

77040021931

September 22, 1977

Francis C. Hertzog, Jr., M.D.
3801 Long Beach Boulevard
Long Beach, California 90807

Re: MUR 199 (76)

Dear Dr. Hertzog:

In reviewing the file in the above-referenced matter, I discovered the enclosed photograph which you submitted to the Commission.

It appears that we will have no further use of the photograph since the case is closed. Accordingly, I am returning it to you.

Sincerely yours,

Gloria R. Sulton
Gloria R. Sulton

Enclosure

FEDERAL ELECTION COMMISSION
OFFICIAL FILE COPY
OFFICE OF GENERAL COUNSEL

file



FEDERAL ELECTION COMMISSION

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

Dale B. Deatherage, Esq.
Wallace and Deatherage
Post Office Box 7646
Long Beach, CA 90807

JAN 11 1977

Re: MUR 199 (76)

Dear Mr. Deatherage:

The Commission voted on January 5, 1977, to terminate its investigation into alleged violations of 2 U.S.C. §411f by your client, Dr. Hertzog. The Commission determined that there was no reason to believe that the Federal Election Campaign Act of 1971, as amended, had been either substantially or willfully violated and that voluntary compliance had been achieved. Accordingly, the Commission intends to close its file in this matter.

Copies of the Commission's determination and two General Counsel Reports are enclosed for your information. If you have any questions, please contact Gloria R. Sulton (telephone no. 202/382-4041), the attorney assigned to this matter.

Sincerely yours,

151

William C. Oldaker
General Counsel

Enclosures

RECEIVED
JAN 11 1977
OFFICE OF GENERAL COUNSEL



JAN 07 1977

Mr. & Mrs. Roger Zanotto
1401 Shannon Place
Carrollton, Texas 75006

Re: MUR 199 (76)

Dear Mr. & Mrs. Zanotto:

The Commission voted on *Jan. 5* 1977, to terminate its investigation into alleged violations of 2 U.S.C. §441f. The Commission determined that there was no reason to believe that the Federal Election Campaign Act of 1971, as amended, had been either substantially or willfully violated and that voluntary compliance had been achieved. Accordingly, the Commission intends to close its file in this matter.

Copies of the Commission's determination and two General Counsel Reports are enclosed for your information. If you have any questions, please contact Gloria Sulton (telephone number 202/382-4041), the attorney assigned to this matter.

Sincerely yours,

151

~~John G. Murphy, Jr.~~
General Counsel

William Oldaker

B.S.
Enclosures

GSULTON:pjg:12/20/76

cc: Chron file

MUR file

GS

FEDERAL ELECTION COMMISSION
OFFICIAL FILE COPY
OFFICE OF GENERAL COUNSEL

Joel D. Joseph, Esquire
Suite 1010
1712 Eye Street, N.W.
Washington, D. C. 20006

JAN 07 1977

Re: MUR 199 (76)

Dear Mr. Joseph:

On Jan. 5, 1976, the Commission voted to terminate its inquiry into alleged violations of 2 U.S.C. §441f pursuant to a complaint filed by your client, Mr. Martin-Trigona. The Commission determined that there was no reason to believe that the Federal Election Campaign Act of 1971, as amended, had been either substantially or willfully violated and that voluntary compliance had been achieved. Accordingly, the Commission intends to close its file in this matter.

Copies of the Commission's determination and two General Counsel Reports are enclosed for your information. If you have any questions, please contact Gloria R. Sulton (telephone no. 202/382-4041), the attorney assigned to this matter.

Sincerely yours,

15/
~~John G. Murphy, Jr.~~
General Counsel

William Oldaker

P.S.
Enclosures

GSULTON:pjg:12/20/76
cc: Chron file
MUR file
GS

FEDERAL ELECTION COMMISSION
OFFICIAL FILE COPY
OFFICE OF GENERAL COUNSEL

JAN 07 1977

Douglas B. Huron, Esquire
Carter-Mondale Transition Planning
Group
Post Office Box 2600
Washington, D. C. 20013

Re: MUR 199 (76)

Dear Mr. Huron:

I am enclosing a copy of the Commission's determination and two General Counsel Reports for your information with respect to the above referenced matter. As you will note, the Commission has decided to close its file in this matter.

Sincerely yours,

151

~~John G. Murphy, Jr.~~
General Counsel

William O'Daker

Enclosures

GSULTON:pjg:12/20/76
cc: Chron file
MUR file
GS

FEDERAL ELECTION COMMISSION
OFFICIAL FILE COPY
OFFICE OF GENERAL COUNSEL

77040021935

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
F.C. Hertzog, Jr. and) MUR 199 (76)
Mr. & Mrs. Roger Zanutto)

CERTIFICATION

I, Marjorie W. Emmons, Secretary to the Federal Election Commission, do hereby certify that on January 5, 1977, the Commission determined by a vote of 6-0, that there was no reason to believe that a violation of the Federal Election Campaign Act of 1971, as amended, had been committed in the above-captioned matter.

Accordingly, the file in this matter has been closed.

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

FEDERAL ELECTION COMMISSION
OFFICIAL FILE COPY
OFFICE OF GENERAL COUNSEL

77040021936

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 199 (76)
F.C. Hertzog, Jr. and)
Mr. & Mrs. Roger Zanotto)

GENERAL COUNSEL'S REPORT

I. Allegations

A complaint filed by Anthony Martin-Trigona on July 22, 1976, alleged that contributions were made by F. C. Hertzog, Jr. and Mr. & Mrs. Roger Zanotto in the names of their minor children, Lars and Haldis Hertzog and Tristine Zanotto.

All other allegations were dismissed pursuant to the recommendations contained in the first General Counsel's Report.

II. Evidence

Dr. F. C. Hertzog, Jr. and Mr. & Mrs. Zanotto were notified on October 8, 1976 that the Commission found reason to believe a violation of 2 U.S.C. §441f had occurred.

A. Hertzog - Dr. Hertzog responded through counsel on October 22, 1976 indicating that all pertinent documents and facts had been previously provided. He further stated a willingness to settle this matter by seeking return of the

FEDERAL ELECTION COMMISSION
GENERAL FILE COPY
OFFICE OF GENERAL COUNSEL

7704000:1937

funds from the Carter Committee for deposit into the children's trust fund. (Letter attached hereto).

B. Zanotto - Mrs. Zanotto responded on October 16, 1976 giving an extensive account of the circumstances surrounding the contribution in Tristine's name. (See attached reply).

C. Carter Committee - Douglas Huron, counsel for the Carter Committee, has agreed to return the full amount of the funds received with respect to the minor children herein. (See letter attached). Mr. Huron advised each respondent of his proposal to return the funds in order to settle this matter.

Counsel assigned to this case contacted each party with respect to voluntarily settling this matter and has been advised by each party that the funds were returned and deposited into the respective children's accounts. (See attached letters).

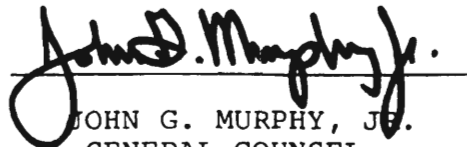
III. Analysis and Recommendation

Based upon the voluntarily return of the funds by the Carter Committee and acceptance and deposit of the funds by the parents into the children's accounts, it is recommended that the file be closed.

IV. Conclusion

Send the attached letters.

770400:1931
EXHIBIT COPY
OFFICE OF GENERAL COUNSEL


JOHN G. MURPHY, JR.
GENERAL COUNSEL

DATE: December 22, 1978

EDUCATION
ORIGINAL FILE COPY
OFFICE OF GENERAL COUNSEL

77040021931

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

OCT 29 1976

Douglas B. Huron, Esq.
Counsel
1976 Democratic Presidential
Campaign Committee, Inc.
P.O. Box 1976
Atlanta, GA 30301

Re: MUR 199 (76)

Dear Mr. Huron:

This acknowledges receipt of your letter of October 20, 1976 and confirms your conversation with Gloria R. Sulton of my staff in which she requested return of the contributions at issue in this case pursuant to the proposal contained in your letter. Upon acknowledgement of receipt and deposit of the funds in the children's accounts by the parents, we will be prepared to recommend to the Commission that it close the file in this matter.

If you have further questions, please do not hesitate to contact Mrs. Sulton on 202/382-4041.

Sincerely yours,

William C. Oldaker
Assistant General Counsel

cc: Dale B. Deatherage, Esq.
Wallace and Deatherage ✓
P.O. Box 7646
Long Beach, CA 90807

Mr. & Mrs. Roger Zanotto ✓
1401 Shannon Place
Carrollton, TX 75006

GSulton:pjg:10/28/76 CC: Chron file, MURfile, GS

FEDERAL ELECTION COMMISSION
OFFICIAL FILE COPY
OFFICE OF GENERAL COUNSEL

77040021940

W.C.

770400:1941

PC

PS Form 3811, Mar. 1976

● 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..... 15¢

☒ Show to whom, date, & address of delivery.. 35¢

☐ RESTRICTED DELIVERY.
Show to whom and date delivered..... 65¢

☐ RESTRICTED DELIVERY.
Show to whom, date, and address of delivery 85¢

2. ARTICLE ADDRESSED TO:

Douglas B. Huron, Esq.

3. ARTICLE DESCRIPTION:

REGISTERED NO.	CERTIFIED NO.	INSURED NO.
	<i>435452</i>	

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE ☐ Addressee ☒ Authorized agent

Douglas B. Huron

4. DATE OF DELIVERY *11-1-76* POSTMARK

5. ADDRESS (Complete only if requested)
ATLANTA, GA 30309
100-COLONY 59

6. UNABLE TO DELIVER BECAUSE:

CLERK'S INITIALS

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL.

☆ GPO : 1976-O-203-456

OFFICIAL FILE COPY
OFFICE OF GENERAL COUNSEL

☆ GOP: 1976-O-203-456

THE COPY
GIVEN TO SENATOR COUNSEL

SECTION OVERVIEW: BENEFITERS AND PROVIDERS

☆ GOP: 1976-O-203-456

1. General

CC #719

RECEIVED
FEDERAL ELECTION COMMISSION

Jimmy Carter Presidential Campaign

Oct 12 P4:10

October 5, 1976

Mr. John G. Murphy, Jr.
General Counsel
Federal Election Commission
1325 K Street, N. W.
Washington, D. C. 20463

762792

RE: MUR 199 (76)

Dear Mr. Murphy:

Our letter of September 7 stated that we were attempting to obtain documentation of loan conversions by Mr. and Mrs. Bernard Weissbourd and Mr. and Mrs. Sanford Greenberg. Enclosed is the requisite documentation.

If you have any questions about any aspect of Mr. Martin-Trigona's complaint, please contact us.

Sincerely,



Douglas B. Huron
Counsel
1976 Democratic Presidential
Campaign Committee, Inc.

Enclosures

RECEIVED
FEDERAL ELECTION COMMISSION
OCT 11 1976
OFFICE OF GENERAL COUNSEL

P.O. Box 1976 Atlanta, Georgia 30301 404/897-7100

SANFORD D. GREENBERG

600 NEW HAMPSHIRE AVENUE N.W.
WASHINGTON D.C. 20037

September 1, 1976

To Whom It May Concern:

This is to confirm that, as per the letter of Sanford D. Greenberg to Morris Dees on May 14, 1976, the \$1,000 loans to the Jimmy Carter Presidential Campaign made by Sanford D. Greenberg and Susan R. Greenberg respectively, were converted as of May 14, 1976, into contributions to the above campaign, in like amounts, to wit, \$1,000 from Sanford D. Greenberg and \$1,000 from Susan R. Greenberg.

FEDERAL ELECTION COMMISSION
OFFICIAL FILE COPY
OFFICE OF GENERAL COUNSEL

Sanford D. Greenberg
Sanford D. Greenberg

Business Executive

Office: 600 New Hampshire Ave., N.W.
Washington, D.C. 20037

Home: 700 New Hampshire Ave., N.W.
Washington, D.C. 20037

Susan R. Greenberg
Susan R. Greenberg,

Homemaker

Home: 700 New Hampshire Ave., N.W.
Washington, D.C. 20037



Jimmy Carter

Presidential Campaign

For America's third century, why not our best?

TO WHOM IT MAY CONCERN:

THIS IS TO CERTIFY THAT WE HAVE DIRECTED THAT THE LOANS WHICH WE MADE TO THE JIMMY CARTER CAMPAIGN FOR \$1000.00 EACH IN THE FORM OF A SINGLE CHECK (#2750) SIGNED BY BERNARD WEISSBOURD ON DECEMBER 30, 1975, BE CONVERTED TO THE FORM OF CONTRIBUTIONS AS ORIGINALLY INDICATED IN THE LETTER OF BERNARD WEISSBOURD TO MORRIS DEES ON APRIL 26, 1976.

Bernard Weissbourd
signature

Sept 22, 1976
date

Bernard Weissbourd
name printed

Bernard Weissbourd
signature

Sept 22, 1976
date

Bernard Weissbourd
name printed

FEDERAL ELECTION COMMISSION
OFFICE OF THE CLERK
WASHINGTON, D.C.

