



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE BEGINNING OF MUR # 2273 E

DATE FILMED 3/13/40 CAMERA NO. 3

CAMERAMAN S.E.G.

92040893510

November 12, 1986

General Counsel
Federal Election Commission
999 East Street, N.W.
Washington, D. C. 20463

RE: SENATOR LLOYD BENTSEN
ELECTION COMMITTEE,
FEC ID# C 00029769

Gentlemen:

In accord with Section 104.3(e) Use of Pseudonyms, a letter dated July 20, 1983 (copy attached) was filed with the Reports Analysis Division of the FEC identifying fictitious persons included in our FEC report of June 30, 1983.

I would like to file a complaint against each of these soliciting groups as violating Section 104.15, Sale or use restriction.

Amnesty International USA
322 Eighth Avenue
New York, New York 10117-9990

Friends Committee on National Legislation
245 Second Street, N.E.
Washington, D. C. 20002

Habitat for Humanity
Habitat and Church Streets
Americus, Georgia 31709-3423

Meals for Millions/Freedom from Hunger
Foundation
P. O. Box 2000
Davis, CA. 95617-9982

11-2023
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CLM

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Page 2

International Rescue Committee, Inc.
386 Park Avenue South
New York, NY 10016

Prison Fellowship
P. O. Box 17500
Washington, D. C. 20041-9967

United Negro College Fund
500 East 62nd Street
New York, NY 10021-9878

since so many have been received recently, I think the FEC should be aware and make an attempt to find out who is responsible.

I have been employed by Senator Lloyd Bentsen since 1971, and am one of the staff designated for Limited Political Fund Activity in compliance with Senate Rule 49 (as amended). If you need any other information from me, please contact me and I will be happy to assist you.

Under oath, I have related the above facts to the best of my knowledge and will have this letter notarized to verify same.

Sincerely,

Sue Elsenbrook

Mrs. Sue Elsenbrook
1186 Curtin Lane
Houston, Texas 77018
713/686-2940, home
713/229-2595, office

Sworn to and subscribed before me this the 12th day of November, 1986.



M. D. Lee
Commission Expires
7-28-87

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TORTURE CAN BE STOPPED!...

... and I want to help Amnesty International carry on its courageous efforts to bring worldwide pressure against offending governments and end the barbaric practice of torture.

Enclosed is my tax-deductible membership contribution of:

☐ \$15 ☒ \$25 ☐ \$50 ☐ \$100 ☐ \$500 ☐ Other \$_____.

*Please consider a
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it is urgently
needed*



Please make your check payable to
Amnesty International USA, 322
Eighth Avenue, New York, New York
10001

Join Amnesty International . . .
and Play a Direct Role in Freeing
Prisoners of Conscience Like
These . . .

*"the task that you have been carrying out for
years is a hand stretched out further than the
iron bars of prison, which in our worst moments
makes us feel that we are never alone, that there
is always hope and a feeling of love that has no
frontiers and no languages . . ."*

Alfredo Pareja Carambula, Uruguay

*"All dictators have fantasies that they can
suffocate and divide people in their own
country . . . we know that what they are afraid
of most is world opinion and criticism of their
tyranny . . . Your efforts and prayers saved my
life and thanks to your support I can have an
opportunity to live as a human being."*

Lee Shin-Bom, Korea

*"A prisoner comes to know about your work on
his behalf usually only indirectly, from the
sarcastic remarks of his jailers . . . but it is
enough to give him a wonderful feeling that he
is not completely forgotten after all, that
somebody cares."*

Karel Kyncl, Czechoslovakia

A copy of the last financial report filed with the New York State Department of State may be obtained by writing to: New York State Department of State, Office of Charities Registration, Albany, New York 12231, or to Amnesty International.



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"We Are God in Here . . ."

... That's what the guards taunted the prisoner with as they applied electrical shocks to her body while she lay handcuffed to the springs of a metal bed. Her cries were echoed by the screams of other victims and the laughter of their torturers.

Dear Friend,

Though frightening and shocking to even contemplate ... right now, today, the horrors of torture and political detention are every day incidents in fully one-third of the world's governments.

Torture is terrible and disgusting. It mocks the most sacred and most universal human value -- the sanctity of human life. It is physical and mental degradation, assault, burning of flesh with cigarettes, electric shock, living a year or more blindfolded in total darkness, being stretched and broken on the rack, having the unspeakable become a living nightmare.

Believe me, I do not recount these facts to be morbid or to provide excessive shock value.

We at Amnesty International have learned that the truth must be told so that the world's peoples can respond with the moral outrage required to stop the hideous crime against humanity that torture is.

My plea to you is that you join me and more than half a million compassionate fellow human beings worldwide in Amnesty International. I urge you to add your name to the roster of members of the only organization of its kind in history to have won the Nobel Prize for Peace.

It is the mission of Amnesty International to abolish torture. We work impartially on behalf of victims of human rights violations. The great majority of cases we undertake involve what we call "prisoners of conscience" -- men and women who are imprisoned anywhere for their beliefs, color, sex, ethnic origin, language, or religion, provided they have neither used nor advocated violence.

We work to end their torture. We work to secure for them fair and prompt trials. We work to prevent their execution. We work to secure their freedom. And a critical tool in Amnesty's fight against torture is our Urgent Action Network.

This extraordinary international Network is a highly organized system of concerned people who agree to be on call to send immediate Urgent Action letters on behalf of tortured prisoners of conscience.

When Amnesty receives reliable information about a detainee needing



(over, please)

Amnesty International USA
322 8th Avenue
New York, New York 10001

immediate aid, we activate our Network at virtually a moment's notice. Our researchers verify facts about the case. The facts are fed into our massive telecommunications network. And volunteers respond with telegrams and letters -- all within a matter of hours.

About 50,000 people belong to the Urgent Action Network worldwide; 5,000 of them are Americans. And our Network works. Our surveys show that 40 to 45% of prisoners are either released or treated better when the Network is mobilized on their behalf.

I'm convinced our Network is so extraordinarily effective because it's ordinary people, more than governments, who have the power to stop torture. The thousands of responses that governments receive from caring people around the world give notice to prison and government officials that their actions have been exposed. Even the most tyrannical governments don't want to appear repressive before their own citizens or before other countries. Their bankers have to negotiate with representatives of other countries, and their ships have to dock in foreign ports.

So our Urgent Action Network effectively strips away the masks of decency through which governments rationalize their human rights violations, forcing them to address questions arising from their abuses. Eventually, governments must ask themselves, "Is this particular prisoner worth all this negative publicity?" "Is keeping this individual in jail or torturing this person worth all the trouble it's causing?" "Can we afford further damage to our internal and international image?"

We at Amnesty International know governments ask these questions, because they do in fact release prisoners of conscience whom we have adopted and fought for and because former prisoners have contacted us to thank us ...

A released prisoner from Malaysia wrote about the letters he received while in prison: "It is hard to describe the feelings in my heart ... these [letters] I regarded as precious jewels."

A freed Paraguayan prisoner aided by Amnesty wrote: "On Christmas Eve the door to my cell opened and the guard tossed in a crumpled piece of paper. It said, 'Take heart. The world knows you're alive. We're with you.' That letter saved my life."

But our Urgent Action Network is only one part of our wide-ranging efforts to abolish torture.

Amnesty International also brings pressure to bear against offending governments through our consultative status with the United Nations and the Council of Europe, and through cooperative relations with governmental bodies in Africa and Latin America.

Within the United States, we are expanding our network of legal, medical, and political experts. In fact, we already have 1500 lawyers from

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25 states on our Legal Support Network and over 1200 health professionals who participate in actions to release prisoners of conscience.

Also, in hearings before Congress and in private meetings with law-makers, Amnesty representatives urge U.S. officials to carefully consider human rights data when making foreign policy. We even press our officials to pay personal visits to prisoners of conscience.

On another front, Amnesty will be working more closely with target groups -- such as business, labor, politicians -- meeting with them and sharing ways they can work with us to help stop the torture of innocent people.

And over the coming months and years, we intend to intensify our pressure upon governments to adopt specific measures for eliminating the practice of torture.

We at Amnesty do not believe -- as some do -- that torture is a regrettable, but incurable, disease. Slavery was once viewed in a similar light; it is now all but extinguished throughout the world. The same fate is possible for torture.

Perhaps the words of one small child whom Amnesty helped speak most eloquently for the worth of our work.

Alfonso Hernandez, a small El Salvadorian boy, was kept hidden indoors for over two years by his grandparents to avoid death squads while his mother was illegally imprisoned and tortured.

Little Alfonso is so happy to be free, he now says he "wants to kiss everybody" he meets.

Your name has been suggested as one who might wish to support Amnesty's vital efforts to free the "Alfonsons" -- and prisoners of conscience -- around the world whose lives are living nightmares.

So I sincerely hope you'll take this opportunity to join Amnesty International.

Torture can be stopped. Prisoners can be freed. Lives can be saved through direct action by Amnesty International.

But ... our life-saving work can only continue to function if caring, unselfish people who abhor the practice of torture are willing to play just a small -- yet important -- role in stopping it.

Our need for your support is so terribly urgent because, even as I write this letter to you, someplace in the world -- in Communist countries, in Western societies, in the Third World -- innocent victims of government abuse are imprisoned, suffering unspeakable physical and mental agonies.

In Vietnam ... a prominent poet, Hoang Cam, is in prison for attempting

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to deliver a collection of unpublished poems to the United States. In Benin, Boniface Koundou, an agronomy student has been detained without charge or trial in the Cotonou Central Prison where extremely low hygienic standards result in rapidly spreading disease. In Chile, Ricardo Weibel Navarrete, abducted from his home in 1975, is among 650 Chileans who disappeared between 1973 and 1977 and whose fate has never been clarified by Chilean officials.

It is up to us -- you and me -- to free these prisoners of conscience and thousands like them around the world.

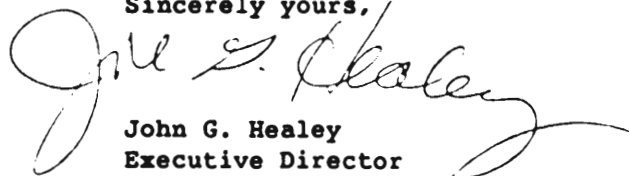
And that's why I urge you to take a moment right now, while you have my letter in front of you, to complete the enclosed membership form and return it to me with your tax-deductible membership check for \$15 -- or more if you can possibly manage.

As soon as I hear from you, I'll see that you begin receiving our newspaper, Amnesty Action, which will keep you up-to-date on every facet of Amnesty's work.

"The letters kept coming," "precious jewels," "the world knows you're alive," "kiss everybody." These words echo the hope and love people in need share with people who care.

We are these people, and they are us. So please, join Amnesty International today. We need you. Mail your enclosed membership form today. Thank you.

