the Brian Corcoran for Congress Committee violated 2 U.S.C. §435(b) on June 21, 1978.

ANALYSIS

On July 20, 1978 the Commission received a letter from Charles Fishman, the attorney representing the respondent committee. Enclosed with this letter was a copy of a ticket which had been included in the committee's solicitation mailing (see Attachment I). On this ticket was language from section 435(b) which stated that committee reports are on file with the Federal Election Commission and available for purchase at the Commission. The date on the ticket is March 5, 1978. This coincides with the date on the committee's solicitation letter which was included in the original complaint (see Attachment II).

In light of this, it appears that the respondent committee was in compliance with section 435(b) of the Act. Accordingly, the Office of General Counsel recommends that the Commission find no reasonable

cause to believe a violation of the Act has occurred in this matter and that the file be closed.

RECOMMENDATION

1. Find no reasonable cause to believe that the Brian Corcoran for Congress Committee violated 2 U.S.C. §435(b).
2. Close the file.
3. Send the attached letters.

Date

8/10/78



William C. Oldaker
General Counsel

78040074021

A01810

Name _____

Address _____

Phone _____

Occupation _____

Place of Business _____ Phone _____

Please return this stub with your check payable to:

Brian Corcoran For Congress Committee
 5025 Colby
 Everett, Washington 98203

3-5-78

No corporate checks accepted.

Attachment I
 mvr 555

The Brian Corcoran For Congress Committee
 Cordially Invites You To A
 Reception Honoring

A01810

Brian and Melvia Corcoran

Holiday Inn
 101-128th S.W., Everett, Washington
Sunday, March 5, 1978 4:00 to 7:30 P.M.

\$50.00 per Person
 Hot Hors d'oeuvres
 and Cocktails

All contributions will be reported according to Federal law. A copy of our report is
 filed with the Federal Election Commission and is available for purchase from the
 Federal Election Commission, Washington, D.C.

The Federal Campaign Reporting Law prohibits us from accepting any contribution
 which is not accompanied by the following information: name, address, occupation,
 employer address, home phone, office phone and amount of contribution. ✓

Don Jonas, Treasurer

Brian Corcoran For Congress Committee

Harold Walsh, Chairman John Whittaker, Secretary Don Jonas, Treasurer

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7 8 9 4 3 2 7 4 0 2 3
Brian Corcoran for Congress Committee

5025 Colby Ave.
Everett, Washington 98203

Attachment II
MR 555

Dear Friend,

We believe BRIAN CORCORAN, long time press aide to Senator Henry M. (Scoop) Jackson is THE candidate to fill the 2nd Congressional District's upcoming vacancy.

In order for Brian to run for this important office, we need to raise the funds necessary to make his campaign successful.

We have enclosed tickets to Brian's March 5 fundraiser--please send your check in the RSVP envelope.

Thank you.

HAROLD WALSH	JOHN WHITTAKER	DON JONUS
Chairman	Secretary	Treasurer

P.S. If you can't attend, please still send your check.

P.P.S. If you need more tickets, call 252-8000 (Everett)



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Ken Eikenberry, Chairman
Republican State Committee of Washington
1509 Queen Anne Avenue, North
Seattle, Washington 98109

RE: MUR 555

Dear Mr. Eikenberry:

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If further information comes to your attention which you believe establishes a violation of the Federal Election Campaign Act of 1971, as amended, please contact me.

Sincerely,

William C. Oldaker
General Counsel



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Charles Louis Fishman, Esquire
633 East Capitol Street
Washington, D.C. 20003

RE: MUR 555

Dear Mr. Fishman:

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Thank you for your cooperation in this matter.

Sincerely,

William C. Oldaker
General Counsel

Enclosure

CHARLES LOUIS FISHMAN
ATTORNEY AT LAW
633 East Capitol Street
Washington, D. C. 20003

555
300 # 4530
RECEIVED
FEDERAL ELECTION
COMMISSION

'78 AUG 15 AM 11:35

(202) 546-0520

005365

July 28, 1978

Christopher Tow, Esq.
Federal Election Commission
1325 K Street, N.W.
Washington, D.C. 20463

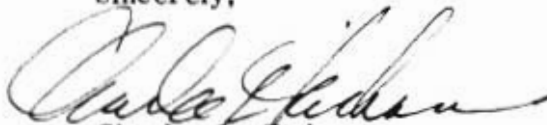
Dear Mr. Tow,

Enclosed please find a copy of the Brian Corcoran for Congress Committee (Democrat) stationary that you requested.

Please note the disclaimer at the bottom which I am told has been on the face of all of the Committee's stationary.

Should you have any further questions, or requests, please feel free to contact me.

Sincerely,



Charles L. Fishman

(dictated in his presence, signed in his absence)

Enc:

7 8 7 4 7 7 4 0 2 6

Brian Corcoran

For Congress Committee/Democrat

Post Office Box 404, Everett, WA 98206, 252-2500. Harold Walsh, chairman;
Karen Foley, vice chairman; John Whittaker, secretary; Don Jones, treasurer.

