



FEDERAL ELECTION COMMISSION

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

THIS IS THE END OF MUR # 2015

Date Filmed 9/11/85 Camera No. --- 2

Cameraman AS

85040550637

Blue Cards, Tally sheets, Circulation offer

2 RFAI, Acct./check, Printing Shop

Memo,

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

Signed

date

A. D. Martin

9/9/85

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
Democratic Party of) MUR 2015
New Mexico)
Richard Kennedy, as treasurer)

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on July 17, 1985, the Commission decided by a vote of 5-0 to take the following actions in MUR 2015:

1. Accept the conciliation agreement submitted with the General Counsel's Report signed July 12, 1985.
2. Close the file.

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

Attest:

7-18-85

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

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

7-15-85, 12:00
7-15-85, 4:00

85040550639

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Democratic Party of New Mexico) MUR 2015
Richard Kennedy, treasurer)

CONCILIATION AGREEMENT

This matter was initiated by the Federal Election Commission (hereinafter "the Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. The Commission found reason to believe that the Democratic Party of New Mexico and Richard Kennedy, as treasurer, (hereinafter "Respondents"), violated 2 U.S.C. § 434(a)(4)(A)(i), (ii) and (iii).

NOW, THEREFORE, the Commission and Respondents, having participated in informal methods of conciliation, prior to a finding of probable cause to believe, do hereby agree as follows:

I. The Commission has jurisdiction over the Respondents, and the subject matter of this proceeding, and this agreement has the effect of an agreement entered pursuant to 2 U.S.C. § 437g(a)(4)(A)(i).

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

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

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

85040550640

1. The Democratic Party of New Mexico is a political committee registered with the Commission.

2. Richard Kennedy is the treasurer of the Democratic Party of New Mexico.

3. The Respondents were required to file the 1984 Pre-General Report on October 25, 1985. The report was filed on May 20, 1985.

4. The Respondents were required to file the 1984 Post-General Report on December 6, 1985. The report was filed on May 20, 1985.

5. The Respondents were required to file the 1984 Year-End Report on January 31, 1985. The report was filed on May 20, 1985.

V. Respondents violated 2 U.S.C. § 434(a)(4)(A)(i),(ii) and (iii) by failing to file timely the 1984 Pre-General, Post-General and Year End Reports.

VI. Respondents will pay a civil penalty to the Treasurer of the United States in the amount of one thousand dollars (\$1,000) pursuant to 2 U.S.C. § 437g(a)(5)(A).

VII. Respondents agree that they shall not undertake any activity that is in violation of the Federal Election Campaign Act of 1971, as amended, 2 U.S.C. § 431, et seq.

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

85040550641

civil action for relief in the United States District Court for the District of Columbia.

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

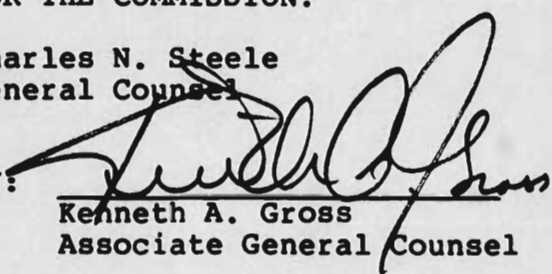
X. Respondents shall have no more than thirty (30) days from the date this agreement becomes effective to comply with and implement the requirements contained in this agreement and to so notify the Commission.

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

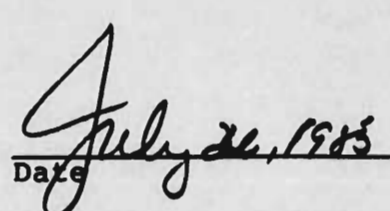
FOR THE COMMISSION:

Charles N. Steele
General Counsel

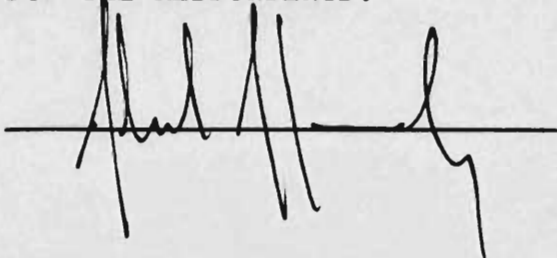
BY:


Kenneth A. Gross
Associate General Counsel

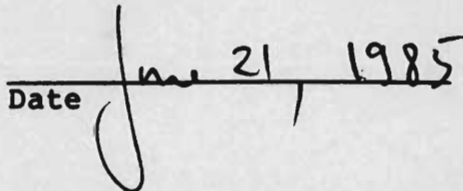
Date


July 26, 1985

FOR THE RESPONDENTS:



Date


June 21, 1985

85040550642



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

July 30, 1985

Richard Kennedy, Treasurer
615 First Street, N.W.
Suite 100
Albuquerque, New Mexico 87104

RE: MUR 2015

Dear Mr. Kennedy:

On July 17, 1985, the Commission accepted the conciliation agreement signed by you and a civil penalty in settlement of a violation of 2 U.S.C. §§ 434(a)(4)(A)(i),(ii) and (iii), provisions of the Federal Election Campaign Act of 1971, as amended. Accordingly, the file has been closed in this matter, and it will become a part of the public record within thirty days. However, 2 U.S.C. § 437g(a)(4)(B) prohibits any information derived in connection with any conciliation attempt from becoming public without the written consent of the respondent and the Commission. Should you wish any such information to become part of the public record, please advise us in writing.