Sincerely yours,


John G. Healey
Executive Director

P.S. Once you join Amnesty you will play a direct, personal role in freeing prisoners of conscience and stopping torture. And what a warm feeling of satisfaction that will give you! Here's what one prisoner told us after he was freed:

"When the first 200 letters [from Amnesty] came, the guard gave me back my clothes. Then the next 200 letters came and the prison director came to see me. The letters kept coming. The President called the prison and told them to let me go."

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Sema Ogur

"I loosened the blindfold and looked around. The scene was horrid."

Those are the words of Sema Ogur, a student when Turkish officials arrested her and her husband at a friend's house three years ago.

After blindfolding the couple, authorities took them to the Security Police's "Evaluation and Research Laboratories" in Ankara, Turkey's capital city.

"They wanted us to reveal our address," Sema recalls vividly. "They said I could save my husband if I gave them the address." Fearing that they would endanger their friends, the couple refused to tell interrogators where they lived.

As she began her first period of detention, which lasted 21 days, Sema saw fellow inmates "piled up in the corridor, waiting their turn to be tortured. Ten people were being led blindfolded and naked up and down the corridor and were being beaten to force them to sing reactionary marches. Others, who were incapable of standing, were tied to hot radiator pipes.

"An old man of about 50 had been stripped naked and was being made to hand out bread rations. The same man was forced to watch while his children were tortured, and vice-versa."

over, please

During her 21 days of interrogation and torture Sema was hospitalized twice. She asked doctors to record the torture marks on her body, but they refused to do so. Officials then transferred her to a women's prison, where she remained for 25 days before being released. Six months later authorities arrested her again, detaining and torturing her for another 26 days.

Sema's ordeal included being tied to ceiling pipes and left hanging in a crucifixion position. "It was as if my arms were coming off," she told a representative of Amnesty International. "The pain became so bad that my screams drowned [the torturers'] voices." Interrogators also beat the soles of her feet and subjected her to electrical shock torture.

"Even when they stopped torturing you physically, the screams of others began to torment you psychologically. After a while, I was able to pick out which torture was being applied from the screams."

One day she thought she heard the screams of her husband. Guards took her to another cell, and when they removed her blindfold, she saw her husband "lying naked beside a black tiled wall. His hands were tied behind his back, and they were administering electricity to his genitals."

Sema's husband remains in prison, convicted after a group trial of belonging to an organization declared illegal by Turkey's military government.

Enclosed is a personal story about torture. At 100
story you may find difficult to read. Yet it is only
one of hundreds Amnesty International receives
every year.
innocent men, women, and children are tortured
routinely some place in the world every day. But
this barbarism can be stopped; it must be
stopped!
Please help
John Healey

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Please use this gift for FCNL's Action Programs* ___ Education Programs** ___

*Gifts to FCNL are used to carry out the vital work of lobbying on Capitol Hill and are not tax deductible. Make check out to the FCNL.

**Gifts to the FCNL Education Fund are used for education programs only and are tax deductible. Make separate check out to FCNL Education Fund.



(Please turn over)

Please correct any mistakes in your name and address. Thank you.
Your gift of \$15 will assure receipt of the FCNL newsletter for one year. (Exceptions available for students and low income persons.) Your larger gift will help cover additional program expenses. To conserve paper, postage and staff time, FCNL will not send you a receipt unless requested.

We enlist your patience...

Perhaps you already know about the FCNL. If so, be assured that we are not being wasteful of your money. As a Quaker organization, FCNL is sensitive to the trust expressed by the many gifts which come to us.

Reaching out to new people is a necessity for FCNL in today's economic and political climate. We believe you will appreciate that fact. You will also understand the inevitability of some duplication of names as we search for a wider constituency.

We need your patience as well as your help to make our search successful. Send a special gift together with the name and address (see over) of someone you designate to receive the FCNL Washington Newsletter. We will confirm your gift with a personal letter to them and will send the newsletter to them for an eleven-month period. Thank you.

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Fall 86

There is a piece of folklore from Southeast Asia which tells us that you can't get through a bamboo grove carrying a pole horizontally. Generally speaking, you can respect that advice! But there are exceptions to every rule, and I believe that you will be particularly interested to learn about one such exception.

Dear Friend:

The Friends Committee on National Legislation is a Quaker lobby in Washington which seeks to bring spiritual values to bear on the political process. Our search is the horizontal pole by which FCNL threads its way through the "bamboo forests" of Washington.

Here are a few of the results which FCNL has to its credit during its 40-plus years of service:

- * Formulated the "Deterrence by Fear" critique of the deterrence doctrine. Advocated an alternative strategy of interdependence including successful support of a \$100,000 exchange program for high level US and USSR military personnel;
- * Lobbied successfully to significantly increase shipments of US surpluses to 70 countries in need of food after World War II;
- * Led the fight to defeat Universal Military Training with a seven-year concentrated lobbying effort;
- * Organized the first ever "School for Economic Justice Lobbyists" involving 50 lobbyists and representing 25 different agencies in the Washington interreligious community;
- * Provided support and guidance for Native American tribes in the Southwest which helped assure reinstatement of federal funds for preschool programs;
- * Coordinated the first successful effort to obtain consensus in the Washington religious lobby community on a minimum position of no growth in military spending at a time when the Reagan administration was proposing a 13% increase.

We seek a world free of war and the threat of war
We seek a society with equity and justice for all
We seek a community where every person's potential may be fulfilled
We seek an earth restored....

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The FCNL has a commitment to the just and peaceful society which has earned us a reputation for integrity unique among legislative action groups in Washington. This is what one distinguished Senator, Robert Dole, who doesn't always agree with us, has to say about the FCNL:

"The Friends Committee on National Legislation should be congratulated for its consistently constructive approach to lobbying on behalf of issues that are of interest to its members. I have found this organization to be one of integrity, whose input has been very substantive, helpful, and well-targeted...."

An excerpt from a recent FCNL Washington Newsletter is enclosed. As a contributor you will receive eleven issues per year of this informative Newsletter via first class mail. When you read it you will appreciate its importance as a basic tool for anyone concerned with issues of war and peace, justice and reconciliation, jobs, housing, and the economy.

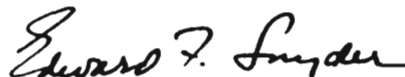
To keep yourself even better informed, there are available in-depth reports and interpretive papers produced by FCNL's lobbyists and research interns. You can also use FCNL's "hotline" on a 24-hour, 7 day per week basis. It is updated each Friday and provides the latest information on particular bills in the Congress as well as suggested responses or actions which you might wish to take locally. In these ways, you can be a part of a network of concerned people alert and aware of the issues which affect you, your community, and your nation.

The FCNL is not always successful in its efforts. But even in those cases where success eludes us, the bamboo is aware that someone is patiently threading a new pathway through the legislative thickets and forests in our nation's capital.

Your gift today can help the FCNL to continue and expand its effective work in the "bamboo groves" of congressional Washington, and it will bring you the information you need to stay abreast of the most important issues of our time.

Please use the enclosed card and envelope to send your check today.

Cordially,



Edward F. Snyder
Executive Secretary

P.S. You can begin today to participate in FCNL's legislative action program by completing the reverse side of the enclosed card when you send your gift. As a part of our grassroot network, your involvement in the Action Program will provide a channel by which you can influence decisions made in Congress.



Update/Action Tape
(202)547-4343

No. 493

245 Second St. NE, Washington DC 20002 (202)547-6000

July 1986

U.S. Sitting This One Out

U.S.-SOVIET RELATIONS—IT'S TANGO-TIME

As the U.S. and the Soviet Union search for ways to halt and reverse the arms race, it is still true that "it takes two to tango." One side can take initiatives to begin to limit arms, but if these efforts are rebuffed or not genuinely reciprocated, frustration sets in and the impasse resumes. The history of U.S.-Soviet arms control efforts is a history of mismatched intentions. When one side has been ready, the other has been reluctant. For a number of years Soviet rejection of U.S. proposals for international inspection of arms control measures inhibited agreements.

Currently, the Soviet Union seems to be ready and eager to move ahead in various areas, while the U.S. sits on the sidelines. This article details some of the Soviet arms control initiatives which have put the Reagan administration severely on the defensive. We also indicate steps which members of Congress are taking to develop a more positive U.S. policy in the vacuum caused by the failure of White House leadership.

SALT II LIMITS ABANDONED

President Reagan announced May 27 that his administration would no longer be limited by SALT II. He argued that the USSR was violating the treaty. (See box, p. 3.) His decision marks a watershed in arms control. For more than 4 years his administration has complied with SALT II's limits, even though he described it as "fatally flawed." SALT II's intricate limits on nuclear launchers and warheads and related compliance procedures had been fashioned during years of painstaking negotiations. The SALT II categories provided the basis for negotiating future deep reductions.

The Reagan administration hopes that the 3-year-old Geneva negotiations will produce an agreement on strategic, intermediate range, and space weapons. But an agreement is nowhere in sight, and critics charge the Administration's

decision really confirms its basic position that there is more U.S. security in an uncontrolled arms race, which it believes it can "win," than in a "fatally flawed" treaty which could be a basis for major reductions. Arms analysts are quick to point out that without SALT II the USSR can produce more weapons faster than the U.S. can.

The U.S. SALT II decision created great consternation among NATO allies and non-aligned nations. Moscow was quick to denounce the action and reap immense public relations benefits.

Congressional action: On June 19, the House voted 256-145 to urge the president to continue to adhere to SALT II as long as the USSR does. Rep. Dicks' bill, H.R. 4919, requires the president to abide by SALT II. It has 148 cosponsors. Urge your representative to cosponsor it.

April, 54 senators wrote the president urging continued SALT II compliance. On June 6, Senators Biden DE and Cohen ME introduced S. 2524 requiring compliance. Urge your senators to cosponsor it.

ABM TREATY REVISIONS

In October 1985, the Reagan administration proposed a novel reinterpretation of the 1972 U.S.-Soviet treaty which bans anti-ballistic missile systems. Its reinterpretation would permit testing and ban only deployment of ABMs, despite the treaty's clear language and the universally accepted understanding of the previous 13 years. The Reagan administration view was roundly criticized by NATO allies and members of Congress and rejected by the Soviet Union. The reinterpretation laid the groundwork for



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administration claims that Star Wars testing and development do not violate the ABM treaty.

Congressional action: Rep. Dicks WA on May 8 introduced H. Con. Res. 336, a non-binding resolution stating that U.S. defense programs should remain in conformance with the original interpretation of the ABM treaty. It now has 63 cosponsors. Urge your representative to cosponsor it.

SOVIET TESTING MORATORIUM REBUFFED

The USSR announced July 29, 1985, that it was halting nuclear explosions from August 6, the 40th anniversary of the Hiroshima bombing, to January 1, 1986, and as long thereafter as the U.S. did not test. The U.S. rejected this as a propaganda ploy and instead invited the USSR to send a delegation to observe a U.S. underground test. In early December the Soviet Union offered to permit some on-site inspections if the U.S. joined the moratorium. On December 28, the U.S. conducted its seventh underground test since the Soviet moratorium began. On January 15, the Soviet Union extended its moratorium another three months to the end of March and called for resumption of talks on a comprehensive test ban (CTB). Soon thereafter, the U.S. shifted its 23-year-old rationale that a complete test ban couldn't be verified. Now the Administration says that even if a verifiable ban is possible, testing is needed to maintain the stockpile and to "carry out modernization."