78740074027

All contributions will be reported according to Federal law. A copy of our report is filed with the Federal Election Commission and is available for purchase from the Federal Election Commission, Washington, D.C. The Federal Campaign Reporting Law prohibits us from accepting any contribution which is not accompanied by the following information: name, address, occupation, employer, address, home phone, office phone and amount of contribution.

CHARLES LOUIS FISHMAN
ATTORNEY AT LAW
633 East Capitol Street
Washington, D. C. 20003



178 AUG 15 AM 11:35

Mr. Christopher Tow, Esq.
Federal Election Commission
1325 K Street, N.W.
Washington, D.C. 20463

MUR 553

CHARLES LOUIS FISHMAN
ATTORNEY AT LAW
633 East Capitol Street
Washington, D. C. 20003

____ '78 JUL 20 PM 12:25
(202) 546-0520

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P04645

July 18, 1978

Christopher Tow, Esquire
Federal Election Commission
1325 K Street, N.W.
Washington, D.C. 20463

Dear Mr. Tow,

As we agreed on the phone the other day I am writing, as counsel to the Brian Corcoran for Congress Committee and in response to a letter from William C. Oldaker, General Counsel to the Federal Election Commission. As you recall Mr. Oldaker wrote on June 26, 1978 asking the Committee to submit any factual or legal material we believe relevant to the complainant styled MUR 555 (78) which was filed by the chairman of the Republican State Committee in Washington. The complaint is based upon the alleged absence of a notification requirement of Section 435(b) on the Committee's letterhead used to solicit contributions. The complainant failed to inform the FEC of certain relevant facts to wit:

- 1) Mr. Corcoran is not an attorney;
- 2) At all times relevant herein, the Brian Corcoran for Congress Committee was not represented by counsel;
- 3) The "letter" was in fact a memo pad size note that was mailed during the Jan/Feb 1978 period.

Included with the note and specifically referred to in the note were tickets to the reception which had prominently displayed on it the following disclaimer:

"All contributions will be reported according to Federal law. A copy of our report is filed with the Federal Election Commission and is available for purchase from the Federal Election Commission, Washington, D.C. The Federal Campaign Reporting law prohibits us from accepting any contribution which is not accompanied by the following information: name, address, occupation, employer address, home phone, office phone, and amount of contribution."

A copy of a ticket is enclosed for your file.

78010774029

Christopher Tow, Esq.

2

With the above facts now at your disposal I am confident that you will conclude that the reporting requirements of Section 435(b) have been met. Alternatively any technical violation that may have occurred was harmless and unintentional. The Committee now uses normal stationary which carries a disclaimer at the bottom. Accordingly, I hereby request that the FEC dismiss this complaint with prejudice.

Should you need further information please feel free to contact me at the above number.

Sincerely,



Charles L. Fishman

(dictated in his presence, signed in his absence)

Attachment:

78040074030

A01810

Name _____

Address _____

Phone _____

Occupation _____

Place of Business _____ Phone _____

Please return this stub with your check payable to:

Brian Corcoran For Congress Committee
5025 Colby
Everett, Washington 98203

3-5-78

No corporate checks accepted.

The Brian Corcoran For Congress Committee
Cordially Invites You To A
Reception Honoring

A01810

Brian and Melvia Corcoran

Holiday Inn
101-128th S.W., Everett, Washington
Sunday, March 5, 1978 4:00 to 7:30 P.M.

\$50.00 per Person
Hot Hors d'oeuvres
and Cocktails

All contributions will be reported according to Federal law. A copy of our report is
filed with the Federal Election Commission and is available for purchase from the
Federal Election Commission, Washington, D.C.

The Federal Campaign Reporting Law prohibits us from accepting any contribution
which is not accompanied by the following information: name, address, occupation,
employer address, home phone, office phone and amount of contribution.

Don Jonas, Treasurer

Brian Corcoran For Congress Committee

Harold Walsh, Chairman John Whittaker, Secretary Don Jonas, Treasurer

7 8 9 4 0 7 4 0 3 1

CHARLES LOUIS FISHMAN
ATTORNEY AT LAW
633 East Capitol Street
Washington, D. C. 20003



Christopher Tow, Esquire
Federal Election Commission
1325 K Street, N.W.
Washington, D.C. 20463

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NOV 20 1978

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FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

July 18, 1978

MEMORANDUM TO: CHARLES STEELE
FROM: MARJORIE W. EMMONS *MWE*
SUBJECT: MUR 555 - Interim Report dated 7-14-78
Received in Office of Commission
Secretary: 7-17-78, 12:30

The above-mentioned document was circulated on a 24 hour no-objection basis at 3:30 p.m., July 17, 1978.

