



FEDERAL ELECTION COMMISSION

1125 K STREET NW
WASHINGTON, DC 20543

THIS IS THE END OF MUR # 1938

Date Filmed 10/18/85 Camera No. --- 3

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Conciliation Materials / Information ; Duplicate 18 Letters

Bank Acct. No.

Info. about Compliance Thresholds

Routing Cards ; 12 Day Report

The above-described material was removed from this file pursuant to the following exemption provided in the Freedom of Information Act, 5 U.S.C. Section 552 (b):

- | | |
|------------------------------------------------------------------------------------|---------------------------------------------------------------------------|
| <input type="checkbox"/> (1) Classified Information | <input type="checkbox"/> (6) Personal privacy |
| <input checked="" type="checkbox"/> (2) Internal rules and practices | <input type="checkbox"/> (7) Investigatory files |
| <input checked="" type="checkbox"/> (3) Exempted by other statute | <input type="checkbox"/> (8) Banking Information |
| <input type="checkbox"/> (4) Trade secrets and commercial or financial information | <input type="checkbox"/> (9) Well Information (geographic or geophysical) |
| <input checked="" type="checkbox"/> (5) Internal Documents | |

Signed Paul Reyes
date 10/15/85

REC 9-21-77

DeV. Tehin 10/15/85

85040553443

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 1938
Metropolitan Employees')
Political Participation)
Program Fund A)
Otto Kalok, as treasurer)

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on October 3, 1985, the Commission decided by a vote of 5-0 to take the following actions in MUR 1938:

1. Accept the conciliation agreement submitted with the General Counsel's Report signed September 30, 1985.
2. Close the file.
3. Approve and send the proposed letter attached to the General Counsel's Report signed September 30, 1985.

Commissioners Aikens, Elliott, Josefiak, McDonald and McGarry voted affirmatively in this matter; Commissioner Harris did not cast a vote.

Attest:

10-4-85

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

Received in Office of Commission Secretary: Tues., 10-1-85, 11:47
Circulated on 48 hour tally basis: Tues., 10-1-85, 4:00
Deadline for votes: Thur., 10-3-85, 4:00

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

October 9, 1985

Charles B. Lynch, Esquire
Associate General Counsel
Metropolitan Life Insurance Co.
One Madison Avenue
New York, New York 10010-3690

RE: MUR 1938
Metropolitan Employees'
Political Participation
Program Fund A
Otto Kalok, Treasurer

Dear Mr. Lynch:

On October 3, 1985, the Commission accepted the conciliation agreement signed by your clients and a civil penalty in settlement of a violation of 2 U.S.C. § 434(a)(4), a provision of the Federal Election Campaign Act of 1971, as amended. Accordingly, the file has been closed in this matter, and it will become a part of the public record within thirty days. However, 2 U.S.C. § 437g(a)(4)(B) prohibits any information derived in connection with any conciliation attempt from becoming public without the written consent of the respondent and the Commission. Should you wish any such information to become part of the public record, please advise us in writing.

Enclosed you will find a fully executed copy of the final conciliation agreement for your files.

Sincerely,

Charles N. Steele
General Counsel


By: Kenneth A. Gross
Associate General Counsel

Enclosure
Conciliation Agreement

3504053445

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Metropolitan Employees' Political) MUR 1938
Participation Fund A)
Otto Kalok, Treasurer)

CONCILIATION AGREEMENT

This matter was initiated by the Federal Election Commission (hereinafter "the Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. The Commission found probable cause to believe that the Metropolitan Employees' Political Participation Fund A and Otto Kalok, as treasurer, ("Respondents") violated 2 U.S.C. § 434(a)(4) by failing to timely file a 1984 Pre-General Election Report.

NOW, THEREFORE, the Commission and Respondents, having duly entered into conciliation, pursuant to 2 U.S.C. § 437g(a)(4)(A)(i) do hereby agree as follows:

I. The Commission has jurisdiction over the Respondents, and the subject matter of this proceeding.

II. Respondents have had a reasonable opportunity to demonstrate that no action should be taken in this matter.

III. Respondents enter voluntarily into this agreement with the Commission.

IV. The pertinent facts of this matter are as follows:

1. Respondent Metropolitan Employee's Political Participation Fund A is a political committee within the meaning of 2 U.S.C. § 431(4) (hereinafter, the "Committee").

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2. Respondent Otto Kalok is the treasurer of the Committee. Patricia A. Jackson is the Assistant Treasurer and generally responsible for preparing financial disclosure reports on behalf of the Committee.

3. Section 434(a)(4) of Title 2, United States Code requires the timely filing of Pre-General Election Reports.

4. The 1984 Pre General Election Report was due by October 25, 1984.

5. The Respondents contend that a notification, allegedly dated October 1, 1984, wherein the Commission notified those like the Committee which report to the Commission on a monthly basis of the filing date for the 1984 Pre-General Election Report was not, to the Committee's knowledge, ever received by it.

6. In any event, the Committee contends that it, in error and in no way intending to violate the Federal Election Campaign Act, as amended, instead filed a report on November 16, 1984 which included information for the period covered by the 1984 Pre-General Election Report.

7. In mitigation of its actions, the Committee contends that during October of 1984, Ms. Jackson was informed she required major surgery, which was done on November 26, 1984. Consequently, upon receipt of the Commission's November 16, 1984, letter regarding the Committee's failure to file the Pre-General Election Report, Mr. Kalok called Mr. Anthony Raymond of the Commission and confirmed what had happened in writing. This, the Committee contends, was done in accordance with Mr. Raymond's

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instructions. The date of Mr. Kalok's letter was November 26, 1984.

V. WHEREFORE, the Commission and Respondents agree: In violation of 2 U.S.C. § 434(a)(4) respondents filed their 1984 Pre-General Election Report twenty-two (22) days late.

VI. Respondents will pay a civil penalty to the Treasurer of the United States in the amount of one hundred and seventy-five dollars (\$175), pursuant to 2 U.S.C. § 437g(a)(5)(A).

VII. Respondents agree that they shall not undertake any activity which is in violation of the Federal Election Campaign Act of 1971, as amended, as codified at 2 U.S.C. § 434(a)(4).

VIII. The Commission, on request of anyone filing a complaint under 2 U.S.C. § 437g(a)(1) concerning the matters at issue herein or on its own motion, may review compliance with this agreement. If the Commission believes that this agreement or any requirement thereof has been violated, it may institute a civil action for relief in the United States District Court for the District of Columbia.

IX. This agreement shall become effective as of the date that all parties hereto have executed same and the Commission has approved the entire agreement.

X. Respondents shall have no more than thirty (30) days from the date this agreement becomes effective to comply with and implement the requirements contained in this agreement and to so notify the Commission.

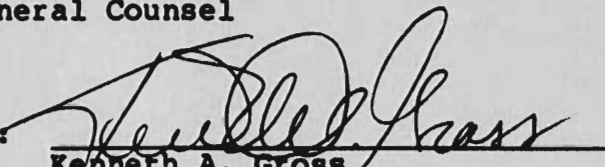
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XI. This Conciliation Agreement constitutes the entire agreement between the parties on the matters raised herein, and no other statement, promise, or agreement, either written or oral, made by either party or by agents of either party, that is not contained in this written agreement shall be valid.

FOR THE COMMISSION:

Charles N. Steele
General Counsel

BY:


Kenneth A. Gross
Associate General Counsel

Oct 8, 1985
Date

FOR THE RESPONDENTS:


Otto Kalok
Treasurer

Sept 12, 1985
Date

PR #3

85040553449



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

Charles B. Lynch, Esquire
Associate General Counsel
Metropolitan Life Insurance Co.
One Madison Avenue
New York, New York 10010-3690

for 10/7/85

RE: MUR 1938
Metropolitan Employees'
Political Participation
Program Fund A
Otto Kalok, Treasurer

Dear Mr. Lynch:

On , 1985, the Commission accepted the conciliation agreement signed by your clients and a civil penalty in settlement of a violation of 2 U.S.C. § 434(a)(4), a provision of the Federal Election Campaign Act of 1971, as amended. Accordingly, the file has been closed in this matter, and it will become a part of the public record within thirty days. However, 2 U.S.C. § 437g(a)(4)(B) prohibits any information derived in connection with any conciliation attempt from becoming public without the written consent of the respondent and the Commission. Should you wish any such information to become part of the public record, please advise us in writing.