On March 22, the United States exploded its first underground nuclear device in 1986; leaders of many nations expressed regret at this action. On March 29, the Soviet Union again extended its moratorium on testing "if the United States acts likewise." On April 10, the U.S. tested again. The next day the USSR declared itself free from its unilateral commitment to refrain from testing, but on May 14, Gorbachev, saying nuclear arsenals contain potential disasters "far more horrible than Chernobyl," extended the Soviet moratorium to August 6, 1986.

In late May, a private U.S. scientific exchange group reached agreement in Moscow to install and staff U.S. seismic monitoring equipment in the USSR near test sites.

One reason for the Reagan administration's intransigence is that nuclear testing is necessary in order to develop its cherished "Star Wars"/SDI.

Congressional action: Reps. Schroeder CO, Downey NY, and Markey MA are expected to introduce an amendment to the defense authorization bill to cut off funds for underground nuclear testing as long as the USSR doesn't test. Rep. Green NY narrowly lost a similar amendment in the House Appropriations Committee, 26-29, on June 19. Urge your representative to cosponsor the Schroeder bill, H.R. 3442, and urge your senators to cosponsor the Hatfield-Cranston bill, S. 2220, both of which would cut off funds for testing as long as the USSR doesn't test. Urge them to support cut off amendments in floor votes.

Some Positive Developments in U.S.-Soviet Relations

- In late May, Secretary of Defense Weinberger issued a formal invitation to his Soviet counterpart to visit the U.S. this year to discuss military issues. Impetus was provided by a requirement (supported by FCNL) in the FY86 defense authorization bill that Sec. Weinberger submit a plan for the exchange of high-ranking military personnel.
- Rep. Hamilton IN, who chairs the Europe and the Middle East Subcommittee of the House Foreign Affairs Committee, has agreed to hold a hearing this summer on positive aspects of U.S.-Soviet joint cooperative projects.
- U.S. and Soviet doctors have signed an agreement to cooperate on the follow-up care of Chernobyl victims.
- Exchanges facilitated by the cultural accord signed last November are going ahead. Vladimir Horowitz, the pianist, returned to Moscow and Leningrad to perform and the Kirov Ballet has just finished a series of performances in the U.S.
- The USSR in June agreed to allow 244 members of divided families to emigrate.

ANTI-SATELLITE (ASAT) MORATORIUM

In 1983, Soviet leader Andropov announced a moratorium on ASAT tests. This was reaffirmed by his successors Chernenko and Gorbachev. Last year Congress passed a one-year ban on U.S. ASAT tests as long as the USSR doesn't test. Reps. Brown CA and AuCoin OR are working on legislation to extend the ban.

NO NUKES BY YEAR 2000?

Soviet leader Gorbachev made a major disarmament proposal on January 15. He called for total nuclear disarmament by 2000, made concessions on on-site verification, substantially accepted Reagan's proposal banning all intermediate range nuclear missiles from Europe, urged a comprehensive test ban, and proposed various confidence building measures. His proposal for reduced troop levels in Europe was made more specific June 11. Pres. Reagan, June 19 at Glassboro, NJ, acknowledged a "serious effort" by the Soviet Union to negotiate nuclear arms reductions and pressed for another U.S.-USSR summit. If the will to agree is actually present, negotiators could achieve major reductions in nuclear arms at Geneva and in conventional arms at the Vienna talks.

Congressional action: Currently the Reagan administration is pressing Congress to fund a whole series of weapons moving toward a preemptive first strike capability by the United States. **Strategic Defense Initiative:** Pres. Reagan requested \$5.4 billion for FY87, a 77% increase over FY86, but Congress is showing considerable resistance. Forty-six senators signed a letter to Senators Goldwater and Nunn, ranking members of the Armed Services Committee, calling for only a 3% increase, for a total of some \$3 billion for SDI. FCNL continues to oppose all SDI funds.

The sea-based component of the U.S. first-strike capability is the extremely accurate D-5 missile on the Trident II submarine. Rep. Weiss NY will probably offer an amendment to the defense authorization bill to cut all production money for the D-5. His proposal may be amended to spend the money on the C-4, a less expensive, less provocative missile.

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YES

I want to help make it possible for other people like Anna Spencer to have safe, adequate housing.

Enclosed is my gift of:

☐\$20 ☐\$35 ☐\$50 ☐Other \$_____

Thank you for caring. All gifts are tax deductible. An audited financial statement is available upon request.

☐ I am interested in volunteering to work on a Habitat for Humanity project.

HABITAT FOR HUMANITY
Habitat and Church Streets
Americus, Georgia 31709-3423

Jimmy Carter
Plains, Georgia

Wednesday a.m.

Dear Friend,

As a former U.S. president, I have been asked to lend my name to the work of many fine and worthy causes.

When Rosalynn and I talked about this, we decided that we wanted to be part of something that would make a lasting difference in people's lives! Something that would mean more than just the use of our name on an organization's letterhead.

After much thought, we chose to support the work of Habitat for Humanity, and since then I have joined their Board of Directors. Let me tell you why.

As president, I had firsthand knowledge of just how serious and dehumanizing the housing problems of the poor and disadvantaged really are. And I was shocked and appalled!

Today, hundreds of thousands of people right here in America live in the most deplorable housing conditions imaginable: roach- and rat-infested ghetto flats; dilapidated rural shacks; decaying, crumbling old apartments.

Anna Spencer was one of them. She is a dear lady who lives in a poor rural area of Fayette County, Tennessee.

Anna and her family -- all ten of them -- lived in a rundown three-room shack. There was no running water, no well . . . not even an outhouse! And the only heat came from a little old wood stove. The sad fact is that until recently Anna and her family had no other choice.

But people like Anna Spencer are what Habitat for Humanity is all about! Under the able leadership of Millard Fuller, Habitat has made some dramatic breakthroughs by providing low-cost, affordable housing for people like Anna Spencer.

- With the help of caring friends like you, Habitat has set up nearly one hundred revolving loan funds to build housing for the poor.
- A network of more than 6,000 committed volunteer workers across this country and around the world has been developed to build and remodel modest homes.
- The good news is that this is not just a handout. Interest-free, nonprofit home loans are offered to poor people so they can pay back into the revolving loan funds to help someone else in need.

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As a result, low-cost, interest-free homes can be sold to disadvantaged people like Anna.

With that innovative approach, Habitat has already built more than 1,500 low-cost homes for the poor and is continuing to start construction on new homes at a rate of one every day.

One of the new homes recently built now belongs to Anna Spencer!

Oh, it's not fancy, at least perhaps by the standards of most of us. But it does have bedrooms . . . and plumbing . . . and safe wiring. And for Anna Spencer and her family it means a whole new life.

I know that what Habitat has done for Anna's family can be done for thousands more. In fact, we have enough land right now to build at least 3,000 more homes for needy families in the coming months.

During 1986 we need to raise \$7 million for the construction of these houses and for all our other projects under way both here and overseas. I believe that with the help of caring people like you we can achieve our goal!

Right now we need 350,000 people who are each willing to give at least \$20 to share in the life-changing accomplishments of this exciting and desperately needed work.

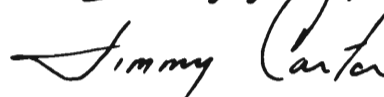
When I think of the dignity and self-esteem that Anna's new home brings her, I can't help but remember that stirring speech of Bobby Kennedy's as he quoted the words of George Bernard Shaw:

"You see things; and you say, 'Why?' But I dream things that never were; and I say, 'Why not?'"

Through the visionary work of Habitat for Humanity, the dream of adequate low-cost housing for the disadvantaged is becoming a reality. It's happening in the spirit of Christian love, and it's not costing one red cent of taxpayers' money. To me that's one great investment!

I urge you to join Rosalynn and me in this vitally important work. Whatever you can send -- \$20, \$50, or more -- will make a big difference!

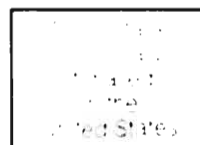
Gratefully yours,


Jimmy Carter

P.S. I know of no better investment to help restore human dignity than to help someone else like Anna Spencer. Please join me with your gift. Thank you.



Self-Help for a
Hungry World



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Meals for Millions/Freedom from Hunger



Please be as generous as you can!

Please return this form with your tax-deductible contribution and correct any errors in your name or address.
Please turn over for information about what your gift to MFM will accomplish.



Mrs. John Steinbeck

Dear Friend,

In scores of villages throughout the developing world -- desperately poor places where people are locked in a brutal struggle for their own survival and a better life for their children -- a powerful force for change is at work.

It's not a new political, or religious, or economic system. It's the power of SELF-HELP -- a simple, effective tool to improve the lives of the world's poor. And it's being shared with thousands of families through the innovative programs of MEALS FOR MILLIONS.

MEALS FOR MILLIONS knows that the impoverished people of the world don't want handouts or charity. All they want is the chance to take charge of their destinies -- the knowledge, tools, training and moral support to change their lives for the better. In village after village, Meals for Millions is helping families to gain confidence, strength and hope as they learn to help themselves -- working together to tend community gardens and sell their surplus crops . . . digging wells and building health centers . . . improving nutrition and sanitation . . . and building up small-scale industries.

Lucila Pilai de Balon, who lives in Dos Mangas, Ecuador, is a stirring example of Meals for Millions' self-help outreach in action. I hope you will be as inspired by her story as I am.

Lucila once knew the feeling of despair that comes from not being able to feed her family well . . . the feeling of helplessness that sets in when all roads out of poverty lead only to dead ends. But MFM helped her to turn her life around. Today, she and her family have nutritious food on the table, a steady source of income, a brighter future ahead. And she's all the more thankful for her good fortune because she knows she did it on her own.

A few years ago Lucila's husband, Don Manuel, became seriously ill and was put under a doctor's care in a distant city. The family had never been very well off, but now Lucila found herself struggling alone to run her household, to care for her young children and to keep one step ahead of the mounting medical bills.

Before long, she had exhausted her family's meager savings and began borrowing money from family and friends. A proud and self-reliant woman, she had never accepted charity . . . and she refused to do so now.

Lucila turned, instead, to Meals for Millions. She knew that the MFM staff would treat her with respect, not as a "charity case." They would show her how to survive her immediate difficulties -- and would help her find a long-term solution to the problem of feeding and supporting her struggling family.

The answer for Lucila: poultry raising. MFM advanced her enough money from its Revolving Loan Fund to purchase 200 chicks, some feed and other supplies. They also provided her with plans, tools and materials to construct her chicken coops. Lucila did the rest herself.