JIMMY CARTER WALTER MONDALE



Leaders, for a change.

P.O. Box 1976, Atlanta, Georgia 30301

Mr. John G. Murphy, Jr.
General Counsel
Federal Election Commission
1325 K Street, N. W.
Washington, D. C. 20563

PS Form 3811, Mar. 1976

● 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..... 15¢
☒ Show to whom, date, & address of delivery.. 35¢
☐ RESTRICTED DELIVERY.
Show to whom and date delivered..... 65¢
☐ RESTRICTED DELIVERY.
Show to whom, date, and address of delivery 85¢

2. ARTICLE ADDRESSED TO:

Mr. & Mrs. Zaretto

3. ARTICLE DESCRIPTION:

REGISTERED NO. CERTIFIED NO. INSURED NO.

938217

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE ☐ Addressee ☐ Authorized agent

Elena Zaretto

4. DATE OF DELIVERY

10-12-76 mb

5. ADDRESS (Complete only if requested)

*1401 Shannon
Corroilton, Tex 75006*

6. UNABLE TO DELIVER BECAUSE:

CLERK'S
INITIALS

Try 199 GC class

PS Form 3811, Mar. 1976

● 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..... 15¢
☒ Show to whom, date, & address of delivery.. 35¢
☐ RESTRICTED DELIVERY.
 Show to whom and date delivered..... 65¢
☐ RESTRICTED DELIVERY.
 Show to whom, date, and address of delivery 85¢

2. ARTICLE ADDRESSED TO:
 Dr. F. C. Hertzog

3. ARTICLE DESCRIPTION:
 REGISTERED NO. CERTIFIED NO. INSURED NO.
 438218

(Always obtain signature of addressee or agent)

I have received the article described above.
 SIGNATURE ☐ Addressee ☐ Authorized agent
 Judi Anderson

4. DATE OF DELIVERY POSTMARK
 10-13-76

5. ADDRESS (Complete only if requested)
 3801 L B Blvd

6. UNABLE TO DELIVER BECAUSE: CLERK'S INITIALS

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

☆ GPO : 1976-O-203-456

PS Form 3811, Mar. 1976

● 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..... 15¢
☒ Show to whom, date, & address of delivery.. 35¢
☐ RESTRICTED DELIVERY.
 Show to whom and date delivered..... 65¢
☐ RESTRICTED DELIVERY.
 Show to whom, date, and address of delivery 85¢

2. ARTICLE ADDRESSED TO:
 Mr. F. C. Hertzog, Jr.
 Long Beach, CA

3. ARTICLE DESCRIPTION:
 REGISTERED NO. CERTIFIED NO. INSURED NO.
 438198

(Always obtain signature of addressee or agent)

I have received the article described above.
 SIGNATURE ☐ Addressee ☐ Authorized agent
 4

4. DATE OF DELIVERY POSTMARK

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE: CLERK'S INITIALS

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

☆ GPO : 1976-O-203-456

UNITED STATES GOVERNMENT



FEDERAL ELECTION COMMISSION

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

8 OCT 1976

Mr. Joel D. Joseph
Suite 1010
1712 Eye Street, N. W.
Washington, D. C. 20006

Re: MUR 199 (76)

Dear Mr. Joseph:

On October 5, 1976, the Commission voted to terminate its inquiry into alleged violations of 2 U.S.C. §§441a and 441f by Jimmy Carter and the Committee for Jimmy Carter pursuant to a complaint filed by your client, Anthony R. Martin-Trigona. The Commission determined that there was no reason to believe a violation of the Federal Election Campaign Act of 1971, as amended, had occurred. The excess contributions to which you alleged were either returned by the Committee or occasioned by inaccurate computer entries. Further, there is no evidence to support a finding that the Committee knowingly received contributions in the name of another person. Accordingly, the Commission intends to close its file with respect to these allegations.

With respect to your remaining allegations, the Commission determined that there was no reason to believe that Mr. Gerald Patterson has made a contribution in the name of his son, Chris. The Commission is conducting a preliminary investigation with respect to the remaining allegations in your complaint. Please note that 2 U.S.C. §437g(a)(3) prohibits any person from making public the notification or investigation under this section without written consent of the person with respect to whom such investigation is made.

FEDERAL ELECTION COMMISSION
OCT 12 1976
CAROL G. CHAMBERLAIN



- 2 -

A copy of the Commission's determination is enclosed for your information. If you have any questions, you may contact Gloria R. Sulton (telephone no. 202/382-4041), the attorney assigned to this matter.

Sincerely yours,

Signed: John G. Murphy, Jr.

John G. Murphy, Jr.
General Counsel

OFFICE

Enclosure

1561: CUP 027



FEDERAL ELECTION COMMISSION

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

8 OCT 1976

Mr. Gerald Patterson
1405 Dug Gap Road
Dalton, Georgia 30720

Re: MUR 199 (76)

Dear Mr. Patterson:

On October 5, 1976, the Commission voted to terminate its inquiry into the alleged violation of 2 U.S.C. §441f against you. The Commission determined that there was no reason to believe a violation of the Federal Election Campaign Act of 1971, as amended, had occurred. Accordingly, the Commission intends to close its file on you.

A copy of the Commission's determination is enclosed for your information. If you have any questions, please contact Gloria R. Sulton (telephone no. 202/382-4041), the attorney assigned to this matter.

Sincerely yours,

John G. Murphy, Jr.
General Counsel

Enclosure





FEDERAL ELECTION COMMISSION

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

8 OCT 1976

Mr. Douglas B. Huron, Esq.
Counsel
Committee for Jimmy Carter
P. O. Box 1976
Atlanta, Georgia 30301

Re: MUR 199 (76)

Dear Mr. Huron:

On October 5, 1976, the Commission voted to terminate its inquiry into the alleged violations of 2 U.S.C. §§441a and 441f against Jimmy Carter and the Committee for Jimmy Carter. The Commission determined that there was no reason to believe violations of the Federal Election Campaign Act of 1971, as amended (the Act) had occurred. Accordingly, the Commission intends to close its file in this matter.

A copy of the Commission's determination is enclosed for your information. If you have any questions, please contact Gloria R. Sulton (telephone no. 202/382-4041), the attorney assigned to this matter.

Sincerely yours,

Signed: John G. Murphy, Jr.

John G. Murphy, Jr.
General Counsel

Enclosure

cc: Mr. Robert J. Lipshutz

FEDERAL ELECTION COMMISSION
COPY
OF GENERAL COUNSEL





FEDERAL ELECTION COMMISSION

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

CERTIFIED MAIL

RETURN RECEIPT REQUESTED

8 OCT 1976

Mr. & Mrs. Roger Zanotto
1401 Shannon Place
Carrollton, Texas 75006

Re: MUR 199 (76)

Dear Mr. & Mrs. Zanotto:

This is to notify you that the Commission has determined that there is reason to believe that you have committed a violation of 2 U.S.C. §441f of the Federal Election Campaign Act of 1971, as amended (the Act). Accordingly, the Commission has authorized a preliminary investigation into the allegations of the complaint which you were previously forwarded.

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. You are specifically requested to identify the source of the funds from which the contribution was made, and any factual information surrounding the making of the contribution in question as well as the age of Tristine at the time such decision was made. Statements should be signed and sworn to under oath before a notary public.

The Commission has a duty to investigate this matter expeditiously; therefore your response should be submitted within ten days after receipt of this notification. You will be sent copies or summaries of all correspondence received by the Commission from the complainant concerning this matter. If you have any questions, please contact Gloria R. Sulton (telephone no. 202/382-4041), the attorney assigned to this case.



COMMISSION
COPY
ATTORNEY GENERAL

7704001951

- 2 -

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

Sincerely yours,

Signed: John G. Murphy, Jr.

John G. Murphy, Jr.
General Counsel

77040021953
OFFICE OF THE ATTORNEY GENERAL
WASHINGTON, D.C.



FEDERAL ELECTION COMMISSION

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

8 OCT 1976

CERTIFIED MAIL

RETURN RECEIPT REQUESTED

Dr. F. C. Hertzog, Jr.
3801 Long Beach Boulevard
Long Beach, California 90807

Re: MUR 199 (76)

Dear Mr. Hertzog:

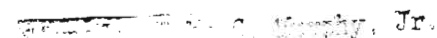
This is to notify you that the Commission has determined that there is reason to believe that you have committed a violation of 2 U.S.C. §441f of the Federal Election Campaign Act of 1971, as amended, (the Act) with respect to your children, Lars and Haldis. Accordingly, the Commission has authorized a preliminary investigation into the allegations of the complaint which you were previously forwarded.

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. Statements should be submitted under oath.

The Commission has a duty to investigate this matter expeditiously; therefore, your response should be submitted within ten days after receipt of this notification. You will be sent copies or summaries of all correspondence received by the Commission from the complainant concerning this matter. If you have any questions, please contact Gloria R. Sulton (telephone no. 202/382-4041), the attorney to this case.

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

Sincerely yours,


John G. Murphy, Jr.

General Counsel



BEFORE THE FEDERAL ELECTION COMMISSION

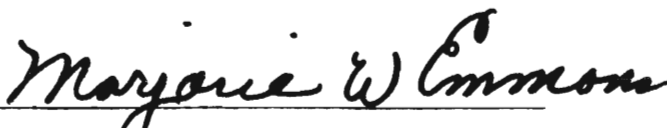
In the Matter of
James E. Carter/Committee for
Jimmy Carter
F. C. Hertzog, Jr.
Mr. and Mrs. Roger Zanotto
Mr. Gerald Patterson

MUR 199 (76)

FEDERAL ELECTION COMMISSION
OFFICIAL FILE COPY
OFFICE OF GENERAL COUNSEL

CERTIFICATION

I, Marjorie W. Emmons, Secretary to the Federal Election Commission, do hereby certify that on October 5, 1976, the Commission determined by a vote of 4-2 that there was reason to believe that violations of the Federal Election Campaign Act of 1971, as amended, had been committed by Dr. F. C. Hertzog, Jr., and Mr. and Mrs. Roger Zanotto, and that there was no reason to believe that violations had been committed by James E. Carter/Committee for Jimmy Carter, or Mr. Gerald Patterson in the above-captioned matter. Voting to make this finding were Commissioner Springer, Staebler, Thomson and Tiernan. Voting not to make this finding were Commissioners Aikens and Harris.



Marjorie W. Emmons
Secretary to the Commission

770400:1957

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

MUR 199 (76)

James E. Carter/Committee for
Jimmy Carter

F.C. Hertzog, Jr.

Mr. & Mrs. Roger Zanotto

Mr. Gerald Patterson

FEDERAL ELECTION COMMISSION
OFFICIAL FILE COPY
OFFICE OF GENERAL COUNSEL

GENERAL COUNSEL'S REPORT

I. Allegations

A complaint filed by Anthony Martin-Trigona alleged:

1. That the Carter Committee received contributions in excess of the limits under 2 U.S.C. §441b from Mrs. M.C. Clonts, (\$1,700); Mr. & Mrs. Bernard Weissbourd, (\$2,000) and Sanford Greenberg (\$1,000).

2. Contributions were made by F.C. Hertzog, Jr., Mr. & Mrs. Roger Zanotto and Mr. Gerald Patterson in the names of their children in violation of 2 U.S.C. §441f.

II. Evidence

1. The reports of receipts and expenditures were checked to verify whether the named contributors appeared thereon. Reports examining verified the contributors as

770479:1953

having been credited with contributions exceeding the limits of 2 U.S.C. §441a. The Commission sent a letter on August 20, 1976 inquiring into this allegation.

Respondent committee replied on September 7, 1976 (see attached letter). With respect to Mrs. M.C. Clonts, the Committee reported that a \$700 rebate was forwarded on August 13, 1976. With respect to the contribution from Mr. & Mrs. Weissbourd, respondent committee explains that initially the funds were transmitted as a loan. Later the contributors decided to convert it to a gift. The dual reporting was apparently due to double entry in the computer. With respect to Sanford Greenberg Respondent reports that a \$2,000 loan was received which was attributed \$1,000 each to Mr. & Mrs. Greenberg. Subsequent thereto, the loans were converted to gifts.

2. The Commission advised each of the parents in a preliminary inquiry letter dated August 19, 1976 of a possible violation of 2 U.S.C. §441f. Each parent responded (see attached letters).

A. Hertzog - Dr. Hertzog responded as requested in our letter by stating that the source of the funds contributed were from a trust account in the children's

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RECEIVED
GENERAL INVESTIGATIVE
DIVISION
OCT 1 1976

names and none of the monies in the trust account came from he or his wife. He also gave the birthdates of the children who range in age from five to twenty-four years.

B. Patterson - Mr. Gerald Patterson states that his son Chris is 14 years old; that his sources of funds include: unrestricted cash gifts from his father given over a period of time; a savings account (not the source of the contribution); rental income from property he owns but Chris and his wife manage; and dividends from stock in Chris' name.

C. Zanotto - Mrs. Roger Zanotto replied by stating that her daughter Tristine, of her own "free will" gave to Carter from monies in a savings account. Upon further inquiry, by telephone, Gloria Sulton, the attorney assigned to this MUR, determined that Tristine is six years old and has had a savings account since she was about six months old.

