

Recipient Candidates/Committees	Question/Problem	Date Sent	Response Received
1. Mr. William L. Mobeck Treasurer Democratic State Central Committee 1375 Delaware Street Denver, Colorado 80204	Union contributions	7/30/75	1/19/75 (dated 8/13/75)
2. Mr. William H. Frederickson Treasurer Heckler Congressional Committee 30 Colburn Road Wellesley, Massachusetts 02181	Union contributions	7/30/75	
3. Mr. Harry A. Tulley GBBA Political Education League 226 South 16th Street Philadelphia, Pennsylvania 19102	Union contributions	7/30/75	8/11/75 (dated 8/5/75)
4. Ms. Elisabeth Griffith Deardourff Treasurer National Women's Political Caucus Suite 300 1921 Pennsylvania Avenue, N.W. Washington, D.C. 20006	Union contributions	7/30/75	Telecon 8/12/75 with letter 9/4/75 (dated 9/3)
5. Ms. Marian Bak Treasurer Civic Committee for John G. Fary 3600 South Damen Avenue Chicago, Illinois 60609	Union contributions	7/30/75	8/11/75 dated 8/8/75
6. Ms. Charlotte Dilling Assistant Treasurer United Republican Fund of Illinois 80 East Jackson Boulevard Chicago, Illinois 60604	Corporation contributions	7/30/75	8/19/75 dated 8/15/75

FEDERAL BUREAU OF INVESTIGATION
OFFICIAL FILE COPY
OFFICE OF GENERAL COUNSEL



FEDERAL ELECTION COMMISSION

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

October 16, 1975

MEMORANDUM TO: DREW MCKAY
THROUGH: MICHAEL HERSHMAN
FROM: JOHN GREEN, JR.
SUBJECT: HECKLER CONGRESSIONAL COMMITTEE (CA-007)

I have reviewed the filings with the House through close of business 10/14/75. The only communication past 8/28/75 which appears on the record, is a notification from the Committee dated 10/9/75 indicating that it has neither received or expended over \$1000 during the third quarter and is suspending reporting.

AI SHEA

DISTRICT MANAGER



FEDERAL ELECTION COMMISSION
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OFFICE OF GENERAL COUNSEL

77043010549



FEDERAL ELECTION COMMISSION

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

October 16, 1975

MEMORANDUM TO: DREW MCKAY
THROUGH: MICHAEL HERSHMAN
FROM: JOHN GREEN, JR.
SUBJECT: HECKLER CONGRESSIONAL COMMITTEE (CA-007)

I have reviewed the filings with the House through close of business 10/14/75. The only communication past 8/28/75 which appears on the record, is a notification from the Committee dated 10/9/75 indicating that it has neither received or expended over \$1000 during the third quarter and is suspending reporting.

FEDERAL ELECTION COMMISSION
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1975 OCT 10 11:19

October 9, 1975

RECEIVED

OCT - 9 1975

The Honorable W. Pat Jennings, Clerk
U. S. House of Representatives
1036 Longworth, House Office Building
Washington, D. C. 20515

Dear Mr. Jennings:

Pursuant to the regulations issued by the Federal Election Commission, this letter is to notify you that the Heckler Congressional Committee (H.R. 7044) has neither received nor expended sums in excess of \$1000.00 during the period July 1 through September 30, 1975.

Respectfully submitted,

William H. Fredrickson

William H. Fredrickson
Treasurer
Heckler Congressional Committee
30 Colburn Road
Wellesley, Mass. 02181

State of Massachusetts } ss.
County of Suffolk

Subscribed and sworn to before me

this 9th day of October

Paul Gordon
Notary Public

PAUL GORDON
NOTARY PUBLIC, Exp. 12-31-77
NOTED 10-14-75

FEDERAL ELECTION COMMISSION
OFFICIAL FILE COPY
OFFICE OF GENERAL COUNSEL

FEDERAL ELECTION COMMISSION

WASHINGTON, DC 20463

August 29, 1975

MEMORANDUM TO THE FILE

FROM: DREW MCKAY *DM*

SUBJECT: CA-007-75

On Wednesday, August 27 at 1:53 PM, Mr. Al Shea (telephone 617-824-8611) called to apologize for the delay in responding to our letter to the Treasurer of the Heckler Congressional Committee. Mr. Shea, who is Congressman Heckler's District Representative, advised that the Treasurer has been and is still on vacation. However, he indicated that he would have the Chairman and/or the Assistant Treasurer of the Committee respond to my letter as soon as possible. I asked him that the Committee respond in writing by Wednesday, September 3. I assured him, however, that I would contact him again prior to any further Commission action if we still had not heard from him as of September 3.

