



FEDERAL ELECTION COMMISSION

1125 K STREET NW
WASHINGTON, D.C. 20461

THIS IS THE END OF TUE # 757

Date Filmed 6/18/79 Camera No. --- 2

Cameraman SPC

79040134599



FEDERAL ELECTION COMMISSION

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

December 1, 1978

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Thomas J. Hays
Executive Director
California Moving and Storage
Association
2025 Gateway Place, Suite 474
San Jose, CA. 95110

Re: MUR 757 (78)

Dear Mr. Hays:

This is in reference to your letter of November 8, 1978 regarding the above captioned matter.

The Commission has considered the circumstances of this matter and has determined that no further action will be taken at this time against the California Moving and Storage Association.

In taking this action, the Commission reminds you that your contribution was nevertheless in violation of 2 U.S.C. § 441b and that civil penalties may be assessed in such matters. In August, 1978, the Commission determined that even if such contributions are refunded, civil penalties would be assessed against violators after that date.

If you have any questions, please contact Marcie Cummings, the staff member assigned to this matter, at (202)523-4175.

Sincerely yours,

A handwritten signature in dark ink, appearing to read "W. C. Oldaker", is written over the typed name.

William C. Oldaker
General Counsel

79040134600

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Thomas J. Hays
Executive Director
California Moving and Storage
Association
2025 Gateway Place, Suite 474
San Jose, CA. 95110

Re: MUR 757 (78)

Dear Mr. Hays:

This is in reference to your letter of November 8, 1978 regarding the above captioned matter.

The Commission has considered the circumstances of this matter and has determined that no further action will be taken at this time against the California Moving and Storage Association.

In taking this action, the Commission reminds you that your contribution was nevertheless in violation of 2 U.S.C. § 441b and that civil penalties may be assessed in such matters. In August, 1978, the Commission determined that even if such contributions are refunded, civil penalties would be assessed against violators after that date.

If you have any questions, please contact Marcie Cummings, the staff member assigned to this matter, at (202) 523-4175.

Sincerely yours,

William C. Oldaker
General Counsel

M.C.
11/24/78

79040134601

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
Walsh for Congress)

MUR 757 (78)

CERTIFICATION

I, Marjorie W. Emmons, Secretary to the Federal Election Commission, do hereby certify that on November 28, 1978, the Commission determined by a vote of 6-0 to adopt the following recommendations, as set forth in the General Counsel's Report dated November 21, 1978, regarding the above-captioned matter:

1. Take no further action against the California Moving and Storage Association in connection with a contribution to Walsh for Congress.
2. Close the file and send the letter attached to the above-named report.

Attest:

11/28/78

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary to the Commission

Signed by the General Counsel: 11-22-78
Received in Office of Commission Secretary: 11-24-78, 10:53
Circulated on 48 hour vote basis: 11-24-78, 3:00

79040134602

November 22, 1978

MEMORANDUM TO: Marge Samaras
FROM: Elissa T. Garr
SUBJECT: MUR 757

Please have the attached General Counsel's Report on MUR 757 distributed to the Commission on a 48 hour tally basis.

Thank you.

79040134603

BEFORE THE FEDERAL ELECTION COMMISSION

78 NOV 24 AIO: 53

November 21, 1978

In the Matter of)
Walsh for Congress) MUR 757 (78)

GENERAL COUNSEL'S REPORT

Background

On October 27, 1978, the Commission found reason to believe that the California Moving and Storage Association (the "Association") violated 2 U.S.C. § 441b in connection with a \$250 contribution it made on April 25, 1978 to Walsh for Congress (the "Committee"). On this same date, the Commission voted to take no further action against the Committee which had refunded the contribution promptly after notification by the Reports Analysis Division. The letter of notification was sent to the Association on October 31, 1978 and the Association Responded on November 13, 1978. (Attachment I)

Discussion

Mr. Thomas J. Hays, Executive Director of the Association, stated in his letter that: "We simply failed to fully comprehend the statutes affecting this contribution... We have reviewed our records and find that no other federal campaign contributions have been issued."

In view of the small amount of money involved, the apparent inadvertent nature of the violation, and the Commission's

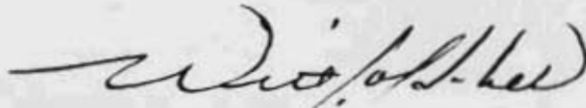
79040134604

policy with regard to other pre-August, 1978 corporate contributors, we recommend that the Commission take no further action against the Association for its violation of 2 U.S.C. § 441b.

Recommendation:

1. Take no further action against the California Moving and Storage Association in connection with a contribution to Walsh for Congress.
2. Close the file and send the attached letter.

11/22/78
Date


William C. Oldaker
General Counsel

Attachments:

1. Letter from the Association
2. Proposed letter to the Association

29040134605



California Moving
and
Storage Association

NOV 13 P 2: 53

5516
807817

Attachment I

November 8, 1978

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

Re: MUR 757

Gentlemen:

This is in reply to your letter of October 31, 1978, in which it was pointed out that your Commission has reason to believe that this Association may have violated certain provisions of the Federal Election Campaign Act of 1971.

The facts set forth in your October 31 letter are essentially correct in that we did make a contribution which was subsequently returned to us by Walsh for Congress. We simply failed to fully comprehend the statutes affecting this contribution and, frankly, were not aware that corporations were not permitted to contribute to federal campaigns.