Respondent Committee, in answer to this allegation, indicates that it had no knowledge that the funds received from Chris Patterson or Tristine Zanotto were not given by the individuals identified in the cashier's checks or did not come from funds controlled by them.

FEDERAL ELECTION COMMISSION
OFFICIAL FILE COPY
CLERK OF SUPREME COURT

770400:1951

In the case of the Hertzog children, special forms were forwarded for signature by each contributor that each had made the contribution (checks were drawn on a trust account).

III. Analysis and Recommendation

1. The allegations regarding contributions in excess of the limits have been clarified and I am satisfied that no contributions from the named individuals have been knowingly accepted in excess of the limits. It is recommended that the complaint be dismissed with respect to these allegations against Respondent committee.

2. With respect to contributions in the name of another, there is no evidence that respondent committee knowingly accepted such contributions. The committee appears to have made a good faith effort to make such determination by use of the special form in the trust account situation. It is recommended that the complaint be dismissed against the committee with respect to this issue.

The question of whether Dr. Hertzog and Mrs. Zanotto have made contributions in the names of their minor children, particularly those seven years of age and younger, presents a difficult question. Our proposed regulations state that minor children may contribute if "(i) The decision to contribute is made knowingly and voluntarily

7704001961
FEDERAL ELECTION COMMISSION
OFFICE OF LEGAL COUNSEL
OFFICIAL COPY

7774001196
by the minor child . . ." §110.1(i). This is a reasonable standard to use in interpreting the statute; however, the applicability of this standard to five, six and seven year old children, whose intellectual and judgmental abilities are unknown, is difficult. Nevertheless, it is submitted that a reasonable person would hardly conclude that children at those ages are sufficiently astute to understand the nature of their acts. Therefore, it is recommended that the Commission find reason to believe there has been a violation of 2 U.S.C. §441f by Dr. Hertzog and Mr. & Mrs. Zanotto with respect to the contributions from Lars and Haldis Hertzog and Tristine Zanotto, respectively.

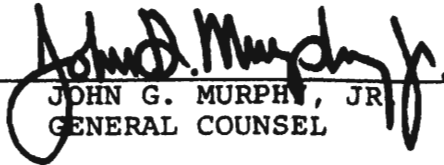
On the other hand, a child of 14 years seems capable of making such a decision and it is recommended that the case be dismissed against Mr. Patterson.

IV. Conclusion

1. Dismiss complaint with respect to Jimmy Carter, Committee for Jimmy Carter and Gerald Patterson; send attached letters.

2. Find reason to believe a violation of 2 U.S.C. §441f has been committed by Dr. F.C. Hertzog, Jr. and Mr. & Mrs. Roger Zanotto; send attached letters.

FEDERAL ELECTION COMMISSION
OFFICIAL FILE COPY
FEDERAL COUNSEL


JOHN G. MURPHY, JR.
GENERAL COUNSEL

DATE: September 28, 1976

JOHN G. MURPHY, JR.
GENERAL COUNSEL
OFFICE OF GENERAL COUNSEL

770400:1951



FEDERAL ELECTION COMMISSION

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

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Robert J. Lipshutz
Treasurer
Committee for Jimmy Carter
1795 Peachtree Street, N.W.
Atlanta, Georgia 30309

8 SEP 1976

Dear Mr. Lipshutz:

This letter is to notify you that the attached newspaper articles regarding the Committee for Jimmy Carter have come to the attention of the Federal Election Commission. The Commission is forwarding this information to you to apprise you that these matters have been raised.

The Commission is presently conducting a preliminary inquiry into this matter to determine what action, if any, it should take. Under the Act, the Commission must consider such matters expeditiously; accordingly, please submit within ten days any factual or legal materials which you believe are relevant to the Commission's analysis of the matters raised in these articles. Specifically, information should be provided regarding the allegations that primary campaign expenditures over \$100 were not reported properly and that presidential primary matching funds were used for other than qualified campaign expenses.

If you have any questions please do not hesitate to contact us. The staff member assigned to this case is Ms. Lyn Oliphant (202/382-1047).

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

Sincerely yours,

Signed: John G. Murphy, Jr.

John G. Murphy, Jr.
General Counsel



LOliphant cc 8/27/76

SPEED MESSAGE

CC #511

TO Mr. John G. Murphy, Jr., ^{REC} ~~Gen.~~ Counsel ^{FEDERAL} FROM Mr. & Mrs. Roger Zanotto
Federal Election Commission
1325 K Street N.W.

1401 Shannon Place 762053

Washington, D. C. 20463

Carrollton, Tx. 75006

SUBJECT Re: MR 199 (76)

76 SEP 8

10:26

OLD

DATE 9/01/76 19

Thank you for your letter of August 19, 1976. The letter was delayed in delivery due to a change in address. Please be advised that the contribution made by our daughter, Tristine Zanotto, to the Committee for Jimmy Carter was made of her own free will and with her own monies. She has her own savings account. She was and still is very inquisitive and interested in the next president. We do discuss politics a great deal within our home and with friends, neighbors, and acquaintances. This possibly roused her interest; however, the constant barrage from TV is what really did the job. She decided she wanted to take a part in this year---especially since it is our 200th birthday and most important. I do hope this answers the allegation to the satisfaction of the Commission.

The above is submitted as factual under oath:

Witness

Elizabeth Spier

Dated

9/1/76

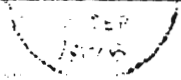
Sincerely,

SIGNED

Mrs. Roger M. Zanotto

OFFICE OF GENERAL COUNSEL

Postmaster
Post Office
Washington, D.C. 20006



6111176

76 SEP 8 AIO: 15

FEDERAL BUREAU OF INVESTIGATION
OFFICE OF THE DIRECTOR

Mr. John C. Murky, Jr.
Gen. Counsel Federal Election Comm.
1325 K St. N.W.
Washington, D. C. 20463

CC # 497

RECEIVED MUR 199
FEDERAL ELECTION COMMISSION
Sutton

FRANCIS C. HERTZOG, JR., M.D., F.A.C.S.

Eye Physician and Surgeon

3801 LONG BEACH BOULEVARD
LONG BEACH, CALIFORNIA 90807

(213) 426-1773

76 SEP 7 9:32

September 1, 1976

761994

77040011957
John G. Murphy, Jr.
General Counsel
Federal Election Commission
1325 K Street N.W.
Washington, D.C. 20463

Dear Mr. Murphy:

Please refer to my letter of August 27, 1976.

I am now enclosing a Xerox copy of the certifying statement of my daughter Heidi.

Yours very truly,

F.C. Hertzog, Jr.
F. C. Hertzog, Jr., M.D.

FCH:r
Enclosure

761994
FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20543

TO WHOM IT MAY CONCERN:

This is to certify that a contribution in the amount of ^{\$}1000.⁻ has been made to the Jimmy Carter Presidential Campaign _____ in my name and such contribution is, in fact, my individual contribution.

Signature: Art Perday

Address: 4334 Myrtle Avenue

City: Long Beach

State: California

Zip: 90807

Telephone Number: 1-213-424-7242

Profession: Student

Business/Address: Same as above

Date: June 13, 1976

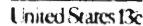
770400:1963
JUN 15 1976
FBI - LOS ANGELES

2611

73257 A8:15

1952-1953

John G. Murphy, Jr.
General Counsel
Federal Election Commission
1325 K. Street N.W.
Washington, D.C. 20463





Jimmy Carter

Presidential Campaign

For America's third century, why not our best?

CC #530
RECEIVED
FEDERAL ELECTION
COMMISSION

76 SEP 10 AID: 20

September 7, 1976

FEDERAL ELECTION COMMISSION
OFFICIAL FILE COPY
OFFICE OF GENERAL COUNSEL

762159

Mr. John G. Murphy, Jr.
General Counsel
Federal Election Commission
1325 K Street, N. W.
Washington, D. C. 20463

RE: MUR 199 (76)

Dear Mr. Murphy:

Robert Lipshutz has asked me to respond to your letter of August 20 transmitting a copy of a complaint against the Committee for Jimmy Carter filed by Anthony R. Martin-Trigona. Brad Litchfield of your staff agreed that we would be given until September 7 in which to mail this response to you.

Following certain preliminary statements, Mr. Martin-Trigona's complaint alleges two types of substantive violations of the Federal Election Campaign Act: (1) knowing receipt of contributions from persons in excess of the statutory maximum, and (2) knowing receipt of contributions made in the name of another.

Before proceeding on the merits, we would first like to point out that Mr. Martin-Trigona has inaccurately identified both the pre-nomination committee and the candidate. Our principal campaign committee during the primary season -- the committee which is the subject of this complaint -- was the Committee for Jimmy Carter. Our candidate was and is Jimmy Carter.

I. CONTRIBUTIONS EXCEEDING \$1,000

Paragraphs 6-8 of the complaint allege three separate instances in which the Committee for Jimmy Carter accepted contributions from individuals in excess of \$1,000. Your letter notes that the allegations in Paragraphs 7-8 have already been brought to our attention through the reports examining process. We will nevertheless comment here on the allegations in Paragraphs 7-8, as well as those in Paragraph 6.

770400:1977

FEDERAL ELECTION COMMISSION
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OFFICE OF GENERAL COUNSEL

A. Mrs. M. C. Clonts (Paragraph 6)

The complaint alleges that the Committee has received contributions of \$1,700 from Mrs. Clonts. In fact Mrs. Clonts, a widow, has attempted to contribute \$2,150 to our Committee. On August 13, some twelve days before we received your letter, we rebated \$700 to Mrs. Clonts after learning that she had attempted to contribute \$1,700. (See Attachment A-1) We subsequently learned that Mrs. Clonts had attempted to contribute an additional \$450 and rebated that amount. (See Attachment A-2) It is the campaign's policy in all cases to rebate amounts over \$1,000 received from one individual.

B. Mr. and Mrs. Bernard Weissbourd (Paragraph 7)

The complaint incorrectly alleges that the Committee has received \$4,000 from Mr. and Mrs. Weissbourd. On January 7, 1976, the campaign received a check for \$2,000 dated December 30, 1975, with the notation, "Loan from Mr. and Mrs. Bernard Weissbourd." (See Attachment B-1) We entered the transaction as two \$1,000 loans from Mr. and Mrs. Weissbourd. (See Attachments B-2, B-3) On April 26, 1976, Mr. Weissbourd sent a letter with enclosures to Morris Dees, converting the loans into two \$1,000 contributions. (See Attachment B-4) We cannot locate the enclosures (which apparently contained the documents required for conversion) referred to in Mr. Weissbourd's letter of April 26. We have attempted to contact his office to obtain formal conversion authorizations, but he has been on vacation. We will forward these documents to the Commission as soon as we get them.

It appears that the data concerning Mr. and Mrs. Weissbourd's contributions may have been inaccurately entered on our computer, thereby giving rise to some confusion.

C. Mr. Sanford Greenberg (Paragraph 8)

The complaint alleges that Mr. Greenberg contributed \$2,000 to the Committee for Jimmy Carter. In fact the Greenberg situation is remarkably similar to that of Mr. and Mrs. Weissbourd.

On January 22, 1976, Sanford Greenberg made out a check for \$2,000 to our Committee with the notation, "Loan for Direct Mail." (See Attachment C-1) Following examination, we entered the transaction as two \$1,000 loans from Mr. and Mrs. Greenberg. (See Attachments C-2, C-3) On May 14, by letters to Governor Carter and Morris Dees, the two loans were converted into two \$1,000 contributions. (See Attachments C-4, C-5) We have attempted to contact Mr. Greenberg's office to obtain formal conversion authorizations. Like Mr. Weissbourd, Mr. Greenberg has been on vacation; we will forward additional documentation as soon as we receive it.

As was true with the Weissbourds, computer errors appear to have played a role in the confusion concerning the Greenbergs' contributions.

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OFFICE OF GENERAL COUNSEL

II. CONTRIBUTIONS IN THE NAME OF ANOTHER

Paragraphs 9-11 of the complaint allege that the Committee for Jimmy Carter has knowingly received contributions given in the name of another, in particular that parents have contributed through minor children who did not have control over the funds donated.

Apart from personal association, our staff would have no way of knowing whether a contribution is made in the name of another, or whether a minor in fact had control over funds contributed. Our records do not indicate any violations of the law.

A. The Hertzog Family (Paragraph 9)

The complaint alleges that Francis Hertzog, Jr., contributed \$785 each through his daughter, Kate, and his son, Lars. Our records, summarized in Attachment D-1, show that ten members of the Hertzog family have contributed a total of \$9,100 to the Committee, through nine checks. (Lars is one of the nine family members, but our records show no contributions from Kate.)