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

Sincerely,

Charles W. Steele
General Counsel

By: 
Associate General Counsel

Enclosure
Conciliation Agreement

35040550643

DEMOCRATIC PARTY OF NEW MEXICO 9-82

1189

FEDERAL ACCOUNT

615 FIRST ST., NW 242-8000

ALBUQUERQUE, N.M. 87102

95-27
1070

PAY
TO THE
ORDER OF

Federal Election Commission

\$ 1,000.00

One Thousand

DOLLARS



The First National Bank in Albuquerque
New Mexico's Largest Bank-Owns-Grand Independent Bank
Albuquerque, New Mexico 87103

FOR

[Signature]

⑆00 1189⑆ ⑆107000275⑆ 393510850⑆

BEFORE THE FEDERAL ELECTION COMMISSION

Maikovich

In the Matter of

Democratic Party of New Mexico

)
)
)

RAD Referral 85NF-88

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on May 29, 1985, the Commission decided by a vote of 5-0 to take the following actions in RAD Referral 85NF-88:

1. Open a MUR.
2. Find reason to believe the Democratic Party of New Mexico and Richard Kennedy, as treasurer, violated 2 U.S.C. § 434(a) (4)(A)(i), (ii) and (iii).
3. Enter into conciliation with the Democratic Party of New Mexico and Richard Kennedy, as treasurer, prior to a finding of probable cause to believe.
4. Approve the proposed conciliation agreement, letter and factual and legal analysis attached to the First General Counsel's Report signed May 23, 1985.

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

Attest:

5/30/85

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

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

5-23-85, 4:18
5-24-85, 2:00

85040550645



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

June 12, 1985

Richard Kennedy, treasurer
615 First Street, N.W., Suite 100
Albuquerque, New Mexico 87104

RE: MUR 2015
Democratic Party of New Mexico

Dear Mr. Kennedy:

On May 29, 1985, the Federal Election Commission determined that there is reason to believe the Democratic Party of New Mexico and you, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(i)(ii) and (iii), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information. At your request, the Commission determined on May 29, 1985, to enter into negotiations directed towards reaching a conciliation agreement in settlement of this matter prior to a finding of probable cause to believe.

Enclosed is a conciliation agreement that the Commission has approved in settlement of this matter. If you agree with the provisions of the enclosed agreement, please sign and return it, along with the civil penalty, to the Commission. In light of the fact that conciliation negotiations, prior to a finding of probable cause to believe, are limited to a maximum of 30 days, you should respond to this notification as soon as possible. If you have any questions or suggestions for changes in the agreement, or if you wish to arrange a meeting in connection with a mutually satisfactory conciliation agreement, please contact Andrew Maikovich, the attorney assigned to this matter, at (202) 523-4000.

Sincerely,

John Warren McGarry
Chairman

Enclosures
Conciliation Agreement
Factual and Legal Analysis

85040550646

SENSITIVE

FIRST GENERAL COUNSEL'S REPORT

DATE AND TIME TRANSMITTED BY
OGC TO THE COMMISSION 5/23/85-4:15

85NF-88

STAFF: A. Maikovich

SOURCE OF MUR: INTERNALLY GENERATED
RESPONDENT: Democratic Party of New Mexico
RELEVANT STATUTES: 2 U.S.C. § 434(a)(4)(A)(i), (ii) and (iii)
INTERNAL REPORTS CHECKED: Democratic Party of New Mexico
Reports

GENERATION OF MATTER

This matter was referred to the Office of General Counsel on April 11, 1985, by the Reports Analysis Division (Attachment 1).

SUMMARY OF ALLEGATIONS

It is alleged that the Democratic Party of New Mexico ("DPNM") violated 2 U.S.C. § 434(a)(4)(A)(i), (ii) and (iii) by not timely filing its 1984 Pre-General, Post-General and Year End Reports.

FACTUAL AND LEGAL ANALYSIS

Facts

On October 1, 1984, DPNM was sent notification of the requirement that all quarterly filing committees that have made contributions or expenditures in connection with the general election must file a 12-Day Pre-General Election Report by October 25, 1984, if such activity had not been previously reported. DPNM filed its Pre-General Report, showing unreported financial activity, on May 20, 1985, 207 calendar days late.

On October 1, 1984, DPNM was sent notification of the requirement that a Post-General Election Report must be filed by

35040550647

December 6, 1984. DPNM filed its Post-General Election Report on May 20, 1985, 165 calendar days late.