We have reviewed our records and find that no other federal campaign contributions have been issued. In view of the above stated facts, we respectfully request that further activity in this case be dismissed.

Sincerely,

Thomas J. Hays
Executive Director

TJH:hjw



FEDERAL ELECTION COMMISSION

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

Attachment II

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Thomas J. Hays
Executive Director
California Moving and Storage
Association
2025 Gateway Place, Suite 474
San Jose, CA. 95110

Re: MUR 757 (78)

Dear Mr. Hays:

This is in reference to your letter of November 8, 1978 regarding the above captioned matter.

The Commission has considered the circumstances of this matter and has determined that no further action will be taken at this time against the California Moving and Storage Association.

In taking this action, the Commission reminds you that your contribution was nevertheless in violation of 2 U.S.C. § 441b and that civil penalties may be assessed in such matters. In August, 1978, the Commission determined that even if such contributions are refunded, civil penalties would be assessed against violators after that date.

If you have any questions, please contact Marcie Cummings, the staff member assigned to this matter, at (202) 523-4175.

Sincerely yours,

William C. Oldaker
General Counsel

9040134607



California Moving
and
Storage Association

FEDERAL ELECTION

NOV 13 P 2: 53

Cumming
ACC# 5576
807817

November 8, 1978

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

Re: MUR 757

Gentlemen:

This is in reply to your letter of October 31, 1978, in which it was pointed out that your Commission has reason to believe that this Association may have violated certain provisions of the Federal Election Campaign Act of 1971.

The facts set forth in your October 31 letter are essentially correct in that we did make a contribution which was subsequently returned to us by Walsh for Congress. We simply failed to fully comprehend the statutes affecting this contribution and, frankly, were not aware that corporations were not permitted to contribute to federal campaigns.

We have reviewed our records and find that no other federal campaign contributions have been issued. In view of the above stated facts, we respectfully request that further activity in this case be dismissed.

Sincerely,

Thomas J. Hays
Executive Director

TJH:hjw



California Moving
and
Storage Association

9
25 Gateway Place - Suite 474 - San Jose - California - 95110

7904013460



NOV 12 P2:53

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



FEDERAL ELECTION COMMISSION

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

October 31, 1978

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

President
California Moving and Storage Association
2025 Gateway Place, Suite 474
San Jose, California 95110

Re: MUR 757

Dear Sir or Madame:

Based on information ascertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission has found reason to believe that the California Moving and Storage Association may have violated certain provisions of the Federal Election Campaign Act of 1971, as amended ("the Act").

Specifically it appears that your organization, which is incorporated, violated 2 U.S.C. §441b by contributing \$250 on April 25, 1978 to Walsh for Congress. This section of the Act prohibits corporations from contributing to Federal political committees. Although we note that the Committee returned this contribution on August 9, 1978, the Act was violated when the contribution was originally made. We have numbered this matter MUR 757.

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.

79040134610

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

10/31/78

President
California Moving and Storage Association
2925 Gateway Place, Suite 474
San Jose, California 95110

Re: MUR 757

Dear Sir or Madame:

Based on information ascertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission has found reason to believe that the California Moving and Storage Association may have violated certain provisions of the Federal Election Campaign Act of 1971, as amended ("the Act").

Specifically it appears that your organization, which is incorporated, violated 2 U.S.C. §441b by contributing \$250 on April 25, 1978 to Walsh for Congress. This section of the Act prohibits corporations from contributing to Federal political committees. Although we note that the Committee returned this contribution on August 9, 1978, the Act was violated when the contribution was originally made. We have numbered this matter MUR 757.

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.

MC
10/30/78

If you have any questions, please contact Marcia Cummings, the staff member assigned to this matter, at 202-523-4175.

This matter will remain confidential in accordance with 2 U.S.C. Section 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,

67

William C. Oldaker
General Counsel

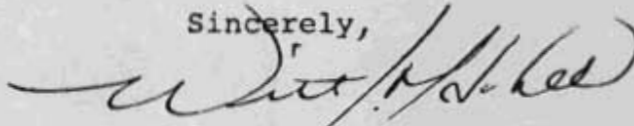
79040134612

If you have any questions, please contact Marcie Cummings, the staff member assigned to this matter, at 202-523-4175.

This matter will remain confidential in accordance with 2 U.S.C. Section 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

13461340409



FEDERAL ELECTION COMMISSION

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

October 31, 1978

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mrs. Billie Cole, Treasurer
Walsh for Congress
7847 E. Florence Ave., Suite 114
Downey, California 90241

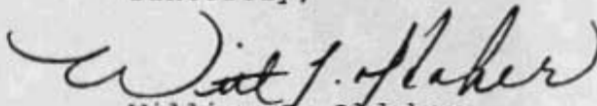
Re: MUR 757

Dear Mrs. Cole:

On October 25, 1978, the Commission determined to take no further action against your committee in connection with your acceptance of a contribution from a corporate organization, the California Moving and Storage Association, which may have violated 2 U.S.C. §441b. The Commission made this determination based on the fact that your committee refunded the illegal contribution on August 9, 1978; however, the Commission notified all candidates and committees in August, 1978 that in the future, the Commission would not only require that all corporate and labor contributions be refunded, but that civil penalties would be assessed against the contributor and recipient of such contributions.