As of 4:00 p.m. this date, no objections have been received in the Office of Commission Secretary to the Interim Report.

Commissioners Aikens, Springer, Staebler, and Thomson returned their papers by the deadline.

7 9 7 1 7 7 7 4 9 3 3

July 17, 1978

MEMORANDUM TO: Marge Emmons
FROM: Elissa T. Garr
SUBJECT: MER 555

Please have the attached Interim Report distributed to the Commission on a 24 hour no-objection basis.

Thank you.

78040074034

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Brian Corcoran For Congress)
Committee) MUR 555 (78)
Don Jonas, Treasurer)

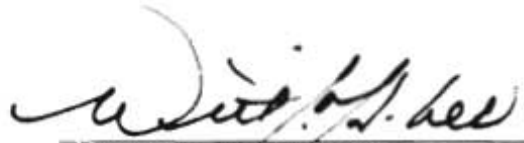
INTERIM REPORT

On June 21, 1978, the Commission found reason to believe that the Brian Corcoran for Congress Committee violated 2 U.S.C. §435(b). It appeared that the committee had failed to place a notice on its solicitation literature that committee reports were on file and available for purchase at the Commission pursuant to Section 435(b).

On July 10, 1978, the Commission received a telephone call from Charles Fishman, the attorney representing the respondent committee. Fishman stated that he would send a letter explaining the committee's position to the Commission within the next week. According to Fishman, a section 435(b) notification was printed on tickets which were included in the solicitation materials.

The Office of General Counsel is presently awaiting this letter and will make a recommendation after it is received and assessed.

7/14/78
Date


William C. Oldaker
General Counsel

7801074035



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

June 26, 1978

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Republican State Committee of
Washington
c/o Mr. Ken Eikenberry, Chairman
1509 Queen Anne Avenue, North
Seattle, WA 98109

Re: MUR 555(78)

Dear Mr. Eikenberry:

The Federal Election Commission has completed a preliminary review of your complaint and has numbered it as MUR 555(78). Please refer to this number in any further correspondence.

A copy of your complaint has been forwarded to the respondent. If you have any further information you wish to make available to the Commission, please submit it within five days of your receipt of this letter.

The Commission's enforcement procedures are set forth in 2 U.S.C. §437g. Please note that 2 U.S.C. §437g(a)(3)(B) prohibits any person from making public the fact of "any notification or investigation" by the Commission without the written consent of the respondent.

If you have any questions, please call Christopher Tow, the attorney assigned to this matter at (202) 523-4073.

Sincerely,

William C. Oldaker
William C. Oldaker
General Counsel

PS Form 3823, Apr. 1977

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

1. The following service is requested (check one): ☐ Show to whom and date delivered. ☐ Show to whom, date, and address of delivery. ☐ RESTRICTED DELIVERY Show to whom and date delivered. ☐ RESTRICTED DELIVERY Show to whom, date, and address of delivery \$ (CONSULT POSTMASTER FOR FEES)		2. ARTICLE DESCRIPTION: Report of the Committee of Wash C/o Ken Eikenberry, Chairman 1509 Queen Anne Ave, North Seattle, WA 98109	
3. REGISTERED NO. <i>111</i>		4. INSURED NO.	
(Always obtain signature of addressee or agent)			
I have received the article described above: SIGNATURE ☐ Addressee ☐ Authorized agent <i>Glenda Moad</i>			
5. DATE OF DELIVERY JUL 5 1978		POSTMARK	
6. ADDRESS (Complete only if requested)			
7. UNABLE TO DELIVER BECAUSE:			
8. CLERK'S INITIALS			

MUR-555 *1000*



FEDERAL ELECTION COMMISSION

1125 K STREET N.W.
WASHINGTON, D.C. 20461

June 26, 1978

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Don Jonas, Treasurer
Brian Corcoran for Congress
Committee
P.O. Box 2196
Everett, WA 98203

Re: MUR 555(78)

Dear Mr. Jonas:

The Federal Election Commission has received a complaint which alleges that your committee committed certain violations of the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 555. The Commission has reason to believe that the matters alleged therein state a violation of 2 U.S.C. §435(b). Specifically it appears that the notification required under Section 435(b) did not appear on the committee's letter (Attachment II) which solicited contributions from its recipients.

Under the Act, you have an opportunity to demonstrate that no action should be taken against you. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements should be submitted under oath.

The Commission is under a duty to investigate this matter expeditiously. Therefore, your response should be submitted within ten days after your receipt of this notification.

If you have any questions, please contact Christopher Tow, the attorney assigned to this matter, at (202) 523-4073.

This matter will remain confidential in accordance with 2 U.S.C. §437g(a)(3)(B) unless you notify the Commission in writing that you wish the investigation to be made public.

If you intend to be represented by counsel in this matter, please have such counsel so notify us in writing.