On December 27, 1984, DPNM was sent a Chronic Late Filer Notice for failing to file the 1984 April, July and October Quarterly Reports and the 1984 Post-General Report in a timely manner.

On January 7, 1985, DPNM was sent notification it was required to file a Year End Report by January 31, 1985. DPNM filed its Year End Report on May 20, 1985, 132 calendar days late.

By letter dated April 4, 1985, (Attachment 2) DPNM requested pre-probable cause conciliation for its 1984 Pre-General and Post-General Election Reports and its 1984 Year End Report, prior to a finding of reason to believe that those reports were filed late.

Legal Analysis

DPNM is a political committee other than the authorized committee of a candidate. As such, DPNM is required to file the necessary reports as prescribed in 2 U.S.C. § 434(a)(4)(A).

Under 2 U.S.C. § 434(a)(4)(A)(ii), an unauthorized committee must file a Pre-General Election Report no later than the 12th day before a general election, in this case October 25, 1984. Under 2 U.S.C. § 434(a)(4)(A)(iii), an unauthorized committee must file a Post-General Election Report no later than 30 days after a general election, in this case December 6, 1984. Under 2 U.S.C. § 434(a)(4)(A)(i), an unauthorized committee must file a

85040550648

Year-End Report no later than January 31. DPNM filed its 1984 Pre-General, Post-General and Year End Reports on May 20, 1985. Therefore the Office of General Counsel recommends the Commission find reason to believe DPNM violated 2 U.S.C. § 434(a)(4)(A)(i), (ii) and (iii).

DISCUSSION OF CONCILIATION PROVISIONS AND CIVIL PENALTY

85040550649

GENERAL COUNSEL'S RECOMMENDATIONS

1. Open a MUR.
2. Find reason to believe the Democratic Party of New Mexico and Richard Kennedy, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(i), (ii) and (iii).
3. Enter into conciliation with the Democratic Party of New Mexico and Richard Kennedy, as treasurer, prior to a finding of probable cause to believe.
4. Approve the attached proposed conciliation agreement, letter and factual and legal analysis.

Charles N. Steele
General Counsel

May 23, 1985
Date

BY: Kenneth A. Gross

Kenneth A. Gross
Associate General Counsel

Attachments

1. RAD Referral
2. Letter from Respondent
3. Letter to Respondent with proposed agreement
4. Factual and Legal Analysis

85040550650

Attachment 1



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 10, 1985

MEMORANDUM

TO: CHARLES N. STEELE
GENERAL COUNSEL

THROUGH: JOHN C. SURINA
STAFF DIRECTOR

FROM: JOHN D. GIBSON
ASSISTANT STAFF DIRECTOR
REPORTS ANALYSIS DIVISION

SUBJECT: REFERRAL OF THE DEMOCRATIC PARTY OF NEW MEXICO

This is a referral of the Democratic Party of New Mexico ("the Party") for chronic late filing and the non-filing of the 1984 30 Day Post-General and Year End Reports. According to the RAD Review and Referral Procedures for Unauthorized Committees (Standards 3 and 4), further examination is required by your office.

Please note that the Party is a respondent in MUR 1767 for failing to timely file the 1984 April Quarterly Report and failure to file the 1984 July Quarterly Report. In addition, MUR 1902 has been opened for the Party's failure to file the 1984 October Quarterly Report.

If you have any questions on this matter, please contact Paul Kolesa at 523-4048.

Attachment

(1)

REPORTS ANALYSIS REFERRAL

TO

OFFICE OF GENERAL COUNSEL

DATE: April 10, 1985ANALYST: Paul Kolesa

I. COMMITTEE:

Democratic Party of New Mexico
(C00161810)
Richard Kennedy, Treasurer
615 First Street, NW, Suite 100
Albuquerque, NM 87104

II. RELEVANT STATUTE:

2 U.S.C. §§434(a)(4)(A)(i) and (iii)
11 CFR 104.5(c)(1)(i)(A) and (iii)(A)

III. BACKGROUND:

Late and Non-Filing of Reports

The Democratic Party of New Mexico ("the Party") was referred previously for not filing the 1984 April and October Quarterly Reports in a timely manner (see MURs 1767 and 1902, respectively).^{*/} Since that time the Party has not filed the 30 Day Post-General and 1984 Year End Reports (see chart on Page 3).

On December 27, 1984, the Party was sent a Chronic Late Filing Notice for failing to file the 1984 April, July and October Quarterly Reports and the 1984 30 Day Post-General Reports in a timely manner (Attachment 10). Subsequent to that notification, however, the Party has failed to file the 1984 Year End Report.

On December 28, 1984, a Non-Filer Notice was sent for the 1984 30 Day Post-General Report (Attachment 11). A Reports Analysis Division ("RAD") analyst contacted Richard Kennedy, the treasurer of the Party, on January 22, 1985 (Attachment 12). Mr. Kennedy stated that the Party had staffing changes and recently moved. He indicated, however, that a report would be filed promptly. As of this date the report has not been received.