Should you have any questions regarding this matter, please call Marcie Cummings, the staff member assigned to this matter, at 202-523-4175.

Sincerely,


William C. O'Daker
General Counsel

79040134614

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mrs. Billie Coal, Treasurer
Walsh for Congress
7847 E. Florence Ave., Suite 114
Downey, California 90241

Re: MUR 757

Dear Mrs. Cole:

On August 9, 1978, the Commission determined to take no further action against your committee in connection with your acceptance of a contribution from a corporate organization, the California Moving and Storage Association, which may have violated 2 U.S.C. §441b. The Commission made this determination based on the fact that your committee refunded the illegal contribution on August 9, 1978; however, the Commission notified all candidates and committees in August, 1978 that in the future, the Commission would not only require that all corporate and labor contributions be refunded, but that civil penalties would be assessed against the contributor and recipient of such contributions.

Should you have any questions regarding this matter, please call Marcie Cummings, the staff member assigned to this matter, at 202-523-4175.

Sincerely,

William C. Oldaker
General Counsel

79040134615

MUR 757 Cummings

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:
Billie Coel, Treasurer
7847 E. Florence Ave, Suite 114
Downey, CA 90241

3. ARTICLE DESCRIPTION:
REGISTERED NO. CERTIFIED NO. INSURED NO.
943840

(Always obtain signature of addressee or agent)

I have received the article described above.
SIGNATURE ☒ Addressee ☐ Authorized agent
DATE OF DELIVERY NOV 6 1978
POSTMARK DOWNEY, CA

5. ADDRESS (Complete only if registered)
5. UNABLE TO DELIVER BECAUSE

CLERK'S INITIALS

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
Walsh for Congress)

MUR 757

CERTIFICATION

I, Marjorie W. Emmons, Secretary to the Federal Election Commission, do hereby certify that on October 25, 1978, the Commission, meeting in an Executive Session at which a quorum was present, determined by a vote of 4-1 to adopt the recommendation of the General Counsel to take the following actions in MUR 757:

1. Take no further action against the Walsh for Congress Committee and send the letter attached to the First General Counsel's Report in this matter.
2. Find reason to believe that the California Moving and Storage Association violated 2 U.S.C. §441b in connection with a contribution to Walsh for Congress and send the letter attached to the First General Counsel's Report in this matter.

Voting affirmatively for these actions were Commissioners Aikens, Springer, Thomson, and Tiernan. Commissioner Harris dissented.

Attest:

10/27/78

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary to the Commission

79040134617



FEDERAL ELECTION COMMISSION

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

MEMORANDUM TO: CHARLES STEELE
FROM: MARJORIE W. EMMONS *mwe*
DATE: OCTOBER 23, 1978
SUBJECT: MUR 757 - First General Counsel's Report
dated 10-19-78; Received in '
OCS 10-19-78, 12:09

The above-named document was circulated on a 48
hour vote basis at 3:30, October 19, 1978.

Commissioner Harris submitted an objection at
11:40, this date, thereby placing MUR 757 on the
Executive Session Agenda for October 25, 1978.

cc: Commissioner Harris

19040134618

October 19, 1978

MEMORANDUM TO: Marge Emmons
FROM: Elissa T. Carr
SUBJECT: MUR 757

Please have the attached First General Counsel's
Report on MUR 757 distributed to the Commission on a
48 hour tally basis.

Thank you.

79040134619

FEDERAL ELECTION COMMISSION

RECEIVED
OFFICE OF THE
COMMISSION SECRETARY

FIRST GENERAL COUNSEL'S REPORT

DATE AND TIME OF TRANSMITTAL
BY OGC TO COMMISSION OCT 19 1978

78 OCT 19 P12: 09
MUR NO. 757
STAFF MEMBER(S) Cummings

SOURCE OF MUR: INTERNALLY GENERATED

RESPONDENT'S NAME: Walsh for Congress

RELEVANT STATUTE: 2 U.S.C. §441b

INTERNAL REPORTS CHECKED: Ten day pre-primary report

FEDERAL AGENCIES CHECKED: None

GENERATION OF MATTER

A review of the ten day pre-primary report filed by Walsh for Congress (the "Committee") revealed a \$250 contribution from an incorporated group, the California Moving and Storage Association (the "Association"), and two separate in-kind contributions of \$250 from an incorporated group, Schwartz & Company, in violation of 2 U.S.C. §441b. The matter was referred to the Office of General Counsel by the Reports Analysis Division on October 4, 1978 (Attachment I).

EVIDENCE

The Committee was notified of the surface violation on August 4, 1978, and submitted a response on August 24, 1978. The response stated that the contribution from the Association was refunded, (a copy of the cancelled check dated August 9, 1978 was enclosed), and that the in-kind contributions of April 15 and May 15, 1978 from Schwartz & Company for rent were incorrect on the original report. According to Mrs. Billie Cole, Treasurer of the Committee, the Committee paid Schwartz & Company \$200 per month for campaign office space on a pro-rata basis for two months, therefore this error in reporting should be deleted from the ten day pre-primary report of receipts and expenditures. Neither the Association, nor Schwartz & Company, have been notified by the Commission of the possible violation.