Sincerely,

William C. Oldaker
William C. Oldaker
General Counsel

Enclosures

Tow ✓ *MUR-555 (M)*

PS Form 3811, Apr. 1977

● SENDER: Complete items 1, 2, and 3.
Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one):
☐ Show to whom and date delivered. _____
☐ Show to whom, date, and address of delivery. _____
☐ RESTRICTED DELIVERY
Show to whom and date delivered. _____
☐ RESTRICTED DELIVERY.
Show to whom, date, and address of delivery. \$ _____
(CONSULT POSTMASTER FOR FEES)

2. ARTICLE ADDRESSED TO:
Don Jonas, Treasurer
Brian Concoran for Congress Committee
P.O. Box 2196
Everett, WA 98203

3. ARTICLE DESCRIPTION:
REGISTERED NO. _____ CERTIFIED NO. _____ INSURED NO. _____
(Always obtain signature of addressee or agent)

I have received the article described above.
SIGNATURE ☐ Addressee ☐ Authorized agent
L. Kruse

4. DATE OF DELIVERY _____ POSTMARK _____

5. ADDRESS (Complete only if requested) _____

6. UNABLE TO DELIVER BECAUSE _____

30
CLERK'S INITIALS

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

REPUBLICAN
STATE COMMITTEE
OF WASHINGTON

1509 Queen Anne Avenue, North
Seattle, Washington 98109
(206) 285-1980

Ken Eikenberry
Chairman

March 17, 1978

Attachment I

Federal Election Commission
1325 K Street, N.W.
Washington D. C. 20463

Attention: Office of General Counsel

Dear Sirs:

Reference the attached fund-raising and campaign material which was recently disseminated in a single envelope by Mr. Brian Corcoran, candidate for the 2nd Congressional District, Washington.

I am hereby registering a formal complaint with your commission concerning the apparent violation of FEC regulations 102.13 and 110.11(c) by Mr. Corcoran and his Committee. There also appear to be possible violations of Title 2, U.S.C. Sec. 435(b) and 2U.S.C. Sec. 441d, regarding the letter from Senator Jackson which was a part of their enclosures.

Request an expeditious investigation by your offices and appropriate action under Title 2, U.S.C. Sec. 437g.

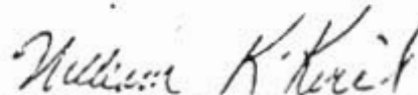
Sincerely,



Ken Eikenberry, Chairman
Republican State Committee
of Washington

encls.

The above complaint was signed and sworn to before me this
17th day of March, 1978.



Notary Public for the State of
Washington, residing at Seattle.
My commission expires June 26, 1979.

"Brian Corcoran for Congress Committee

5025 Colby Ave.
Everett, Washington 98203

Attachment II

Dear Friend,

We believe BRIAN CORCORAN, long time press aide to Senator Henry M. (Scoop) Jackson is THE candidate to fill the 2nd Congressional District's upcoming vacancy.

In order for Brian to run for this important office, we need to raise the funds necessary to make his campaign successful.

We have enclosed tickets to Brian's March 5 fundraiser--please send your check in the RSVP envelope.

Thank you.

HAROLD WALSH
Chairman

JOHN WHITTAKER
Secretary

DON JONUS
Treasurer

P.S. If you can't attend, please still send your check.

P.P.S. If you need more tickets, call 252-8000 (Everett)

7.8 0.4 0.7 4.0 4.0

JAMES D. OWENS
417 SECOND AVENUE WEST
SEATTLE, WASHINGTON 98119
206 - 284-5300

February 21, 1978

Attachment III

Dear Clay:

Having known Brian Corcoran before his departure from our area to Washington, D.C., and having followed and often visiting with him through the years, I'm real pleased to see that he has an opportunity to even more fully utilize his special talents as a candidate for the 2nd Congressional District.

The enclosures will tell you more about Brian if you are not already aware of his qualifications.

I am enclosing a ticket for his fundraiser. If you should want to contribute more or need more tickets, just call 252-8000 in Everett. Sure hope to see you there.

Sincerely,


JIM OWENS

JO:em
Enclosures

P.S. If your decision is not to contribute, please return the enclosed ticket to me at the address on this letterhead.

Mr. Clay Blackstock
Box 9783
Seattle, Washington 98109



UNITED STATES SENATE
WASHINGTON, D. C.

HENRY M. JACKSON

January 26, 1978

Attachment IV

Dear Brian:

Your departure to pursue an independent career in public life is one that I view with both a sense of loss and pride. The loss is obvious in that you won't be helping me in the legislative process with that selfless, tireless approach you have given for many years. The pride comes in knowing you are extremely well qualified to meet new challenges.

You have spent these many years serving the people of Washington in a wide range of assignments, bringing to each new task fresh enthusiasm, intelligence, and compassion. You know how to get things done.