^{*/} The 1984 July Quarterly Report, which has not been filed, was made a part of MUR 1767 by the Office of General Counsel. In addition, memoranda of telephone conversations which were included in previous referrals have not been included herein.

DEMOCRATIC PARTY OF NEW MEXICO
REPORTS ANALYSIS OGC REFERRAL
PAGE 2

On February 22, 1985, a Non-Filer Notice was sent for the 1984 Year End Report (Attachment 14). A RAD analyst again contacted Mr. Kennedy on March 14, 1985 (Attachment 15). Mr. Kennedy stated that the report would be sent by Federal Express no later than Saturday, March 16, 1985. As of this date, the report has not been received.

IV. OTHER PENDING MATTERS INITIATED BY RAD:

None.

35040550653

Attachment 2 GCC 1-00
DEMOCRATIC PARTY OF NEW MEXICO

NO REC
HAND DELIVERED
85 APR 8 12:58

MONDRAGON
Chair

BEA CASTELLANO
State Vice Chair

April 4, 1985

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

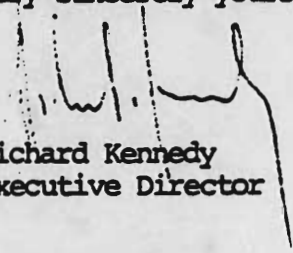
Dear Sir:

We would like to request that pre-probable cause concilliation 1902
be made for the following reports of the Democratic Party of New Mexico:

pre-general report
post-general report
year end report

Please advise us of any other information we need to provide to you
in regards to this matter.

Very sincerely yours,


Richard Kennedy
Executive Director

85040550654

1767
[illegible]

Attachment 3



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Richard Kennedy, treasurer
615 First Street, N.W., Suite 100
Albuquerque, New Mexico 87104

RE: MUR _____
Democratic Party of New Mexico

Dear Mr. Kennedy:

On _____, 1985, the Federal Election Commission determined that there is reason to believe the Democratic Party of New Mexico and you, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(i)(ii) and (iii), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information. At your request, the Commission determined on _____, 1985, to enter into negotiations directed towards reaching a conciliation agreement in settlement of this matter prior to a finding of probable cause to believe.

Enclosed is a conciliation agreement that the Commission has approved in settlement of this matter. If you agree with the provisions of the enclosed agreement, please sign and return it, along with the civil penalty, to the Commission. In light of the fact that conciliation negotiations, prior to a finding of probable cause to believe, are limited to a maximum of 30 days, you should respond to this notification as soon as possible. If you have any questions or suggestions for changes in the agreement, or if you wish to arrange a meeting in connection with a mutually satisfactory conciliation agreement, please contact Andrew Maikovich, the attorney assigned to this matter, at (202) 523-4000.

Sincerely,

Charles N. Steele
General Counsel

By: Kenneth A. Gross
Associate General Counsel

Enclosures
Conciliation Agreement
Factual and Legal Analysis

5

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR:

RESPONDENT: Democratic Party of New Mexico and
Richard Kennedy, as treasurer

SUMMARY OF ALLEGATIONS

It is alleged that the Democratic Party of New Mexico ("DPNM") violated 2 U.S.C. § 434(a)(4)(A)(i), (ii) and (iii) by not timely filing its 1984 Pre-General, Post-General and Year End Reports.

FACTUAL AND LEGAL ANALYSIS

Facts

On October 1, 1984, DPNM was sent notification of the requirement that all quarterly filing committees that have made contributions or expenditures in connection with the general election must file a 12-Day Pre-General Election Report by October 25, 1984, if such activity had not been previously reported. DPNM filed its Pre-General Report, showing unreported financial activity, on May 20, 1985, 207 calendar days late.

On October 1, 1984, DPNM was sent notification of the requirement that a Post-General Election Report must be filed by December 6, 1984. DPNM filed its Post-General Election Report on May 20, 1985, 165 calendar days late.

On December 27, 1984, DPNM was sent a Chronic Late Filer Notice for failing to file the 1984 April, July and October Quarterly Reports and the 1984 Post-General Report in a timely manner.

On January 7, 1985, DPNM was sent notification it was required to file a Year End Report by January 31, 1985. DPNM filed its Year End Report on May 20, 1985, 132 calendar days late.

By letter dated April 4, 1985, (Attachment 2) DPNM requested pre-probable cause conciliation for its 1984 Pre-General and Post-General Election Reports and its 1984 Year End Report, prior to a finding of reason to believe that those reports were filed late.

Legal Analysis

DPNM is a political committee other than the authorized committee of a candidate. As such, DPNM is required to file the necessary reports as prescribed in 2 U.S.C. § 434(a)(4)(A).