Enclosed you will find a fully executed copy of the final conciliation agreement for your files.

Sincerely,

Charles N. Steele
General Counsel

By: Kenneth A. Gross
Associate General Counsel

Enclosure
Conciliation Agreement

85040553450



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

MEMORANDUM

TO: Office of the Commission Secretary
FROM: Office of General Counsel *ld*
DATE: October 1, 1985
SUBJECT: MUR 1938 - General Counsel Report

The attached is submitted as an Agenda document
for the Commission Meeting of _____

Open Session _____

Closed Session _____

CIRCULATIONS

48 Hour Tally Vote ☒
Sensitive ☒
Non-Sensitive ☐

24 Hour No Objection ☐
Sensitive ☐
Non-Sensitive ☐

Information ☐
Sensitive ☐
Non-Sensitive ☐

Other ☐

DISTRIBUTION

Compliance ☒

Audit Matters ☐

Litigation ☐

Closed MUR Letters ☐

Status Sheets ☐

Advisory Opinions ☐

Other (see distribution below) ☐

85040553451

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

Metropolitan Employees' Political
Participation Program Fund A
Otto Kalok, Treasurer

95-001138 All: 47

GENERAL COUNSEL'S REPORT

SENSITIVE

Background

Attached is a conciliation agreement which has been signed
by Otto Kalok treasurer of the respondent committee.

A check for the civil
penalty has been received.

Recommendation

The Office of General Counsel recommends the acceptance of
this agreement, the closing of the file and approving and sending
the attached proposed letter.

Charles N. Steele
General Counsel

Sept 30, 1955
Date

BY:

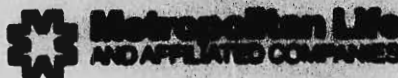
Kenneth A. Gross
Associate General Counsel

Attachment(s)

Conciliation Agreement - 1
Photocopy of civil penalty check
Proposed Letter

PR/IV

85040553452



GCN# 8556
5 SEP 16 13:33

Metropolitan Employees' Political Participation Funds

One Madison Avenue
New York, New York 10010-3890

Federal Election Commission
Washington, D.C. 20463

Attention: Kenneth A. Gross
Associate General Counsel

Re MUR 1938
Metropolitan Employees' Political
Participation Fund A
Otto Kalok, Treasurer

Dear Sirs

I have signed the Agreement and enclose Check #1333 for \$175.00.

I would appreciate receiving a copy of the Consenting Agreement after it has been signed by the Federal Election Commission.

I trust that this satisfactorily closes this matter.

Very truly yours

Otto K. Kalok
Treasurer

September 12, 1985

Enclosure Check #1333 (\$175.00)

Attachment

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
Metropolitan Employees' Political) MUR 1938
Participation Fund A)
Otto Kalok, Treasurer)

CONCILIATION AGREEMENT

This matter was initiated by the Federal Election Commission (hereinafter "the Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. The Commission found probable cause to believe that the Metropolitan Employees' Political Participation Fund A and Otto Kalok, as treasurer, ("Respondents") violated 2 U.S.C. § 434(a)(4) by failing to timely file a 1984 Pre-General Election Report.

NOW, THEREFORE, the Commission and Respondents, having duly entered into conciliation, pursuant to 2 U.S.C. § 437g(a)(4)(A)(i) do hereby agree as follows:

I. The Commission has jurisdiction over the Respondents, and the subject matter of this proceeding.

II. Respondents have had a reasonable opportunity to demonstrate that no action should be taken in this matter.

III. Respondents enter voluntarily into this agreement with the Commission.

IV. The pertinent facts of this matter are as follows:

1. Respondent Metropolitan Employee's Political Participation Fund A is a political committee within the meaning of 2 U.S.C. § 431(4) (hereinafter, the "Committee").

2. Respondent Otto Kalok is the treasurer of the Committee. Patricia A. Jackson is the Assistant Treasurer and generally responsible for preparing financial disclosure reports on behalf of the Committee.

3. Section 434(a)(4) of Title 2, United States Code requires the timely filing of Pre-General Election Reports.

4. The 1984 Pre General Election Report was due by October 25, 1984.

5. The Respondents contend that a notification, allegedly dated October 1, 1984, wherein the Commission notified those like the Committee which report to the Commission on a monthly basis of the filing date for the 1984 Pre-General Election Report was not, to the Committee's knowledge, ever received by it.

6. In any event, the Committee contends that it, in error and in no way intending to violate the Federal Election Campaign Act, as amended, instead filed a report on November 16, 1984 which included information for the period covered by the 1984 Pre-General Election Report.

7. In mitigation of its actions, the Committee contends that during October of 1984, Ms. Jackson was informed she required major surgery, which was done on November 26, 1984. Consequently, upon receipt of the Commission's November 16, 1984, letter regarding the Committee's failure to file the Pre-General Election Report, Mr. Kalok called Mr. Anthony Raymond of the Commission and confirmed what had happened in writing. This, the Committee contends, was done in accordance with Mr. Raymond's

instructions. The date of Mr. Kalok's letter was November 26, 1984.

V. WHEREFORE, the Commission and Respondents agree: In violation of 2 U.S.C. § 434(a)(4) respondents filed their 1984 Pre-General Election Report twenty-two (22) days late.

VI. Respondents will pay a civil penalty to the Treasurer of the United States in the amount of one hundred and seventy-five dollars (\$175), pursuant to 2 U.S.C. § 437g(a)(5)(A).

VII. Respondents agree that they shall not undertake any activity which is in violation of the Federal Election Campaign Act of 1971, as amended, as codified at 2 U.S.C. § 434(a)(4).

VIII. The Commission, on request of anyone filing a complaint under 2 U.S.C. § 437g(a)(1) concerning the matters at issue herein or on its own motion, may review compliance with this agreement. If the Commission believes that this agreement or any requirement thereof has been violated, it may institute a civil action for relief in the United States District Court for the District of Columbia.

IX. This agreement shall become effective as of the date that all parties hereto have executed same and the Commission has approved the entire agreement.

X. Respondents shall have no more than thirty (30) days from the date this agreement becomes effective to comply with and implement the requirements contained in this agreement and to so notify the Commission.

4

XI. This Conciliation Agreement constitutes the entire agreement between the parties on the matters raised herein, and no other statement, promise, or agreement, either written or oral, made by either party or by agents of either party, that is not contained in this written agreement shall be valid.

FOR THE COMMISSION:

Charles N. Steele
General Counsel

BY:

Kenneth A. Gross
Associate General Counsel

Date

FOR THE RESPONDENTS:

Otto R. Kalok
Otto Kalok
Treasurer

Sept 12, 1945
Date

PR #3

5

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METROPOLITAN EMPLOYEES POLITICAL
PARTICIPATION FUND - ACCOUNT A
ONE MADISON AVENUE
NEW YORK, NY 10010

1333

1-2/210
2

Sept. 12 1985

Pay to the order of Treasurer of the United States \$ 175.00

One Hundred Seventy-Five

DOLLARS



FEC I.D. No. C-000-40923
The Chase Manhattan Bank, N.A.

60 East 23rd Street, New York, N.Y. 10010

Attn: R. F. Hulse
William F. Hulse

FOR _____

6



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

July 19, 1985

Otto Kalok, Treasurer
Metropolitan Employees' Political
Participation Program Fund A
One Madison Avenue
New York, New York 10010

RE: MUR 1938

Dear Mr. Kalok:

On July 9, 1985, the Commission determined that there is probable cause to believe that the Metropolitan Employees' Political Participation Program Fund A and you, as treasurer, committed a violation of 2 U.S.C. § 434(a)(4), a provision of the Federal Election Campaign Act of 1971, as amended, in connection with the filing of a 1984 Pre-General Election Report.

The Commission has a duty to attempt to correct such violations for a period of thirty to ninety days by informal methods of conference, conciliation and persuasion, and by entering into a conciliation agreement. If we are unable to reach an agreement during that period, the Commission may institute civil suit in United States District Court and seek payment of a civil penalty.