I have always appreciated your straightforward professional manner and your willingness to speak up. I admire your independence and your candor. These traits have been invaluable to me. You have had one of the most difficult and often thankless jobs that can be imagined. Yet your performance, in the Presidential efforts, in state and national matters, was an effective and practical test of great character and ability.

In a personal way, Helen and I will miss seeing you and Melvia and the rest of your wonderful family for these next few months. Needless to say, we will stay in close touch and meanwhile wish you all the very best success.

With warmest personal regards,

Mr. Brian Corcoran
1612 33rd Street
Apartment 103
Everett, Washington

Sincerely,

Henry M. Jackson, U.S.S.

78040774042

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Don Jonas, Treasurer
Brian Corcoran for Congress
Committee
P.O. Box 2196
Everett, WA 98203

4/26/78

Re: MUR 555(78)

Dear Mr. Jonas:

The Federal Election Commission has received a complaint which alleges that your committee committed certain violations of the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 555. The Commission has reason to believe that the matters alleged therein state a violation of 2 U.S.C. 5435(b). Specifically it appears that the notification required under Section 435(b) did not appear on the committee's letter (Attachment II) which solicited contributions from its recipients.

Under the Act, you have an opportunity to demonstrate that no action should be taken against you. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements should be submitted under oath.

The Commission is under a duty to investigate this matter expeditiously. Therefore, your response should be submitted within ten days after your receipt of this notification.

If you have any questions, please contact Christopher Tow, the attorney assigned to this matter, at (202) 523-4073.

CT

78040074043

This matter will remain confidential in accordance with 2 U.S.C. §437g(a)(3)(B) unless you notify the Commission in writing that you wish the investigation to be made public.

If you intend to be represented by counsel in this matter, please have such counsel so notify us in writing.

Sincerely,

/s/ 6/26/78
William C. Oldaker
General Counsel

Enclosures

C.T.

78040074044

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Republican State Committee of
Washington
c/o Mr. Ken Eikenberry, Chairman
1509 Queen Anne Avenue, North
Seattle, WA 98109

6/26/78
Re: MUR 555(78)

Dear Mr. Eikenberry:

The Federal Election Commission has completed a preliminary review of your complaint and has numbered it as MUR 555(78). Please refer to this number in any further correspondence.

A copy of your complaint has been forwarded to the respondent. If you have any further information you wish to make available to the Commission, please submit it within five days of your receipt of this letter.

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If you have any questions, please call Christopher Tow, the attorney assigned to this matter at (202) 523-4073.

Sincerely,

51
William C. Oldaker
General Counsel

CT

78040074045

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Brian Corcoran for Congress Committee }
Don Jonas, Treasurer }

MUR 555 (78)

CERTIFICATION

I, Marjorie W. Emmons, Secretary to the Federal Election Commission, do hereby certify that on June 21, 1978, the Commission determined by a vote of 5-0 to adopt the recommendation of the General Counsel to take the following actions in the above-captioned matter:

1. Find reason to believe that the Brian Corcoran for Congress Committee has violated 2 U.S.C. Section 435(b).
2. Approve the letters attached to the First General Counsel's Report in this matter.

Commissioner Harris did not cast a vote.

Attest:

6/23/78
Date

Marjorie W. Emmons
Marjorie W. Emmons
Secretary to the Commission

780100774046



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

June 20, 1978
9:45 a.m.

MEMORANDUM TO: CHARLES STEELE
FROM: MARJORIE W. EMMONS *mwe*
SUBJECT: Tally Vote Matters Lacking Four Affirmative
Votes

The following documents, circulated June 15, 1978 at 4:30 p.m., have failed to receive four affirmative during the 48 hour period ending at 4:30 p.m., June 19, 1978.

Pursuant to Directive No: 8, approved at the Commission meeting of April 27, 1978, these matters are submitted for inclusion on Amended Agenda II for June 21, 1978.

- MUR 589 - First General Counsel's Report dated 6-15-78
- MUR 523 - Memo dated 6-15-78, Letters and Conciliation Agreements
- MUR 555 - First General Counsel's Report dated 6-15-78
- MUR 584 - First General Counsel's Report dated 6-15-78
- MUR 607 - First General Counsel's Report dated 6-15-78

78040074047

June 15, 1978

MEMORANDUM TO: Marge Emmaons
FROM: Elissa T. Garr
SUBJECT: MUR 555

Please have the attached 7 day report on MUR 555
distributed to the Commission on a 48 hour tally basis.

Thank you.