(over, please)

**Meals for Millions/Freedom from Hunger Foundation • P.O. Box 2000
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Just seven weeks later, Lucila sold her first batch of 200 chickens and was able to pay back the full amount of her MFM loan. Additional loans -- also repaid in full -- enabled her to continue purchasing and marketing chickens and pay for her husband's medical treatment. When Don Manuel finally returned to Dos Mangas, it was a joyous homecoming. The new poultry business was so successful that he, too, joined in.

Now, for the first time, Lucila, Don Manuel and their children are fully self-sufficient. Their lives have changed in other ways, too. They have been able to add sturdy walls to their open-air bamboo house, and have even opened a small general store. They have sent their oldest daughter to secondary school -- a matter of great pride to the family. And Lucila herself is an inspiration to other families in the village who, with help from MFM, are following her example.

Imagine how proud and thankful Lucila must feel! And thanks to the concern and support of caring individuals, Meals for Millions is working in Asia, Africa, Latin America, the Caribbean and the U.S. Southwest, enabling many thousands of others like her to know the feeling of pride which comes from self-sufficiency . . . from having struggled -- and won -- against the ever-threatening malnutrition and disease which claim the lives of 40,000 helpless children every day of the year.

In the years ahead, MFM will continue to work vigorously to expand further its self-help programs around the globe. Many thousands of villagers in developing nations -- people just like Lucila and her family -- can also benefit greatly from the tools, training, technical assistance and support we provide.

I'm so proud to be associated with this innovative and far-reaching organization which works so effectively at the grass roots level in developing nations. And in spite of the size of the task ahead of us, I know that even a small, private voluntary organization like ours can make a difference.

But we do need your help to continue reaching out to more people with our innovative programs -- to help men, women and children to lead productive, fulfilling and healthy lives . . . to give them a future they can hope for, and work for.

Your tax-deductible contribution to Meals for Millions of \$25 or \$50 . . . \$100 or \$500 . . . \$1000 or even more will help us step up our efforts to make decent nutrition the birthright of every human being. Please be as generous as you can. Your gift can do so much, for through the "multiplier effect" of MFM's training and development of strong community leaders like Lucila, we are able to make the most of our resources.

Many thanks. Please, let me hear from you soon. So many people need our help today.

Sincerely,

Mrs. John Steinbeck
Mrs. John Steinbeck

RESOURCEFULNESS...NOT RELIEF

Meals for Millions began its work of fighting hunger and malnutrition in 1946, providing an inexpensive, vitamin and protein-rich food supplement to hungry people all over the world. But it soon became clear that relief was only a temporary solution. More than anything, these families needed to learn how to develop their *own* potential—to put their own skills and resources to work to change their lives for the better.



Out of this understanding grew MFM's successful self-help programs—an outreach based not on hand-outs, but on the power of knowledge. Our staff does not give away foods and medicines, but instead shows villagers how to grow their own nutritious fruits and vegetables... how to raise fish and poultry to bring protein to undernourished diets... how better sanitation and more nutritious meals will prevent the illness and disease that claim the lives of so many young children.

While MFM works on a modest scale, our achievements have been notable. Uniquely sensitive to the needs of the people we serve, we train in-country staff to implement our programs—who work side by side with villagers who want to forge a better future.

IN AFRICA... SELF-HELP MEANS SURVIVAL

The terrible suffering of people in Africa has filled the world's newspapers and television screens. But in the rush of emergency assistance, a vital question is too often unanswered: how can the African people begin to develop long-term solutions to feed themselves after the relief supplies run out?



In western Kenya, MFM is helping families learn how to survive the cruel whims of nature. We show women how to plant backyard gardens, which need little water and yield sufficient vegetables for family needs. And our nutrition workers also teach small-scale rabbit raising—a renewable source of protein that doesn't depend on the weather.

In Sierra Leone, MFM has organized a seed production project among farmers in 10 rural communities to improve the quality of the local rice crop. MFM lent them money to buy the seed—and from the bounteous harvest they repaid the loans in full, while also realizing a profit and providing food for their families.

IN LATIN AMERICA... SELF-HELP MEANS BETTER HEALTH

Each year malnutrition and disease claim more than 15 million lives—mostly young children, too hungry or sick to even fight back. That's why improved nutrition is such an important part of our message.

In Honduras, MFM collaborates with the national Ministry of Health to reach out with nutrition education to mothers—teaching them how to weigh and measure their children, for early detection of nutrition problems... how to prepare and store healthful foods... how to bring basic sanitation into their homes. The results have been dramatic: the rate of serious malnutrition among young children has plummeted, and illness has been drastically reduced.



In Ecuador's Santa Elena Peninsula, MFM's outreach, which includes nutrition improvement, agricultural growth and small-scale industry, has taught families that they have greater potential than they ever imagined.

For instance, a revolving loan fund, along with technical advice and support, enabled many families to initiate poultry raising projects. Others have opened bakeries or enlarged farms. The result: not only are 90% of all loans paid in full in the first year, but entrepreneurship has become a way of life here. The heavy weight of pervasive poverty has been lifted and industrious families look forward to healthier futures.

IN ASIA... SELF-HELP MEANS EDUCATION



In the remote villages of Thailand, where travel is difficult and communication is slow, MFM's training of local health workers and schoolteachers has been especially important in multiplying our self-help message to reach thousands of families.

An MFM staff member comments, "Previously quiet, listless villages seem to have come alive." There is a new feeling of hope in the 81 villages where MFM is at work. And in an area where chronic malnutrition used to take the lives of half of the children under five, we now expect to virtually eliminate second and third degree malnutrition within two years!

IN THE U.S.A.... SELF-HELP MEANS PRIDE

Although our own country is a land of comparative bounty, there still exist pockets of poverty and malnutrition where the principle of self-help can make a critical difference.

On the Papago Indian reservation outside of Tucson, Arizona, MFM is helping low-income families learn agricultural and nutritional skills. MFM is working with Indian farmers to combine traditional, desert-adapted crops and planting practices with modern technology. And a dynamic school gardening project gives youngsters knowledge and skills about nutrition and gardening which will serve them for life.

In addition, MFM nutritionists are teaching Papago families how they can improve their eating habits, even on a shoestring budget, to fight diabetes, hypertension and other diet-related diseases. The result: growing pride, and a better life for entire communities.



PRAISE FROM THE PRESIDENT

In 10 countries around the world, Meals for Millions helps people to improve their lives through the principle that built our nation: self-help.

We do it not because it's the American way, but because it makes good economic sense—and has proven highly successful. Our efforts have been so fruitful that President Reagan awarded Meals for Millions the 1984 Presidential World Without Hunger Award "for continued, demonstrated vision, initiative and leadership in the effort to achieve a world without hunger."

YOU CAN HELP PEOPLE HELP THEMSELVES

Meals for Millions' successful projects around the world are made possible through the tax-deductible gifts of individuals like you... Americans who know that teaching impoverished people to help themselves is the only effective way to fight world hunger.

Your gift will touch the life of a hungry child today... but even more importantly, it will give malnourished families the skills they need to work their way out of hunger and poverty in the months and years to come.

Self-help—it's a solution to world hunger that works. And it starts with your support of Meals for Millions today.



WORKING FOR THE FUTURE

Meals for Millions Freedom from Hunger Foundation



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A copy of the certified audit may be obtained from the Office of Charities Registration, New York State Department of State, Empire State Plaza, Albany, New York 12231, or from Meals for Millions/ Freedom from Hunger Foundation.

P.O. Box 2000
Davis, California 95617
(916) 758-6200

Today, self-help is not a thing of the past. In struggling communities all over the world where Meals for Millions is at work, the spirit of self-help is alive and growing — enabling villagers to take control of their lives and build a better future for their children and children's children.



It was a struggling nation in a remote part of the world. It had a large debt to other countries and was being exploited that devastated its people's savings. Most of its families lived on farms, tilling land that barely provided for their needs. Illness and disease were rampant. Experts agreed that the new country had little to its advantage — except its people. While these conditions apply to many developing countries today, they were equally true for another place only a few years ago — the United States of America less than 200 years ago. What enabled our nation's earliest citizens to overcome many of the same problems that beset today's developing countries? A very simple, yet powerful, concept: self-help. In the U.S., the spirit of self-help inspired neighbors to cooperate with neighbors... led to diversification of crops for larger, better yields... inspired families to begin small businesses... enabled industrious people to use the resources at hand to create new small-scale technologies.



INTERNATIONAL RESCUE COMMITTEE, INC.

IRC

386 PARK AVENUE SOUTH

NEW YORK, NY 10016

(212) 679-0010

FOUNDED 1955

October 1986

Dear Friend:

Three million people. That is the combined population of Cleveland, Boston, San Francisco, Pittsburgh and Seattle. It is also the number of refugees who have fled from the relentless Soviet destruction of Afghanistan to a small area of Pakistan. The Afghans had little choice -- it was either escape, or face death, disease, hunger and terror. Their plight was summed up in a document entitled "Tears, Blood and Cries," published by Helsinki Watch, the international human rights organization:

"People coming from just about every area of Afghanistan - western scholars, journalists, doctors, nurses as well as the Afghan refugees and resistance fighters themselves - tell of vast destruction: carefully constructed homes reduced to rubble, deserted towns, the charred remains of wheat fields, trees cut down by immense firepower, with no one to gather the harvest. From throughout the country come tales of death on every scale, thousands of civilians buried in the rubble left by fleets of Soviet bombers. . . ."

In trying to describe what is happening inside Afghanistan, the Washington Post wrote that "the word that comes to mind is genocide."

There isn't very much that the International Rescue Committee can do inside war-torn Afghanistan -- but we do give medical training to Afghan refugees in Pakistan who return to their country to help their people. We also are sending medical supplies, clothing and blankets.

The main job of IRC, however, is to help the refugees fleeing to Pakistan to survive. The work is carried out largely by seven IRC mobile medical teams, at camp dispensaries, in mother-child health clinics, a hospital for Afghan women, and through a special feeding program for malnourished children. More than 30,000 patients are treated every month at the IRC facilities.

In addition, IRC has trained hundreds of Afghan refugees to serve as teachers in the camps, and also provides educational materials for the primitive schools. This principle of self-help - of developing self-sufficiency among the refugees in the medical, relief and educational fields - is a basic element of IRC's work in all countries where we operate. Among those countries are the Sudan,

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where famine-stricken Ethiopians are still fleeing from the oppressed provinces of Tigre and Eritrea; Honduras, Costa Rica and El Salvador, where uprooted victims of war and persecution desperately need help; Thailand, where refugees from Cambodia, Laos and Vietnam depend on IRC's humanitarian services. I am enclosing a brochure that will tell you more about our worldwide efforts in behalf of refugees and the cause of human freedom.