Four of the nine checks are drawn on personal accounts -- two from F. C. Hertzog, Jr., one for \$1,000 and one for \$50*; one from Mrs. F. C. Hertzog, Jr., for \$1,000; and one from Mrs. F. C. Hertzog, Sr., for \$50. The other five checks, totalling \$7,000, are drawn on a trust account for which F. C. Hertzog, Jr., is trustee. Each of the five checks indicate that the amounts contributed are to be divided equally among seven members of the Hertzog family -- F. C. Hertzog, III, Heidi Hertzog, Tor Hertzog, Leif Hertzog, Kristian Hertzog, Lars Hertzog, and Haldis Hertzog. (See Attachments D-2 - D-4) In order to confirm this understanding, our campaign mailed standard forms which were completed by each of the seven Hertzogs in question, indicating that each had made a contribution of \$1,000. F. C. Hertzog, Jr., also sent a letter to this effect. (See Attachments D-5 - D-13)

It may be that some of the seven Hertzogs are minors (the signatures suggest this is true of Lars and Haldis Hertzog). Given our campaign's limited resources, however, we can only accept at face value the statement that a given contribution "is, in fact, my individual contribution."

B. Chris Patterson (Paragraph 10)

The complaint alleges that Chris Patterson's parents contributed \$250 to the campaign through Chris, a minor.

Our records indicate receipt of a cashier's check for \$250 from Chris Patterson. (See Attachment E-1) The check was not signed and did not contain his occupation. We sent a letter requesting this information,

*The \$50 check is marked "not a contribution," but we have rebated that amount.

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FEDERAL ELECTION COMMISSION
OFFICIAL FILE COPY
OFFICE OF GENERAL COUNSEL

but no response has been received. Because we did not have all required data, we did not submit Chris' contribution for matching.

Our Committee has received a copy of Gerald Patterson's response to this investigation. Mr. Patterson states that his son, Chris, contributed \$250 of Chris' own funds. We have no reason to doubt Mr. Patterson's statement.

C. Tristine Zanotto (Paragraph 11)

The complaint alleges that Tristine Zanotto's parents contributed \$250 to the campaign through Tristine, a minor.

Our records indicate receipt of a cashier's check for \$250 from Tristine Zanotto. The check was unsigned and did not contain occupation. (See Attachment F-1) We sent a letter requesting this information and received a response. (See Attachment F-2) Because of a computer error, our letter (Attachment F-2) omitted the amount contributed by Ms. Zanotto. We did not attempt to match this contribution or any others where a similar error was made.

While Tristine Zanotto's signature indicates she may be a minor, we have no reason to believe that the contribution in question did not come from funds controlled by her.

CONCLUSION

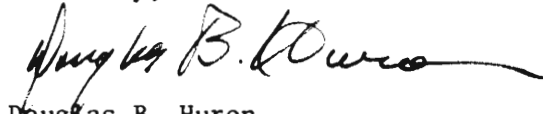
There is no truth in any allegations suggesting that the Committee for Jimmy Carter knowingly received unlawful contributions. Where we have learned of excessive contributions, as in the case of Mrs. Clonts, the campaign has rebated the amounts in question. Where there are questions about documentation, we have sent contributors forms to complete and return to us. We will forward additional information to you when we receive it, e.g., data from the Weissbourds and Greenbergs.

It is possible that the Committee has unknowingly received contributions from minors who did not control the funds contributed, although our records give us no reason to believe this to be the case. If the Commission determines otherwise, we will of course make appropriate rebates.

We would appreciate the opportunity to discuss this matter with representatives of the Commission before any further formal action is taken.

Thank you for the opportunity to state our position.

Sincerely,



Douglas B. Huron
Counsel
1976 Democratic Presidential
Campaign Committee, Inc.

Attachments

770400:1971

Clontz M.C.

A-1

BANK GAG

CHECK # 10827

VOUCHER

COMMITTEE FOR JIMMY CARTER

PAYEE NAME Mrs. M.C. Clontz

REQUESTED BY _____

PAYEE ADDRESS 2548 WOODBERRY DR.

DATE REQUESTED _____

WINSTON-SALEM

CHECK DUE BY _____

N.C. 27106

INVOICE TERMS _____

16 SEP 10 410:20

PURPOSE OF THE PAYMENT REBATE OF EXCESS CONTRIBUTION

IS THE PURPOSE OF THIS EXPENDITURE RELATED TO THE RAISING OF CONTRIBUTIONS?

YES _____ NO _____

AMOUNT REQUESTED seven hundred and 00/100 DOLLARS

\$ 700.00

ACCOUNT	AMOUNT	STATE	LOCALITY
<u>450</u>			<u>NC</u>

FEDERAL ELECTION COMMISSION
OFFICIAL FILE COPY

APPROVED BY DL

DATE PAID 8/13

NOTE: ALL THE INFORMATION REQUESTED ABOVE MUST BE PROVIDED FOR PURPOSES OF REPORTING TO THE FEDERAL GOVERNMENT.

77040021971

CLONTSMA

A-2

BANK

CHECK #

205

VOUCHER

COMMITTEE FOR JIMMY CARTER

PAYEE NAME Mrs. M.C. Clonts
2548 Woodberry Dr
Winston-Salem, N.C.
27106

REQUESTED BY L. Accardi
DATE REQUESTED SAP
CHECK DUE BY _____
INVOICE TERMS _____

PURPOSE OF THE PAYMENT REBATE OF EXCESS CONTRIBUTION

IS THE PURPOSE OF THIS EXPENDITURE RELATED TO THE RAISING OF CONTRIBUTIONS?

YES _____ NO ☒

AMOUNT REQUESTED four hundred fifty and 00/100 DOLLARS
\$ 450

ACCOUNT	AMOUNT	STATE	LOCALITY
<u>450</u>			<u>HQ</u>

FEDERAL ELECTION COMMISSION
OFFICIAL FILE COPY
OFFICE OF GENERAL COUNSEL

APPROVED BY [Signature] DATE PAID _____

NOTE: ALL THE INFORMATION REQUESTED ABOVE MUST BE PROVIDED FOR PURPOSES OF REPORTING TO THE FEDERAL GOVERNMENT.

770400:197

BERNARD WEISSBOURD
111 EAST WALKER DRIVE
CHICAGO, ILL. 60601

B-1

2759

December 30 1975 ²⁻²⁸/₇₁₀

PAY
TO THE
ORDER OF

Carter for President

\$2,000.00

Two Thousand and 00/100-----DOLLARS



**HARRIS
BANK**

Harris Trust and
Savings Bank
Chicago, Illinois

Bernard Weissbourd

✓ Loan from Mr. & Mrs. Bernard Weissbourd

⑈002759⑈⑈10710⑈0028⑈ 960⑈352⑈3⑈

117/76 NO B# DEP #F 303

FEDERAL
OFFICE
OFFICE

B-2

NAME WEISSBORD, BERNARD
SPOUSE'S NAME Mrs. BERNARD
STREET ADDRESS 111 EAST WALKER DR
CITY AND STATE CHICAGO, IL 60601

CONTRIBUTIONS

LEDGER CODE	DATE	AMOUNT	TOTAL

LOANS

L076	1-7-76	1000.00	1000.00

TOTAL 1000.00

AMOUNT OF REBATE \$ _____

OFFICIAL FILE COPY
OFFICE OF GENERAL COUNSEL

770403:1971

B-3

NAME WEISSBOURD, MRS. BERNARD
SPOUSE'S NAME BERNARD
STREET ADDRESS 111 EAST WACKER DR
CITY AND STATE CHICAGO, IL 60601

CONTRIBUTIONS

LEDGER CODE	DATE	AMOUNT	TOTAL

LOANS

L076	1-7-76	1000.00	1000.00

TOTAL 1000.00

AMOUNT OF REBATE \$

FEDERAL ELECTION COMMISSION
OFFICIAL FILE COPY
U.S. HOUSE OF REPRESENTATIVES

770403:1973



Office of the President

B-4

April 26, 1976

Mr. Morris Dees
National Finance Chairman
Jimmy Carter Presidential Campaign
P.O. Box 1976
Atlanta, Georgia 30301

Dear Morris:

All is forgiven! I am sending along the papers to
convert the loan to a contribution.

Best regards,

Sincerely,

Barney
Bernard Weissbourd

BW:km

Enclosures

RECEIVED
OFFICE OF THE PRESIDENT
APR 27 1976
CHICAGO, ILLINOIS

SANFORD D. GREENBERG

C-1

3239

January 22 19 76 ¹⁵⁻³₅₄₀

Pay
TO THE
ORDER OF

Carter for President

\$ 2,000.00

Two Thousand and no/100

DOLLARS

The RIGGS NATIONAL BANK

of WASHINGTON D.C.
WATERGATE OFFICE
2600 VIRGINIA AVENUE, N. W.

Sanford D. Greenberg

Loan for Direct Mail

⑆0540⑉0003⑆ 17⑉03419579⑉

1/26/76 DEP # 327

FEDERAL RESERVE BANK
OF NEW YORK
JAN 26 1976
COMMERCIAL BANK

C-2

NAME GREENBERG, SANFORD D.
SPOUSE'S NAME SUSAN R.
STREET ADDRESS 600 NEW HAMPSHIRE AVE NW
CITY AND STATE WASHINGTON D.C. 20037

CONTRIBUTIONS

LEDGER CODE	DATE	AMOUNT	TOTAL

LOANS

L081	1-26-76	1000.00	1000.00

1000.00

FEDERAL ELECTION COMMISSION
OFFICIAL FILE COPY
OFFICE OF GENERAL COUNSEL

AMOUNT OF REBATE \$ _____

771403:1981

C-3

NAME GREENBERG, SUSAN R.
SPOUSE'S NAME SANFORD D.
STREET ADDRESS 6000 NEW HAMPSHIRE AVE NW
CITY AND STATE WASHINGTON, D.C. 20037

CONTRIBUTIONS

LEDGER CODE	DATE	AMOUNT	TOTAL

LOANS

L081	1-26-76	1000.00	1000.00

1000.00

FEDERAL ELECTION COMMISSION
OFFICE OF THE CLERK
WASHINGTON, D.C. 20543

AMOUNT OF REBATE \$

SANFORD D. GREENBERG

C-4

100 NEW HARTFORD AVENUE, N.W.
WASHINGTON D.C. 20037

May 14, 1976

Dear Governor Carter:

Several months ago, when your campaign was in need of funds, at the urging of my dear friend Morris Dees, my wife Sue and I made loans of \$1,000 apiece to your Presidential effort. We have watched with delight your march through the north, south, east and west and now confidently anticipate your nomination by the Democratic Party and election by the people. It is therefore a great privilege for Sue and for me to ask you now to treat our loans as contributions to your campaign.

Under the Federal Campaign Laws, as you are so well aware, we can make no further monetary contribution to your campaign. Nonetheless, please rest assured that we both stand ready to do whatever we can to assist you in the next several months before and after the nominating convention. In this regard, we would be more than happy to entertain you either at our home in Washington at 196 Watergate South or in our home in New York at the Carlyle Hotel. Please feel free to call on us.

With warmest personal regards.

Cordially yours,

Sanford Greenberg

The Honorable Jimmy Carter
Carter for President Headquarters
P.O. Box 1976
Atlanta, Georgia 30301

FEDERAL ELECTION COMMISSION
OFFICIAL FILE COPY
OFFICE OF GENERAL COUNSEL

77-9403-198

SANFORD D. GREENBERG

C-5

600 NEW HAMPSHIRE AVENUE, N. W.
WASHINGTON, D. C. 20037

May 14, 1976

Dear Morris:

By the enclosed letter, I have today informed Governor Carter that Sue and I would be honored to convert our loans of \$1,000 apiece into contributions to the Carter campaign. We were happy to help the campaign when money was short and are pleased now to have the opportunity to re-emphasize our confidence in the Governor.

It has been too long since we all had a chance to sit down and talk together. I know you are very busy with campaigning and my own schedule is quite hectic, but should you be in Washington or New York, I hope you will contact me so we might get together.

Congratulations on your magnificent work in the Carter campaign, and good luck in the weeks and months ahead.

With warmest personal regards.

Cordially yours,

Sandy

Encl.

Mr. Morris Dees
National Finance Chairman
Post Office Box 1976
Atlanta, Georgia 30301

RECEIVED
JUL 1 1976
OFFICE OF GENERAL COUNSEL

770407:1931

HERTZOG FAMILY CONTRIBUTIONS

D-1

Contributor Check No	Amount	F.C. Hertzog Jr	Ms. F.C. Hertzog Sr	Heidi	F.C. H. III	Tor	Reif	Kristian	Russ	Haldie	Mrs. F.C. Hertzog Jr
2890	1000.00	180000									
224	5000		5000								
278 *	175000			25000	25000	25000	25000	25000	25000	25000	
602	100000										100000
275 *	175000			25000	25000	25000	25000	25000	25000	25000	
277 *	200000			28571	28572	28571	28571	28572	28571	28572	
4101	5000	5000									
308 *	50000			7200	7200	7200	7100	7100	7100	7100	
304 *	100000			14228	14228	14229	14329	14328	14329	14228	
Total	910000	185000	5000	100000	100000	100000	100000	100000	100000	100000	100000

* Drawn on
trust account.