cc: Potter
Murphy
Schachman
Roman

FEDERAL ELECTION COMMISSION
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OFFICE OF GENERAL COUNSEL

7704001053

FEDERAL ELECTION COMMISSION

WASHINGTON, DC 20463

July 30, 1975

Certified Mail
Return Receipt Requested

Mr. William H. Frederickson
Treasurer
Heckler Congressional Committee
30 Colburn Road
Wellesley, Massachusetts 02181

Dear Mr. Frederickson:

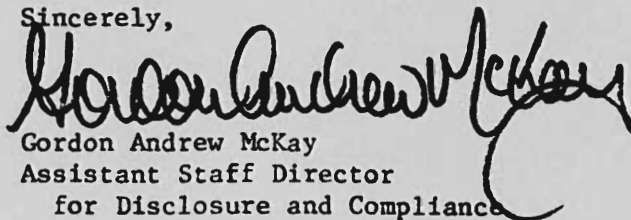
A review of the March 10, 1975 Report of Receipts and Expenditures filed by your Committee with the Clerk of the U.S. House of Representatives reveals contributions apparently accepted from labor organizations (unions). Supporting Schedule A for Part 1 of your report discloses the following contribution from a labor organization:

2/10/75	Amalgamated Meat Cutters and Butcher Workmen of N. America 2800 N. Sheridan Road Chicago, Illinois	\$200.00
---------	---	----------

Union contributions are prohibited under the provisions of 18 U.S.C. 610, unless received from a separate segregated voluntary fund utilized for political purposes by a labor organization.

The Commission invites your Committee to submit any information or amended reports which would clarify, explain or correct the disclosure detailed above. Such information or amended report should be received by the Commission not later than ten business days after receipt of this letter. However, if you have any questions concerning this matter, please do not hesitate to write or call (202/382-3484) at your convenience.

Sincerely,


Gordon Andrew McKay
Assistant Staff Director
for Disclosure and Compliance

GAM:vlf

FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL

77010010553

CH-627-75

monte pascoe
state chairman

1375 delaware
denver, colorado 80204
telephone 623-1153

The Democratic Party

of colorado

August 13, 1975

Mr. Gordon Andrew McKay
Assistant Staff Director for
Disclosure and Compliance
Federal Election Commission
Washington, D.C. 20467

Dear Mr. McKay:

In response to your letter of July 30, 1975, the middle space on Schedule A for Part 2, line 5 and 6, should be amended to read as shown on the attached amended Schedule A for part 2, and we hereby request you permit such amended Schedule A to be filed.

It should be noted such funds were received in connection with a fundraiser for the Democratic Party in Colorado and its candidates for state office, and were given to such candidates.

If you have any questions, please do not hesitate to call me.

Sincerely,


William L. Mobeck
Treasurer

77040010554

FEDERAL ELECTION COMMISSION

WASHINGTON, DC 20463

July 30, 1975

Certified Mail
Return Receipt Requested

Mr. William L. Mobeck
 Treasurer
 Democratic State Central Committee
 1375 Delaware Street
 Denver, Colorado 80204

Dear Mr. Mobeck:

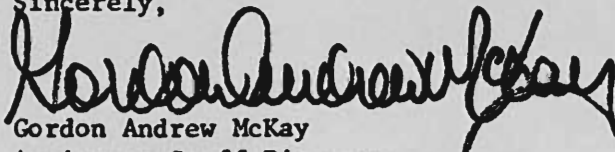
A review of the March 10, 1975 Report of Receipts and Expenditures filed by your Committee with the Clerk of the U.S. House of Representatives reveals contributions apparently accepted from labor organizations (unions). Supporting Schedule A for Part 2 of your report discloses the following two contributions from labor organizations:

1/08/75	Denver U.A.W.	\$150.00
1/10/75	Retail Clerks' Union Local #7, Denver 80204	\$530.00

Union contributions are prohibited under the provisions of 18 U.S.C. 610, unless received from a separate segregated voluntary fund utilized for political purposes by a labor organization.