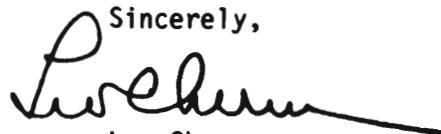
The mission of IRC goes beyond relief, medical, rehabilitation, educational and child care work in refugee camps. Some refugees - victims of religious, racial and political persecution - are admitted to the United States and other western countries. IRC resettlement workers make it possible for thousands of these uprooted people every year to start new lives in freedom, and to achieve self-sufficiency. Among the refugees we are resettling are Poles, Vietnamese boat people, some Afghans and Ethiopians, Cambodians, Russians, Baha'is from Iran, Czechs. An eminent doctor who fled from Poland with his wife and child recently wrote:

"We want to thank the IRC from the depth of our hearts for leading us through the complicated pathways of our resettlement odyssey. We are grateful not only for your devoted help but for the words of consolation when problems seemed unsurmountable. You have helped us in the most important moments of our life. We feel morally obliged to help others trying to find a safe harbor and will therefore make an annual contribution to support your noble work."

The humanitarian work of IRC for homeless refugees can be carried out only through the generosity of the American people. We are the leading nonsectarian voluntary agency devoted to the cause of refugees, and our future - and the future of refugees - depends on your support. Please help the International Rescue Committee as generously as you can.

Thank you.

Sincerely,



Leo Cherne
Chairman

LC:jc



Most of the Afghan refugees fleeing to Pakistan are women and children. Among them are this girl with her little sister. Many of the children have been seriously wounded during their flight from war-torn Afghanistan. The International Rescue Committee devotes special attention to the children in primitive refugee camps through medical and rehabilitation aid, nutritional feeding programs as well as schooling.

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TAXPAYER PROPOSAL

ON PRISON REFORM AND CRIMINAL JUSTICE

PLEASE BEGIN HERE AND ANSWER ALL STATEMENTS TO VALIDATE THIS PROPOSAL FOR CONSIDERATION BY STATE AND FEDERAL OFFICIALS. PLEASE CHECK ONLY ONE SOLUTION FOR EACH ISSUE STATED.

1. The prison population is expected to grow by 35% in the next five years. Prisons in 40 states are already overcrowded, which often results in increased violence, riots and breakouts. I favor:
 - ☐ Increasing state and federal taxes to build more prisons.
 - ☐ Expanding the successful in-prison rehabilitation programs of Prison Fellowship, so that reformed prisoners can be released without endangering society.
 - ☐ Maintaining the current system with no changes.
2. According to *American Prisons & Jails*, 1981, 50% of prison inmates are nonviolent offenders. In the last few years, many states such as Florida have considered alternative programs for nonviolent offenders. I favor:
 - ☐ Reforming prison policy to allow nonviolent offenders to help pay back their debt to society by participating in alternative punishment programs in the form of community service projects.
 - ☐ Ensuring that nonviolent offenders are locked up, but in separate facilities from violent offenders.
 - ☐ Continuing the current system with no changes.
3. It costs American taxpayers \$80,000 to construct each maximum-security cell and at least \$17,000 to confine each prisoner for a year. With the inmate population currently over 500,000 and

growing, these staggering costs could bankrupt many states. In view of this, I favor:

- ☐ Spending more tax dollars on a state and federal level to insure that both violent and nonviolent prisoners remain behind bars.
 - ☐ Expanding Prison Fellowship's in-legislature efforts, which advocate prison reform that's not based on increased tax spending.
 - ☐ Continuing the current system with no changes.
4. According to the FBI, 74% of the prisoners released are rearrested within four years. This means American taxpayers are paying billions of dollars for a system that fails to rehabilitate prisoners. I favor:
 - ☐ Having state and federal criminal justice officials give even longer prison sentences to keep criminal offenders off the streets at whatever cost.
 - ☐ Incorporating Prison Fellowship programs that work with inmates before and after their release, providing a support system that helps inmates rebuild their lives.
 - ☐ Continuing the current system with no changes.
 5. I propose America solve this National Prison Emergency by:
 - ☐ Building more prisons and extending prison terms for longer incarceration.
 - ☐ Continuing the current prison and criminal justice programs with no changes or reforms.
 - ☐ Expanding the Prison Fellowship program of prison and criminal justice reforms that were implemented so successfully in Florida and other states.

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TAXPAYER PROPOSAL

ON PRISON REFORM AND CRIMINAL JUSTICE

Conducted by PRISON FELLOWSHIP • P.O. Box 17500 • Washington, D.C. 20041

NOTE: Please answer every proposal statement to validate and assure accuracy in the tabulation process and to insure results that will be objective and acceptable by state and federal officials concerned with prison reform and criminal justice.

THIS PROPOSAL is strictly confidential. Your name will not be used in any way. Only the answers you provide will be sent directly to state and federal officials.

National Prison Emergency Alert

When I found out how much

money is wasted in our

prison system I got angry

but that's not the worst of it

Dear Friend,

What really makes me angry is that American citizens like you and me are spending our tax dollars on a prison system that does exactly the opposite of what it's supposed to do.

We are pouring billions of dollars into building and maintaining prisons, assuming that will solve the problem of crime. Yet, three out of every four inmates who are released go out to commit another crime and are arrested again within four years.

The plain fact is that America today faces a National Prison Emergency that could bankrupt many of our states within a very few years.

That's why I'm rushing you the enclosed Taxpayer Proposal on prison reform and criminal justice, hoping you'll fill it in and return it to me immediately

And I'm also hoping you'll help me diffuse this National Prison Emergency by supporting a private, nonprofit solution that is working in America's prisons: Prison Fellowship.

As soon as I receive your proposal, I'm going to tabulate your reply along with thousands of others from taxpaying Americans and send the results to federal and state prison officials.

You see, I believe you have a right to voice your opinions and to propose your suggestions about how your tax dollars are spent on prisons and prisoners.

It's not a question anymore of prisoners getting what they deserve.

... it's a question of all of us getting what we deserve from our tax dollars -- getting the kind of justice that serves us, our community, our families, our states and our nation.

And we're not getting that now -- instead we're paying HUGE TAXES for HUGE FAILURES. And, in my book, that's just not right.

For example, ...

- ✓ • There are more than 500,000 (half a million) inmates making up the prison population in the U.S.
- ✓ • It costs taxpayers like you at least \$17,000 per prisoner per year -- or more than 8.5 billion tax dollars to imprison all the inmates for one year.
- ✓ • The prison population is growing 10 times faster than the general population. And 40 states have reported prison populations exceeding capacity.

Prison Fellowship • P.O. Box 17500 • Washington, D.C. 20041-9967

92040893539

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- Prisons cost \$60,000 to \$80,000 per cell to build

And you, the taxpayer, are footing the bill for this prison system. Now that might not be so bad if the system worked. But it doesn't.

Consider this simple fact: 74% of the offenders released from prison are rearrested within four years.

and right now, there is a National Prison Emergency due to overcrowding, which often leads to inmate violence, riots, and breakouts. You've seen the violence over the last 15 years, causing huge tax bills that are close to bankrupting many states.

But what can you -- one person -- do?

You can do what I did: get angry and get tough. get angry about the problem and get tough toward solving it by

• filling in your personal Taxpayer Proposal and mailing it back to me today.

• letting state and federal officials know you've had enough tax dollars wasted on a system that churns out more criminals and increases the crime rate, the prison population and the violence.

• supporting a program that is working in America's prisons to bring a halt to this volatile National Prison Emergency: Prison Fellowship.

... a national organization that, along with a dedicated group of citizens, helped Florida lawmakers in 1983 adopt model legislation proposing alternative sentencing for nonviolent offenders, based on the principle of inmates paying back their debt to society.

The result? The rate of increase in Florida's prison population was halted, prison construction averted, overcrowding eased, and the crime rate lowered by nearly 6% after the first two years.

But Prison Fellowship's story doesn't end here. For 10 years, I've been working with prison officials, the criminal justice system, legislatures, communities and grass-root groups across America.

What's been accomplished with the generous gifts of concerned taxpayers like you is staggering.

- Prison Fellowship is currently active in over 400 prisons across America, working to truly rehabilitate prisoners and to save billions of tax dollars by changing a system that returns violent criminals to society and your community.
- In Indiana and Washington states, Prison Fellowship is working with local officials to institute the same reforms that were so successful in Florida.
- Plus, Prison Fellowship has task forces actively working in other states and --

with the help of citizens like you
Prison Fellowship is trying to accom-
plish a state-by-state prison and criminal justice reform.

In fact, syndicated columnist William F. Buckley stated that Colson's crusade is profoundly conceived, existentially appealing, splendid in ambition. We are already in his debt for the Prison Fellowship. The whole country would be indebted to him if his reforms were effected.

But why is Prison Fellowship working? The answer may shock you, but it's working because of God.

You see, we believe that the problem is ultimately a spiritual one -- that true reform occurs only when the hearts of prisoners are changed. And that's what happens when Jesus Christ comes into their lives.

Prison Fellowship's work includes three major areas: prisons, communities, and legislature.

For example, under our in-prison program, Prison Fellowship offers personal and spiritual growth seminars, Bible studies, one-to-one visitation, pen pal correspondence, chaplaincy services, and correctional staff training.

All these in-prison ministries build bridges between inmates and the Christian community outside. But, most important, these programs bring hope and a change of heart to inmates so they can be brought safely back into the community.

Under Prison Fellowship's in-community programs, over 1,200 volunteers help make up 162 Care Committees to work with inmates, released ex-offenders, and families.

In addition, we sponsor Community Service Projects where furloughed nonviolent inmates can start paying back society for their wrongs by helping repair the houses of the inner-city needy and elderly.

And finally, through Prison Fellowship's in-legislature programs, we advocate prison reform measures -- not based on increased tax spending, but on alternative sentencing for appropriate nonviolent offenders, reconciliation opportunities for victims and offenders, and fair and effective use of prison for offenders who must be incarcerated.

The results? Let me give you one example. Hundreds of prisoners have graduated from our Washington, D.C., Seminar series, which trains prisoners to conduct Bible studies and prayer fellowship in prison. Upon release, these prisoners have moved into productive jobs within the community. And to date, over 92% of them have remained out of trouble -- compared to the national average for ex-offenders of only 26%.

But what do all these reforms, Bible studies, community service programs, and Christian fellowship seminars mean to you -- the taxpayer, the American citizen?

Prison Fellowship's system of rehabilitation means reduced tax bills, reduced repeat offender crimes, reduced inmate populations, reduced riots, fewer breakouts, and lower crime rates -- it means a safer society and nation for you and your family.

It means a prison and criminal justice system that hard-working taxpaying citizens like you deserve -- one that serves and protects you, and one that rehabilitates prison-

ers as productive, law-abiding citizens

But the solution begins with you here and now -- I need the help of taxpaying citizens like you to establish our programs and prison reforms throughout America before it's TOO LATE

With the help of concerned citizens, I believe that we can complete a state-by state prison reform because the momentum has already begun in Florida, Indiana, Washington and other states across America.

And I feel sure any taxpaying citizen like you will not allow your tax dollars to continue being used for a failing system.