D-2

FRANCIS C. HERTZOG, JR.
TRUSTEE
4331 MYRTLE CA 92642
LONG BEACH, CALIFORNIA 90807

NAME	AMOUNT
FRANCIS C. HERTZOG, JR.	250.
LEIF HERTZOG	250.
KRISTIAN HERTZOG	250.
LARS HERTZOG	250.
MALDIS K. HERTZOG	250.

27

JAN 11 1976 90-2408 122

PAY TO THE ORDER OF JIMMY CARTER PRESIDENTIAL CAMPAIGN

\$1750.

Seven hundred Fifty and no/100ths

DOLLARS

FARMERS & MERCHANTS BANK
OF LONG BEACH
3290 E. ARTESIA BOULEVARD
LONG BEACH, CALIFORNIA

Francis C. Hertzog, Jr.

1222 2408 005 24567 611

1-14-76 NO B# D#31

HEIDI HERTZOG - NURSE
FRANCIS C. HERTZOG - RANCHER
TOR HERTZOG
LEIF HERTZOG
KRISTIAN HERTZOG
LARS HERTZOG
MALDIS K. HERTZOG

FRANCIS C. HERTZOG, JR.
TRUSTEE
4331 MYRTLE CA 92642
LONG BEACH, CALIFORNIA 90807

278

STUDENTS

10-22- 1975 90-2408 1222

PAY TO THE ORDER OF Jimmy Carter Presidential Campaign

\$1750.

One thousand Seven Hundred Fifty and no/100ths DOLLARS

FARMERS & MERCHANTS BANK
OF LONG BEACH
3290 E. ARTESIA BOULEVARD
LONG BEACH, CALIFORNIA

Francis C. Hertzog, Jr.

11-3-76 NO B# D#246

11-26-75

OFFICE OF THE
COUNSEL
OFFICE OF THE
COUNSEL

D-3

3-23-76

D# 413

B# 1801-7

Pay to the order of Francis C. Hertzog, Jr.

FRANCIS C. HERTZOG, JR.
TRUSTEE

18 01-07 277

HEIDI HERTZOG 559 68 0462 - RN 5 HURD

1331 MYRTLE - GA 317242
LONG BEACH, CALIFORNIA 90807

TERE HERTZOG 559 68 0460 - Students

3-12 1976 90-2408 1222

GRIP HERTZOG 559 68 4052

MASTING HERTZOG 559 68 3755

LARS HERTZOG 566 12 4118

ANDREW K. HERTZOG 547 02 2577

JIMMY CARTER PRESIDENTIAL CAMPAIGN \$2000.00

Two Thousand and no/100ths DOLLAR

FARMERS & MERCHANTS BANK
OF LONG BEACH
3200 E. ARTESIA BOULEVARD
LONG BEACH, CALIFORNIA

Francis C. Hertzog, Jr.

⑆1222⑈2408⑆ 005 21567 6⑈

COPIES
GENERAL COUNSEL

D-4

7-2-76 D# 695 B# 7601-7

BY DEPOSITING THIS CHECK WHEN CASH IS RECEIVED
IN FULL PAYMENT OF THE FOLLOWING ACCOUNT

DATE	AMOUNT
Francis C. Hertzog, Jr.	
Heidi Ann Hertzog	
For W. Hertzog	
Leif M. Hertzog	
Kristian E. Hertzog	
Jane M. Hertzog	
Malden K. Hertzog	

IF INCORRECT PLEASE RETURN NO RECEIPT NECESSARY

FRANCIS C. HERTZOG, JR.
TRUSTEE
4334 MYRTLE CA 4-7242
LONG BEACH, CALIFORNIA 90807

76 01-07308

PAY TO THE ORDER OF Jimmy Carter for President Campaign \$ 500⁰⁰
Five hundred & 00/100 DOLLARS

June 16 1976 90-2408 1222

FARMERS & MERCHANTS BANK
OF LONG BEACH
3200 E. ARTESIA BOULEVARD
LONG BEACH, CALIFORNIA

Equal shares
VIZ. 500/ each.

F. C. Hertzog, Jr.

⑆1222⑈2408⑆ 005 21567 6⑈

7-3-76
D# LAC 102 B# 4826-3

BY DEPOSITING THIS CHECK WHEN CASH IS RECEIVED
IN FULL PAYMENT OF THE FOLLOWING ACCOUNT

FRANCIS C. HERTZOG, JR.
HEIDI A. HERTZOG
FOR W. HERTZOG
LEIF M. HERTZOG
KRISTIAN E. HERTZOG
JANE M. HERTZOG
MALDEN K. HERTZOG

IF INCORRECT PLEASE RETURN NO RECEIPT NECESSARY

FRANCIS C. HERTZOG, JR.
TRUSTEE
4334 MYRTLE CA 4-7242
LONG BEACH, CALIFORNIA 90807

48 26 48 27 48 28 48 29 304
48 30
6-1 1976 90-2408 1222

PAY TO THE ORDER OF JIMMY CARTER FOR PRESIDENT CAMPAIGN \$ 1000⁰⁰
One Thousand and 00/100ths DOLLARS

FARMERS & MERCHANTS BANK
OF LONG BEACH
3200 E. ARTESIA BOULEVARD
LONG BEACH, CALIFORNIA

EQUAL SHARES
DO NOT CONFUSE MALDEN K. HERTZOG WITH
HER GRANDFATHER
MALDEN K. HERTZOG

F. C. Hertzog, Jr.

⑆1222⑈2408⑆ 005 21567 6⑈

48 31

48

THE COPY
COUNSEL



D-5

Jimmy Carter

Presidential Campaign

For America's third century, why not our best?

June 2, 1976

Dr. F. C. Hertzog, Jr.
4334 Myrtle
Long Beach, California 90807

Dear Dr. Hertzog:

In accordance with our conversation today, I am enclosing forms to be completed and signed by your children. Please return them to the attention of "FM."

Thank you so much for all your support.

Sincerely,

(Ms) Awa M. O'Neil
Finance Department

amo

Enclosures

FEDERAL ELECTION COMMISSION
OFFICIAL FILE COPY
OFFICE OF GENERAL COUNSEL

P. O. Box 1976 Atlanta, Georgia 30301 404/897-7100

A copy of our report is filed with the Federal Election Commission and is available for your use from the Federal Election Commission, Washington, D.C.

D-6
FRANCIS C. HERTZOG, JR., M.D., F.A.C.S.

Eye Physician and Surgeon

3801 LONG BEACH BOULEVARD

LONG BEACH, CALIFORNIA 90807

(213) 426-1773

June 16, 1976

Ms. Awa O'Neil
Finance Department
Jimmy Carter Presidential Campaign
P.O. Box 1976
Atlanta, Georgia

Dear Ms. O'Neil:

This is to clarify the contributions made by
myself and my family so that the proper amounts may
be attributed to the right person.

Name	Social Security	Amount	Relationship
Francis C. Hertzog Jr., M.D.	549-42-2380	\$1000.00	Me
Mrs. Francis C. Hertzog Jr. (Nancy Wood Hertzog)	559-68-0461	1000.00	Wife
Francis C. Hertzog III	559-68-0462	1000.00	Son
Heidi Jean Hertzog	559-68-0463	1000.00	Daughter
Tor Wood Hertzog	559-68-0460	1000.00	Son
Leif Mark Hertzog	559-68-4052	1000.00	Son
Kristian E. Hertzog	559-68-3955	1000.00	Son
Lars M. Hertzog	568-92-4448	1000.00	Son
Haldis K. Hertzog	547-02-2577	1000.00	Daughter

Please do not confuse any of the above with my father
Francis C. Hertzog, M.D. or my mother Haldis S. Hertzog,
both who have made a contribution.

Sincerely yours,

F.C. Hertzog Jr.
F.C. Hertzog Jr., M.D.

FCH/kh

OFFICE OF GENERAL COUNSEL

D-7

TO WHOM IT MAY CONCERN:

This is to certify that a contribution in the amount of \$1000.
has been made to the Jimmy Carter Presidential Campaign in my name,
and such contribution is, in fact, my individual contribution.

Signature Francis Carl Mertzog III

Address 4334 Myrtle Ave

City Long Beach State Calif. Zip 90807

Telephone Number 1-213-4247242

Profession student

Business/Address same as above

Date 6-13-76

FEDERAL ELECTION COMMISSION
OFFICIAL FILE COPY
OFFICE OF GENERAL COUNSEL

7704001199

D-8

TO WHOM IT MAY CONCERN:

This is to certify that a contribution in the amount of \$1000.-
has been made to the Jimmy Carter Presidential Campaign in my name,
and such contribution is, in fact, my individual contribution.

Signature

Heidi Jean Helwig

Address

City

State

Zip

Telephone Number

Profession

Business/Address

Date

FEDERAL ELECTION COMMISSION
OFFICIAL FILE COPY
UNCLASSIFIED

773403199

D-9

TO WHOM IT MAY CONCERN:

This is to certify that a contribution in the amount of \$1,600.
has been made to the Jimmy Carter Presidential Campaign in my name,
and such contribution is, in fact, my individual contribution.

Signature

Address

City

State

Zip

Telephone Number

Profession

Business/Address

Date

FEDERAL ELECTION COMMISSION
OFFICIAL FILE COPY
OFFICE OF ELECTIONS COUNSEL

77040011991

Zurück

This is to certify that a contribution in the amount of \$1000 has been made to the Jimmy Carter Presidential Campaign in my name, and such contribution is, in fact, my individual contribution.

Address 4334 Myrtle Ave

Telephone Number 1-213-42 472 42

Business/Address Same as above

Date 6-13-76

FEDERAL ELECTION COMMISSION
 OFFICE FILE COPY
 1-1-1964

D-11

TO WHOM IT MAY CONCERN:

This is to certify that a contribution in the amount of \$1000.
has been made to the Jimmy Carter Presidential Campaign in my name,
and such contribution is, in fact, my individual contribution.

Signature Kristian Erik Herzog

Address 4334 Myrtle Ave

City Long Beach State Calif. zip 90807

Telephone Number 1-213 - 42 472 42

Profession student

Business/Address same as above

Date 6-13-76

RECEIVED
OFFICE OF GENERAL COUNSEL
JUN 15 1976

D-12

TO WHOM IT MAY CONCERN:

This is to certify that a contribution in the amount of \$1,000.

has been made to the Jimmy Carter Presidential Campaign in my name,
and such contribution is, in fact, my individual contribution.

Signature Lars H. Hertzog

Address 4334 Myrtle Ave

City Long Beach State Calif. Zip 90807

Telephone Number 1-213-4247242

Profession Student

Business/Address same as above

Date 6-14-76

FEDERAL ELECTION COMMISSION
OFFICIAL FILE COPY
OFFICE OF GENERAL COUNSEL

770400:1199

D-13

TO WHOM IT MAY CONCERN:

This is to certify that a contribution in the amount of \$1000.
has been made to the Jimmy Carter Presidential Campaign in my name,
and such contribution is, in fact, my individual contribution.

Signature HALDIS E. HERTSOG

Address 4334 Myrtle Ave

City Long Beach State Calif. zip 90807

Telephone Number 1-213 - 7247242

Profession Student

Business/Address same as above

Date 6-13-76

7704001199
OFFICIAL FILE COPY
OFFICE OF GENERAL COUNSEL

4/22/76 E-1 B# 5619 FP 6



BANK OF DALTON

56 19 20748

1405 DUG GAP ROAD DALTON GA. 30720

19 April 1976

PAY TO THE ORDER OF
Cashier's Check
Jimmy Carter for President

\$250.00

THE BANK OF DALTON
OF DALTON 250 AND 00 CTS

Cashier's Check

Evelyn Meadows

REMITTER: Chris Patterson

⑆061100174⑆ 605 154 4⑈

STATE ELECTION COMMISSION
CLERK FILE COPY
OFFICE OF GENERAL COUNSEL

6624 HILLWOOD DR.
DALLAS, TX 75210

04/14/76

BATCH # 0451 FP

P E F-1

REMITTER

PROMENADE NATIONAL BANK
RICHARDSON, TEXAS

04 51 240

PAID BY REMITTER

PAY TO THE
ORDER OF

JOHN CARVER ..

(Presidential Campaign)

DATE

88

MAR 22

PROMENADE NATIONAL BANK
250,000.00

CASHIER'S CHECK

250.00 AT

⑆1119⑉0364⑆

VALID OVERSIC 0-313
255 COUNTERSIGNED

[Signature]
CASHIER

FEDERAL ELECTION COMMISSION
COPY
JAN 1976

Jimmy Carter Presidential Campaign

P.O. Box 1976 Atlanta, Georgia 30301

F-2

Ms. Tristine Zanotto
6629 Hillwood Drive
Dallas, Texas 75240

Dear Friend:

In order to comply with the requirements of the Federal Election Commission, please complete the following additional information form and return this letter to us. A return envelope is enclosed for your convenience.

Print Name-----Tristine Zanotto
Address-----1401 Shannon Place
Carrollton, Tx. 75006
Signature-----*Tristine Zanotto*
Specific Occupation-----student
Name of Business-----n/a
Business Address-----n/a

Due to the large volume of contributions and the contributor information required by law, we realize that there have been processing errors. If your name has been misspelled or your address is incorrect, please make the corrections on this letter and we will change our file to reflect the proper information.