Under 2 U.S.C. § 434(a)(4)(A)(ii), an unauthorized committee must file a Pre-General Election Report no later than the 12th day before a general election, in this case October 25, 1984. Under 2 U.S.C. § 434(a)(4)(A)(iii), an unauthorized committee must file a Post-General Election Report no later than 30 days after a general election, in this case December 6, 1984. Under 2 U.S.C. § 434(a)(4)(A)(i), an unauthorized committee must file a Year-End Report no later than January 31. DPNM filed its 1984 Pre-General, Post-General and Year End Reports on May 20, 1985. Therefore the Office of General Counsel recommends the Commission find reason to believe DPNM violated 2 U.S.C. § 434(a)(4)(A)(i), (ii) and (iii).

85040550657



FEDERAL ELECTION COMMISSION

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

THIS IS THE BEGINNING OF MUR # 2015

Date Filmed 9/11/85 Camera No. --- 2

Cameraman AS

85040550658



FEDERAL ELECTION COMMISSION
WASHINGTON, D C 20463

THE FOLLOWING MATERIAL IS BEING ADDED TO THE
PUBLIC FILE OF CLOSED MUR 2015.

86040583103

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
Democratic Party of New Mexico)

RAD Referral 85NF-88 M

(2015)

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on May 29, 1985, the Commission decided by a vote of 5-0 to take the following actions in RAD Referral 85NF-88:

1. Open a MUR.
2. Find reason to believe the Democratic Party of New Mexico and Richard Kennedy, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(i), (ii) and (iii).
3. Enter into conciliation with the Democratic Party of New Mexico and Richard Kennedy, as treasurer, prior to a finding of probable cause to believe.
4. Approve the proposed conciliation agreement, letter and factual and legal analysis attached to the First General Counsel's Report signed May 23, 1985.

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

Attest:

5/30/85

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

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

5-23-85, 4:18
5-24-85, 2:00

8604033104



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

April 10, 1985

MEMORANDUM

TO: CHARLES N. STEELE
GENERAL COUNSEL

THROUGH: JOHN C. SURINA
STAFF DIRECTOR

FROM: JOHN D. GIBSON
ASSISTANT STAFF DIRECTOR
REPORTS ANALYSIS DIVISION

SUBJECT: REFERRAL OF THE DEMOCRATIC PARTY OF NEW MEXICO

This is a referral of the Democratic Party of New Mexico ("the Party") for chronic late filing and the non-filing of the 1984 30 Day Post-General and Year End Reports. According to the RAD Review and Referral Procedures for Unauthorized Committees (Standards 3 and 4), further examination is required by your office.

Please note that the Party is a respondent in MUR 1767 for failing to timely file the 1984 April Quarterly Report and failure to file the 1984 July Quarterly Report. In addition, MUR 1902 has been opened for the Party's failure to file the 1984 October Quarterly Report.

If you have any questions on this matter, please contact Paul Kolesa at 523-4048.

Attachment

DEMOCRATIC PARTY OF NEW MEXICO
REPORTS ANALYSIS OGC REFERRAL
PAGE 2

On February 22, 1985, a Non-Filer Notice was sent for the 1984 Year End Report (Attachment 14). A RAD analyst again contacted Mr. Kennedy on March 14, 1985 (Attachment 15). Mr. Kennedy stated that the report would be sent by Federal Express no later than Saturday, March 16, 1985. As of this date, the report has not been received.

IV. OTHER PENDING MATTERS INITIATED BY RAD:

None.

85040583107

LATE FILING HISTORY

REPORT TYPE	PRIOR NOTICE	DATE DUE	NON-FILER NOTICE	DATE FILED
1984 April Quarterly* (1/1/84-3/31/84)	3/22/84 (Attachment 2)	4/15/84	5/8/84 (Attachment 3)	7/26/84 (Attachment 4)
1984 July Quarterly** (4/1/84-6/30/84)	6/21/84 (Attachment 5)	7/15/84	9/21/84 (Attachment 6)	Not Filed
1984 October Quarterly*** (7/1/84-9/30/84)	9/21/84 (Attachment 7)	10/15/84	11/6/84 (Attachment 8)	Not Filed
1984 30 Day Post-General (10/1/84-11/26/84)	10/1/84 (Attachment 9)	12/6/84	12/28/84 (Attachment 11)	Not Filed
1984 Year End (11/27/84-12/31/84)	1/7/85 (Attachment 13)	1/31/85	2/22/85 (Attachment 14)	Not Filed

*The Party was previously referred, now MUR 1767, for failure to timely file this report.