We enclose a conciliation agreement that this office is prepared to recommend to the Commission in settlement of this matter. If you agree with the provisions of the enclosed agreement, please sign and return it along with the civil penalty to the Commission within ten days. I will then recommend that the Commission approve the agreement. Please make your check for the civil penalty payable to the U.S. Treasurer.

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If you have any questions or suggestions for changes in the enclosed conciliation agreement, please contact Paul Reyes, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,



Charles N. Steele
General Counsel

Enclosure
Conciliation Agreement

85040553460

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Metropolitan Employees' Political) MUR 1938 (85)
Participation Program Fund A)
Otto Kalok, Treasurer)

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session of July 9, 1985, do hereby certify that the Commission decided by a vote of 6-0 to take the following actions in MUR 1938:

1. Find probable cause to believe that the Metropolitan Employees' Political Participation Program Fund A and Otto Kalok, as treasurer, violated 2 U.S.C. § 434(a) (4).
2. Approve and send the proposed conciliation agreement and letter attached to the General Counsel's report dated June 26, 1985.

Commissioners Aikens, Elliott, Harris, McDonald, McGarry, and Reiche voted affirmatively for the decision.

Attest:

7-11-85

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

Otto Kalok, Treasurer
Metropolitan Employees' Political
Participation Program Fund A
One Madison Avenue
New York, New York 10010

RE: MUR 1938

Dear Mr. Kalok:

On , 1985, the Commission determined that there is probable cause to believe that the Metropolitan Employees' Political Participation Program Fund A and you, as treasurer, committed a violation of 2 U.S.C. § 434(a)(4), a provision of the Federal Election Campaign Act of 1971, as amended, in connection with the filing of a 1984 Pre-General Election Report.

The Commission has a duty to attempt to correct such violations for a period of thirty to ninety days by informal methods of conference, conciliation and persuasion, and by entering into a conciliation agreement. If we are unable to reach an agreement during that period, the Commission may institute civil suit in United States District Court and seek payment of a civil penalty.

We enclose a conciliation agreement that this office is prepared to recommend to the Commission in settlement of this matter. If you agree with the provisions of the enclosed agreement, please sign and return it along with the civil penalty to the Commission within ten days. I will then recommend that the Commission approve the agreement. Please make your check for the civil penalty payable to the U.S. Treasurer.

dw
7/17/85

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If you have any questions or suggestions for changes in the enclosed conciliation agreement, please contact Paul Reyes, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Charles N. Steele
General Counsel

Enclosure
Conciliation Agreement

85040553463



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

MEMORANDUM

TO: Office of the Commission Secretary
FROM: Office of General Counsel *Red*
DATE: June 27, 1985
SUBJECT: MUR 1938 - General Counsel's Report

The attached is submitted as an Agenda document
for the Commission Meeting of July 9, 1985

Open Session _____

Closed Session XX

CIRCULATIONS

48 Hour Tally Vote []
Sensitive []
Non-Sensitive []

24 Hour No Objection []
Sensitive []
Non-Sensitive []

Information []
Sensitive []
Non-Sensitive []

Other ☒

DISTRIBUTION

Compliance ☒

Audit Matters []

Litigation []

Closed MUR Letters []

Status Sheets []

Advisory Opinions []

Other (see distribution below) []

SENSITIVE

CIRCULATE ON BLUE PAPER

On Agenda 7-9-85

85040553464

BEFORE THE FEDERAL ELECTION COMMISSION

RECEIVED
OFFICE OF THE FEC
COMMISSION SECRETARY

In the Matter of)

Metropolitan Employees')
Political Participation Program Fund A)

Otto Kalok, Treasurer)

MUR 1938(85) JUN 27 All: 16

SENSITIVE

GENERAL COUNSEL'S REPORT

EXECUTIVE SESSION

I. BACKGROUND

JUL 09 1985

On March 8, 1985, the Commission found reason to believe that the Metropolitan Employees' Political Participation Program Fund A (the "Fund") violated 2 U.S.C. § 434(a)(4) by failing to timely file the 1984 Pre-General Election Report of Receipts and Disbursements. Respondents were notified of this determination by letter mailed March 19, 1985. The Committee's response to this notification was received by the Commission on March 29, 1985. On May 13, 1985, the Office of General Counsel forwarded a brief outlining its position on the legal and factual issues in this matter to the respondents. By letter dated May 21, 1985, received May 28, 1985, respondents indicated that they do not intend to file a responsive brief inasmuch as they admit that a violation occurred.

II. LEGAL ANALYSIS

Respondents indicate that they do not intend to file a responsive brief and the General Counsel's position has not changed since the brief of May 13, 1985, was circulated. Therefore, this Office recommends that the Commission find probable cause to believe that the Metropolitan Employees' Political Participation Program Fund A and Otto Kalok, as treasurer, violated 2 U.S.C. § 434(a)(4).

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III. DISCUSSION OF CONCILIATION AND CIVIL PENALTY

IV. RECOMMENDATIONS

1. Find probable cause to believe that the Metropolitan Employees' Political Participation Program Fund A and Otto Kalok, as treasurer, violated 2 U.S.C. § 434(a)(4).

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2. Approve and send the attached proposed conciliation agreement and letter.

Date June 26, 1985

Charles N. Steele
Charles N. Steele
General Counsel

Attachments

1. Respondent's Response
2. Proposed Conciliation Agreement
3. Proposed Letter (1)

85040553467



85 MAY 28

9:54

Metropolitan Employees' Political Participation Funds

One Madison Avenue
New York, New York 10010

May 21, 1985

Mr. Paul Reyes
Federal Election Commission
1325 K Street, N.W.
Washington, DC 20463

Re: Metropolitan Employees' Political Participation Fund A
MUR 1938

Dear Mr. Reyes:

This will supplement our conversation of Thursday afternoon and Mr. Steele's May 13, 1985 letter to Mr. Kalok, the Treasurer of our Fund.

That letter indicated that the Commission has found probable cause to believe that our Fund violated Section 434 of Title 2 U.S.C. in not filing a report with the Commission in a timely manner. As indicated in prior correspondence concerning this matter, we admitted that such was the fact. However, we thought that the March 26, 1985, letter of our Assistant Treasurer, Ms. Patricia Jackson, to the Commission had satisfactorily resolved the matter. Quite frankly, we were surprised to receive the Commission's May 13 letter and the accompanying brief. We do not intend to submit a reply brief in this matter, inasmuch as we admit that a violation occurred.

Having said the foregoing, we find it rather surprising that any subsequent proceedings took place. As indicated in her letter, Ms. Jackson would normally have prepared the appropriate filing. However, she went on disability just prior to the time when one was due. As soon as it came to our attention that a violation had occurred, we corrected it. In our view, no substantive issue is involved and an appropriate filing was made as soon as it came to our attention that a violation had occurred.

Attachment 1

85040553468

Very truly yours,

Charles B. Lynch
Charles B. Lynch
Secretary

CBL:dp

85040553469



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

MEMORANDUM

TO: Office of the Commission Secretary
FROM: Office of General Counsel *Cut*
DATE: May 13, 1985
SUBJECT: MUR 1938 - Memorandum and GC's Brief

The attached is submitted as an Agenda document
for the Commission Meeting of _____

Open Session _____

Closed Session _____

CIRCULATIONS

48 Hour Tally Vote []
Sensitive []
Non-Sensitive []

24 Hour No Objection []
Sensitive []
Non-Sensitive []

Information [X]
Sensitive [X]
Non-Sensitive []

Other []

DISTRIBUTION

Compliance [X]

Audit Matters []

Litigation []

Closed MUR Letters []

Status Sheets []

Advisory Opinions []

Other (see distribution below) []

85040553470

SENSITIVE



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

RECEIVED
OFFICE OF THE FEC
COMMISSION SECRETARY

May 13, 1985 05 MAY 13 All : 39

MEMORANDUM

TO: The Commission

FROM: Charles N. Steele
General Counsel *CNS*

SUBJECT: MUR 1938

Attached for the Commission's review is a brief stating the position of the General Counsel on the legal and factual issues of the above-captioned matter. A copy of this brief and a letter notifying the respondent of the General Counsel's intent to recommend to the Commission a finding of probable cause to believe was mailed on May 13, 1985. Following receipt of the Respondent's reply to this notice, this Office will make a further report to the Commission.