PRELIMINARY LEGAL ANALYSIS

The Commission, on July 26, 1978, discussed the subject of civil penalties in connection with violations of 2 U.S.C. §441b which prohibits corporate and labor contributions. Based on the Commission's decision, all candidates and committees were notified in August, 1978, that in the future, the Commission would not only require that corporate and labor union contributions be refunded, but that civil penalties would be assessed against the contributor and recipient of such contributions. Due to the fact that the April 25, 1978, corporate contribution from the Association has been refunded, and that the two in-kind contributions from Schwartz & Company were errors, it appears that no further action should be taken against the Committee. The Commission should, however, find reason to believe that the Association violated 2 U.S.C. §441b.

RECOMMENDATION

1. Take no further action against Walsh for Congress. Send attached letter.
2. Find reason to believe that the California Moving and Storage Association violated 2 U.S.C. §441b in connection with a contribution to Walsh for Congress. Send attached letter.

ATTACHMENTS

1. Referral from Reports Analysis Division
2. Proposed letter to Walsh for Congress
3. Proposed letter to California Moving & Storage Association

1 9 0 4 0 1 3 4 6 2 2

REFER TO INSTRUCTIONS ON REVERSE SIDE BEFORE COMPLETING

D
RAD

240

SL-144

REPORTS ANALYSIS REFERRAL SHEET

Attachment I

DATE 10-4-78

ANALYST Ronald Krouse RK

TO: Office of General Counsel

TEAM CHIEF Peter Kell, Jr. PKJ

THROUGH: STAFF DIRECTOR JBL

COMPLIANCE REVIEW C. Bowen

FROM: ASSISTANT STAFF DIRECTOR FOR REPORTS ANALYSIS JH

CANDIDATE/COMMITTEE: Walsh For Congress CA/33

TREASURER: Billie E. Cole

ADDRESS: 7847 E. Florence Ave., Suite 114
Downey, CA 90241AFFILIATE(S):
NONEALLEGATION(S):
The committee received a
corporate contribution.CITE:
2 U.S.C. 441bATTACHMENT(S)
#2

MANNER IN WHICH REVIEW WAS INITIATED if other than normal review, AND DATE:

7-78

ATTACHMENT

REPORTS: All reports within the dates listed below have received initial basic review. For all reports reviewed, see Attachment 1.

PERIOD COVERED FROM 4/1/78 TO 5/22/78

TOTAL RECEIPTS \$ 17,637 TOTAL EXPENDITURES \$ 28,235

CASH ON HAND \$ 10,788 DEBTS \$ 25,575

HISTORY:

RESULTS OF REVIEW:

ATTACHMENT

The S.V. letter was mailed to the committee on 8/4/78.
An adequate response was received from the committee on 8/24/78.#3
#4

COMMUNICATIONS WITH CANDIDATE/COMMITTEE:

ATTACHMENT

Mrs. Billie Cole, treasurer, spoke with Ron Krouse
on 9/28/78.

#5

REASON(S) FOR REFERRAL:

ATTACHMENT

3/15/78 memo to the Commission requiring the
referral to O.G.C. of all corporate/union con-
tributions in excess of \$100.

#6

OTHER PENDING ACTIONS INITIATED BY RAD:

ATTACHMENT

NONE

OTHER RELEVANT INFORMATION:

Previous Referrals:
None

ITEMIZED RECEIPTS

(Contributions, Transfers, Contribution In-Kind,
Other Income, Loans, Refunds)

Supporting Lines 14a, 15a, 15b, 15c, 16a, 17a, and/or 18a
of FEC FORM 3

Page 3 of 17 for

Line Number _____

(Use Separate Schedules for
each numbered line)

Name of Candidate or Committee in Full

WALSH FOR CONGRESS

Full Name, Mailing Address and ZIP Code

Lee Black
12260 Woodruff Avenue
Downey, Ca 90241

Principal Place of Business

Same

Date (month,
day, year)

5/12/78

Amount of each Receipt
this Period

500

Receipt for

☒ Primary ☐ General ☐ Other

Occupation
Styro Graphic Signs

☒ Check if Contributor is self-employed

Aggregate Year To Date \$ 500

Full Name, Mailing Address and ZIP Code

Harry Board, Jr.
15 Lochmoor Lane
Newport Beach, Ca 92660

Principal Place of Business

7340 E. Florence Ave
Downey, Ca. 90240

Date (month,
day, year)

4/10/78

Amount of each Receipt
this Period

150

Receipt for

☒ Primary ☐ General ☐ Other

Occupation
Property Management

☒ Check if Contributor is self-employed

Aggregate Year To Date \$ 150

Full Name, Mailing Address and ZIP Code

Robert Boehnlein
349 Charloma Drive
Downey, Ca 90240

Principal Place of Business

5225 Firestone Place
South Gate, Ca.

Date (month,
day, year)

4/25/78

Amount of each Receipt
this Period

100

Receipt for

☒ Primary ☐ General ☐ Other

Occupation
Manufacturing

☒ Check if Contributor is self-employed

Aggregate Year To Date \$ 100

Full Name, Mailing Address and ZIP Code

Jewel Caldwell
7039 Templeton St. Apt. A
Huntington Park, Ca 90255

Principal Place of Business

5200 E. Gage Ave.
Bell, Calif.

Date (month,
day, year)