The Commission invites your Committee to submit any information or amended reports which would clarify, explain or correct the disclosure detailed above. Such information or amended report should be received by the Commission not later than ten business days after receipt of this letter. However, if you have any questions concerning this matter, please do not hesitate to write or call (202/382-3484) at your convenience.

Sincerely,


 Gordon Andrew McKay
 Assistant Staff Director
 for Disclosure and Compliance

GAM:vlf

FEDERAL ELECTION COMMISSION
 OFFICIAL FILE COPY
 OFFICE OF THE CLERK

77010553

Glass Bottle Blowers Association of the United States and Canada (AFL-CIO)

608 EAST BALTIMORE PIKE • MEDIA, PENNSYLVANIA 19063

Harry A. Tulley
International President
James E. Hatfield
International Secretary-Treasurer
Lee W. Minton
International President Emeritus

William J. MacLuskie
International Vice President
Wesley H. Bromberg
International Vice President
Willard L. Cox
International Vice President

August 5, 1975

Gordon Andrew McKay
Assistant Staff Director
for Disclosure and Compliance
Federal Election Commission
Washington, D. C. 24063

Re: GBBA Political Education League
608 East Baltimore Pike
Media, Pennsylvania 19063
I. D. #027367

Dear Mr. McKay:

This is in answer to your question as to whether transfers reported in Schedule A Part 5 for the report covering the period from January 1, 1975 through February 28, 1975 and reported in the March 10, 1975 report, are voluntary contributions or from the local unions' treasury.

This is to certify that the transfers indicated therein are voluntary contributions from the members.

This form of reporting on Schedule A Part 5 has been done in this manner for the past few years. However, in the future when reports are submitted, we will indicate that they are voluntary contributions.

Please note our change of address as follows: 608 East Baltimore Pike, Media, Pennsylvania 19063.

Very truly yours,

FEDERAL ELECTION COMMISSION
OFFICIAL FILE COPY
OFFICE OF GENERAL COUNSEL

Harry A. Tulley
Harry A. Tulley
Treasurer
GBBA Political Education League

HAT:aml

EXECUTIVE OFFICERS

William W. Russum
James M. Thompson
Clifford Valenciana
Joseph C. Cordery

Gilbert Shepherd, Jr.
Francis Trojan
Joseph E. Vanpool

Samuel R. Horton, Jr.
Edward M. Owen
Robert L. Mellars
Billy F. Webb

FEDERAL ELECTION COMMISSION

WASHINGTON, DC 20463

August 6, 1975

MEMORANDUM TO: DREW MCKAY

THROUGH: PETER ROMAN *PR*

FROM: BOB HAMM *REH*

SUBJECT: TELECON WITH A REPRESENTATIVE OF THE GBBA
POLITICAL EDUCATION LEAGUE, (215) 565-5051
CA-007-75

On August 5, 1975, I received a telephone call from Mr. Simon Vogel, Accountant for the GBBA Political Education League, with respect to Drew's letter of July 30, 1975. This letter pertained to the Clerk's referral of apparent union contributions.

Mr. Vogel stated that the contributions reported by the League as Part S transfers-in from local unions actually represented individual voluntary contributions of \$100 or less forwarded to the League by the local unions. He explained that this method of reporting was employed by the committee in an effort to provide for public disclosure of the area from which the contributions were collected.

The official stated that the League had received a similar inquiry from the Office of the Secretary of the Senate with respect to this matter, and subsequently on its July 10, 1975 report, identified transfers-in from the local unions as collections of individual voluntary contributions.

I informed him that I would make Mr. McKay aware of the telecon; however, at my request he agreed to provide the information regarding this matter by letter to Mr. McKay.

77040010557

FEDERAL ELECTION COMMISSION
OFFICIAL FILE COPY
OFFICE OF GENERAL COUNSEL

FEDERAL ELECTION COMMISSION

WASHINGTON, DC 20463

July 30, 1975

Certified MailReturn Receipt Requested

Mr. Harry A. Tulley
 GBBA Political Education League
 226 South 16th Street
 Philadelphia, Pennsylvania 19102

Dear Mr. Tulley:

A review of the March 10, 1975 Report of Receipts and Expenditures filed by your Committee with the Clerk of the U.S. House of Representatives reveals contributions apparently accepted from labor organizations (unions). Supporting Schedule A for Part 5 of your report discloses the following three contributions from labor organizations:

1/21/75	Local Union #155 Oakland, California	\$ 18.00
1/21/75	Local Union #147 Lakeland, Florida	\$116.00
1/21/75	Local Union #244 Newark, Ohio	\$ 4.00

Union contributions are prohibited under the provisions of 18 U.S.C. 610, unless received from a separate segregated voluntary fund utilized for political purposes by a labor organization.