Attachments

1. Brief
2. Letter to Respondents

35040553471

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

Metropolitan Employee's Political
Participation Fund A, and
Otto Kalok, as Treasurer

)
)
)
)
)

MUR NO. 1938

GENERAL COUNSEL'S BRIEF

I. STATEMENT OF THE CASE

Based on information obtained in the normal course of its supervisory duties under the Federal Election Campaign Act of 1971, as amended, ("the Act"), the Reports Analysis Division ("RAD") of the Federal Election Commission ("the Commission") referred this matter to the General Counsel's Office.

On March 8, 1985, the Commission found reason to believe that the Metropolitan Employee's Political Participation Fund A (the "Committee") and Otto Kalok, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(ii) by failing to timely file the 1984 Pre-General Election Report of receipts and disbursements.

The Committee was notified of the Commission's determination by letter dated March 19, 1985. The Commission received the Committee's response to the Commission's notice on March 29, 1985.

II. LEGAL ANALYSIS

Section 434(a)(4) of Title 2, United States Code, requires that Pre-General Election reports shall be filed no later than the 12th day before (or posted by registered or certified mail no later than the 15th day before) any election in which the

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committee makes a contribution to or expenditure on behalf of a candidate in such election.

A regularly scheduled general election was held in 1984 on November 6.

Commission records indicate that the Committee was notified on October 1, 1984, that the report was either due by October 25, 1984 or should be certified or registered by October 22, 1984. The Committee says that it has no record of receiving this notice from the Commission.

The Committee was mailed a non-filer notice dated November 16, 1984.

The Committee's response explains that Assistant Treasurer Patricia Jackson generally prepares the Committee reports. Ms. Jackson explains that on November 26, 1984 she underwent major surgery and was absent from her office from November 22, until January 7, 1985. In her absence, she explains, the Treasurer, Mr. Kalok received and handled the Commission's November 16, 1984 non-filer notice.

While the Committee filed a subsequent report including the activity that was missed by not filing the pre-general report, timely disclosure was not achieved.

Therefore, the General Counsel recommends that there is probable cause to believe that the Metropolitan Employee's Political Participation Fund A, and Otto Kalok, as Treasurer,

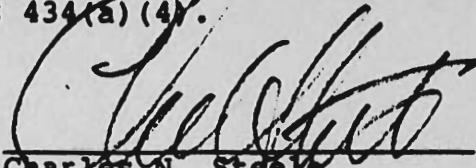
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violated 2 U.S.C. § 434(a)(4) by failing to timely file the 1984
Pre-General Election Report.

III. GENERAL COUNSEL'S RECOMMENDATION

1. Find probable cause to believe that the Metropolitan
Employees Political Participation Fund A, and Otto Kalok, as
Treasurer, violated 2 U.S.C. § 434(a)(4).

13 May 1985
Date


Charles N. Steele
General Counsel

85040553474



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

May 13, 1985

Otto Kalok, Treasurer
Metropolitan Employee's Political
Participation Fund A
One Madison Avenue
New York, New York 10010

RE: MUR 1938

Dear Mr. Kalok:

Based on information ascertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission, on March 8, 1985, found reason to believe that the Metropolitan Employees Political Participation Fund A and you, as treasurer, had violated 2 U.S.C. § 434(a)(4)(A)(ii), and instituted an investigation in this matter.

After considering all the evidence available to the Commission, the Office of the General Counsel is prepared to recommend that the Commission find probable cause to believe that a violation has occurred.

Submitted for your review is a brief stating the position of the General Counsel on the legal and factual issues of the case. Within fifteen days of your receipt of this notice, you may file with the Secretary of the Commission a brief (10 copies if possible) stating your position on the issues and replying to the brief of the General Counsel. (Three copies of such brief should also be forwarded to the Office of General Counsel, if possible.) The General Counsel's brief and any brief which you may submit will be considered by the Commission before proceeding to a vote of probable cause to believe a violation has occurred.

If you are unable to file a responsive brief within 15 days, you may submit a written request to the Commission for an extension of time in which to file a brief. The Commission will not grant any extensions beyond 20 days.

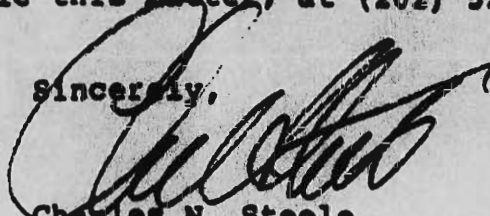
A finding of probable cause to believe requires that the Office of General Counsel attempt for a period of not less than thirty, but not more than ninety, days to settle this matter through a conciliation agreement.

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Otto Kalok, Treasurer
Page 2

Should you have any questions, please contact Paul Reyes,
the staff member assigned to handle this matter, at (202) 523-
4000.

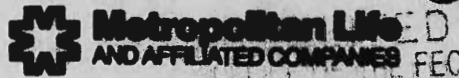
Sincerely,



Charles N. Steele
General Counsel

Enclosure
Brief

85040553476



CC SECRETARY

Metropolitan Employees' Political Participation Funds

One Madison Avenue
New York, New York 10010-3680

29 P 2:06

ACCT 7020
1938
Reyes

35
R 29
P 3:49

Mr. John Warren McGarry
Chairman
Federal Election Commission
1325 K Street, NW
Washington, DC 20463

Attention Mr. Paul Reyes

Re Metropolitan Employees' Political Participation Fund A
I. D. No. C 000 40923

Dear Commissioner McGarry

Otto K. Kalok, Treasurer of Metropolitan Employees' Political Participation Fund A, has asked me to respond to your letter dated March 19, 1985, as my responsibilities include the filing of required financial disclosure reports for Fund A. As suggested in your letter, I telephoned Paul Reyes, a member of your staff, earlier today regarding this matter. The following information will confirm and supplement that conversation.

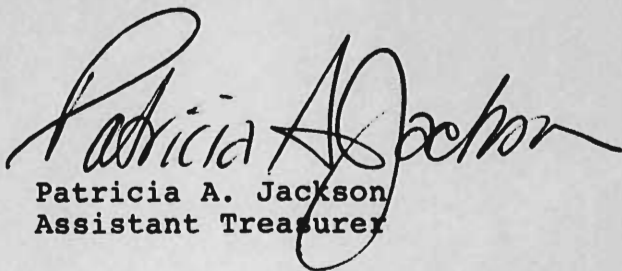
In error, I had been under the impression that we would be in compliance with regulations by continuing to submit our monthly reports as we had in the past and did not realize that we should have reverted to the "pre-general election" and "post-general election" schedules for correct filing dates. Therefore, I incorrectly filed a report covering all transactions during the month of October, 1984 as a routine monthly report, mailed on November 16, 1984. Furthermore, I have searched my files and have not found any evidence of, nor do I remember, receiving correspondence from your office dated October 1, 1984 regarding the pre-election report.

On November 26, 1984 I underwent major surgery. I was absent from the office from November 22, 1985 until January 7, 1985. In my absence, the non-filer notice dated November 16, 1984 was received and handled by Mr. Kalok, as evidenced by the enclosed copy of his letter to Mr. Anthony Raymond dated November 26, 1984. Based on his conversation with Mr. Raymond, Mr. Kalok understood that we would not be required to amend our report covering October, 1984 transactions. If, indeed, we should revise our reports using the correct beginning and ending dates, please advise me and I will be glad to comply at this time.

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I apologize for the confusion caused by my error and hope that the above information will satisfactorily explain the circumstances surrounding our actions. If additional information or action is required, please contact me. My telephone number is (212) 578-6762.

Yours truly


Patricia A. Jackson
Assistant Treasurer

March 26, 1985

PAJ:cig

Copies to Messrs. O. K. Kalok and C. B. Lynch

85040553478



Metropolitan Employees' Political Participation Funds

One Madison Avenue
New York, New York 10010

Hold for PF.

Mr. Anthony Raymond
Federal Election Commission
Washington, D.C. 20463

Identification No. C00040923

Reference 12 Day Pre-General Report (10-1-84 -10/17-84)

Dear Mr. Raymond

This is to confirm our telephone conversation of November 26, 1984 in which I informed you that Metropolitan Employees' Political Participation Fund A is on a monthly reporting cycle for filing its Report of Receipts and Disbursements. The monthly (10-1-84 - 10-31-84) report included all of our transactions that would have been in our 12 Day Pre-General Report (10-1-84 - 10-17-84). You indicated that our November Report should begin with our closing balance as of 10-31-84 and that the due date of this report is 12/6/84.