**This report was made part of MUR 1767, by the Office of General Counsel.

***The Party was previously referred, now MUR 1902, for failure to timely file this report.

PARTY RELATED

COMMITTEE	DOCUMENT	RECEIPTS	DISBURSEMENTS	TYPE OF FILER COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
DEMOCRATIC PARTY OF NEW MEXICO				PARTY QUALIFIED		ID #C00161810
CONNECTED ORGANIZATION:	NONE					
1983	MID-YEAR REPORT	20,481	20,460	1JAN83 -30JUN83	18	83FEC/278/3835
	1'ST LETTER INFORMATIONAL NOTICE			1JAN83 -30JUN83	1	84FEC/306/4857
	YEAR-END	4,650	17,040	1JUL83 -31DEC83	7	84FEC/294/1996
	1'ST LETTER INFORMATIONAL NOTICE			1JUL83 -31DEC83	1	84FEC/306/4929
1984	MISCELLANEOUS NOTICE FROM FEC			27DEC84	1	84FEC/357/4464
	APRIL QUARTERLY	10,025	7,298	1JAN84 -31MAR84	10	84FEC/324/2535
	NOTICE OF FAILURE TO FILE			1JAN84 -31MAR84	1	84FEC/313/4757
	REQUEST FOR ADDITIONAL INFORMATION			1JAN84 -31MAR84	2	84FEC/329/4730
	REQUEST FOR ADDITIONAL INFORMATION 2ND			1JAN84 -31MAR84	3	84FEC/341/4391
	NOTICE OF FAILURE TO FILE			1APR84 -30JUN84	1	84FEC/329/1381
	NOTICE OF FAILURE TO FILE			1JUL84 -30SEP84	1	84FEC/348/2057
	NOTICE OF FAILURE TO FILE			1OCT84 -26NOV84	1	84FEC/357/4880
	NOTICE OF FAILURE TO FILE			27NOV84 -31DEC84	1	85FEC/366/4675
	TOTAL	35,156	0	44,798	0	48 TOTAL PAGES

All reports reviewed

Cash on Hand as of 3/31/84: \$8,319

Debts and Obligations Owed to the Committee: \$-0-

Debts and Obligations Owed by the Committee: \$-0-



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

March 22, 1984

APRIL REPORTING NOTICE FOR UNAUTHORIZED COMMITTEES

WHO MUST FILE

ALL unauthorized political committees, except those that file monthly, must file a quarterly report by April 15, 1984. (See below)

WHAT MUST BE REPORTED

All financial activity must be disclosed from the last report filed through March 31, 1984. Political committees which have not previously filed a financial disclosure report covering any period in 1984 should report all financial activity from the later of January 1, 1984, or date of registration,* through March 31, 1984.

WHEN TO FILE

Reports sent by registered or certified mail must be postmarked no later than April 15, 1984. Reports hand delivered or mailed first class must be received no later than close of business April 15, 1984.

WHERE AND HOW TO FILE

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

MONTHLY FILERS

Committees that file on a monthly schedule must file their next report by April 20, 1984, and disclose all financial activity of their committee from March 1 through March 31, 1984. Monthly reports are due by the twentieth of each month and should cover all financial activity of the previous month.

COMPLIANCE

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

*The first report filed by a committee shall include all amounts received or disbursed in 1984, and prior to becoming a political committee, even if such amounts were not received during the current reporting period. See 11 CFR 104.3(a) and (b) Activity which occurred prior to 1984 should be reported separately.

A R E M I N D E R

All committees that have made contributions or expenditures (including independent expenditures) in connection with a primary election, which have not previously been reported, must file a pre-election report.

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

8504033111



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

EQ-7

May 8, 1984

**Richard Kennedy, Treasurer
Democratic Party of New Mexico
621 Rio Grand Boulevard, N.W.
Albuquerque, NM 87104**

Identification Number: C00161810

Reference: April Quarterly Report (1/1/84-3/31/84)

Dear Mr. Kennedy:

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

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

The failure to file this report may result in an audit or legal enforcement action.

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

Sincerely,

A handwritten signature in cursive script, appearing to read "John D. Gibson".

**John D. Gibson
Assistant Staff Director
Reports Analysis Division**

85040583112
R40:3101777

ATTACHMENT #4
REPORT OF RECEIPTS AND DISBURSEMENTS
For a Political Committee Other Than an Authorized Committee

RECEIVED 11 FEB

(Summary Page)

84 JUL 26 11:42
ALBANY AREA

ALIGN AREA

1 Name of Committee (in Full)

Democratic Party of New Mexico

Address (Number and Street)

621 Rio Grande Blvd. NW

City, State and ZIP Code

ALBUQUERQUE, NM 87104

☐ Check here if address is different than previously reported

2 FEC Identification Number

3 ☐ This committee qualified as a multicandidate committee during the Reporting Period on _____

4. TYPE OF REPORT (Check appropriate boxes)

- (a) ☒ April 15 Quarterly Report ☐ October 15 Quarterly Report
☐ July 15 Quarterly Report ☐ January 31 Year End Report
☐ July 31 Mid Year Report (Non Election Year Only)
☐ Monthly Report for _____
☐ Twelfth day report preceding _____ (Type of Statement)
election on _____ in the State of _____
☐ Thirtieth day report following the General Election
on _____ in the State of _____
☐ Termination Report

(b) Is this Report an Amendment?