Thank you again for your contribution and assistance in the matter.

Sincerely,

Lawrence O. Acciari

Lawrence O. Acciari
Federal Matching Report Coordinator

00423315 001026

POST OFFICE BOX
ATLANTA, GEORGIA

1976
730310

RECEIVED
FEDERAL ELECTION
COMMISSION

76 SEP 10 AM: 20

FEDERAL ELECTION COMMISSION
OFFICIAL FILE COPY
OFFICE OF GENERAL COUNSEL

MR. JOHN G. MURPHY, JR.
GENERAL COUNSEL
FEDERAL ELECTION COMMISSION
1325 K STREET, N.W.
WASHINGTON, D.C. 20463

FIRST CLASS

cc #489
MUR 199

RECEIVED
SECTION

Jimmy Carter Presidential Campaign

76 SEP 3 All: 01

August 31, 1976

FEC Correspondence Control # 761957

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

Dear Mr. Litchfield:

I am writing to confirm our telephone conversation of August 30 during which we agreed that the Carter-Mondale campaign would have until Tuesday, September 7, in which to mail to the Federal Election Commission a response to the complaint filed by Mr. Anthony Martin-Trigona.

Thank you for your cooperation.

Sincerely,



Douglas B. Huron
Counsel
1976 Democratic Presidential
Campaign Committee, Inc.

RECEIVED
FEDERAL ELECTION COMMISSION
SEP 3 1976
COUNSEL

770400110000

Jimmy Carter

Presidential Campaign

P.O. Box 1976 Atlanta, Ga. 30301



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



FRANCIS C. HERTZOG, JR., M.D., F.A.C.S.

Eye Physician and Surgeon

3801 LONG BEACH BOULEVARD
LONG BEACH, CALIFORNIA 90807

(213) 426-1773

August 27, 1976

76 AUG 31 AIO: 11

761879

John G. Murphy, Jr.
General Counsel
Federal Election Commission
1325 K Street N.W.
Washington, D.C. 20463

FEC Correspondence Control # _____

Dear Mr. Murphy:

This is to acknowledge receipt of your letter dated August 19, 1976, and my response is as follows:

1. Each of my children (seven in number) made a contribution to the Jimmy Carter Presidential Campaign of \$1,000.00 or less, all contributions being made in 1975-76, prior to the California Primary.
2. All of my children are and have been personally acquainted with Jimmy Carter and with some of his family members for various periods of time preceding the campaign gifts.
3. I personally have known and been a close friend of Jimmy Carter's for over 32 years. We were classmates at the U. S. Naval Academy (1943-46), were in the same Company, lived next door to each other in Bancroft Hall at Annapolis, did Midshipman Cruise together and have remained friends through the years. Jimmy Carter was a guest at my home in the fall of 1975, Chip Carter stayed as a guest with our family for several days, and my wife and I have been personally acquainted with Rosalyn Carter since 1971.
4. I enclose a copy of a picture which I took at my home in the fall of 1975, the picture showing Jimmy Carter with two of my youngest children at a time which preceded the making of the campaign contributions.
5. The contributions were made by checks payable to the Jimmy Carter Presidential Campaign Fund. All checks were drawn from the children's own trust funds over which I am trustee. The specific trust checking account is located at Farmers and Merchants Bank of Long Beach, Artesia Branch (90-2408/1222), Account No. 005-21567-6.
 - (a) All funds in this trust checking account are equally owned by my seven children and have at all times come from non-parent sources.

OFFICE OF THE ATTORNEY GENERAL
STATE OF CALIFORNIA
JANUARY 19, 1967
OFFICE OF THE ATTORNEY GENERAL

John G. Murphy, Jr.
August 27, 1976

Page Two

(b) Each of my children also has his or her own savings account in Community Savings and Loan, Long Beach.

6. There are various sources of funds which are deposited to the trust checking account and to the individual savings accounts. None of these funds come from me or my spouse, either directly or indirectly. The principal source of trust funds has come from the maternal grandparents (Mr. and Mrs. James W. Wood) and from the paternal grandparents (Dr. and Mrs. F. C. Hertzog, Sr.) over a period of many years. Additional income is derived from securities and property owned by the children.

(a) All children file income tax returns through a CPA as such returns are required by law.

7. The decision by each child to contribute to Jimmy Carter was made at a family conference with everyone present and given an individual opportunity to decide whether to contribute or not. Each child knowingly and voluntarily decided to contribute.

8. The names and birthdates of each child are:

Francis C. Hertzog, III	3-2-52
Heidi Jean Hertzog	2-12-54
Tor Wood Hertzog	11-15-55
Leif Mark Hertzog	3-4-57
Kristian Erik Hertzog	12-14-59
Lars Hans Hertzog	3-1-69
Haldis Katerina Hertzog	10-26-70.

Enclosed are copies of the certifying statements of my children that they submitted to the Jimmy Carter Campaign organization. *

Sincerely yours,

F. C. Hertzog, Jr.
F. C. Hertzog, Jr., M.D.

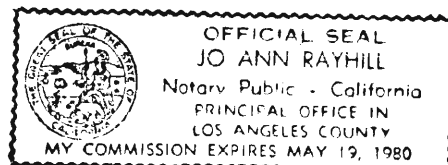
FCH:gn

Enclosures

*Copy of Heidi's statement to follow.

Subscribed and sworn to before me
this 27th day of August, 1976.

John G. Murphy, Jr.
NOTARY PUBLIC in and for the
State of California



FEDERAL ELECTION COMMISSION

MUR 199 - Original photograph
submitted by respondent Hertzog
with letter dated August 27, 1976;
copy of photo substituted.

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 type="checkbox"/> (2) Internal rules and practices | <input type="checkbox"/> (7) Investigatory files |
| <input 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 type="checkbox"/> (5) Internal Documents | |

Signed Gloria R. Sutton
date 9-22-77

77040012007



TO WHOM IT MAY CONCERN:

This is to certify that a contribution in the amount of ^{\$}1000.-
has been made to the Jimmy Carter Presidential Campaign in my name,
and such contribution is, in fact, my individual contribution.

Signature Francis Carl Hertzog III

Address 4334 Myrtle Ave

City Long Beach State Calif. Zip 90807

Telephone Number 1-213-4247242

Profession student

Business/Address same as above

Date 6-13-76

770400:2000
FEDERAL ELECTION COMMISSION
CIVIL RIGHTS DIVISION
U.S. DEPARTMENT OF JUSTICE

TO WHOM IT MAY CONCERN:

This is to certify that a contribution in the amount of \$1000.00 has been made to the Jimmy Carter Presidential Campaign in my name, and such contribution is, in fact, my individual contribution.

Signature

For Bob Kerley

Address

4330 Myrtle Ave

City

Long Beach

State

Calif

Zip

90804

Telephone Number

424-7242

Profession

Student

Business/Address

Same as above

Date

6-13-76

7704000000
COUNSEL

TO WHOM IT MAY CONCERN:

This is to certify that a contribution in the amount of \$1000.-
has been made to the Jimmy Carter Presidential Campaign in my name,
and such contribution is, in fact, my individual contribution.

Signature Leif Mark Hertog

Address 4334 Myrtle Ave

City Long Beach State Calif. Zip 90807

Telephone Number 1-213-4247242

Profession Student

Business/Address Same as above

Date 6-13-76

77040022011
JUN 14 1976
OFFICE OF GENERAL COUNSEL

TO WHOM IT MAY CONCERN:

This is to certify that a contribution in the amount of \$1000.-
has been made to the Jimmy Carter Presidential Campaign in my name,
and such contribution is, in fact, my individual contribution.

Signature Kristian Erik Herzog

Address 4334 Myrtle Ave

City Long Beach State Calif. Zip 90807

Telephone Number 1-213 - 42 472 42

Profession Student

Business/Address Same as above

Date 6-13-76

FEDERAL ELECTION COMMISSION
CAMPAIGN FILE COPY
OFFICE OF GENERAL COUNSEL

7704100001

TO WHOM IT MAY CONCERN:

This is to certify that a contribution in the amount of \$1000.-
has been made to the Jimmy Carter Presidential Campaign in my name,
and such contribution is, in fact, my individual contribution.

Signature Lars H. Hertzog

Address 4334 Myrtle Ave

City Long Beach State Calif. Zip 90807

Telephone Number 1-213-4247242

Profession Student

Business/Address same as above

Date 6-14-76

FEDERAL ELECTION COMMISSION
GENERAL FILE COPY
OFFICE OF GENERAL COUNSEL

770400201

TO WHOM IT MAY CONCERN:

This is to certify that a contribution in the amount of \$1,000.-
has been made to the Jimmy Carter Presidential Campaign in my name,
and such contribution is, in fact, my individual contribution.

Signature HALDIS L. HERTSOG

Address 4334 Myrtle Ave

City Long Beach State Calif. Zip 90807

Telephone Number 1-213 - 4247242

Profession Student

Business/Address same as above

Date 6-13-76

FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS SECTION
JUN 14 1976
U.S. DEPARTMENT OF JUSTICE

7704001101

Francis C. Hertzog, Jr., M.D., F.A.C.S.
301 Long Beach Boulevard
Long Beach, California 90807

77040012011



Mr. John G. Murphy, Jr.
General Counsel
Federal Election Commission
1325 K Street N.W.
Washington, D.C. 20463

TELETYPE UNIT 10 10 10
AUG 27 1976
CA 901

RETURN RECEIPT REQUESTED

CERTIFIED

No. 538528

MAIL

GEORGIA, WHITEFIELD COUNTY: 76 AUG 30 All: 32

MUR 199

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

FEDERAL ELECTION COMMISSION
OFFICIAL FILE COPY
OFFICE OF GENERAL COUNSEL

RE: MUR 199 (76)

Response to a complaint filed by Mr. Anthony R. Martin-Trigona

I have not violated any provision of 2 U.S.C. Section 441f.

The facts surrounding my contribution, my wife, Melba Patterson's contribution; and my son, Chris Patterson, age 14 yrs, 9 mo., contributions are as follows:

I had been solicited by local friends and businessmen for a contribution to the Jimmy Carter campaign and I had not responded. I was seated at home one evening with my wife and son and the three of us watched Jimmy Carter on the evening National Television News. I commented that I wished to make a contribution to Jimmy Carter and asked my wife and son whether or not they wished to contribute. A family discussion followed wherein I stated that I was going to contribute \$250, and my wife and son each agreed to give \$250 of their own funds. The next morning I called the man who solicited me and inquired as to the best way to make the contribution. He explained that the campaign required a record of the contributions and that cash from my son's and wife's "cookie jar funds" (which contains about \$800) would not be acceptable. I, therefore, purchased three cashier's checks in the amount of \$250 each in my name, my wife's name and my son's name. My wife and my son each contributed monies which they had prior to the purchase of these checks, although in practical terms they gave me the money after I, in fact, purchased the checks.

My son's source of money is as follows: cash which I had given him unrestricted over a period of time; a savings account

770400:201

77040022015

which in this instance he did not make a withdrawal from; rent monies from real estate which I own but which my son and wife manage and collect; dividends from Georgia Power Company stock in my son's own name. In fact, the money was unrestricted. My son each year makes charitable donations, and at the time of the event in question, the discussion centered on whether or not to give the money to the Jimmy Carter campaign or the Jerry Lewis Muscular Dystrophy Drive, and my son decided to give to both.

My wife's money came from a joint banking account which she has free discretion over and to which she contributes interest income and rental property management income from rental property which she either (a) owns herself, or (b) assists my son in managing for me.

This 28 day of August, 1976.

Gerald Patterson

Subscribed and sworn to before
me this 28th day of August, 1976.

Kenna Mitchell
NOTARY PUBLIC, GA. STATE AT LARGE

Donald Patterson

DALTON, GEORGIA 30720

1405 Doug. Gap Rd,
76 AUG 30 AM: *VP*

1405
76 AUG 30 AM: *VP*



Ms. Gloria R. Sulton
Federal Election Commission
1325 K Street, N.W.
Washington, D.C. 20463

Sulton *CC # 458*
MUR 199

Jimmy Carter Presidential Campaign

76 AUG 30 A 9: 31

August 25, 1976

770400:2011

Mr. John G. Murphy, Jr.
General Counsel
Federal Election Commission
1325 K Street, N. W.
Washington, D. C. 20463

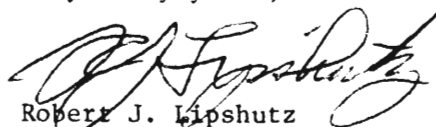
FEDERAL ELECTION COMMISSION
OFFICIAL FILE COPY
OFFICE OF GENERAL COUNSEL

RE: MUR 199 (76)

Dear Mr. Murphy:

This will acknowledge receipt on August 25 of your letter of August 20 concerning the above matter. Pursuant to your request, we will file a response promptly.