5/16/78

Amount of each Receipt
this Period

100

Receipt for

☒ Primary ☐ General ☐ Other

Occupation
Real Estate Sales

☒ Check if Contributor is self-employed

Aggregate Year To Date \$ 100

Full Name, Mailing Address and ZIP Code

Calif. Moving & Storage Assn.
2025 Gateway Pl., Ste. 474
San Jose, Ca 95110

Principal Place of Business

INC. 7/25/78

Date (month,
day, year)

4/25/78

Amount of each Receipt
this Period

250

Receipt for

☒ Primary ☐ General ☐ Other

☒ Check if Contributor is self-employed

Aggregate Year To Date \$ 250

Full Name, Mailing Address and ZIP Code

Peter Chan
11560 Telegraph Road
Santa Fe Springs, Ca 90670

Principal Place of Business

Same

Date (month,
day, year)

5/1/78

Amount of each Receipt
this Period

250

Receipt for

☒ Primary ☐ General ☐ Other

Occupation
Restaurateur

☒ Check if Contributor is self-employed

Aggregate Year To Date \$ 250

Full Name, Mailing Address and ZIP Code

Fred W. Dempsey
1 Massachusetts St.
Long Beach, Ca. 90814

Principal Place of Business

Same

Date (month,
day, year)

5 12/78

Amount of each Receipt
this Period

500

Receipt for

☒ Primary ☐ General ☐ Other

☒ Check if Contributor is self-employed

Aggregate Year To Date \$ 500

SUBTOTAL of receipts this page (optional)

\$

TOTAL this period last page this line number only

\$

714

C00090274
✓



FEDERAL ELECTION COMMISSION

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

4 August 1978

Billie E. Cole, Treasurer
Walsh for Congress
7847 E. Florence Avenue, Suite 114
Downey, California 90241

Dear Mr. Cole:

This letter is prompted by the Commission's interest in assisting candidates and committees who wish to comply with the Federal Election Campaign Act, as amended. During review of the 10 Day Pre-Primary Report of Receipts and Expenditures, we noticed entries indicating that you may have accepted contributions from a corporation. Corporate contributions are prohibited by the Act, unless the contribution is made by a separate segregated fund established by the corporation. A copy of that portion of your report is attached for your review and clarification.

The Commission recommends that if you have accepted prohibited contributions that you return the full amounts to the donors. These returns of the contribution should be reported immediately by letter and should be reflected as a contribution refund on your next report of receipts and expenditures. If the identification of the source of these contributions are incomplete or incorrect on the original report, please submit a statement which would clarify these particular matters for the public record. You may do so by amending your original report by letter.

Please notify the Commission within fifteen (15) days from the date of this letter of the determination made on this matter. If you have any questions concerning this matter, please do not hesitate to contact Ronald Krouse (800)424-9530, our Reports Analyst assigned to you. Our local telephone number is 523-4048.

Sincerely,

Orlando B. Potter
Staff Director

Enclosure
Certified Mail:
Return Receipt Requested



ADAPQUATE RESPONSE REQ'D

Refer To: 7801-143-4350

7980401334
5025625



CAMPAIGN HEADQUARTERS
WALSH FOR CONGRESS

LAWRENCE E.
WALSH
DEMOCRAT

CONGRESS 33rd DISTRICT
784 FLORENCE AVENUE
SUITE 114 DOWNEY, CA 90240
(213) 927-7828 - (213) 861-9077

CERTIFIED
AUG 18 1978

August 17, 1978

076180

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

Attn: Orlando B. Potter
Staff Director

RE: 4SV1/78-70RK

Gentlemen:

Received your correspondence relating to Two (2) contributions received by the Walsh for Congress Committee being prohibitive. We were not aware California Moving & Storage Association was a Corporation, therefore, a photo copy of our check returning the funds is enclosed.

The in-kind contribution from Schwartz and Company for rent, was incorrect on the original report. We paid them \$200.00 per month for campaign office space on a pro-rata basis for two months, therefore this was an error in reporting and should be deleted from the Contributions reported on the 10 Day Pre-Primary Report of Receipts and Expenditures.

Hoping this clarifies the matter, I remain,

Sincerely,

BILLIE COLE (MRS.)

Enc: 2
bc

78 AUG 24 PM 1:51

178 AUG 25 PM 11:53

191

WALSH FOR CONGRESS
7017 E. FLORENCE, STE. 114
HOMENY, CALIF. 90211

PAY
TO THE
ORDER OF

California Spring & Storage Co. S. 258

8-9 1978 16-6
1220

THE SUM OF \$250.00 DOLLARS

DOLLARS

 CROCKER NATIONAL BANK

MEMBER FDIC
BANKING OFFICE 1000 MARKET STREET, SAN FRANCISCO, CALIF. 94102

⑆000191⑆⑆011220⑆00000⑆

631065307⑆3333

Bill Cole

197804013462751

TELECON

FROM: Mrs. Billie Cole to Ron Krouse

DATE: 9/28/78

COMMITTEE: Walsh For Congress CA/33 (2)3 861-9877

Mrs. Cole called to return my call re. clarification on their response to the S.V. letter on corporate contributions. She repeated that the ~~25~~ was actually no rent payment, in-kind ~~contribution~~ to Schwartz and Co., Inc. That entry was apparently a mistake. There is a \$400 rent payment itemized to Schwartz & Co. and that according to Mrs. Cole is the actual rent payment. She will additionally amend the report to debit the \$500 in contribution and expenditure in the totals for both receipts and expenditures. The committee will also file a termination report with their Q3 indicating that the \$25,000 candidate loan has been forgiven, and a statement on the disposition of the residual funds will also be filed.