So please take a moment now to fill in and return the enclosed Taxpayer Proposal on prison reform and criminal justice.

And please help support Prison Fellowship by rushing an immediate gift of \$15, \$25, \$50, \$100 or whatever you can possibly afford.

Your generous gift will help Prison Fellowship push forward in every state for new reforms and move ahead with its vital in-prison and in community programs.

Please don't delay in your reply! I must receive your Taxpayer Proposal as soon as possible.

Thank you for your participation and for taking this opportunity to do something constructive about solving this National Prison Emergency.

Sincerely,


Charles W. Colson

P.S. Please answer the enclosed proposal and mail a gift just as soon as possible. Please don't delay!

43 black colleges have a big problem.

You and the United Negro College Fund do something about it.

September 2, 1986

You've probably heard our slogan "A Mind is a Terrible Thing to Waste", a thousand times, seen it on posters, and heard it on your favorite radio and TV shows. You may even know that our fund-raising efforts provide college educations for almost 45,000 young people in 43 private colleges all over the United States.

What you may not know is that even with our relatively low tuition (about one-third less than other private colleges), a majority of our students require total financial assistance to attend college. Many also require special help in the classroom, coming to us from educationally as well as financially limited backgrounds.

That is why I am writing to you today. Your contribution will help defray some of the operating costs of every UNCF school.

You are probably aware that virtually no college or university in the U.S.A. can cover its operating costs with tuition income. At UNCF schools, the problem is more severe. Even with scholarship aid and work study programs, so many students need financial assistance, that we must keep tuition much lower than the national average. For example, while the average yearly cost of running a UNCF school is \$8,000,000, tuition income covers only 37% of that cost. At a non-UNCF private institution, 63% of the same costs are underwritten by tuition.

Our fund-raising effort, with your help, goes a long way toward making up the difference!

In the present economy, when we are all very conscious of how to get the most from every dollar we spend, I want to emphasize that your tax deductible gift to the UNCF principally supports the cost of running our schools, not our

DETACH HERE AND PLACE IN ENVELOPE WITH OUR ADDRESS SHOWING THROUGH THE WINDOW

My TAX DEDUCTIBLE UNCF contribution of

☐ \$1000 ☐ \$500 ☐ \$250 ☐ \$50 ☐ \$_____ is enclosed.

Please make checks payable to the UNITED NEGRO COLLEGE FUND, INC.

☐ I would like a receipt.

**"A MIND IS A TERRIBLE
THING TO WASTE"™**

86A8P 436 0 0

Christopher F. Edley
President
United Negro College Fund
500 East 62nd Street
New York, NY 10021-9878

Please correct any errors in name, address, or zip code above.

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fund-raising drive. Even though the cost of raising money is increasing, like everything else, we still have one of the lowest cost ratios of any charitable institution with similar goals.

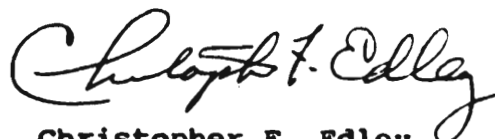
In essence, the reason I am asking for your support today is that together you and UNCF can open the doors to a college education for every student who is willing and able to benefit from such an opportunity.

After all, isn't that what education in a democracy is all about? -- Young people from every kind of financial and educational experience given a fair chance to develop into productive and responsible citizens through a first-class education.

And it works! Leaders in American business, government, and education are products of the UNCF way of life. Our graduates have included a Supreme Court Justice, a Treasurer of the United States, scientists, bank presidents, doctors, educators, mayors, and advisors to the President of the United States.

For the sake of our future -- for the sake of the young people who need your help to achieve their goals, please give as generously as you can.

Cordially,



Christopher F. Edley
President

CFE:tjm

P.S. We at the UNCF have seen significant growth and change over the past few years. However, as expectations of academic achievement rise, so do costs. We desperately need your help now more than ever before.

Thank You -

With your help UNCF can make a big difference in at least one student's life. Your gift is needed now to pay for:

- \$1,500 will pay full tuition for one student for one semester.
- \$1,000 will provide room and board for one semester.
- \$ 300 will pay for one student's books for one year.
- \$ 75 will pay fees for one semester.

**GIVE TO THE UNITED NEGRO COLLEGE FUND.
A MIND IS A TERRIBLE THING TO WASTE.™**

A copy of the last financial report filed with the Department of State may be obtained by writing to: New York State Department of State, Office of Charities Registration, Albany, New York 12231 or Corporate Secretary, United Negro College Fund, Inc. 500 East 62nd Street, New York, NY 10022. Licensed under the Michigan Charitable Organizations and Solicitations Act (MICS 5619). Registered under District of Columbia Charitable Solicitation No. 9-07-58. NCFDM 8.12



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

November 25, 1986

Mrs. Sue Elsenbrook
1186 Curtin Lane
Houston, TX 77018

Dear Mrs. Elsenbrook:

This letter will acknowledge receipt of your complaint which we received on November 18, 1986, alleging possible violations of the Federal Election Campaign Act of 1971, as amended (the "Act"), by the United Negro College Fund, Prison Fellowship, International Rescue Committee, Inc., Meals For Millions/Freedom From Hunger Foundation, Habitat For Humanity, Friends Committee On National Legislation, and Amnesty International USA. The respondents will be notified of this complaint within five days.

You will be notified as soon as the Commission takes final action on your complaint. Should you receive any additional information in this matter, please forward it to this office. We suggest that this information be sworn to in the same manner as the original complaint. For your information, we have attached a brief description of the Commission's procedures for handling complaints. We have numbered this matter MUR 2293. Please refer to this number in all future correspondence. If you have any questions, please contact Retha Dixon at (202) 376-3110.

Sincerely,

Charles N. Steele
General Counsel

A handwritten signature in cursive script, appearing to read "Lois G. Lerner".

By: Lois G. Lerner
Associate General Counsel

Enclosure



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20461

November 25, 1986

Amnesty International USA
322 Eighth Avenue
New York, NY 10117-9990

Re: MUR 2293

Dear Sir or Madam:

The Federal Election Commission received a complaint which alleges that Amnesty International USA may have violated the Federal Election Campaign Act of 1971, as amended (the "Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 2293. Please refer to this number in all future correspondence.

Under the Act, you have the opportunity to demonstrate in writing that no action should be taken against your organization in this matter. Your response must be submitted within 15 days of receipt of this letter. If no response is received within 15 days, the Commission may take further action based on the available information.

Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements should be submitted under oath.

This matter will remain confidential in accordance with 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public. If you intend to be represented by counsel in this matter please advise the Commission by completing the enclosed form stating the name, address and telephone number of such counsel, and a statement authorizing such counsel to receive any notifications and other communications from the Commission.

If you have any questions, please contact Patty Reilly, the attorney assigned to this matter, at (202) 376-8200. For your information, we have attached a brief description of the Commission's procedure for handling complaints.

Sincerely,

Charles N. Steele
General Counsel



By: Lois G. Lerner
Associate General Counsel

Enclosures
Complaint
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Designation of Counsel Statement

9 2 4 0 8 9 3 5 4 7



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

November 25, 1986

Friends Committee On National Legislation
245 Second Street, NE
Washington, DC 20002

Re: MUR 2293

Dear Sir or Madam:

The Federal Election Commission received a complaint which alleges that Friends Committee On National Legislation may have violated the Federal Election Campaign Act of 1971, as amended (the "Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 2293. Please refer to this number in all future correspondence.

Under the Act, you have the opportunity to demonstrate in writing that no action should be taken against your organization in this matter. Your response must be submitted within 15 days of receipt of this letter. If no response is received within 15 days, the Commission may take further action based on the available information.

Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements should be submitted under oath.

This matter will remain confidential in accordance with 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public. If you intend to be represented by counsel in this matter please advise the Commission by completing the enclosed form stating the name, address and telephone number of such counsel, and a statement authorizing such counsel to receive any notifications and other communications from the Commission.

If you have any questions, please contact Patty Reilly, the attorney assigned to this matter, at (202) 376-8200. For your information, we have attached a brief description of the Commission's procedure for handling complaints.

Sincerely,

Charles N. Steele
General Counsel


By: Lois G. Lerner
Associate General Counsel

Enclosures
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9 2 2 4 0 8 9 3 5 4 9



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

November 25, 1986

Habitat For Humanity
Habitat and Church Streets
Americus, GA 31709-3423

Re: MUR 2293

Dear Sir or Madam:

The Federal Election Commission received a complaint which alleges that Habitat For Humanity may have violated the Federal Election Campaign Act of 1971, as amended (the "Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 2293. Please refer to this number in all future correspondence.

Under the Act, you have the opportunity to demonstrate in writing that no action should be taken against your organization in this matter. Your response must be submitted within 15 days of receipt of this letter. If no response is received within 15 days, the Commission may take further action based on the available information.

Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements should be submitted under oath.

This matter will remain confidential in accordance with 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public. If you intend to be represented by counsel in this matter please advise the Commission by completing the enclosed form stating the name, address and telephone number of such counsel, and a statement authorizing such counsel to receive any notifications and other communications from the Commission.

92040893550

If you have any questions, please contact Patty Reilly, the attorney assigned to this matter, at (202) 376-8200. For your information, we have attached a brief description of the Commission's procedure for handling complaints.

Sincerely,

Charles N. Steele
General Counsel


By: Lois G. Lerner
Associate General Counsel

Enclosures
Complaint
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Designation of Counsel Statement

9 2 0 4 0 8 9 3 5 5 1



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

November 25, 1986

Meals For Millions/Freedom
From Hunger Foundation
PO Box 2000
Davis, CA 95617-9982

Re: MUR 2293

Dear Sir or Madam:

The Federal Election Commission received a complaint which alleges that the Meals For Millions/Freedom From Hunger Foundation may have violated the Federal Election Campaign Act of 1971, as amended (the "Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 2293. Please refer to this number in all future correspondence.

Under the Act, you have the opportunity to demonstrate in writing that no action should be taken against your organization in this matter. Your response must be submitted within 15 days of receipt of this letter. If no response is received within 15 days, the Commission may take further action based on the available information.

Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements should be submitted under oath.

This matter will remain confidential in accordance with 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public. If you intend to be represented by counsel in this matter please advise the Commission by completing the enclosed form stating the name, address and telephone number of such counsel, and a statement authorizing such counsel to receive any notifications and other communications from the Commission.

92083552

If you have any questions, please contact Patty Reilly, the attorney assigned to this matter, at (202) 376-8200. For your information, we have attached a brief description of the Commission's procedure for handling complaints.

Sincerely,

Charles N. Steele
General Counsel


By: Lois G. Lerner
Associate General Counsel

Enclosures
Complaint
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Designation of Counsel Statement

9 2 0 4 0 8 9 3 5 5 3



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

November 25, 1986

International Rescue Committee, Inc.
386 Park Avenue South
New York, NY 10016

Re: MUR 2293

Dear Sir or Madam:

The Federal Election Commission received a complaint which alleges that the International Rescue Committee, Inc. may have violated the Federal Election Campaign Act of 1971, as amended (the "Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 2293. Please refer to this number in all future correspondence.