78040074048

FEDERAL ELECTION COMMISSION
1325 K Street, N.W.
Washington, D.C. 20463

FIRST GENERAL COUNSEL'S REPORT

DATE AND TIME OF TRANSMITTAL
BY OGC TO THE COMMISSION JUN 15 1978

MUR NO. 555(78)
DATE COMPLAINT RECEIVED
BY OGC March 21, 1978
STAFF
MEMBER Tow

COMPLAINANT'S NAME: Republican State Committee of Washington
Ken Eikenberry, Chairman

RESPONDENT'S NAME: Brian Corcoran for Congress Committee
Don Jonas, Treasurer

RELEVANT STATUTE: 2 U.S.C. §435(b)

INTERNAL REPORTS CHECKED: Statement of Organization

FEDERAL AGENCIES CHECKED: N/A

SUMMARY OF ALLEGATIONS

The complaint (Attachment I) alleges that a Congressional candidate and his campaign committee violated 2 U.S.C. §435(b) and 11 C.F.R. §§ 102.13 and 110.11(c) by mailing fundraising and campaign material in a single envelope to solicit contributions without the necessary notice on the communications. The complaint also alleges that the candidate and his committee violated 2 U.S.C. §441d regarding a personal letter which had originally been sent to the candidate by Senator Henry M. Jackson (D-Wash.) which was also mailed with the campaign and fundraising material.

PRELIMINARY LEGAL ANALYSIS

Brian Corcoran is a candidate for the United States House of Representatives in the state of Washington's Second Congressional District. The complaint concerns three letters (Attachments II, III, and IV) which were allegedly mailed together by Corcoran. Attachment II is a letter from the Brian Corcoran for Congress Committee requesting funds for the campaign and inviting the recipient to a fundraiser. Attachment III is a personal letter from a James Ownes to a Clay Blackstock, similar to the Corcoran committee's letter, requesting a contribution from Blackstock and inviting him to a Corcoran fundraiser. Attachment IV, also a personal letter, is from Senator Henry Jackson to Brian Corcoran thanking Corcoran for his efforts. Corcoran was apparently a former press aide to Senator Jackson (see Attachment II).

2 U.S.C. §435(b) states that every political committee must include on the face or front page of all literature soliciting contributions a notice that a copy of the committee reports is on file and available for purchase at the Commission. Attachment II, the letter from Corcoran's campaign committee, appears to constitute literature from a political committee soliciting contributions, thereby falling within the notice requirements set forth in Section 435(b). No such notice however, appears on the face of the solicitation letter from the committee. Thus it appears the candidate's committee has violated Section 435(b).

2 U.S.C. §441b sets forth requirements for persons making expenditures to finance communications through direct mailings which advocate the election or defeat of a candidate. Such persons must state clearly and conspicuously whether such communications have or have not been authorized by a candidate, his committee, or their agents. Regulation 110.11(a)(2) defines a clear and conspicuous authorization as being one which appears on the "face or front page of the printed matter."

Although there was no statement in the complaint as to whether the Attachment II letter was the "front page of the printed matter," it seems clear from the letter's language that it was designed to give notice to the recipient that the material was authorized by the committee. It appears therefore, that such a cover letter from the Brian Corcoran for Congress Committee would satisfy the authorization notification requirements set forth in 2 U.S.C. §441d(1) and 11 C.F.R. §110.11(a)(2). It should be noted that, while the complaint appears to raise the question of whether Senator Jackson must authorize the use of his letter (Attachment IV) for a direct mailing soliciting contributions, Section 441d of the Act does not deal with this problem. Section 441d deals with authorization by a candidate, his committee or his agents and not by third parties.

RECOMMENDATION

Find reason to believe that the candidate's committee has violated 2 U.S.C. §435(b). Send the attached letters.

REPUBLICAN
STATE COMMITTEE
OF WASHINGTON

1509 Queen Anne Avenue, North
Seattle, Washington 98109
(206) 285-1980

Ken Eikenberry
Chairman

March 17, 1978

Attachment I

Federal Election Commission
1325 K Street, N.W.
Washington D. C. 20463

Attention: Office of General Counsel

Dear Sirs:

Reference the attached fund-raising and campaign material which was recently disseminated in a single envelope by Mr. Brian Corcoran, candidate for the 2nd Congressional District, Washington.

I am hereby registering a formal complaint with your commission concerning the apparent violation of FEC regulations 102.13 and 110.11(c) by Mr. Corcoran and his Committee. There also appear to be possible violations of Title 2, U.S.C. Sec. 435(b) and 2U.S.C. Sec. 441d, regarding the letter from Senator Jackson which was a part of their enclosures.

Request an expeditious investigation by your offices and appropriate action under Title 2, U.S.C. Sec. 437g.

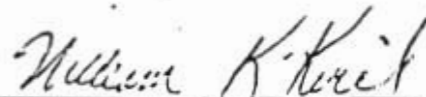
Sincerely,



Ken Eikenberry, Chairman
Republican State Committee
of Washington

encls.

The above complaint was signed and sworn to before me this
17th day of March, 1978.



Notary Public for the State of
Washington, residing at Seattle.
My commission expires June 26, 1979.