Very truly yours

Otto K. Kalok
Treasurer

November 26, 1984



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

RQ-7

November 16, 1984

Otto K. Kalok, Treasurer
Metropolitan Employees' Political
Participation Fund A
One Madison Avenue
New York, NY 10010

Identification Number: C00040923

Reference: 12 Day Pre-General Report (10/1/84-10/17/84)

Dear Mr. Kalok:

It has come to the attention of the Federal Election Commission that you may have failed to file the above referenced Report of Receipts and Disbursements as required by the Federal Election Campaign Act. You were previously notified of the due date for this report.

It is important that you file this report immediately with the Federal Election Commission, 1325 K Street, NW, Washington, DC 20463 (or with the Clerk of the House or the Secretary of the Senate, as appropriate). A copy of the report or the relevant portions should also be filed with the Secretary of State or equivalent state officer (see 11 CFR 108.2, 108.3, 108.4).

If the report in question was filed, please submit documentation for the public record. Although the Commission may take further legal steps concerning this matter, your prompt response will be taken into consideration.

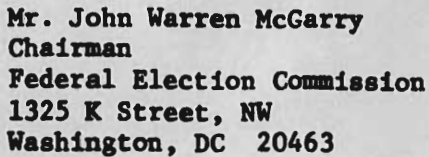
If you have any questions, please contact Anthony Raymond on our toll-free number (800) 424-9530. Our local number is (202) 523-4048.

Sincerely,

A handwritten signature in dark ink, appearing to read "John D. Gibson", is written over a horizontal line.

John D. Gibson
Assistant Staff Director
Reports Analysis Division

8504053430



BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
Metropolitan Employees Political) RAD Referral No. 85NF-23
Participation Fund A)
Otto Kalok, as treasurer)

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on March 8, 1985, the Commission decided by a vote of 6-0 to take the following actions in RAD Referral No. 85NF-23:

1. Open a MUR.
2. Find reason to believe that the Metropolitan Employee's Political Fund A and Otto Kalok, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(ii).
3. Approve and send the letter and factual and legal analysis attached to the First General Counsel's Report signed March 6, 1985.

Commissioners Aikens, Elliott, Harris, McDonald, McGarry and Reiche voted affirmatively in this matter.

Attest:

3-8-85

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

Received in Office of Commission Secretary:
Circulated on 48 hour tally basis:

3-6-85, 12:31
3-6-85, 4:00

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

March 19, 1985

Otto Kalok, Treasurer
Metropolitan Employee's Political
Participation Fund A
One Madison Avenue
New York, New York 10010

RE: MUR 1938
Metropolitan Employee's Political
Participation Fund A
Otto Kalok, Treasurer

Dear Mr. Kalok:

On March 8, 1985, the Federal Election Commission determined that there is reason to believe that the Metropolitan Employee's Political Participation Fund A, and you, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(ii), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against you and the committee. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against the committee and you, as treasurer, the Commission may find probable cause to believe that a violation has occurred and proceed with conciliation. Of course, this does not preclude settlement of this matter through conciliation prior to a finding of probable cause to believe if you so desire. See 11 C.F.R. § 111.18(d).

If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form stating the name, address and telephone number of such counsel, and a statement authorizing such counsel to receive any notifications and other communications from the Commission.

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Otto Kalok, Treasurer
Page 2

The investigation now being conducted will be confidential in accordance with 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A), unless you notify the Commission in writing that you wish the investigation to be made public.

For your information, we have attached a brief description of the Commission's procedures for handling possible violations of the Act. If you have any questions, please contact Paul Reyes, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,



John Warren McGarry
Chairman

Enclosures

General Counsel's Factual and Legal Analysis
Procedures
Designation of Counsel Statement

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GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

RESPONDENT Metropolitan Employee's Political
Participation Fund A, and
Otto Kalok, as Treasurer

MUR NO. 1938

SUMMARY OF ALLEGATIONS

The Metropolitan Employee's Political Participation Fund A (the "Committee") and Otto Kalok, as treasurer, failed to timely file the 1984 Pre-General Election Report of receipts and disbursements.

FACTUAL BASIS AND LEGAL ANALYSIS

Based on information obtained in the normal course of its supervisory duties under the Federal Election Campaign Act of 1971, as amended, (the "Act"), the Reports Analysis Division ("RAD") referred this matter to the General Counsel's Office on January 15, 1984.

Section 434(a)(4)(A)(ii) of Title 2, United States Code, requires that Pre-General Election reports shall be filed "no later than the 12th day before (or posted by registered or certified mail no later than the 15th day before) any election in which the committee makes a contribution to or expenditure on behalf of a candidate in such election..."

Section 104.5(c)(1)(ii)(A) of Title 11, Code of Federal Regulations, provides that "pre-election reports for the primary and general election shall be filed by a political committee which makes contributions or expenditures in connection with any such election if such disbursements have not been previously disclosed. [They] shall be filed no later than 12 days before

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any primary or general election [or] [i]f sent by registered or certified mail, the report shall be mailed no later than the 15th day before any election."

A regularly scheduled general election was held in 1984 on November 6.

The Committee was notified on October 1, 1984, that the report was either due by October 25, 1984 or should be certified or registered by October 22, 1984.

The Committee was mailed a non-filer notice on November 16, 1984.

On November 19, 1984, the Committee filed a November Monthly report which bore a certified mail stamp of November 16, 1985. This report includes activity for the pre-general election period, but this monthly filing does not take away the requirement that the Committee file a timely pre-general election report. Therefore, the Committee has not yet filed its 1984 Pre-General Election Report some one hundred and seven (107) [as of February 21, 1985] days past October 25, 1984.

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DESCRIPTION OF PRELIMINARY PROCEDURES
FOR PROCESSING POSSIBLE VIOLATIONS DISCOVERED BY THE
FEDERAL ELECTION COMMISSION

Possible violations discovered during the normal course of the Commission's supervisory responsibilities shall be referred to the Enforcement Division of the Office of General Counsel where they are assigned a MUR (Matter Under Review) number, and assigned to a staff member.

Following review of the information which generated the MUR, a recommendation on how to proceed on the matter, which shall include preliminary legal and factual analysis, and any information compiled from materials available to the Commission shall be submitted to the Commission. This initial report shall recommend either: (a) that the Commission find reason to believe that a possible violation of the Federal Election Campaign Act (FECA) may have occurred or is about to occur and that the Commission conduct an investigation of the matter; or (b) that the Commission find no reason to believe that a possible violation of the FECA has occurred and that the Commission close the file on the matter.

Thereafter, if the Commission decides by an affirmative vote of four (4) Commissioners that there is reason to believe that a violation of the Federal Election Campaign Act (FECA) has been committed or is about to be committed, the Office of the General Counsel shall open an investigation into the matter. Upon notification of the Commission's finding(s), within 15 days a respondent(s) may submit any factual or legal materials relevant to the allegations. During the investigation, the Commission shall have the power to subpoena documents, to subpoena individuals to appear for depositions, and to order answers to interrogatories. The respondent(s) may be contacted more than once by the Commission in its investigation.

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STATEMENT OF DESIGNATION OF COUNSEL

MUR _____

NAME OF COUNSEL: _____

ADDRESS: _____

TELEPHONE: _____

The above-named individual is hereby designated as my
counsel and is authorized to receive any notifications and other
communications from the Commission and to act on my behalf before
the Commission.