Under the Act, you have the opportunity to demonstrate in writing that no action should be taken against your organization in this matter. Your response must be submitted within 15 days of receipt of this letter. If no response is received within 15 days, the Commission may take further action based on the available information.

Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements should be submitted under oath.

This matter will remain confidential in accordance with 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public. If you intend to be represented by counsel in this matter please advise the Commission by completing the enclosed form stating the name, address and telephone number of such counsel, and a statement authorizing such counsel to receive any notifications and other communications from the Commission.

92040893554

If you have any questions, please contact Patty Reilly, the attorney assigned to this matter, at (202) 376-8200. For your information, we have attached a brief description of the Commission's procedure for handling complaints.

Sincerely,

Charles N. Steele
General Counsel


By: Lois G. Lerner
Associate General Counsel

Enclosures
Complaint
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Designation of Counsel Statement

9 2 4 0 8 9 3 5 5 5



FEDERAL ELECTION COMMISSION

WASHINGTON, D C 20463

November 25, 1986

Prison Fellowship
PO Box 17500
Washington, DC 20041-9967

Re: MUR 2293

Dear Sir or Madam:

The Federal Election Commission received a complaint which alleges that Prison Fellowship may have violated the Federal Election Campaign Act of 1971, as amended (the "Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 2293. Please refer to this number in all future correspondence.

Under the Act, you have the opportunity to demonstrate in writing that no action should be taken against your organization in this matter. Your response must be submitted within 15 days of receipt of this letter. If no response is received within 15 days, the Commission may take further action based on the available information.

Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements should be submitted under oath.

This matter will remain confidential in accordance with 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public. If you intend to be represented by counsel in this matter please advise the Commission by completing the enclosed form stating the name, address and telephone number of such counsel, and a statement authorizing such counsel to receive any notifications and other communications from the Commission.

If you have any questions please contact Patty Reilly, the attorney assigned to this matter, at (202) 376-8200. For your information, we have attached a brief description of the Commission's procedure for handling complaints.

Sincerely,

Charles N. Steele
General Counsel



By: Lois G. Lerner
Associate General Counsel

Enclosures
Complaint
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9 2 4 0 8 9 3 5 5 7



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

November 25, 1986

United Negro College Fund
500 East 62nd Street
New York, NY 10021-9878

Re: MUR 2293

Dear Sir or Madam:

The Federal Election Commission received a complaint which alleges that the United Negro College Fund may have violated the Federal Election Campaign Act of 1971, as amended (the "Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 2293. Please refer to this number in all future correspondence.

Under the Act, you have the opportunity to demonstrate in writing that no action should be taken against your organization in this matter. Your response must be submitted within 15 days of receipt of this letter. If no response is received within 15 days, the Commission may take further action based on the available information.


Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements should be submitted under oath.

This matter will remain confidential in accordance with 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public. If you intend to be represented by counsel in this matter please advise the Commission by completing the enclosed form stating the name, address and telephone number of such counsel, and a statement authorizing such counsel to receive any notifications and other communications from the Commission.

If you have any questions, please contact Patty Reilly, the attorney assigned to this matter, at (202) 376-8200. For your information, we have attached a brief description of the Commission's procedure for handling complaints.

Sincerely,

Charles N. Steele
General Counsel


By: Lois G. Lerner
Associate General Counsel

Enclosures
Complaint
Procedures
Designation of Counsel Statement

9 2 2 4 0 8 9 3 5 5 9

INTERNATIONAL RESCUE COMMITTEE, INC.

CABLE INTERESQUE NEW YORK
TELEX 237611

IRC

FOUNDED 1953

386 PARK AVENUE SOUTH • NEW YORK, NEW YORK 10016 • TEL (212) 679-0010

DEC 5 12:13

December 3, 1986

Ms. Patty Reilly
Federal Election Commission
Washington, D.C. 20463

RE: MUR 2293

Dear Ms. Reilly:

In accordance with our telephone discussion yesterday, I am writing to you in response to the letter of November 25 from Charles N. Steele/Lois G. Lerner to the International Rescue Committee.

The name of _____ to which our direct mail appeal was addressed was on a list _____ purchased for one-time use from a list broker: Carol Enters List Company (CELCO) at 322 Eighth Avenue, New York, N.Y. 10001. In mailing this particular list (entitled "Human Rights Proponents") we had no knowledge of the names therein, including that of _____. I can only suggest that you contact the Carol Enters List Company for information on how this particular pseudonym was obtained.

Thank you for explaining this puzzling problem to me.

Sincerely,

Alton Kastner
Alton Kastner
Deputy Director

AK:bg

New York
New York

Sworn to before me this 3rd day
of December, 1986

Roslyn Hosenball

ROSLYN HOSENBALL
NOTARY PUBLIC, State of New York
No. 31-1868460
Qualified in New York County
Commission Expires March 30, 1987

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*ANGER BIDDLE DUKE

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Life Chairman

*JAMES T. SHERWIN

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*MRS. LAWRENCE COPELY THAW

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*EDWIN J. WESLEY

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Adam M. Shub

Mrs. H. Gilbert Smith

*Dolores C. Smithies

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*William J. vanden Heuvel

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*Daniel I. Weiner, M.D.

Peter W. Weiss

Ellie Weiss

*Louis A. Wiesner

Chester S. Williams

John Ellis K. Winer

*EXECUTIVE COMMITTEE

OVERSEAS
OFFICES

Botswana Brussels Costa Rica El Salvador Geneva Honduras Hong Kong Lebanon Madrid Montreal Munich Pakistan Paris Rome The Sudan Thailand Vienna

Contributions to the International Rescue Committee are tax deductible



FRIENDS COMMITTEE ON NATIONAL LEGISLATION

245 Second St. NE, Washington, DC 20002

RECEIVED THE FEC

86 DEC 9 A8:41

(202)547-6000 Office
(202)547-4343 Update Tape

December 5, 1986

Patty Reilly
General Counsel's Office
Federal Elections Commission
Washington, DC 20463

Re: MUR 21293

Dear Friend:

In response to your letter of November 25, 1986, regarding a solicitation letter which we addressed to

I am writing to inform you that this name was obtained by us along with many others from a list broker, CELCO, Carol Enters, 322 8th Avenue, New York, NY 10001.

We had no knowledge that this name had apparently come from a list filed with the Federal Elections Commission and whose use is prohibited for solicitation purposes.

Signed:

Edward F. Snyder

NOTARY:

Ruth Call

My commission expires July 1, 1990

EFS/jwh



Walter E. Schutt Clerk, General Committee Lilian Wattford Clerk, Executive Committee E. Raymond Wilson Executive Secretary Emeritus
Edward F. Snyder Executive Secretary Ruth Flower Legislative Secretary Nancy L. Alexander Legislative Secretary
Alison D. Oldham Legislative Action Coordinator Selig Goodman Development Secretary
David M. Boynton Associate Secretary for Administration



HABITAT FOR HUMANITY

building houses in partnership with God's people in need

FEDERAL ELECTION COMMISSION
DEC 8 12:35

December 5, 1986

OFF: 9
A 9: 59

Patty Reilly, Esquire
Federal Election Commission
999 East Street, N.W.
Washington, D.C. 20463

Dear Ms. Reilly,

This letter is in response to complaint number MUR 2293, which alleges that Habitat for Humanity may have violated the Federal Election Campaign Act of 1971, as amended.

Habitat for Humanity obtained the name of _____ from the Human Rights Proponents mailing list. That list was rented by our brokering service, the Russ Reid Company, Two North Lake Avenue, Sixth Floor, Pasadena, California 91101-1826; telephone number (818) 449-6100. There was no indication from the list owner that it was a Federal Campaign list.

The Human Rights Proponents mailing list is owned by Mr. Mike Cohen, Working Names, Inc., 11600 Boiling Brook Place, Rockville, Maryland 20852; telephone number (301) 231-8001. Please refer any further questions about this matter to him.

Sincerely,

Carol J. Pezzelli
Assistant Director of Development

CJP:mvt

cc: Millard Fuller
Karen Geiger



RECEIVED THE FEC
HAND DELIVERED
86 DEC 9 411:38

122 Eighth Avenue New York, New York 10001 (212) 507-9400

December 8, 1986

Charles N. Steele
General Counsel
Federal Election Commission
Washington, DC 20463

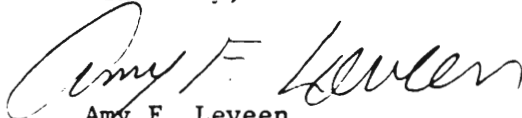
Dear Mr. Steele:

I am writing in response to your letter of November 25, 1986 that says at the top, "Re: MUR 2293."

Amnesty International has a large direct mail program. In 1987 we plan on mailing 7,000,000 pieces of mail. As I'm sure you are aware we are able to mail in this volume by renting or exchanging lists with other organizations. On the recommendation of our direct mail consultants (Craver, Mathews, Smith and Company, 282 North Washington Street, Falls Church, VA 22046) we mailed a list called Human Rights Proponents. They obtained this list for us from the reputable list firm of Names in the News (530 Bush Street, San Francisco, CA 94108). It is from this list that we obtained the name of
for one time use only.

If I can be of further assistance, please contact me.

Sincerely,


Amy F. Leveen
Direct Mail Coordinator

Amnesty International is an independent worldwide movement working impartially for the release of all prisoners of conscience, fair and prompt trials for prisoners and an end to torture and executions. It is funded by donations from its members and supporters throughout the world.

CHAIR, BOARD OF DIRECTORS
James David Barber

EXECUTIVE DIRECTOR
John G. Healey

CC# 2251
RECEIVED AT THE FEC



PRISON FELLOWSHIP
MINISTRIES

P.O. Box 17500
Washington, D.C. 20041-0500
(703) 478-0100

DEC 11 11:38

December 8, 1986

Patty Reilly, Esq.
Office of the General Counsel
Federal Election Commission
Washington, D.C. 20463

Re: MUR 2293

Dear Ms. Reilly,

Thank you for clarifying the nature of this proceeding and the pertinent administrative procedures during our recent telephone conversation.

Prison Fellowship Ministries hereby responds to the complaint filed with the Commission on November 12, 1986 by Mrs. Sue Elsenbrook:

1. The attached affidavit of Gary W. Fischer, dated December 8, 1986, states accurately and completely all relevant facts of which we have knowledge.
2. In particular, Prison Fellowship, as a renter of the mailing list "Human Rights Proponents" relied in good faith upon the representations and implied warranties of our list broker, Russ Reid Company, that this list was acquired in a legal manner and could be utilized within the terms of the rental agreement without resulting liability. No notice or indication that this list was, or may have been, compiled in violation of federal election law was provided to Prison Fellowship by our list broker or any other party.
3. No officer, director, employee or agent of Prison Fellowship has performed any act authorized by Prison Fellowship which violates any provisions of the F.E.C.A.