Brian Corcoran for Congress Committee

5025 Colby Ave
Everett, Washington 98203

Attachment II

Dear Friend,

We believe BRIAN CORCORAN, long time press aide to Senator Henry M. (Scoop) Jackson is THE candidate to fill the 2nd Congressional District's upcoming vacancy.

In order for Brian to run for this important office, we need to raise the funds necessary to make his campaign successful.

We have enclosed tickets to Brian's March 5 fundraiser--please send your check in the RSVP envelope.

Thank you.

HAROLD WALSH	JOHN WHITTAKER	DON JONUS
Chairman	Secretary	Treasurer

P.S. If you can't attend, please still send your check.

P.P.S. If you need more tickets, call 252-8000 (Everett)

JAMES D. OWENS
417 SECOND AVENUE WEST
SEATTLE, WASHINGTON 98119
206 - 284-5300

February 21, 1978

Attachment III

Dear Clay:

Having known Brian Corcoran before his departure from our area to Washington, D.C., and having followed and often visiting with him through the years, I'm real pleased to see that he has an opportunity to even more fully utilize his special talents as a candidate for the 2nd Congressional District.

The enclosures will tell you more about Brian if you are not already aware of his qualifications.

I am enclosing a ticket for his fundraiser. If you should want to contribute more or need more tickets, just call 252-8000 in Everett. Sure hope to see you there.

Sincerely,


JIM OWENS

JO:em
Enclosures

P.S. If your decision is not to contribute, please return the enclosed ticket to me at the address on this letterhead.

Mr. Clay Blackstock
Box 9783
Seattle, Washington 98109



UNITED STATES SENATE
WASHINGTON, D. C.

HENRY M. JACKSON

January 26, 1978

Attachment IV

Dear Brian:

Your departure to pursue an independent career in public life is one that I view with both a sense of loss and pride. The loss is obvious in that you won't be helping me in the legislative process with that selfless, tireless approach you have given for many years. The pride comes in knowing you are extremely well qualified to meet new challenges.

You have spent these many years serving the people of Washington in a wide range of assignments, bringing to each new task fresh enthusiasm, intelligence, and compassion. You know how to get things done.

I have always appreciated your straightforward professional manner and your willingness to speak up. I admire your independence and your candor. These traits have been invaluable to me. You have had one of the most difficult and often thankless jobs that can be imagined. Yet your performance, in the Presidential efforts, in state and national matters, was an effective and practical test of great character and ability.

In a personal way, Helen and I will miss seeing you and Melvia and the rest of your wonderful family for these next few months. Needless to say, we will stay in close touch and meanwhile wish you all the very best success.

With warmest personal regards,

Sincerely,

Henry M. Jackson, U.S.S.

Mr. Brian Corcoran
1612 33rd Street
Apartment 103
Everett, Washington

7974074054



FEDERAL ELECTION COMMISSION

1325 K STREET NW
WASHINGTON D.C. 20461

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Republican State Committee of
Washington
c/o Mr. Ken Eikenberry, Chairman
1509 Queen Anne Avenue, North
Seattle, WA 98109

Re: MUR 555(78)

Dear Mr. Eikenberry:

The Federal Election Commission has completed a preliminary review of your complaint and has numbered it as MUR 555(78). Please refer to this number in any further correspondence.

A copy of your complaint has been forwarded to the respondent. If you have any further information you wish to make available to the Commission, please submit it within five days of your receipt of this letter.

The Commission's enforcement procedures are set forth in 2 U.S.C. §437g. Please note that 2 U.S.C. §437g(a)(3)(B) prohibits any person from making public the fact of "any notification or investigation" by the Commission without the written consent of the respondent.

If you have any questions, please call Christopher Tow, the attorney assigned to this matter at (202) 523-4073.

Sincerely,

William C. Oldaker
General Counsel



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Don Jonas, Treasurer
Brian Corcoran for Congress
Committee
P.O. Box 2196
Everett, WA 98203

Re: MUR 555(78)

Dear Mr. Jonas:

The Federal Election Commission has received a complaint which alleges that your committee committed certain violations of the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 555. The Commission has reason to believe that the matters alleged therein state a violation of 2 U.S.C. §435(b). Specifically it appears that the notification required under Section 435(b) did not appear on the committee's letter (Attachment II) which solicited contributions from its recipients.

Under the Act, you have an opportunity to demonstrate that no action should be taken against you. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements should be submitted under oath.

The Commission is under a duty to investigate this matter expeditiously. Therefore, your response should be submitted within ten days after your receipt of this notification.

If you have any questions, please contact Christopher Tow, the attorney assigned to this matter, at (202) 523-4073.

- 2 -

This matter will remain confidential in accordance with 2 U.S.C. §437g(a)(3)(B) unless you notify the Commission in writing that you wish the investigation to be made public.

If you intend to be represented by counsel in this matter, please have such counsel so notify us in writing.