Very truly yours,



Robert J. Lipshutz
National Campaign Treasurer
Committee for Jimmy Carter

P.O. Box 1976 Atlanta, Georgia 30301 404/897-7100

Jimmy Carter Presidential Campaign

P.O. Box 1976 Atlanta, Ga. 30301



ALWAYS USE
ZIP CODE

Mr. John G. Murphy, Jr.
General Counsel
Federal Election Commission
1325 K Street, N. W.
Washington, D. C. 20463





FEDERAL ELECTION COMMISSION

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

CERTIFIED MAIL

RETURN RECEIPT REQUESTED

20 AUG 1976

Mr. Robert J. Lipshutz, Treasurer
Committee for Jimmy Carter
1795 Peachtree Street, N.W.
Atlanta, Georgia 30309

FEDERAL ELECTION COMMISSION
OFFICIAL FILE
OFFICE OF GENERAL COUNSEL

RE: MUR 199 (76)

Dear Mr. Lipshutz:

This letter is to advise you that the Federal Election Commission has received a complaint against Mr. Carter and the Committee for Jimmy Carter, alleging violations of 2 U.S.C. §§441a and 441f of the Federal Election Campaign Act of 1971, as amended (the Act). A copy of the complaint is enclosed.

The Commission has authorized a preliminary inquiry into these allegations to determine what action, if any, it should take. The Commission has made no determination that the matters alleged set forth a violation of the Act. I invite you to submit any factual or legal matters which you believe are relevant to the Commission's analysis of the allegations. The Commission notes that the allegations in paragraph 7 and 8 have been brought to your attention through our reports examining process; therefore, you need only respond to the Office of General Counsel on the remaining allegations in the complaint. We would appreciate receiving a copy of any response sent to reports examining with respect to paragraphs 7 and 8. The Commission must consider such matters expeditiously; accordingly, please submit your response within ten days after receipt of this letter. Where appropriate, information submitted should be under oath.



-2-

This matter will remain confidential, unless you indicate in writing that you wish it to be made public. If you have any questions, please do not hesitate to contact my office. The attorney assigned to this case is Gloria R. Sulton (telephone no. 202/382-4041).

Sincerely yours,

Signed: John G. Murphy, Jr.

John G. Murphy, Jr.
General Counsel

Enclosure: Copy of complaint

770400:202

100-100000-100000
JAN 1964
U.S. DEPT. OF JUSTICE
GENERAL COUNSEL

GRSulton AMB 8/20/64

FEDERAL ELECTION COMMISSION
CENTRAL FILE COPY
OFFICE OF GENERAL COUNSEL

PC

PS Form 3811, Mar. 1976

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

● 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..... 15¢

☒ Show to whom, date, & address of delivery.. 35¢

☐ RESTRICTED DELIVERY.
Show to whom and date delivered..... 65¢

☐ RESTRICTED DELIVERY.
Show to whom, date, and address of delivery 85¢

2. ARTICLE ADDRESSED TO:
Robert J. Lipshutz, Treasurer
Committee for Jimmy Carter
Atlanta, Georgia

3. ARTICLE DESCRIPTION:

REGISTERED NO.	CERTIFIED NO.	INSURED NO.
	438208	

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE ☐ Addressee ☒ Authorized agent

4. DATE OF DELIVERY *8/25/76* POSTMARK

5. ADDRESS (Complete only if requested)
*100 Colony Sq.
Atlanta, Ga. 30309*

6. UNABLE TO DELIVER BECAUSE:

CLERK'S INITIALS

FEDERAL ELECTION COMMISSION
CENTRAL FILE COPY
OFFICE OF GENERAL COUNSEL

PS Form 3811, Mar. 1976

PC

● 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..... 15¢

☒ Show to whom, date, & address of delivery.. 35¢

☐ RESTRICTED DELIVERY.
Show to whom and date delivered..... 65¢

☐ RESTRICTED DELIVERY.
Show to whom, date, and address of delivery 85¢

2. ARTICLE ADDRESSED TO:
Robert J. Lipshutz, Treasurer
Committee for Jimmy Carter
Atlanta, Georgia

3. ARTICLE DESCRIPTION:

REGISTERED NO.	CERTIFIED NO.	INSURED NO.
	438208	

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE ☐ Addressee ☒ Authorized agent

4. DATE OF DELIVERY 8/25/76 POSTMARK

5. ADDRESS (Complete only if requested)
100 Colony Sq
Atlanta, Ga. 30309

6. UNABLE TO DELIVER BECAUSE: CLERK'S INITIALS



FEDERAL ELECTION COMMISSION

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

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

19 AUG 1976

Mr. & Mrs. Roger Zanotto
6629 Hillwood Drive
Dallas, Texas 75240

Re: MUR 199 (76)

FEDERAL ELECTION COMMISSION
OFFICIAL FILE COPY
OFFICE OF GENERAL COUNSEL

Dear Mr. & Mrs. Zanotto:

This is to advise you that the Federal Election Commission has received a complaint against you filed by Mr. Anthony R. Martin-Trigona (the complainant) of Chicago, Illinois. The complainant alleges that you made contributions to the Committee for Jimmy Carter in the name of your children in violation of the provisions of 2 U.S.C. Section 441f of the Federal Election Campaign Act of 1971, as amended (the Act). The Commission has made no determination that the allegations set forth a violation of the Act; however, it has authorized a preliminary inquiry to determine what action, if any, it should take.

Toward this end, I invite you to submit any factual or legal matters which you deem relevant to the Commission's analysis of this case. For your information, I am enclosing a copy of the Act and a copy of Section 110.1(i)(2) of the Commission's proposed regulations, which were recently submitted to Congress.

The Commission must consider this matter expeditiously; accordingly, please submit your response within ten days after receipt of this letter. We would specifically request that you advise us of the age of your children and identify the source of the funds from which such contributions were made, if any. Where appropriate, please submit your response under oath.



-2-

This matter will remain confidential, unless you indicate in writing to the Commission that you wish it to be made public. If you have any questions, please do not hesitate to contact my office. The attorney assigned to this case is Gloria R. Sulton (telephone no. 202/382-4041).

Sincerely yours,

Signed: John G. Murphy, Jr.

John G. Murphy, Jr.
General Counsel

Enclosures: Copy of the Act
Copy of Section 110.1(i)(2) of the Commission's
proposed regulations.

7704002202
RECEIVED
OCT 11 1974
OFFICE OF GENERAL COUNSEL

Sulton: Jig E/M/74

PS Form 3811, Mar. 1976

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

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1. The following service is requested (check one).

- ☐ Show to whom and date delivered..... 15¢
☒ Show to whom, date, & address of delivery.. 35¢
☐ RESTRICTED DELIVERY.
Show to whom and date delivered..... 65¢
☐ RESTRICTED DELIVERY.
Show to whom, date, and address of delivery 85¢

2. ARTICLE ADDRESSED TO:

Mr. & Mrs. Roger Zanotto
Dallas, Texas

3. ARTICLE DESCRIPTION:

REGISTERED NO. CERTIFIED NO. INSURED NO.

438877

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE ☐ Addressee ☐ Authorized agent

4. *Elena Zanotto*

DATE OF DELIVERY

8-26-76

5. ADDRESS (Complete only if requested)

1401 Shannon
Carrollton, Texas 75006

6. UNABLE TO DELIVER BECAUSE:

CLERK'S
INITIALS

COPY
COUNSEL



FEDERAL ELECTION COMMISSION

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

19 AUG 1976

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. F. C. Hertzog, Jr.
3801 Longbeach Boulevard
Long Beach, CA 90807

FEDERAL ELECTION COMMISSION
OFFICIAL FILE COPY
OFFICE OF GENERAL COUNSEL

Re: MUR 199 (76)

Dear Mr. Hertzog:

This is to advise you that the Federal Election Commission has received a complaint against you filed by Mr. Anthony R. Martin-Trigona (the complainant) of Chicago, Illinois. The complainant alleges that you made contributions to the Committee for Jimmy Carter in the name of your children in violation of the provisions of 2 U.S.C. §441f of the Federal Election Campaign Act of 1971, as amended (the Act). The Commission has made no determination that the allegations set forth a violation of the Act; however, it has authorized a preliminary inquiry to determine what action, if any, it should take.

Toward this end, I invite you to submit any factual or legal matters which you deem relevant to the Commission's analysis of this case. For your information, I am enclosing a copy of the Act and a copy of §110.1(i)(2) of the Commission's proposed regulations, which were recently submitted to Congress.

The Commission must consider this matter expeditiously; accordingly, please submit your response within ten days after receipt of this letter. We would specifically request that you advise us of the age of your children and identify the source of the funds from which such contributions were made, if any. Where appropriate, please submit your response under oath.

This matter will remain confidential, unless you indicate in writing to the Commission that you wish it to be made public. If you have any question, please do not hesitate to contact my office. The attorney assigned to this case is Gloria R. Sulton (telephone no. 202/ 382-4041).

Sincerely yours,

Signed: John G. Murphy, Jr.

John G. Murphy, Jr.
General Counsel

Enclosures: Copy of the Act
Copy of Section 110.1(i)(2) of the Commission's
proposed regulations.

77040000020

FEDERAL ELECTION COMMISSION
OFFICIAL FILE COPY
OFFICE OF GENERAL COUNSEL

7704002020

PS Form 3811, Jan. 1975

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Add your address in the "RETURN TO" space on reverse.

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☐ RESTRICTED DELIVERY.
Show to whom and date delivered..... 65¢
☐ RESTRICTED DELIVERY.
Show to whom, date, and address of delivery 85¢

2. ARTICLE ADDRESSED TO:
~~Red Seal~~
MR F.C. HERTZOG, JR.
3801 LONG BEACH BLVD 98007

3. ARTICLE DESCRIPTION:
REGISTERED NO. CERTIFIED NO. INSURED NO.
438198

(Always obtain signature of addressee or agent)

I have received the article described above.
SIGNATURE ☐ Addressee ☒ Authorized agent
Georgia Finkels

4. DATE OF DELIVERY
7-23-76

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

POSTMARK
9/21/76
86

CLERK'S INITIALS



FEDERAL ELECTION COMMISSION

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

CERTIFIED MAIL

19 AUG 1976

RETURN RECEIPT REQUESTED

Mr. Gerald Patterson
1405 Dug Gap Road
Dalton, Georgia 30720

FEDERAL ELECTION COMMISSION
OFFICE OF THE GENERAL COUNSEL
COPY

Re: MUR 199 (76)

Dear Mr. Patterson:

This is to advise you that the Federal Election Commission has received a complaint against you filed by Mr. Anthony R. Martin-Trigona (the complainant) of Chicago, Illinois. The complainant alleges that you made a contribution to the Committee for Jimmy Carter in the name of your child in violation of the provisions of 2 U.S.C. Section 441f of the Federal Election Campaign Act of 1971, as amended (the Act). The Commission has made no determination that the allegation sets forth a violation of the Act; however, it has authorized a preliminary inquiry to determine what action, if any, it should take.

Toward this end, I invite you to submit any factual or legal matters which you deem relevant to the Commission's analysis of this case. For your information, I am enclosing a copy of the Act and a copy of Section 110.1(i)(2) of the Commission's proposed regulations, which were recently submitted to Congress.

The Commission must consider this matter expeditiously; accordingly, please submit your response within ten days after receipt of this letter. We would specifically request that you advise us of the age of your child and identify the source of the funds from which such contribution was made, if any. Where appropriate, please submit your response under oath.



-2-

This matter will remain confidential, unless you indicate in writing to the Commission that you wish it to be made public. If you have any questions, please do not hesitate to contact my office. The attorney assigned to this case is Gloria R. Sulton (telephone no. 202/382-4041).

Sincerely yours,

John G. Murphy, Jr.
John G. Murphy, Jr.
General Counsel

Enclosures: Copy of the Act
Copy of Section 110.1(i)(2) of the Commission's
proposed regulations.



77340:2031

7704001203

PS Form 3811, Mar. 1976

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

PC

● **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..... 15¢

☒ Show to whom, date, & address of delivery.. 35¢

☐ **RESTRICTED DELIVERY.**
Show to whom and date delivered..... 65¢

☐ **RESTRICTED DELIVERY.**
Show to whom, date, and address of delivery 85¢

2. **ARTICLE ADDRESSED TO:**

Mr. Gerald Patterson
Dalton, Georgia

3. **ARTICLE DESCRIPTION:**

REGISTERED NO.	CERTIFIED NO.	INSURED NO.
	438201	

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE ☐ Addressee ☐ Authorized agent

4. *Gerald Patterson*

DATE OF DELIVERY
AUG 24 1976

5. ADDRESS (Complete only if requested)

1405 Aug Gap Rd

6. UNABLE TO DELIVER BECAUSE:

Dalton, Ga. 30733

POSTMARK
AUG 24 1976
USPO

CLERK'S INITIALS

☆ GPO : 1976-O-203-456

RECEIVED
ADMISSION
THE COPY
COUNSEL



FEDERAL ELECTION COMMISSION

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

CERTIFIED MAIL

RETURN RECEIPT REQUESTED

20 AUG 1976
1078

Mr. Robert J. Lipshutz, Treasurer
Committee for Jimmy Carter
1795 Peachtree Street, N.W.
Atlanta, Georgia 30309

FEDERAL ELECTION COMMISSION
OFFICIAL FILE COPY
OFFICE OF GENERAL COUNSEL

RE: MUR 199 (76)

Dear Mr. Lipshutz:

This letter is to advise you that the Federal Election Commission has received a complaint against Mr. Carter and the Committee for Jimmy Carter, alleging violations of 2 U.S.C. §§441a and 441f of the Federal Election Campaign Act of 1971, as amended (the Act). A copy of the complaint is enclosed.