19040134628



FEDERAL ELECTION COMMISSION

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

Attachment II

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mrs. Billie Coel, Treasurer
Walsh for Congress
7847 E. Florence Ave., Suite 114
Downey, California 90241

Re: MUR 757

Dear Mrs. Cole:

On , 1978, the Commission determined to take no further action against your committee in connection with your acceptance of a contribution from a corporate organization, the California Moving and Storage Association, which may have violated 2 U.S.C. §441b. The Commission made this determination based on the fact that your committee refunded the illegal contribution on August 9, 1978; however, the Commission notified all candidates and committees in August, 1978 that in the future, the Commission would not only require that all corporate and labor contributions be refunded, but that civil penalties would be assessed against the contributor and recipient of such contributions.

Should you have any questions regarding this matter, please call Marcie Cummings, the staff member assigned to this matter, at 202-523-4175.

Sincerely,

William C. Oldaker
General Counsel

79040134629

Attachment II



FEDERAL ELECTION COMMISSION

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

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

President
California Moving and Storage Association
2025 Gateway Place, Suite 474
San Jose, California 95110

Re: MUR 757

Dear Sir or Madame:

Based on information ascertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission has found reason to believe that the California Moving and Storage Association may have violated certain provisions of the Federal Election Campaign Act of 1971, as amended ("the Act").

Specifically it appears that your organization, which is incorporated, violated 2 U.S.C. §441b by contributing \$250 on April 25, 1978 to Walsh for Congress. This section of the Act prohibits corporations from contributing to Federal political committees. Although we note that the Committee returned this contribution on August 9, 1978, the Act was violated when the contribution was originally made. We have numbered this matter MUR 757.

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.

79040134630

If you have any questions, please contact Marcie Cummings, the staff member assigned to this matter, at 202-523-4175.

This matter will remain confidential in accordance with 2 U.S.C. Section 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

79040134631

REPORTS ANALYSIS REFERRAL SHEET

DATE 10-4-78

ANALYST Ronald Krouse RK

TO: Office of General Counsel

TEAM CHIEF Peter Kell, Jr. PKJ

THROUGH: STAFF DIRECTOR JAP

COMPLIANCE REVIEW C. Bowen

FROM: ASSISTANT STAFF DIRECTOR FOR REPORTS ANALYSIS JH

CANDIDATE/COMMITTEE: Walsh For Congress CA/33

TREASURER: Billie E. Cole

ADDRESS: 7847 E. Florence Ave., Suite 114
Downey, CA 90241

AFFILIATE(S): NONE

ALLEGATION(S):
The committee received a
corporate contribution.

CITE:
2 U.S.C. 441b

ATTACHMENT(S)
#2

MANNER IN WHICH REVIEW WAS INITIATED if other than normal review, AND DATE:

1-78

ATTACHMENT

REPORTS: All reports within the dates listed below have received initial basic review. For all reports reviewed, see Attachment 1.

PERIOD COVERED FROM 4/1/78 TO 5/22/78

TOTAL RECEIPTS \$ 17,637 TOTAL EXPENDITURES \$ 28,235

CASH ON HAND \$ 10,788 DEBTS \$ 25,575

HISTORY:

RESULTS OF REVIEW: ATTACHMENT
The S.V. letter was mailed to the committee on 8/4/78. #3
An adequate response was received from the committee on 8/24/78. #4

COMMUNICATIONS WITH CANDIDATE/COMMITTEE: ATTACHMENT
Mrs. Billie Cole, treasurer, spoke with Ron Krouse #5
on 9/28/78.

REASON(S) FOR REFERRAL: ATTACHMENT
3/15/78 memo to the Commission requiring the #6
referral to O.G.C. of all corporate/union con-
tributions in excess of \$100.

OTHER PENDING ACTIONS INITIATED BY RAD: ATTACHMENT
NONE

OTHER RELEVANT INFORMATION:

Previous Referrals:
None

19040134633
FEDERAL ELECTION COMMISSION
COMMITTEE INDEX OF DISCLOSURE DOCUMENTS - (C)

DATE 26SEP78
PAGE 1

HOUSE

COMMITTEE	DOCUMENT	RECEIPTS		EXPENDITURES		COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
		PRIMARY	GENERAL	PRIMARY	GENERAL			
WALSH FOR CONGRESS	1978 STATEMENT OF ORGANIZATION							ID# C00090274
	APRIL 10 QUARTERLY	25,780		14,393		24MAR78		3 78HSE/131/2524
	REQUEST FOR ADDITIONAL INFORMATION					1MAR78 - 31MAR78		8 78HSE/132/0601
	APRIL 10 QUARTERLY - AMENDMENT					1MAR78 - 31MAR78		3 78FEC/073/2009
	10 DAY PRE-PRIMARY	17,637		28,235		1MAR78 - 31MAR78		2 78HSE/135/3061
	REQUEST FOR ADDITIONAL INFORMATION					1APR78 - 22MAY78		17 78HSE/136/4765
	REQUEST FOR ADDITIONAL INFORMATION					1APR78 - 22MAY78		1 78FEC/082/0806
	10 DAY PRE-PRIMARY - AMENDMENT					1APR78 - 22MAY78		1 78FEC/083/5034
	30 DAY POST-PRIMARY	2,800		11,635		23MAY78 - 26JUN78		3 78HSE/143/4350
	JULY 10 QUARTERLY	0		0		27JUN78 - 30JUN78		7 78HSE/139/5220
	TOTAL	46,217	0	44,263	0			3 78HSE/139/5217
								48 TOTAL PAGES