☐ YES ☐ NO

SUMMARY

5. Covering Period 1-1-84 through 3-31-84

6 (a) Cash on hand January 1, 1984

(b) Cash on Hand at Beginning of Reporting Period

(c) Total Receipts (from Line 1B)

(d) Subtotal (add Lines 6(b) and 6(c) for Column A and
Lines 6(a) and 6(c) for Column B)

7. Total Disbursements (from Line 2B)

8 Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))

9 Debts and Obligations Owed TO The Committee
(Itemize all on Schedule C or Schedule D)

10 Debts and Obligations Owed BY the Committee
(Itemize all on Schedule C or Schedule D)

I certify that I have examined this Report and to the best of my knowledge and belief
it is true, correct and complete

Type or Print Name of Treasurer

SIGNATURE OF TREASURER

Date

NOTE: Submission of false, erroneous, or incomplete information may subject the person signing this report to the penalties of 2 U.S.C. § 4371.

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

For further information contact:

Federal Election Commission

Toll Free 800-424-9530

Local 202-523-4068

FEC FORM 3X (3-80)



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

June 21, 1984

JULY REPORTING NOTICE FOR UNAUTHORIZED COMMITTEES

WHO MUST FILE

ALL unauthorized political committees, except those that file monthly, must file a quarterly report by July 15, 1984. (See below.)

WHAT MUST BE REPORTED

All financial activity must be disclosed from the last report filed through June 30, 1984. Political committees which have not previously filed a financial disclosure report should report all financial activity from the date of registration,* through June 30, 1984.

WHEN TO FILE

Reports sent by registered or certified mail must be postmarked no later than midnight July 15, 1984. Reports hand delivered or mailed first class must be received no later than close of business July 15, 1984.

WHERE AND HOW TO FILE

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

MONTHLY FILERS

Committees that file on a monthly schedule must file their next report by July 20, 1984, and disclose all financial activity of their committee from June 1 through June 30, 1984. Monthly reports are due by the twentieth of each month and should cover all financial activity of the previous month.

COMPLIANCE

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

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

8-6 0 4 0 5 3 1 1 4

A R E M I N D E R F O R Q U A R T E R L Y F I L E R S

All committees that have made contributions or expenditures (including independent expenditures) in connection with a primary election which have not previously been reported must file a pre-election report.

86040583115



FEDERAL ELECTION COMMISSION
WASHINGTON, DC 20463

AQ-7

September 21, 1984

Richard Kennedy, Treasurer
Democratic Party of New Mexico
621 Rio Grand Boulevard, N.W.
Albuquerque, NM 87104

Identification Number: C00161A10

Reference: July Quarterly Report (4/1/84-6/30/84)

Dear Mr. Kennedy:

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

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

The failure to file this report may result in an audit or legal enforcement action.

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

Sincerely,

John D. Gibson
John D. Gibson
Assistant Staff Director
Reports Analysis Division

86040583116

34033001331



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 21, 1984

OCTOBER REPORTING NOTICE FOR UNAUTHORIZED COMMITTEES

WHO MUST FILE

ALL unauthorized political committees, except those that file monthly, must file a quarterly report by October 15, 1984. (See Monthly Filers below.)

WHAT MUST BE REPORTED

All financial activity must be disclosed from the last report filed through September 30, 1984. Political committees which have not previously filed a financial disclosure report should report all financial activity from the date of registration,* through September 30, 1984.

WHEN TO FILE

Reports sent by registered or certified mail must be postmarked no later than October 15, 1984. Reports hand delivered or mailed first class must be received no later than close of business October 15, 1984.

WHERE AND HOW TO FILE

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

MONTHLY FILERS

Committees that file on a monthly schedule must file their next report by October 20, 1984, and disclose all financial activity of their committee from September 1 through September 30, 1984. Monthly reports are due by the twentieth of each month and should cover all financial activity of the previous month.

COMPLIANCE

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

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

-over-

8604056317

A R E M I N D E R

All committees that have made contributions or expenditures (including independent expenditures) in connection with a primary election, which have not previously been reported, must file a pre-election report.

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

86040533118



FEDERAL ELECTION COMMISSION
WASHINGTON, DC 20463

BQ-7

November 6, 1984

Richard Kennedy, Treasurer
Democratic Party of New Mexico
621 Rio Grand Blvd., N.W.
Albuquerque, NM 87104

Identification Number: C00161810

Reference: OCTOBER QUARTERLY REPORT (7/1/84-9/30/84)

Dear Mr. Kennedy:

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

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

The failure to file this report may result in an audit or legal enforcement action.

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

Sincerely,

A handwritten signature in cursive script, reading "John D. Gibson".