The Commission has authorized a preliminary inquiry into these allegations to determine what action, if any, it should take. The Commission has made no determination that the matters alleged set forth a violation of the Act. I invite you to submit any factual or legal matters which you believe are relevant to the Commission's analysis of the allegations. The Commission notes that the allegations in paragraph 7 and 8 have been brought to your attention through our reports examining process; therefore, you need only respond to the Office of General Counsel on the remaining allegations in the complaint. We would appreciate receiving a copy of any response sent to reports examining with respect to paragraphs 7 and 8. The Commission must consider such matters expeditiously; accordingly, please submit your response within ten days after receipt of this letter. Where appropriate, information submitted should be under oath.



-2-

This matter will remain confidential, unless you indicate in writing that you wish it to be made public. If you have any questions, please do not hesitate to contact my office. The attorney assigned to this case is Gloria R. Sulton (telephone no. 202/382-4041).

Sincerely yours,

Signed: John G. Murphy, Jr.

John G. Murphy, Jr.
General Counsel

Enclosure: Copy of complaint

770400:2031
OFFICE OF THE ATTORNEY GENERAL
GENERAL COUNSEL

GRSulton: amb: 8/20/76



FEDERAL ELECTION COMMISSION

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

19 AUG 1976

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Anthony R. Martin-Trigona
Suite 2910 A
One I.B.M. Plaza
Chicago, Illinois 60611

FEDERAL ELECTION COMMISSION
OFFICIAL FILE COPY
OFFICE OF GENERAL COUNSEL

Re: MUR 199 (76)

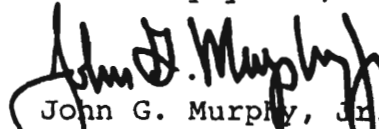
Dear Mr. Martin-Trigona:

This acknowledges receipt of your complaint dated July 21, 1976, against James E. Carter and the Carter for President Committee alleging certain violations of the Federal Election Campaign Act of 1971, as amended (the Act).

The Commission is conducting a preliminary inquiry into your allegations to determine if there is reason to believe that a violation of the Act has occurred. If you have any other material to submit which may be relevant to this inquiry, please submit it within five days after receipt of this letter.

The attorney assigned to this case is Gloria R. Sulton (telephone no. 202/382-4041). Please contact her if you have any questions.

Sincerely yours,


John G. Murphy, Jr.
General Counsel

cc: Joel D. Joseph, Esq.
Attorney for Complainant
600 New Hampshire Ave., N.W.
Suite 850
Washington, D. C. 20037



FEDERAL ELECTION COMMISSION

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

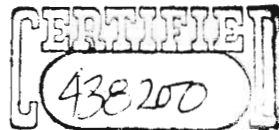
POSTAGE AND FEES PAID



CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Anthony R. Martin-Trigona
Suite 2910 A
One I.B.M. Plaza
Chicago, Illinois 60611

NRML
8/24/74
BW



PS Form 3811, Mar. 1976

● **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..... 15¢

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☐ **RESTRICTED DELIVERY.**

Show to whom and date delivered..... 65¢

☐ **RESTRICTED DELIVERY.**

Show to whom, date, and address of delivery 85¢

2. **ARTICLE ADDRESSED TO:**

Anthony R. Martin-Trigona
Chicago, Illinois

3. **ARTICLE DESCRIPTION:**

REGISTERED NO.

CERTIFIED NO.

INSURED NO.

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE

☐ Addressee

☐ Authorized agent

DATE OF DELIVERY

POSTMARK

5. ADDRESS (Complete only if requested)

6. **UNABLE TO DELIVER BECAUSE:**

CLERK'S
INITIALS

August 10, 1976

MEMORANDUM TO: BILL OLDAKER
FROM: MARGE EMMONS

All of the MURS listed below were transmitted to the
Commission on August 9, 1976 - 9:00 a.m.. As of
August 10, 1976 - 10:00 a.m. no objections were received
in MURS 192 (76); 199 (76) & 206 (76)

2704:2033
OFFICE OF GENERAL COUNSEL
COPY



FEDERAL ELECTION COMMISSION

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

Commissioner Akins

MUR No. 199176

Date and Time of Transmittal AUG 9 1976 7-22

() I object to the recommendation in the 48 hour Report.

COMMENTS:

Note comments on letter

Date: _____

Signature: _____

FEDERAL ELECTION COMMISSION
CENTRAL FILE COPY
GENERAL COUNSEL

PLEASE USE THIS FORM ONLY IF YOU WISH TO NOTE AN OBJECTION WITH REGARD TO THE ABOVE CAPTIONED MATTER. Return all objections to Ms. Marge Emmons in the Secretary's Office on the Fifth Floor. If no objection is received within 24 hours of transmittal, the matter will be deemed approved.





FEDERAL ELECTION COMMISSION

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

CERTIFIED MAIL

RETURN RECEIPT REQUESTED

FEDERAL ELECTION COMMISSION
OFFICIAL FILE COPY
OFFICE OF GENERAL COUNSEL

Mr. & Mrs. Roger Zanotto
6629 Hillwood Drive
Dallas, Texas 75240

Re: MUR 199 (76)

Dear Mr. & Mrs. Zanotto:

This is to advise you that the Federal Election Commission has received a complaint against you filed by Mr. Anthony R. Martin-Trigona (the complainant) of Chicago, Illinois. The complainant alleges that you made contributions to the Committee for Jimmy Carter in the name of your child(ren) in violation of the provisions of 2 U.S.C. Section 441f of the Federal Election Campaign Act of 1971, as amended (the Act). The Commission has made no determination that the allegations set forth a violation of the Act; however, it has authorized a preliminary inquiry to determine what action, if any, it should take.

Toward this end, I invite you to submit any factual ^(of) legal matters which you deem relevant to the Commission's analysis of this case. For your information, I am enclosing a copy of the Act and a copy of Section 110.1(i)(2) of the Commission's proposed regulations, which will be submitted have been to Congress shortly.

The Commission must consider this matter expeditiously; accordingly, please submit your response within ten days after receipt of this letter. We would specifically request that you advise us of the age of your child(ren) and identify the source of the funds from which such contributions ^{were} ~~was made,~~ if any. Where appropriate, please submit your response under oath.

DATE AND TIME OF TRANSMITTAL: AUG 9 1976

NO. MUR 199 (76)
REC'D: 7/22/76

FEDERAL ELECTION COMMISSION
Washington, D. C.

Complainant's Name: Anthony R. Martin-Trigona (notarized)

Respondent's Name: James E. Carter/Committee for Jimmy Carter; F.C. Hertzog, Jr.; Mr. and Mrs. Roger Zanotto; Mr. Gerald Patterson.
Relevant Statute: 2 U.S.C. Sections 441a, 441f

Internal Reports Checked: Receipts and Expenditures for Committee for Jimmy Carter
Federal Agencies Checked: None

SUMMARY OF ALLEGATION

- 1) Carter Committee received contributions in excess of \$1,000 limitation under Section 441a.
- 2) Contributions were made by parents in the name of minor children in violation of Section 441f.

FEDERAL ELECTION COMMISSION
PRELIMINARY COPY
OFFICE OF GENERAL COUNSEL

PRELIMINARY LEGAL ANALYSIS

- 1) The monthly report for April 1976, lists a contribution of \$1,700 from Mrs. M. C. Clonts. There is no evidence of a refund of the excess in subsequent reports. Report for June 1976, lists several contributors of amounts in excess of \$1,000, some with the notation that a refund is being made; however, others do not contain this legend. We were unable to substantiate allegations 7 and 8 of the complaint from an initial review of the reports filed. There maybe

RECOMMENDATION

Conduct preliminary inquiry; send attached letters.

Date of Next Commission Review: _____

Continuation of Legal Analysis:

reason to believe, based upon the public records filed, that contributions in excess of the limits of Section 441a have been received by the Carter committee.

(2) Section 441f provides that no person shall make a contribution in the name of another person and no person shall knowingly accept a contribution made by one person in the name of another. (See also Section 110.1(i)(2) of the proposed regulations). While it is unlikely that the Commission could meet the standard of "knowing" receipt by the Carter committee, the allegations should be subject of preliminary inquiry to the recipient committee. Attached are copies of the public record with substantiate that the persons named in the complaint did make contributions, with the exception of Kate Hertzog (numerous other Hertzog's are listed at the same address with occupation as "student").

770400:204
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OFFICE OF GENERAL COUNSEL

Before the
FEDERAL ELECTION COMMISSION
Washington, D. C. 20463

1705 199
CC#340
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FEDERAL ELECTION
COMMISSION

76 JUL 22 P 3: 36

ANTHONY R. MARTIN-TRIGONA
Suite 2910 A
ONE I. B. M. PLAZA
Chicago, Illinois 60611
(312) 467-6760

Complainant

vs.

JAMES E. CARTER

and

CARTER FOR PRESIDENT COMMITTEE

Respondents

FEB 11 1977
COMM. # 76-1191

F. E. C. NUMBER _____

COMPLAINT

OFFICE OF GENERAL COUNSEL

I

PRELIMINARY STATEMENT

1. This Complaint involves two different types of violations of the Federal Election Campaign Act as amended. First, the CARTER FOR PRESIDENT COMMITTEE has received on CARTER'S behalf contributions from individuals in excess of \$1,000. Second, the Committee has received contributions from young children whose parent's actually provided the money for the contributions.

II

JURISDICTION

2. Jurisdiction is conferred on the Federal Election Commission by 2 U. S. C. Section 437 g.

III

COMPLAINANT

3. ANTHONY R. MARTIN-TRIGONA is a person who believes that a violation of the Federal Election Campaign Act, as amended, has occurred.

770400:2041

IV

RESPONDENTS

4. JAMES E. CARTER is a candidate for President of The United States.

5. CARTER FOR PRESIDENT COMMITTEE is the principal campaign committee of JAMES E. CARTER.

V

FIRST CLAIM: Knowing acceptance of contributions in excess of \$1,000 in violation of 2 U. S. C. Section 441 a (f).

6. The CARTER FOR PRESIDENT COMMITTEE received on behalf of JAMES E. CARTER contributions from Mrs. M. C. Clonts of \$1,700 on April 19, 1976, which amount is in violation of the \$1,000 limitation established by 2 U. S. C. Section 441 a (a) (1).

7. The CARTER FOR PRESIDENT COMMITTEE received on behalf of JAMES E. CARTER contributions from Mr. and Mrs. Bernard Weissbord of Chicago, Illinois of \$4,000 in June, 1976 which amount is in violation of the \$1,000 limitation established by 2 U. S. C. Section 441 a (a) (1).

8. The CARTER FOR PRESIDENT COMMITTEE received on behalf of JAMES E. CARTER contributions from Sanford Greenberg of Washington, D.C. of \$2,000 on June 26, 1976, which amount is in violation of the \$1,000 limitation established by 2 U. S. C. Section 441 a (a) (1).

VI

SECOND CLAIM: Violations of 2 U. S. C. Section 441 f. Contributions in the name of another.

9. Kate Hertzog, five years old, has contributed nearly \$785 to the CARTER campaign. Lars Hertzog, seven years old, has contributed \$785 to the CARTER campaign. Their Father, Francis Hertzog, Jr. made the contributions in his seven children's names in violation of 2 U. S. C. Section 441 f.

RECEIVED
GENERAL INVESTIGATIVE
DIVISION
OFFICE OF GENERAL COUNSEL

7704001204

10. Chris Patterson, 14 years old, of Dalton, Georgia, has contributed \$250 to the CARTER campaign. His parents gave him the money for the purpose of making the contribution in violation of 2 U. S. C. Section 441 f.

11. Tristine Zanotto, six years old, contributed \$250 to the CARTER campaign. Tristine's parents gave her the money for the purpose of making the contribution, in violation of 2 U. S. C. Section 441 f.

VII

REQUEST FOR RELIEF

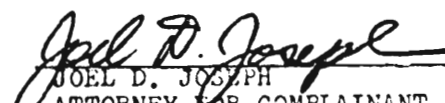
12. Complainant requests that the Federal Election Commission order Respondents to return all funds contributed in violation of the Federal Election Campaign Act and fine Respondents \$25,000 for each violation.


ANTHONY R. MARTIN-TRIGONA

SUBSCRIBED and sworn to before me this 21st day of July, 1976.


NOTARY PUBLIC

My commission expires: 9-30-76


JOEL D. JOSEPH
ATTORNEY FOR COMPLAINANT
Suite 850
Watergate Office Building
600 New Hampshire Ave., N. W.
Washington, D. C. 20037
338-5560

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL ELECTION COMMISSION

7704000:2045