The Commission invites your Committee to submit any information or amended reports which would clarify, explain or correct the disclosure detailed above. Such information or amended report should be received by the Commission not later than ten business days after receipt of this letter. However, if you have any questions concerning this matter, please do not hesitate to write or call (202/382-3484) at your convenience.

Sincerely,

Gordon Andrew McKay
 Gordon Andrew McKay
 Assistant Staff Director
 for Disclosure and Compliance

FEDERAL ELECTION COMMISSION
 OFFICIAL FILE COPY
 OFFICE OF GENERAL COUNSEL

GAM:vlf

77040010558



National Women's Political Caucus

1921 Pennsylvania Avenue, NW, Washington, DC. 20006 (202) 785-2911

September 3, 1975

Mr. Gordon Andrew McKay
Assistant Staff Director for
Disclosure and Compliance
Federal Election Commission
Washington, D.C. 20463

Dear Mr. McKay:

This letter is in reference to your letter of July 30, 1975 to Ms. Elizabeth Griffith Deardourff, treasurer of the National Women's Political Caucus, and is sent pursuant to my conversation with Mr. Robert Hamm of your office on August 7, 1975.

The United Transportation Union's contribution to the NWPC's February 4, 1975 fundraiser was made from the U.T.U.'s segregated and volunteer political fund and therefore was not in violation of 18 U.S.C. 610.

If I can be of any further assistance, please call me at your convenience.

Yours truly,

A handwritten signature in cursive script, reading "Jane Pierson McMichael".
Jane Pierson McMichael
Executive Director

FEDERAL ELECTION COMMISSION
OFFICIAL FILE COPY
OFFICE OF GENERAL COUNSEL

FEDERAL ELECTION COMMISSION

WASHINGTON, DC 20463

August 7, 1975

MEMORANDUM TO:

DREW MCKAY

THROUGH:

PETER ROMAN

FROM:

BOB HAMM

SUBJECT:

TELECON WITH A REPRESENTATIVE OF THE NATIONAL
WOMEN'S POLITICAL CAUCUS. (CA-007-75)

On August 7, 1975, I received a telephone call from Ms. Jane McMichael, Executive Director, National Women's Political Caucus regarding Drew's letter of July 30, 1975. The letter pertained to the Clerk's referral to the Commission of apparent union contributions.

Ms. McMichael stated that the contribution which was reported as received from the United Transportation Union by the Caucus actually represented a contribution from the union's political arm. Furthermore, she explained that at the time the contribution was received, the Caucus did not consider itself a political committee since it was supporting no Federal candidates. Therefore, she considered the submission of reports by the Caucus as a voluntary disclosure. (Note: our subsequent review showed that the Caucus registered with the Clerk on 5/22/75)

Since I was not familiar with the nature of the Caucus, I deferred further discussion of its reporting status, if needed, until a later date. I explained that I would make Mr. McKay aware of the telecon; however, I requested and she agreed, that the Caucus would provide all of the above noted information to the Commission by letter.

FEDERAL ELECTION COMMISSION
OFFICIAL FILE COPY
OFFICE OF GENERAL COUNSEL

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(4)

FEDERAL ELECTION COMMISSION

WASHINGTON, DC 20463

July 30, 1975

Certified Mail
Return Receipt Requested

Ms. Elisabeth Griffith Deardourff
Treasurer
National Women's Political Caucus
Suite 300
1921 Pennsylvania Avenue, N.W.
Washington, D.C. 20006

Dear Ms. Deardourff:

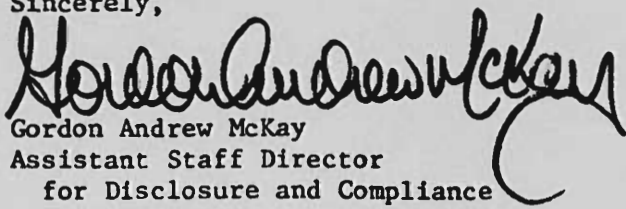
A review of the March 10, 1975 Report of Receipts and Expenditures filed by your Committee with the Clerk of the U.S. House of Representatives reveals contributions apparently accepted from labor organizations (unions). Supporting Schedule A for Part 2 of your report discloses the following contribution from a labor organization:

2/04/75 Fundraiser	United Transportation Union
	400 First Street, N.W.
	Suite 704
	Washington, D.C. 20001

Union contributions are prohibited under the provisions of 18 U.S.C. 610, unless received from a separate segregated voluntary fund utilized for political purposes by a labor organization.