Date

Signature

RESPONDENT'S NAME: _____

ADDRESS: _____

HOME PHONE: _____

BUSINESS PHONE: _____

:

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

MEMORANDUM

TO: Office of the Commission Secretary
FROM: Office of General Counsel *CA*
DATE: March 6, 1985
SUBJECT: RAD 85NF-23: First General Counsel's Report

The attached is submitted as an Agenda document
for the Commission Meeting of _____

Open Session _____

Closed Session _____

CIRCULATIONS

48 Hour Tally Vote [X]
Sensitive [X]
Non-Sensitive []

24 Hour No Objection []
Sensitive []
Non-Sensitive []

Information []
Sensitive []
Non-Sensitive []

Other []

DISTRIBUTION

Compliance [X]

Audit Matters []

Litigation []

Closed MUR Letters []

Status Sheets []

Advisory Opinions []

Other (see distribution below) []

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SENSITIVE

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 3/6/85 - 12:30

RAD REFERRAL NO. 85-NF-23
STAFF MEMBER Paul Reyes

SOURCE OF REFERRAL: I N T E R N A L L Y G E N E R A T E D

RESPONDENT'S NAME: Metropolitan Employees Political
Participation Fund A, and
Otto Kalok, as Treasurer

RELEVANT STATUTE: 2 U.S.C. § 434(a)(4)(A)(ii)
11 C.F.R. § 104.5(c)(1)(ii)(A)

INTERNAL REPORTS
CHECKED: Committee Reports

FEDERAL AGENCIES
CHECKED: None

RECEIVED
GENERAL COUNSEL
MAR 6 1985
PI2:31

GENERATION OF MATTER

Based on information obtained in the normal course of its
supervisory duties under the Federal Election Campaign Act of
1971, as amended, (the "Act"), the Reports Analysis Division
("RAD") referred this matter to the General Counsel's Office on
January 15, 1985.

SUMMARY OF ALLEGATIONS

The Metropolitan Employee's Political Participation Fund A
(the "Committee") and Otto Kalok, as treasurer, failed to timely
file the 1984 Pre-General Election Report of receipts and
disbursements.

FACTUAL AND LEGAL ANALYSIS

Section 434(a)(4)(A)(ii) of Title 2, United States Code,
requires that Pre-General Election reports shall be filed "no

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later than the 12th day before (or posted by registered or certified mail no later than the 15th day before) any election in which the committee makes a contribution to or expenditure on behalf of a candidate in such election..."

Section 104.5(c)(1)(ii)(A) of Title 11, Code of Federal Regulations, provides that "pre-election reports for the primary and general election shall be filed by a political committee which makes contributions or expenditures in connection with any such election if such disbursements have not been previously disclosed. [They] shall be filed no later than 12 days before any primary or general election [or] [i]f sent by registered or certified mail, the report shall be mailed no later than the 15th day before any election."

A regularly scheduled general election was held in 1984 on November 6.

The Committee was notified on October 1, 1984, that the report was either due by October 25, 1984 or should be certified or registered by October 22, 1984.

The Committee was mailed a non-filer notice on November 16, 1984.

On November 19, 1984, the Committee filed a November Monthly report which bore a certified mail stamp of November 16, 1985. This report includes activity for the pre-general election period, but this monthly filing does not take away the requirement that the Committee file a timely pre-general election

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report. Therefore, the Committee has not yet filed its 1984 Pre-General Election Report.

RECOMMENDATIONS

1. Open a MUR.
2. Find reason to believe that the Metropolitan Employee's Political Fund A and Otto Kalok, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(ii).
3. Approve and send the attached letter, and factual and legal analysis.

Charles N. Steele
General Counsel

March 6, 1985
Date

BY:

Kenneth A. Gross
Associate General Counsel

Attachments

Proposed letter (1)
General Counsel's Factual and Legal Analysis
Referral Materials

85040553492



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Otto Kalok, Treasurer
Metropolitan Employee's Political
Participation Fund A
One Madison Avenue
New York, New York 10010

RE: MUR
Metropolitan Employee's Political
Participation Fund A
Otto Kalok, Treasurer

Dear Mr. Kalok:

On , 1985, the Federal Election Commission determined that there is reason to believe that the Metropolitan Employee's Political Participation Fund A, and you, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(ii), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against you and the committee. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against the committee and you, as treasurer, the Commission may find probable cause to believe that a violation has occurred and proceed with conciliation prior to a finding of probable cause to believe if you so desire. See 11 C.F.R. § 111.18(d).

If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form stating the name, address and telephone number of such counsel, and a statement authorizing such counsel to receive any notifications and other communications from the Commission.

Attachment 1

85040553493

Otto Kalok, Treasurer
Page 2

The investigation now being conducted will be confidential in accordance with 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A), unless you notify the Commission in writing that you wish the investigation to be made public.

For your information, we have attached a brief description of the Commission's procedures for handling possible violations of the Act. If you have any questions, please contact Paul Reyes, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

John Warren McGarry
Chairman

Enclosures
General Counsel's Factual and Legal Analysis
Procedures
Designation of Counsel Statement

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

RESPONDENT Metropolitan Employee's Political
Participation Fund A, and
Otto Kalok, as Treasurer

MUR NO. _____

SUMMARY OF ALLEGATIONS

The Metropolitan Employee's Political Participation Fund A (the "Committee") and Otto Kalok, as treasurer, failed to timely file the 1984 Pre-General Election Report of receipts and disbursements.

FACTUAL BASIS AND LEGAL ANALYSIS

Based on information obtained in the normal course of its supervisory duties under the Federal Election Campaign Act of 1971, as amended, (the "Act"), the Reports Analysis Division ("RAD") referred this matter to the General Counsel's Office on January 15, 1984.

Section 434(a)(4)(A)(ii) of Title 2, United States Code, requires that Pre-General Election reports shall be filed "no later than the 12th day before (or posted by registered or certified mail no later than the 15th day before) any election in which the committee makes a contribution to or expenditure on behalf of a candidate in such election..."

Section 104.5(c)(1)(ii)(A) of Title 11, Code of Federal Regulations, provides that "pre-election reports for the primary and general election shall be filed by a political committee which makes contributions or expenditures in connection with any such election if such disbursements have not been previously disclosed. [They] shall be filed no later than 12 days before

any primary or general election [or] [i]f sent by registered or certified mail, the report shall be mailed no later than the 15th day before any election."

A regularly scheduled general election was held in 1984 on November 6.

The Committee was notified on October 1, 1984, that the report was either due by October 25, 1984 or should be certified or registered by October 22, 1984.

The Committee was mailed a non-filer notice on November 16, 1984.

On November 19, 1984, the Committee filed a November Monthly report which bore a certified mail stamp of November 16, 1985. This report includes activity for the pre-general election period, but this monthly filing does not take away the requirement that the Committee file a timely pre-general election report. Therefore, the Committee has not yet filed its 1984 Pre-General Election Report some one hundred and seven (107) [as of February 21, 1985] days past October 25, 1984.



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

October 1, 1984

**GENERAL ELECTION FILING NOTICE
FOR UNAUTHORIZED COMMITTEES**

WHO MUST FILE THE PRE-GENERAL ELECTION REPORT

All committees that file monthly reports must file the pre-general election report due October 25, 1984.

In addition all quarterly filing committees that have made contributions or expenditures (including independent expenditures) in connection with the general election must file a pre-election report, if such activity has not previously been reported. See below for post-general filing information.

WHAT MUST BE REPORTED

The report must disclose all financial activity of the committee from the later of, the last report filed or the date of registration* through October 17, 1984. (Monthly filers must disclose all financial activity from the later of October 1 or the date of registration* through October 17, 1984.)

WHEN TO FILE

Pre-general election reports sent registered or certified mail must be postmarked no later than October 22, 1984. Reports hand delivered or mailed first class must be received no later than close of business October 25, 1984.

* * * * *

WHO MUST FILE THE POST-GENERAL ELECTION REPORT

All committees must file the post-general election report due December 6, 1984, regardless of election activity.

WHAT MUST BE REPORTED

The post-general election report must cover all financial activity of the committee from either the date of the last report filed or the date of registration, whichever is later* through November 26, 1984.

WHEN TO FILE

Post-general election reports sent by registered or certified mail must be postmarked no later than December 6, 1984. Reports hand delivered or mailed first class must be received no later than close of business December 6, 1984.

*The first report filed by a committee shall include all amounts received or disbursed prior to becoming a political committee, even if such amounts were not received during the current reporting period. See 11 CFR 104.3(a) and (b).

-over-

7

85040553497

WHERE AND HOW TO FILE

Committees should consult the instructions on the enclosed FEC form 3X, for details.

QUARTERLY FILERS

Name of Report	Period Covered	Reg./Cert. Mailing Date	Filing Date
3rd Q-Report	07/01* - 09/30	10/15/84	10/15/84
Pre-General	10/01 - 10/17	10/22/84	10/25/84
Post-General**	10/18 - 11/26	12/06/84	12/06/84
Year-end	11/27 - 12/31	01/31/85	01/31/85

*Or from date of registration, or the close of books of the last report filed, whichever is later.