John D. Gibson
Assistant Staff Director
Reports Analysis Division

86040583119
940331057



FEDERAL ELECTION COMMISSION
WASHINGTON, DC 20463

October 1, 1984

**GENERAL ELECTION FILING NOTICE
FOR UNAUTHORIZED COMMITTEES**

WHO MUST FILE THE PRE-GENERAL ELECTION REPORT

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

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

WHAT MUST BE REPORTED

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

WHEN TO FILE

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

* * * * *

WHO MUST FILE THE POST-GENERAL ELECTION REPORT

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

WHAT MUST BE REPORTED

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

WHEN TO FILE

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

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

-over-

WHERE AND HOW TO FILE

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

QUARTERLY FILERS

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

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

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

* * *

MONTHLY FILERS

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

COMPLIANCE

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

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

86040563121



FEDERAL ELECTION COMMISSION

WASHINGTON, DC 20463

DEC 27 1984

MS-L

Richard Kennedy, Treasurer
Democratic Party of New Mexico
621 Rio Grande Boulevard, NW
Albuquerque, NM 87104

Identification Number: C00161810

Reference: 1983-1984 Election Cycle Reports

Dear Mr. Kennedy:

This letter is prompted by the Commission's review of the reports required to be filed by your committee. The following is a list of reports your committee apparently has failed to file in a timely manner.

<u>Report Type</u>	<u>Due Date</u>	<u>Date Filed</u>
April Quarterly (1/1/84-3/31/84)	4/15/84	7/26/84
July Quarterly (4/1/84-6/30/84)	7/15/84	not filed
October Quarterly (7/1/84-9/30/84)	10/15/84	not filed
30 Day Post-General (10/18/84-11/26/84)	12/6/84	not filed

Timely filing is a specific requirement of the Federal Election Campaign Act and is essential to fulfilling the public disclosure concept embodied in that law. The Commission views failure to timely file reports as a serious violation of the Act. This communication is to advise you that, notwithstanding any matters which may be pending with the Commission, any additional failure to timely file a required report by your committee may result in the Commission initiating legal enforcement or audit action.

If you need assistance or have any questions regarding this matter, please feel free to contact me on our toll-free number, (800) 424-9530. My local number is (202) 523-4048.

Sincerely,

Michael B. Filler
Chief
Party/Non-Party Branch

89034307845122



FEDERAL ELECTION COMMISSION
WASHINGTON, DC 20463

BQ-7

December 28, 1984

Richard Kennedy, Treasurer
Democratic Party of New Mexico
621 Rio Grand Blvd, N.W.
Albuquerque, NM 87104

Identification Number: C00161810

Reference: 30 Day Post-General Report (10/1/84-11/26/84)

Dear Mr. Kennedy:

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

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

The failure to file this report may result in an audit or legal enforcement action.

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

Sincerely,

A handwritten signature in cursive script, reading "John D. Gibson".
John D. Gibson
Assistant Staff Director
Reports Analysis Division

ANALYST: Kolesa

CONVERSATION WITH: Richard Kennedy

COMMITTEE: Democratic Party of New Mexico

DATE: January 22, 1984

SUBJECT(S): Non-Filing of 1984 30 Day Post-General Report

I phoned Mr. Kennedy to inform him of the urgency in filing a 30 Day Post-General Report. He responded that there have been wholesale staffing changes and the Party has moved to new offices. I told him in lieu of filing a report to forward a letter of explanation as soon as possible. He stated that he would get something out in the mail promptly. For reference he stated that the majority of their mail was not being forwarded properly. The new address is: Suite 100, 615 First Street, NW, Albuquerque, NM 87102.

86040583124



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

January 7, 1985

JANUARY 31 YEAR-END REPORT NOTICE

WHO MUST FILE

ALL POLITICAL COMMITTEES currently registered with the Commission must file a year-end report by January 31, 1985.

WHAT MUST BE REPORTED

All financial activity must be disclosed from the last report filed through December 31, 1984. Political committees that have not previously filed a financial report should report all financial activity from the date of registration* through December 31, 1984.

WHEN TO FILE

Reports sent by registered or certified mail must be postmarked no later than midnight January 31, 1985. Reports hand delivered or mailed first class must be received no later than close of business January 31, 1985.

WHERE TO FILE

Committees should consult the instructions on the enclosed form for details.

COMPLIANCE

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

1985 FILING REQUIREMENTS

See the January 1985 issue of the FEC Record for filing requirements during 1985.

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

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



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-7

February 22, 1985

Richard Kennedy, Treasurer
Democratic Party of New Mexico
621 Rio Grand Blvd., N.W.
Albuquerque, NM 87104

Identification Number: C00161810

Reference: 1984 Year-End Report (11/27/84-12/31/84)

Dear Mr. Kennedy:

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

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

The failure to file this report may result in an audit or legal enforcement action.

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

Sincerely,

A handwritten signature in cursive script, appearing to read "John D. Gibson".

John D. Gibson
Assistant Staff Director
Reports Analysis Division

ANALYST: Kolesa

CONVERSATION WITH: Richard Kennedy

COMMITTEE: Democratic Party of New Mexico

DATE: March 14, 1985

SUBJECT(S): Non-Filing of the 1984 Year End Report

I contacted Mr. Kennedy to inquire whether the 1984 Year End Report had been filed. Mr. Kennedy stated that at present he is the only Party staff member and is responding to FEC litigation. However, he said the Year End Report would be mailed by Saturday, Federal Express.

86040303127