The Commission invites your Committee to submit any information or amended reports which would clarify, explain or correct the disclosure detailed above. Such information or amended report should be received by the Commission not later than ten business days after receipt of this letter. However, if you have any questions concerning this matter, please do not hesitate to write or call (202/382-3484) at your convenience.

Sincerely,


Gordon Andrew McKay
Assistant Staff Director
for Disclosure and Compliance

GAM:vlf

FEDERAL ELECTION COMMISSION
OFFICIAL FILE COPY
OFFICE OF GENERAL COUNSEL

77010010561

CA-007-75

Congress of the United States
House of Representatives
Washington, D.C. 20515

August 8, 1975

Mr. Gordon Andrew McKay
Assistant Staff Director
for Disclosure and Compliance
Federal Election Commission
Washington, D. C. 20463

Dear Mr. McKay:

In response to your letter of July 30, 1975, please be informed that the Railway Clerk Union donation represents a voluntary donation from "Railway Clerks Political League" which is shown on the copy of check enclosed.

The Fraternal Order of Police is not organized as a labor union and, also represents a voluntary donation.

If you need additional information on any other contributions, please contact our office.

Edward Pinzak
Edward Pinzak
Administrative Assistant

FEDERAL ELECTION COMMISSION
OFFICIAL FILE COPY
OFFICE OF GENERAL COUNSEL

77040010562

FEDERAL ELECTION COMMISSION

WASHINGTON, DC 20463

July 30, 1975

Certified Mail
Return Receipt Requested

Ms. Marian Bak
Treasurer
Civic Committee for John G. Fary
3600 South Damen Avenue
Chicago, Illinois 60609

Dear Ms. Bak:

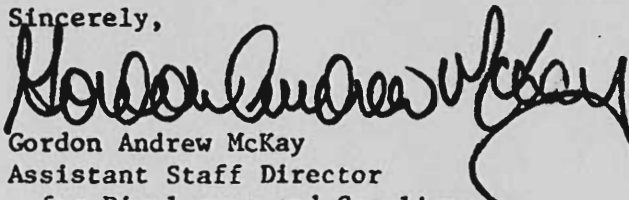
A review of the fifteenth day pre-primary report of receipts and expenditures filed by your Committee with the Clerk of the U.S. House of Representatives reveals contributions apparently accepted from labor organizations (unions). Supporting Schedule A for Part 1 of your report discloses the following two contributions from labor organizations:

4/23/75	Fraternal Order of Police #3 Oak Lawn, Illinois	\$250.00
4/25/75	Railway Clerks 6300 River Road Rosemont, Illinois 60018	\$500.00

Union contributions are prohibited under the provisions of 18 U.S.C. 610, unless received from a separate segregated voluntary fund utilized for political purposes by a labor organization.

The Commission invites your Committee to submit any information or amended reports which would clarify, explain or correct the disclosure detailed above. Such information or amended report should be received by the Commission not later than ten business days after receipt of this letter. However, if you have any questions concerning this matter, please do not hesitate to write or call (202/382-3484) at your convenience.

Sincerely,


Gordon Andrew McKay
Assistant Staff Director
for Disclosure and Compliance

GAM:vlf

FEDERAL ELECTION COMMISSION
OFFICIAL FILE COPY
OFFICE OF GENERAL COUNSEL

77040010563

CA-137-25

United
Republican Fund

80 EAST JACKSON BOULEVARD
CHICAGO, ILLINOIS 60604
TELEPHONE 922-9053

August 13, 1975

Rec'd 8/19/75

Mr. Gordon Andrew McKay,
Assistant Staff Director
Federal Election Commission
1325 K Street, N. W.
Washington, D. C. 20005

Reference: Your letter dated July 30

Dear Mr. McKay:

The contribution which prompted your inquiry was erroneously described on Schedule A for Part 5. The contribution was received from BUE-PAC and our receipt #31989 dated 1/23/75 was properly issued to Bee-Pac. Although we correctly segregated the contribution as a "Transfer in" and reported it under Part 5, in completing the Schedule A we inadvertently copied the name of Mr. Colmar's employer instead of the contributor. It would appear that Bee-Pac is a "separate segregated voluntary fund utilized for political purposes" as described in your letter as a proper contributor.