**Reports filed by committees that did not file the pre-General report should cover all financial activity from the last report filed through November 26, 1984.

* * *

MONTHLY FILERS

Name of Report	Period Covered	Reg./Cert. Mailing Date	Filing Date
Oct. Monthly	09/01 - 09/30	10/20/84	10/20/84
Pre-General	10/01 - 10/17	10/22/84	10/25/84
Post-General	10/18 - 11/26	12/06/84	12/06/84
Year-end	11/27 - 12/31	01/31/85	01/31/85

COMPLIANCE

Political committees are fully liable for failure to file any report required under the Act. Failure to file in a timely fashion is a serious violation. Committees are subject to enforcement action for late filing. Illegible reports which can not be clearly reproduced and reports submitted on non-FEC forms will not be accepted. Committees filing such documents will be required to refile.

FOR INFORMATION CALL: Office Of Public Communications
800/424-9530 or 202/523-4068



FEDERAL ELECTION COMMISSION
WASHINGTON, DC 20463

RQ-7

November 16, 1984

Identification Number:

Reference: 12 Day Pre-General Report (10/1/84-10/17/84)

Dear

It has come to the attention of the Federal Election Commission that you may have failed to file the above referenced Report of Receipts and Disbursements as required by the Federal Election Campaign Act. You were previously notified of the due date for this report.

It is important that you file this report immediately with the Federal Election Commission, 1325 K Street, NW, Washington, DC 20463 (or with the Clerk of the House or the Secretary of the Senate, as appropriate). A copy of the report or the relevant portions should also be filed with the Secretary of State or equivalent state officer (see 11 CFR 108.2, 108.3, 108.4).

If the report in question was filed, please submit documentation for the public record. Although the Commission may take further legal steps concerning this matter, your prompt response will be taken into consideration.

If you have any questions, please contact on our toll-free number (800) 424-9530. Our local number is (202) 523-4048.

Sincerely,

A handwritten signature in dark ink, appearing to read "John D. Gibson".

John D. Gibson
Assistant Staff Director
Reports Analysis Division

85040553500

METROPOLITAN EMPLOYEES' POLITICAL PARTICIPATION FUND A
(Attachments 23a - b)

FEDERAL ELECTION COMMISSION
COMMITTEE INDEX OF DISCLOSURE DOCUMENTS - (C) (83-84)

DATE 11JAN85
PAGE 1

NON-PARTY RELATED

COMMITTEE	DOCUMENT	RECEIPTS	DISBURSEMENTS	TYPE OF FILER COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
METROPOLITAN EMPLOYEES' POLITICAL PARTICIPATION FUND A CONNECTED ORGANIZATION: METROPOLITAN LIFE INSURANCE CO				NON-PARTY QUALIFIED	ID 0C00040923	
11	1983 FEBRUARY MONTHLY	4,021	1,100	1JAN83 -31JAN83	6	83FEC/266/1385
	FEBRUARY MONTHLY - AMENDMENT	-	-	1JAN83 -31JAN83	1	84FEC/313/
	1'ST LETTER INFORMATIONAL NOTICE	-	-	1JAN83 -31JAN83	3	84FEC/306/
	MARCH MONTHLY	212	2,450	1FEB83 -28FEB83	6	83FEC/266/3038
	MARCH MONTHLY - AMENDMENT	-	-	1FEB83 -28FEB83	1	84FEC/313/1337
	1'ST LETTER INFORMATIONAL NOTICE	-	-	1FEB83 -28FEB83	1	84FEC/306/5541
	APRIL MONTHLY	8,163	6,592	1MAR83 -31MAR83	9	83FEC/270/5050
	APRIL MONTHLY - AMENDMENT	-	-	1MAR83 -31MAR83	1	84FEC/313/1338
	1'ST LETTER INFORMATIONAL NOTICE	-	-	1MAR83 -31MAR83	1	84FEC/306/5544
	MAY MONTHLY	4,254	10,174	1APR83 -30APR83	11	83FEC/272/3049
	MAY MONTHLY - AMENDMENT	4,249	10,224	1APR83 -30APR83	7	83FEC/274/0141
	MAY MONTHLY - AMENDMENT	-	-	1APR83 -30APR83	1	84FEC/313/1339
	1'ST LETTER INFORMATIONAL NOTICE	-	-	1APR83 -30APR83	1	84FEC/306/5545
	JUNE MONTHLY	5,060	5,950	1MAY83 -31MAY83	9	83FEC/273/5218
	JUNE MONTHLY - AMENDMENT	5,100	5,950	1MAY83 -31MAY83	5	83FEC/275/1037
	JUNE MONTHLY - AMENDMENT	-	-	1MAY83 -31MAY83	1	84FEC/313/1340
	1'ST LETTER INFORMATIONAL NOTICE	-	-	1MAY83 -31MAY83	1	84FEC/306/5546
	JULY MONTHLY	4,363	4,800	1JUN83 -30JUN83	10	83FEC/277/1342
	JULY MONTHLY - AMENDMENT	4,464	4,800	1JUN83 -30JUN83	3	83FEC/281
	JULY MONTHLY - AMENDMENT	4,608	4,800	1JUN83 -30JUN83	4	83FEC/28
	JULY MONTHLY - AMENDMENT	-	-	1JUN83 -30JUN83	1	84FEC/31
	1'ST LETTER INFORMATIONAL NOTICE	-	-	1JUN83 -30JUN83	1	84FEC/30
	AUGUST MONTHLY	4,385	4,000	1JUL83 -31JUL83	10	83FEC/28
	AUGUST MONTHLY - AMENDMENT	4,635	4,000	1JUL83 -31JUL83	3	83FEC/28
	AUGUST MONTHLY - AMENDMENT	-	-	1JUL83 -31JUL83	1	84FEC/31
	1'ST LETTER INFORMATIONAL NOTICE	-	-	1JUL83 -31JUL83	1	84FEC/30
	SEPTEMBER MONTHLY	4,305	2,515	1AUG83 -31AUG83	10	83FEC/28
	SEPTEMBER MONTHLY - AMENDMENT	4,344	2,515	1AUG83 -31AUG83	4	83FEC/28
	SEPTEMBER MONTHLY - AMENDMENT	-	-	1AUG83 -31AUG83	1	84FEC/31
	1'ST LETTER INFORMATIONAL NOTICE	-	-	1AUG83 -31AUG83	1	84FEC/30
	OCTOBER MONTHLY	4,426	2,480	1SEP83 -30SEP83	12	83FEC/28
	OCTOBER MONTHLY - AMENDMENT	-	-	1SEP83 -30SEP83	1	84FEC/31
	1'ST LETTER INFORMATIONAL NOTICE	-	-	1SEP83 -30SEP83	1	84FEC/30
	NOVEMBER MONTHLY	4,256	12,350	1OCT83 -31OCT83	14	83FEC/28
	NOVEMBER MONTHLY - AMENDMENT	4,256	12,360	1OCT83 -31OCT83	4	84FEC/29
	NOVEMBER MONTHLY - AMENDMENT	-	-	1OCT83 -31OCT83	1	84FEC/31
	1'ST LETTER INFORMATIONAL NOTICE	-	-	1OCT83 -31OCT83	1	84FEC/30
	DECEMBER MONTHLY	4,267	1,150	1NOV83 -30NOV83	16	83FEC/28
	DECEMBER MONTHLY - AMENDMENT	4,267	1,150	1NOV83 -30NOV83	3	84FEC/29
	DECEMBER MONTHLY - AMENDMENT	4,267	1,150	1NOV83 -30NOV83	13	84FEC/30
	DECEMBER MONTHLY - AMENDMENT	-	-	1NOV83 -30NOV83	1	84FEC/31
	REQUEST FOR ADDITIONAL INFORMATION	-	-	1NOV83 -30NOV83	1	84FEC/29
	1'ST LETTER INFORMATIONAL NOTICE	-	-	1NOV83 -30NOV83	1	84FEC/30
	YEAR-END	4,427	4,610	1DEC83 -31DEC83	17	84FEC/29