Sincerely,

William C. Oldaker
General Counsel

Enclosures

7804074057



FEDERAL ELECTION COMMISSION

1125 K STREET N.W.
WASHINGTON, D.C. 20461

March 28, 1978

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Republican State Committee of
Washington
c/o Ken Eikenberry, Chairman
1509 Queen Anne Avenue, North
Seattle, Washington 98109

Re: MUR 555

Dear Mr. Eikenberry:

This is to acknowledge receipt of your complaint of March 17, 1978, alleging violations of the Federal Election Campaign Laws. A staff member has been assigned to analyze your allegations and a recommendation to the Federal Election Commission as to how this matter should be handled will be made shortly. You will be notified as soon as the Commission determines what action should be taken. For your information, we have attached a brief description of the Commission's preliminary procedures for the handling of complaints.

Sincerely,

William C. Eldaker
General Counsel

Enclosure

555-40000	
SENDER: Complete items 1, 2, and 3. Add your address in the "RETURN TO" space on reverse.	
1. The following service is requested (check one): ☐ Show to whom and date delivered ☒ Show to whom, date, and address of delivery ☐ RESTRICTED-DEL VERY ☐ Show to whom and date delivered ☐ RESTRICTED DELIVERY ☐ Show to whom, date, and address of delivery. \$ (CONSULT POSTMASTER FOR FEES)	
2. ARTICLE ADDRESSED TO: Rep. State Comm of Washington	
3. ARTICLE DESCRIPTION: REGISTERED NO. 144	CERTIFIED NO. 144 INSURED NO.
(Always obtain signature of addressee or agent) I have received the article described above. SIGNATURE ☐ A. Recipient ☒ Authorized agent DATE OF DELIVERY MAR 21 1978 POSTMARK ADDRESS (Complete only if requested) 1509 Queen Anne N SEA, WA 98109	
5. UNABLE TO DELIVER BECAUSE:	
CLERK'S INITIALS	

REPUBLICAN
STATE COMMITTEE
OF WASHINGTON

1509 Queen Anne Avenue, North
Seattle, Washington 98109
(206) 285-1980

Ken Eikenberry
Chairman

RECEIVED
FEDERAL ELECTION
COMMISSION

801141

78 MAR 21 PM 12:20

March 17, 1978

Federal Election Commission
1325 K Street, N.W.
Washington D. C. 20463

Attention: Office of General Counsel

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Sincerely,

Ken Eikenberry

Ken Eikenberry, Chairman
Republican State Committee
of Washington

encls.

The above complaint was signed and sworn to before me this
17th day of March, 1978.

William K. Krick

Notary Public for the State of
Washington, residing at Seattle.
My commission expires June 26, 1979.

78712274059

7 9 7 4 7 2 7
Brian Corcoran for Congress Committee 7 6 0

5025 Colby Ave
Everett Washington 98203

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Chairman

JOHN WHITTAKER
Secretary

DON JONUS
Treasurer

P.S. If you can't attend, please still send your check.

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JAMES D. OWENS
417 SECOND AVENUE WEST
SEATTLE, WASHINGTON 98119
206 / 284-5300

February 21, 1978

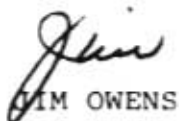
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JIM OWENS

JO:em
Enclosures

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Mr. Clay Blackstock
Box 9783
Seattle, Washington 98109



UNITED STATES SENATE
WASHINGTON, D. C.

HENRY M. JACKSON

January 26, 1978

Dear Brian:

690420000
Your departure to pursue an independent career in public life is one that I view with both a sense of loss and pride. The loss is obvious in that you won't be helping me in the legislative process with that selfless, tireless approach you have given for many years. The pride comes in knowing you are extremely well qualified to meet new challenges.

You have spent these many years serving the people of Washington in a wide range of assignments, bringing to each new task fresh enthusiasm, intelligence, and compassion. You know how to get things done.

7
I have always appreciated your straightforward professional manner and your willingness to speak up. I admire your independence and your candor. These traits have been invaluable to me. You have had one of the most difficult and often thankless jobs that can be imagined. Yet your performance, in the Presidential efforts, in state and national matters, was an effective and practical test of great character and ability.

In a personal way, Helen and I will miss seeing you and Melvia and the rest of your wonderful family for these next few months. Needless to say, we will stay in close touch and meanwhile wish you all the very best success.

With warmest personal regards,

Sincerely,

Henry M. Jackson, U.S.S.

Mr. Brian Corcoran
1612 33rd Street
Apartment 103
Everett, Washington

3
REPUBLICAN
STATE COMMITTEE
OF WASHINGTON

21 PM 12.00
509 Queen Anne Avenue North
Seattle, Washington 98109

Federal Election Commission
1325 K Street N. W.
Washington, D. C. 20463



780400740



FEDERAL ELECTION COMMISSION

1125 K STREET N.W.
WASHINGTON, D.C. 20463

THIS IS THE BEGINNING OF MUR # 555