Thank you for calling this to our attention and for the opportunity to correct our error.

Sincerely,

Charlotte Dilling
Charlotte Dilling
Assistant Treasurer

CD/vl

FEDERAL ELECTION COMMISSION
OFFICIAL FILE COPY
OFFICE OF GENERAL COUNSEL

77040010564

FEDERAL ELECTION COMMISSION

WASHINGTON, DC 20463

July 30, 1975

Certified Mail
Return Receipt Requested

Ms. Charlotte Dilling
Assistant Treasurer
United Republican Fund of Illinois
80 East Jackson Boulevard
Chicago, Illinois 60604

Dear Ms. Dilling:

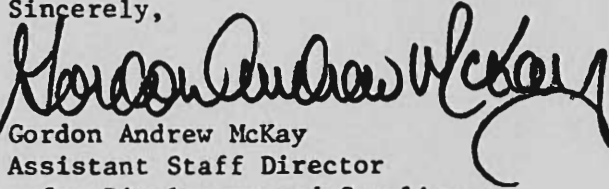
77040010565
A review of the March 10, 1975 Report of Receipts and Expenditures filed by your Committee with the Clerk of the U.S. House of Representatives reveals contributions apparently accepted from corporations. Supporting Schedule A for Part 5 of your report discloses the following contribution from a corporation:

1/23/75	Beeline Fashions Inc.	\$750.00
	c/o John L. Colmar	
	375 Meyer Road	
	Bensenville, Illinois 60106	

Corporation contributions are prohibited under the provisions of 18 U.S.C. 610, unless received from a separate segregated voluntary fund utilized for political purposes by a corporate organization.

The Commission invites your Committee to submit any information or amended reports which would clarify, explain or correct the disclosure detailed above. Such information or amended report should be received by the Commission not later than ten business days after receipt of this letter. However, if you have any questions concerning this matter, please do not hesitate to write or call (202/382-3484) at your convenience.

Sincerely,


Gordon Andrew McKay
Assistant Staff Director
for Disclosure and Compliance

GAM:vlf

FEDERAL ELECTION COMMISSION
OFFICIAL FILE COPY
OFFICE OF GENERAL COUNSEL

FEDERAL ELECTION COMMISSION

WASHINGTON, DC 20463

MEMO

TO : ALL COMMISSIONERS
~~JACK MURPHY~~
~~LAN POTTER~~
~~DREW MCKAY~~

*Chairman
Tiemann
Wickers
Stallard*

FROM : Commissioner Thomas E. Harris

DATE : July 29, 1975

SUBJECT: Commissioner Memo #14

The draft letter attached to Commissioner Memo #14 contains a legal error in that it states that a union voluntary political fund must be utilized "exclusively" for political purposes. Section 610 does not contain the word "exclusively" and while it is certainly better practice for unions to use such funds exclusively for contributions, there is no legal requirement that they do so. Hence, the word "exclusively" should be omitted from the draft letter.

FEDERAL ELECTION COMMISSION
OFFICIAL FILE COPY
OFFICE OF GENERAL COUNSEL

77010566

FEDERAL ELECTION COMMISSION

WASHINGTON, DC 20463

COMMISSIONER MEMO #14

July 28, 1975

MEMORANDUM TO: COMMISSIONERS
JACK MURPHY
THROUGH: LAN POTTER
FROM: DREW MCKAY
SUBJECT: NOTIFICATION OF APPARENT VIOLATIONS -- DRAFT LETTER

Attached please find a draft letter to Mr. William L. Mobeck. If this letter is approved, a similar letter would be sent to all those candidates and treasurers of political committees whose reports contain apparent violations of law, either referred to by the Clerk or Secretary, or discovered by Commission staff.

These apparent violations occurred during 1975 and, therefore, do not relate to the jurisdictional question governing matters occurring prior to January 1, 1975.

This letter is our first notification to the candidate or treasurer of an apparent violation; it is intended to prompt an explanation or an amended report from the individual (e.g., voluntary compliance). In most instances (as with the letter to Mr. Mobeck) the disclosure is probably incomplete. That is, the identification of the political contributions committee has not been noted, but rather it is principal affiliated or connected organization (e.g. the union).