ALL REPORTS HAVE Received INITIAL REVIEW

EXIT
*K
Other Jobs same PFN
User C00053 Job 13 ISC#4 off TTY5 at 9:22 AM Tue 26-Sep-78
Connect time 0:05 CRU'S 698
Jobs 15 17 still lossed in under your user number

ITEMIZED RECEIPTS

(Contributions, Transfers, Contribution In-Kind,
Other Income, Loans, Refunds)

Supporting Lines 14a, 15a, 15b, 15c, 16a, 17a, and/or 18a
of FEC FORM 3

Page 2 of 17 for

Line Number _____

(Use Separate Schedules for
each numbered line)

Name of Candidate or Committee in Full

WALSH FOR CONGRESS

Full Name, Mailing Address and ZIP Code

Lee Black
12260 Woodruff Avenue
Downey, Ca 90241

Principal Place of Business

Same

Date (month,
day, year)

5/12/78

Amount of each Receipt
this Period

500

Receipt for

☒ Primary ☐ General ☐ Other

Occupation
Styro Graphic Signs

☒ Check if Contributor is self-employed

Aggregate Year To Date \$ 500

Full Name, Mailing Address and ZIP Code

Harry Board, Jr.
15 Lochmoor Lane
Newport Beach, Ca 92660

Principal Place of Business

7340 E. Florence Ave
Downey, Ca. 90240

Date (month,
day, year)

4/10/78

Amount of each Receipt
this Period

150

Receipt for

☒ Primary ☐ General ☐ Other

Occupation
Property Management

☒ Check if Contributor is self-employed

Aggregate Year To Date \$ 150

Full Name, Mailing Address and ZIP Code

Robert Boehnlein
349 Charloma Drive
Downey, Ca 90240

Principal Place of Business

5225 Firestone Place
South Gate, Ca.

Date (month,
day, year)

4/25/78

Amount of each Receipt
this Period

100

Receipt for

☒ Primary ☐ General ☐ Other

Occupation
Manufacturing

☒ Check if Contributor is self-employed

Aggregate Year To Date \$ 100

Full Name, Mailing Address and ZIP Code

Jewel Caldwell
7039 Templeton St. Apt. A
Huntington Park, Ca 90255

Principal Place of Business

5200 E. Gage Ave.
Bell, Calif.

Date (month,
day, year)

5/16/78

Amount of each Receipt
this Period

100

Receipt for

☒ Primary ☐ General ☐ Other

Occupation
Real Estate Sales

☒ Check if Contributor is self-employed

Aggregate Year To Date \$ 100

Full Name, Mailing Address and ZIP Code

Calif. Moving & Storage Assn.
2025 Gateway Pl., Ste. 474
San Jose, Ca 95110

Principal Place of Business

Inc. 7/28/78

Date (month,
day, year)

4/25/78

Amount of each Receipt
this Period

250

Receipt for

☒ Primary ☐ General ☐ Other

☒ Check if Contributor is self-employed

Aggregate Year To Date \$ 250

Full Name, Mailing Address and ZIP Code

Peter Chan
11560 Telegraph Road
Santa Fe Springs, Ca 90670

Principal Place of Business

Same

Date (month,
day, year)

5/1/78

Amount of each Receipt
this Period

250

Receipt for

☒ Primary ☐ General ☐ Other

Occupation
Restaurateur

☒ Check if Contributor is self-employed

Aggregate Year To Date \$ 250

Full Name, Mailing Address and ZIP Code

Fred W. Dempsey
1 Massachusetts St.
Long Beach, Ca. 90814

Principal Place of Business

Same

Date (month,
day, year)

5 12/78

Amount of each Receipt
this Period

500

Receipt for

☒ Primary ☐ General ☐ Other

☒ Check if Contributor is self-employed

Aggregate Year To Date \$ 500

SUBTOTAL of receipts this page (optional)

\$

TOTAL this period (last page this line number only)

\$

9/4



FEDERAL ELECTION COMMISSION

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

4 August 1978

C00090274

Billie E. Cole, Treasurer
Walsh for Congress
7847 E. Florence Avenue, Suite 114
Downey, California 90241

Dear Mr. Cole:

This letter is prompted by the Commission's interest in assisting candidates and committees who wish to comply with the Federal Election Campaign Act, as amended. During review of the 10 Day Pre-Primary Report of Receipts and Expenditures, we noticed entries indicating that you may have accepted contributions from a corporation. Corporate contributions are prohibited by the Act, unless the contribution is made by a separate segregated fund established by the corporation. A copy of that portion of your report is attached for your review and clarification.