8 5 0 4 0 5 5 3 5 0 2

FEDERAL ELECTION COMMISSION
COMMITTEE INDEX OF DISCLOSURE DOCUMENTS - (C) (83-84)

DATE 11JAN85
PAGE 2

NON-PARTY RELATED

COMMITTEE	DOCUMENT	RECEIPTS	DISBURSEMENTS	TYPE OF FILER COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
1984	YEAR-END - AMENDMENT	-	-	1DEC83 -31DEC83	6	84FEC/307/4843
	1'ST LETTER INFORMATIONAL NOTICE			1DEC83 -31DEC83	1	84FEC/306/5553
	MISCELLANEOUS REPORT			30NOV84 TO FEC	3	84FEC/356/1348
	MISCELLANEOUS REPORT			10DEC84 TO FEC	2	84FEC/356/1671
	FEBRUARY MONTHLY	4,274	2,900	1JAN84 -31JAN84	8	84FEC/297/0301
	MARCH MONTHLY	4,179	1,527	1FEB84 -29FEB84	8	84FEC/299/3201
	APRIL MONTHLY	4,289	8,516	1MAR84 -31MAR84	11	84FEC/311/4941
	MAY MONTHLY	160	4,100	1APR84 -30APR84	6	84FEC/315/0176
	JUNE MONTHLY	5,201	1,810	1MAY84 -31MAY84	9	84FEC/317/3181
	JUNE MONTHLY - AMENDMENT	5,201	1,810	1MAY84 -31MAY84	5	84FEC/327/2729
	REQUEST FOR ADDITIONAL INFORMATION			1MAY84 -31MAY84	1	84FEC/325/3384
	JULY MONTHLY	8,750	4,450	1JUN84 -30JUN84	10	84FEC/323/2727
	AUGUST MONTHLY	5,908	1,350	1JUL84 -31JUL84	12	84FEC/325/5194
	AUGUST MONTHLY - AMENDMENT	5,908	1,350	1JUL84 -31JUL84	2	84FEC/329/5107
	SEPTEMBER MONTHLY	5,827	6,475	1AUG84 -31AUG84	13	84FEC/328/4261
	SEPTEMBER MONTHLY - AMENDMENT	6,027	7,075	1AUG84 -31AUG84	12	84FEC/329/6095
	SEPTEMBER MONTHLY - AMENDMENT	-	-	1AUG84 -31AUG84	3	84FEC/348/3744
	1'ST LETTER INFORMATIONAL NOTICE			1AUG84 -31AUG84	2	84FEC/348/0219
	OCTOBER MONTHLY	6,464	5,109	1SEP84 -30SEP84	16	84FEC/329/5079
	NOTICE OF FAILURE TO FILE			1OCT84 -17OCT84	1	84FEC/349/0567
	NOVEMBER MONTHLY	6,325	12,744	1OCT84 -31OCT84	19	84FEC/349/0486
	POST-GENERAL	6,103	668	1NOV84 -26NOV84	18	84FEC/354/0849
	TOTAL	110,388	0 108,480	0	369	TOTAL PAGES
ENDING CASH (11/26/84): \$15,434						
DEBTS: \$ 0						

12

REPORT OF RECEIPTS AND DISBURSEMENTS For a Political Committee Other Than an Authorized Committee

(Summary Page)

84 NOV 15 48:12

ALLEGHIA

Name of Committee (in full)

**METROPOLITAN EMPLOYEES' POLITICAL
PARTICIPATION FUND A**

Address (Number and Street)

ONE MADISON AVE.

City, State and ZIP Code

NEW YORK, NY 10010

☐ Check here if address is different than previously reported

Identification Number

C 00040923

☐ This Committee was held as a multicandidate committee during
Reporting Period on

Date

4 TYPE OF REPORT (Check appropriate boxes)

☐ April 15 Quarterly Report ☐ October 15 Quarterly Report

☐ July 15 Quarterly Report ☐ January 31 Year End Report

☐ July 31 Mid Year Report (Non Election Year Only)

☒ Monthly Report for **DECEMBER, 1984**
☐ Twelfth day report preceding

Election of Officers

election on

in the State of

☐ Thirtieth day report following the General Election

on

in the State of

☐ Termination Report

(b) Is this Report an Amendment?

☐ YES

☒ NO

SUMMARY

Reporting Period **10/1/84** through **10/31/84**

Balance forward, January 1, 1984

Balance forward beginning of Reporting Period

Total Receipts during the PR

Total Disbursements during the PR

Balance forward, January 1, 1984

Balance forward beginning of Reporting Period

Total Receipts during the PR

Total Disbursements during the PR

Balance forward, January 1, 1984

Balance forward beginning of Reporting Period

COLUMN A
This Period

COLUMN B
Calendar Year to Date

\$ 7,992.04

\$ 16,417.50

\$ 6,325.12 **\$ 51,582.23**

\$ 22,742.62 **\$ 59,581.27**

\$ 12,744.00 **\$ 49,582.65**

\$ 9,998.62 **\$ 9,998.62**

\$ -

\$ -

PATRICIA A. JACKSON
ASST. TREAS.

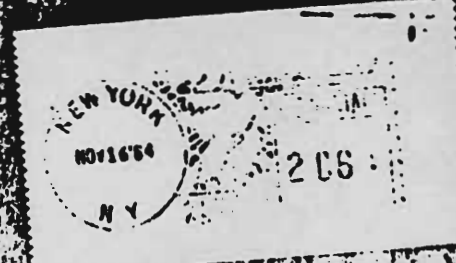
Patricia A Jackson

10/16/84

All previous versions of FEC FORM 3 and FEC FORM 3a are obsolete and should no longer be used.

84 NOV 19 30 54 00 30 54 59 30 55 00 4

84 NOV 19



First-Class Mail

41

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

CERTIFIED MAIL
NO. 821971
PROVIDE RECEIPT & QUESTIONS

RAD 1

* METROPOLITAN EMPLOYEES POLITICAL PARTICIPATION FUND
 TREASURER'S NAME: DEE K KALOK
 ONE MADISON AVENUE
 NEW YORK NY 10010

None

November Monthly Report 23b
 received 11/16/84

85NF-23

NCNB CORPORATION POLITICAL ACTION COMMITTEE (NCNB PAC) */
 TREASURER'S NAME: MARK LEGGETT
 ONE NCNB PLAZA
 CHARLOTTE NC 28255

12/18/84 24b

November Monthly Report 24c24d
 received 11/15/84
 Letter received 12/24/84

85NF-24

NORFOLK SOUTHERN CORPORATION TAX ELIGIBLE GOOD GOVERNMENT FUND */
 TREASURER'S NAME: ERNNA A. LUCKETT
 P O BOX 3609
 NORFOLK VA 23514

None

Pre-General Report 25b
 received 11/7/84

85NF-25

PLANNING RESEARCH CORPORATION POLITICAL ACTION COMMITTEE */
 TREASURER'S NAME: BERT A CONCKLIN
 1500 PLANNING RESEARCH DRIVE
 MCLEAN VA 22102

None

November Monthly Report 26b
 received 11/23/84

85NF-26

PROFESSIONAL INSURANCE AGENTS POLITICAL ACTION COMMITTEE
 TREASURER'S NAME: J ANOX HILLMAN JR
 400 NORTH WASHINGTON ST.
 ALEXANDRIA VA 22314

None

November Monthly Report 27b
 received 11/15/84 27c
 Pre-General Report
 received 11/30/84

85NF-27

REPUBLICAN CONGRESSIONAL BOOSTERS CLUB
 TREASURER'S NAME: EDWARD T TAIT
 300 FIRST STREET SE (TOP FLOOR)
 WASHINGTON, DC 20003

None

Letter and Pre-General 28b
 Report received 11/19/84

85NF-28

SUN COMPANY INC POLITICAL ACTION COMMITTEE
 TREASURER'S NAME: WILLIAM B PRIESTLEY
 2000 MARKET ST.
 PHILADELPHIA PA 19103

None

November Monthly Report 29a29b
 received 11/20/84
 Letter received 11/29/84

85NF-29



FEDERAL ELECTION COMMISSION

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

THIS IS THE BEGINNING OF MUR # 1938

Date Filmed 10/12/85 Camera No. --- 3

Cameraman AS

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