If the draft letter is approved, there are about 110 letters to be sent now and in the due course of business I'm sure several hundred others would be sent.

Attachment

FEDERAL ELECTION COMMISSION
OFFICIAL FILE COPY
OFFICE OF GENERAL COUNSEL

July 15, 1975

MEMORANDUM TO: DREW MCKAY
 FROM: BOB COSTA, ELMO ALLEN, ^{SA} A.I.D.
 SUBJECT: ANALYSIS OF UNION AND CORPORATE CONTRIBUTIONS
 RECEIVED FROM THE CLERK OF THE HOUSE.

This memo is in response to your request to analyze reports transmitted to us from the Clerk, U. S. House of Representatives. In his transmittal of May 29, 1975, the Clerk sent us reports in which his staff had noted several apparent violations. Those violations included a number of union and corporate contributions. Listed below is the result of our analysis.

Contributions	Per the Clerk's memo	1974		1975		TOTAL	
		Committees	Violations	Committees	Violations	Commit.	Viol.
Union	78	74	155	5	9	79	164
Corporate	21	21	65	2	3	23	68

FEDERAL ELECTION COMMISSION
 OFFICIAL FILE COPY
 OFFICE OF GENERAL COUNSEL

W. Pat Jennings
Clerk

CA-007-75

Office of the Clerk
U.S. House of Representatives

FEDERAL ELECTION
COMMISSION

Washington, D.C. 20515 JUL 15 AM 11:07

July 15, 1975

Honorable Thomas B. Curtis, Chairman
Federal Election Commission
1325 K Street, N. W.
Washington, D. C. 20463

Dear Mr. Chairman:

Attached herewith are microfilm copies of all filings with the Clerk of the House pursuant to the Federal Election Campaign Act, as amended, since the Clerk's last transmittal of May 29, 1975 and an updated index. These matters are current through noon, July 14, 1975.

With kind regards, I am

Sincerely,

W. Pat Jennings

W. PAT JENNINGS, Clerk
U. S. House of Representatives

Attachments

Joyce Dooley - original letter
Kent Cooper - copy of letter plus attachments

FEDERAL ELECTION COMMISSION
OFFICIAL FILE COPY
OFFICE OF GENERAL COUNSEL

77010010569

M. Pat Jennings
Clerk

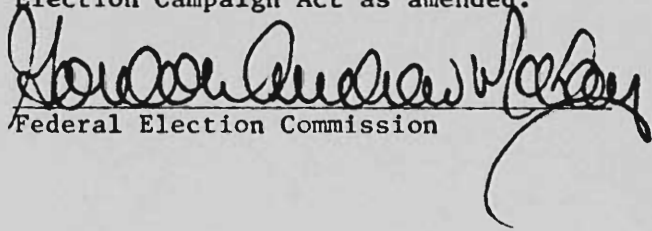
Ray Colley
Administrative Assistant

RECEIVED
Office of the Clerk
House of Representatives
FEDERAL ELECTION
COMMISSION
Washington, D.C. 20515

'75 JUL 15 AM 11:05

July 15, 1975

Receipt is herewith acknowledged of a letter
and its attachments, of this date, from the
Clerk's Office, concerning an update on
campaign filings pursuant to the Federal
Election Campaign Act as amended.


Federal Election Commission

FEDERAL ELECTION COMMISSION
OFFICIAL FILE COPY
OFFICE OF GENERAL COUNSEL

77040010570

FEDERAL ELECTION COMMISSION

WASHINGTON, DC 20463

July 10, 1975

MEMORANDUM TO: COMMISSIONERS, INCLUDING EX-OFFICIO MEMBERS
ORLANDO B. POTTER
JOHN G. MURPHY, JR.
STEPHEN SCHACHMAN
PETER ROMAN

FROM: GORDON ANDREW MCKAY *GAM*

SUBJECT: REFERRALS

Attached for your review are copies of two letters of referral of apparent violations from the Clerk of the House. These referrals have been assigned Compliance Action numbers (CA-007-75 and CA-008-75). The supporting documents for these referrals number 1,926 pages and involve approximately 3,000 Reports of Receipts and Expenditures. The supporting documents are available for inspection through me.