The Commission recommends that if you have accepted prohibited contributions that you return the full amounts to the donors. These returns of the contribution should be reported immediately by letter and should be reflected as a contribution refund on your next report of receipts and expenditures. If the identification of the source of these contributions are incomplete or incorrect on the original report, please submit a statement which would clarify these particular matters for the public record. You may do so by amending your original report by letter.

Please notify the Commission within fifteen (15) days from the date of this letter of the determination made on this matter. If you have any questions concerning this matter, please do not hesitate to contact Ronald Krouse (800)424-9530, our Reports Analyst assigned to you. Our local telephone number is 523-4048.

Sincerely,

Orlando B. Potter

Orlando B. Potter
Staff Director

Enclosure
Certified Mail:
Return Receipt Requested



ADEQUATE RESPONSE REC'D

Refer To: 7801-143-4350



CAMPAIGN HEADQUARTERS
WALSH FOR CONGRESS

LAWRENCE E.
WALSH
DEMOCRAT

CONGRESS 33rd DISTRICT
7847 FLORENCE AVENUE
SUITE 114 DOWNEY, CA 90240
(213) 927-7828 - (213) 861-9877

FEDERAL ELECTION
COMMISSION

'78 AUG 24 PM 1:51

CERTIFIED
AUG 18 1978

August 17, 1978

076180

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

Attn: Orlando B. Potter
Staff Director

RE: 4SV1/78-70RK

Gentlemen:

Received your correspondence relating to Two (2) contribu-
tions received by the Walsh for Congress Committee being
prohibitive. We were not aware California Moving & Storage
Association was a Corporation, therefore, a photo copy of
our check returning the funds is enclosed.

The in-kind contribution from Schwartz and Company for rent,
was incorrect on the original report. We paid them \$200.00
per month for campaign office space on a pro-rata basis for
two months, therefore this was an error in reporting and
should be deleted from the Contributions reported on the 10
Day Pre-Primary Report of Receipts and Expenditures.

Hoping this clarifies the matter, I remain,

Sincerely,

BILLIE COLE (MRS.)

Enc: 2
bc

1978 AUG 25 PM 11:53

19040134637

191

WALSH FOR CONGRESS
7017 E. STANBROOK, STE. 114
DOWNEY, CALIF. 90231

PAY
TO THE
ORDER OF

California Spring & Storage Co. S. 250
THE SUM OF 250 DOLLARS & 00 CTS
DOLLARS

8-9 1978 16-B
1200

 CROCKER NATIONAL BANK

CHARTERED
1872 BANKING OFFICE
1872 BANKING OFFICE

⑆000191⑆⑆1220⑆0008⑆

631065309⑆3333

Billie Cole

15821943110606

TELECON

FROM: Mrs. Billie Cole to Ron Krouse

DATE: 9/28/78

COMMITTEE: Walsh For Congress CA/33 (2)3 861-9877

Mrs. Cole called to return my call re. clarification on their response to the S.V. letter on corporate contributions. She repeated that the ~~entry~~ was actually no rent payment, in-kind ~~contribution~~ to Schwartz and Co., Inc. That entry was apparently a mistake. There is a \$400 rent payment itemized to Schwartz & Co. and that according to Mrs. Cole is the actual rent payment. She will additionally amend the report to debit the \$500 in contribution and expenditure in the totals for both receipts and expenditures. The committee will also file a termination report with their Q3 indicating that the \$25,000 candidate loan has been forgiven, and a statement on the disposition of the residual funds will also be filed.

79040134639



FEDERAL ELECTION COMMISSION

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

March 15, 1978

SUPPLEMENTAL
MEMORANDUM TO:

The Commission

FROM:

William C. Oldaker

SUBJECT:

Changing the Commission's Threshold for
Making MURs of Corporate/Union Contributions

As a supplement and amendment to the Office of General Counsel's memorandum dated February 23, 1978, this office would like to propose a different 441b threshold for the Commission's consideration.

We recommend that the \$100 threshold for making corporate/union contributors respondents be approved as originally proposed. However, to accommodate the possibility of one or two large 441b contributions being accepted by a committee, we now propose that a committee be made a respondent for acceptance of one or more 441b contributions aggregating \$100 or more.

It should be noted that (both the Audit and Disclosure Divisions would continue to request that a committee reimburse corporations/unions who have made contributions in any amount; however, a MUR would not be initiated unless the committee refused to reimburse the 441b contributor or the proposed thresholds were met.

It is important to reiterate the resource problem inherent in launching compliance actions against every suspected or verified 441b contribution which comes to the Commission's attention. We feel these thresholds strike a practical balance between the pursuit of all corporate/union contributions, no matter how small, and a careless disregard for the Congressional intent behind prohibiting 441b contributions.

Recommendation:

Threshold for making a corporate/union contributor a respondent = contribution of \$100 or more to a committee per election.

Threshold for making a recipient committee a respondent = receipt of one or more 441b contributions aggregating in excess of \$100 per election.





FEDERAL ELECTION COMMISSION

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

THIS IS THE BEGINNING OF MUR # 757

Date Filmed 6/18/79 Camera No. --- 2

Cameraman BPC

79040134642



FEDERAL ELECTION COMMISSION

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

THIS IS THE BEGINNING OF MUR # 757

Date Filmed 6/18/79 Camera No. --- 2

Cameraman bpc

79040134642