Attachments

77043010571

RECEIVED
OFFICIAL FILE COPY
OFFICE OF GENERAL COUNSEL

MEMORANDUM

TO: John G. Murphy, General Counsel

THRU: Stephen Schachman, Deputy Assistant General Counsel

FROM: Victor Sterling, Staff Attorney

DATE: June 11, 1975

SUBJECT: Letter from W. Pat Jennings dated May 29, 1975, regarding apparent violations of Title II of Public Law 93-443

77041010572
This memorandum presents my views as to our alternatives in dealing with the apparent violations of Title 18 cited in the above captioned letter. My preliminary analysis revealed that of the 78 political committees which apparently accepted union contributions, only five did so after January 1, 1975. Similarly, of the 21 committees which apparently accepted corporation funds, only two did so after this date. None of the candidates who apparently exceeded their personal limitations did so in 1975. The initial issue which we must resolve, then, is whether we have the authority to investigate apparent Title 18 violations which occurred prior to the effective date of P.L. 93-443, January 1, 1975.

2 U.S.C. 437g(a)(1) and 437g(a)(2) provide that

(B) In any case in which the Clerk of the House of Representatives or the Secretary of the Senate (who receive reports and statements as custodian for the Commission) has reason to believe a violation of this act or section 608, 610, 611,

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613, 614, 615, 616, or 617, or Title 18, United States Code, has occurred he shall refer such apparent violation to the Commission.

(2) The Commission upon receiving any complaint under paragraph (1)(A), or a referral under paragraph (1)(B), or if it has reason to believe that any person has committed a violation of any such provision, shall notify the person involved of such apparent violation and shall --

- (A) report such apparent violation to the Attorney General; or
- (B) make an investigation of such apparent violation.

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While the statute is silent as to whether violations of Title 18 which occurred prior to its (P.L. 93-443) effective date, are covered by this section, I think that it is safest to conclude that they are not. Under P.L. 92-225, the Clerk of the House, whose responsibilities we have assumed, had only the authority to refer such violations to the Attorney General. It would be logical for us to take action on violations committed during that period within the bounds of the Clerk's statutory authority at the time of the violations. Moreover, it could be argued that to exercise our P.L. 93-443 authority in these cases would unfairly aggravate the candidate's position, in a manner analogous to an ex post facto law.

Thus, it is my recommendation that:

1. Our investigations unit should conduct preliminary analyses to determine whether violations are in fact apparent

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on the faces of the reports. These preliminary determinations should be based on computations of expenditures reported in cases where candidates apparently exceeded their personal limitations, and verification that organizations which appear to be corporations or unions are not other entities, such as incorporated political committees, which may legally make contributions.

2. On the basis of these analyses, all apparent violations which occurred prior to January 1, 1975, should be referred to the Attorney General with our recommendations as to the appropriate corrective action.

3. All apparent violations which occurred after January 1, 1975, should be formally investigated and an opportunity for hearing should be provided prior to the commission's decision on whether referral to the Attorney General for civil or criminal enforcement is warranted.

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W. Pat Jennings
Clerk

CH 007-75

Office of the Clerk
U.S. House of Representatives
Washington, D.C. 20515

May 29, 1975

Honorable Thomas B. Curtis, Chairman
Federal Election Commission
1325 K Street, N.W.
Washington, D.C. 20463

Dear Mr. Chairman:

By authority of the Federal Election Campaign Act Amendments of 1974 (P.L. 93-443), enacted by the Congress October 15, 1974, the Clerk of the House was required to carry out his responsibilities as a Supervisory Officer under Title I and Title III of the Federal Election Campaign Act of 1971 (P.L. 92-225) as such titles existed on the day before the date of enactment of Public Law 93-443 until the appointment and qualification of all the members of the Federal Election Commission and its general counsel.

The Clerk of the House was not authorized to take any action with regard to apparent violations under Title II of Public Law 92-225. However, during routine desk audits of all reports and statements filed with my office by political committees and candidates subsequent to October 15, 1974, the Clerk of the House has noted several apparent violations under Title II which are herewith transmitted to the Federal Election Commission for whatever action it may deem appropriate. These include: 78 political committees who have apparently accepted union funds; 21 political committees who have apparently accepted corporation funds and 3 candidates who have apparently exceeded the personal limitation.

With kind regards, I am

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Sincerely yours,

W. Pat Jennings

W. PAT JENNINGS, Clerk
U. S. House of Representatives

Enclosures

Received this date by:

Orlando B. Potter
for the Federal Election Commission