Patty Reilly, Esq.
Page Two

You may direct any notifications or other communications
regarding this proceeding to my attention.

L.S.

Very truly yours,

Claude Rhea
Claude H. Rhea
General Counsel

COMMONWEALTH OF VIRGINIA
COUNTY OF FAIRFAX

Claude H. Rhea, the foregoing individual, is personally known to me
and has subscribed and affirmed the foregoing letter as true before
me this 8th day of December, 1986.

James W. Whitehead
Notary Public

My commission expires: 10-2-89

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COMMONWEALTH OF VIRGINIA
COUNTY OF FAIRFAX

AFFIDAVIT OF GARY W. FISCHER

I, Gary W. Fischer, am a full-time employee of Prison Fellowship and have served as Director of Donor Communications since January of 1986.

In this capacity, I coordinate the rental of mailing lists for use by Prison Fellowship to solicit new financial supporters. By contractual arrangement, Russ Reid Company, 2 North Lake, Suite 600, Pasadena, California 91101, serves as our mailing list broker recommending to Prison Fellowship mailing lists to receive our periodic prospect identification mailings.

On or about August 14, 1986 Prison Fellowship approved the recommendation of Russ Reid Company that a mailing list entitled "Human Rights Proponents" be rented for a prospect mailing which was sent out on or about September 15, 1986.

On December 4, 1986 I reviewed the complaint of Mrs. Sue Elsenbrook, and all attachments initiating proceeding MUR 2293. From the copy of the mailing Prison Fellowship sent to the pseudonym I determined the identity of the mailing list on which this name appeared. I notified our list broker, Russ Reid Company, of the complaint and of the instant proceeding.

Mr. Mark Rhode, an employee of Russ Reid Company, stated that the list owner is:

Mr. Mike Cohen
Working Names, Inc.
11600 Boiling Brook Place
Rockville, Maryland 20852
(301) 231-8001

Mr. Rhode stated that Russ Reid Company was provided no information from the list owner or other brokers that this mailing list was an FEC list. Mr. Rhode believes that inquiries regarding the nature and source of this mailing list should best be directed to the list owner.

I had no knowledge from any source that the mailing list entitled "Human Rights Proponents" containing the fictitious name of was compiled in possible violation of federal election law.

AFFIDAVIT OF GARY W. FISCHER
Page Two

I hereby affirm that all of the foregoing facts are true to the best of my knowledge, and I hereby subscribe this affidavit on this 8th day of December, 1986.

L.S.

Gary W. Fischer
Gary W. Fischer
P. O. Box 17500
Washington, D.C. 20041
(703) 478-0100

I affirm that Gary W. Fischer, the affiant, is known to me and personally affirmed and subscribed the foregoing affidavit before me this 8 day of December, 1986.

State of Virginia
County of Fairfax

James Wm Whitland
Notary Public
My commission expires: 10-2-89

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GENERAL ACKNOWLEDGMENT

NO 201

State of CALIFORNIA
County of YOLO } ss.

On this the 10th day of DECEMBER 19 86, before me,

SUSAN LORRAINE WARD
the undersigned Notary Public, personally appeared

MICHAEL L. HAYES

☐ personally known to me
☒ proved to me on the basis of satisfactory evidence
to be the person(s) whose name(s) IS subscribed to the
within instrument, and acknowledged that he executed it.
WITNESS my hand and official seal.

Susan Lorraine Ward
Notary's Signature



6 9 5 2 6 8 0 4 0 2 6

WORKING NAMES, INC.

11600 Bolling Brook Place
Rockville, Maryland 20852

301/231-8001

DIRECT MAIL CONSULTANTS
FUND RAISING
LIST MANAGEMENT



December 11, 1986

Miss Patty Reilly
Federal Election Committee
Washington, DC 20463

Dear Miss Reilly:

With regard to MUR 2293, we are the owners of the list in question, and therefore the suppliers of the alledged "Decoy" name to the numerous non-profit organizations named in the complaint.

This name did not come from the FEC files, but is the result of a merge/purge of several sources from our own files.

We are prepared to give you full detail as needed.

Sincerely,

Meyer T. Cohen
President

MTC/elf
cc: Tam Johnson

DEC 15 10:27

RECEIVED AT THE FEC
36 DEC 15 48:58

92040893570

86 DEC 1 11 35

December 5, 1986

Ms. Lois G. Lerner
Associate General Counsel
Federal Election Commission
999 East Street, N.W.
Washington, D. C. 20463

RE: MUR 2293
SENATOR LLOYD BENTSEN
ELECTION COMMITTEE,
FEC ID# C 00029769

Dear Ms. Lerner:

In response to your letter of November 25, 1986,
acknowledging my complaint and requesting that I forward
additional information, please find five additional
solicitation letters attached.

Each of these letters were received after my original
complaint mailed to you on November 12th. I feel these
groups are also violating Section 104.15, Sale of use
restriction and ask that action be taken to include them in
my complaint. It is of extreme concern to me to know each of
Senator Bentsen's contributors may be receiving this same
type of solicitation by mail due to their contribution to his
Senate campaign of 1982.

Berea College
Berea, Kentucky 40403-9990

Childrens Hopes and Dreams Foundation
284 Route 46
Dover, New Jersey 07801-9964

National Jewish Center for Immunology
and Respiratory Medicine
1400 Jackson Street
P. O. Box 61269
Denver, CO 80206-9979

Navajo Nation Health Foundation
P. O. Box 457
Ganado, Arizona 86505-0457

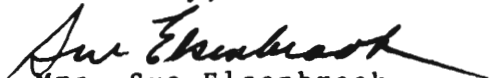
92040893571

Page 2
FEC MUR 2293

Project Lifeline
Attn: Elizabeth Taylor
9601 Wilshire Boulevard
Mezzanine Level
Beverly Hills, CA 90210-9899

Under Oath, I have related the above facts to the best of my knowledge and will have this letter notarized to verify same.

Sincerely,


Mrs. Sue Elsenbrook
1186 Curtin Lane
Houston, Texas 77018
713/686-2940, home
713/229-2595, office

Sworn to and subscribed before me this the 5th day of
December, 1986.



A. Carr
Commission Expires: 8-6-89
Harris County, Texas

92240893572

BEREA COLLEGE Berea, Kentucky 40404

Dear Dr. Stephenson:

I would like to extend a helping hand to a Berea student.
Enclosed is my tax deductible contribution of:

☐ \$25 ☐ \$50 ☐ \$100 ☐ \$300 ☐ \$760 ☐ \$1,000 ☐ Other _____

I'd like to know more about Berea.
Please send me:

- ☐ a history of the college
- ☐ a college catalog
- ☐ a crafts catalog
- ☐ directions for a campus visit

Please make checks payable to Berea College.

Dear Friend,

Do you find this statement, in light of soaring educational costs in America, too good to be true?

It is admittedly, unique. But then, Berea College has always been a unique and very special school. Because for 131 years Berea has provided tuition-free education to thousands of Appalachia's deserving, yet needy, young people.

Let me tell you why.

A basic tenet of the American spirit holds that given the right opportunity nearly anything is possible. Opportunity is what our ancestors sought when they built this nation. Opportunity -- and hard work -- sustain the American dream. Berea provides that opportunity to the young people of Appalachia. But it is their hard work and determination that make the dream come true.

Over 40 percent of our students come from families whose incomes are \$15,000 or less per year. They know that education is often the best remedy for poverty, injustice and deprivation. Given the chance for a college education, they will make the most of it because they know it will enable them to build better lives for themselves, their families and their communities.

The future of America lies with its brightest young men and women. If they are given the opportunity to realize their ambitions -- and if we can help them to be all they are capable of being -- this country will be the richer. That is why Berea College is committed to helping the youth of Appalachia who have academic and leadership potential -- but little or no money for a college education.

As a private institution how is it possible for us to operate if we don't charge tuition? How do we do it?

The task is tremendous but the answer is simple. Our success is due entirely to the generosity of people like you -- people who are moved by the Berea story and who want to be a part of it.

Friends of Berea are enthusiastic about Berea's mandatory work-study program in which every student must work a minimum number of hours each

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B. College

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week to meet living expenses. (In fact this letter was processed and mailed by a Berea student.)

But most of all they are inspired by the students -- young men and women who come with dreams of a better life and a willingness to work to make their long-cherished dreams come true.

By now you realize that a Berea education is something special. The legacy of Berea College is a source of great pride here in Appalachia -- and everywhere that our name is known. When Berea was founded in 1855, it was the South's only interracial college. Our founder John G. Fee, wrote in 1872:

"The desire is to put education, practical and thorough within the reach of the poor -- the masses -- colored as well as white. Christianity demands this, humanity demands this, social, national well-being demands this."

Today, Berea remains a symbol of opportunity and an agent for change in the economically troubled region of Appalachia.

Berea promotes brotherhood by seeking students of all races, industry by requiring all students to work at part-time jobs, and caring by offering programs that give students a chance to work in and improve their native Appalachia.

We expect every Berea student to work at least ten hours a week while carrying a normal class load. Student jobs may be related to our academic program, with students serving as teaching associates, tutors, laboratory technicians or secretaries; or they may be employed in the College's Students Crafts Program, the Boone Tavern Hotel, or the Berea College Press.

Additionally, many of our students are employed in community service jobs -- such as teaching assistants in local schools, and as workers in regional health programs.

It is gratifying to see that beyond meeting their basic requirements, 75% of our students work additional hours. Their financial needs impel them to do so -- but I think the enriched value of our Labor/Learning program has its own appeal.

As one Berea graduate says, "I'm sure of one thing...because of Berea I was better prepared to go forward and become an active American, rather than one who is forever complaining because my education wasn't complete."

Of course, academic rigor is also a way of life at Berea. A full 55% of Berea graduates eventually will study for an advanced degree. A recent survey by the National Research Council showed that Berea alumni

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B. College

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ranked second in the number of Ph.D's received in the eight states that Berea serves. We're proud that we've instilled a value for learning in so many outstanding young people.

The academic program at Berea has day-to-day meaning to the students who are enrolled here. We offer courses in Appalachian culture and history, in the oral literature of the region and in Appalachian folk music. There are also opportunities to study Black history and other cultures.

What do our students do after they graduate?

Our graduates have gone on to head universities, lead in research, business, government and the arts. An outstanding 45% of them return to work and to live in Appalachia. That's an extraordinary statistic -- considering how eager our region's young people have traditionally been to leave this troubled area.

But most of all, Berea graduates are able to hold on to the hope, optimism, drive and the concern for the welfare of others that young people must never lose.

As an independent college, Berea must rely upon the financial support of friends and alumni. We simply could not provide the tuition-free education that is our heritage without the support of people like you. Your support of Berea College will mean a great deal to the region's youth -- and to everyone else who will benefit from their labors.

It costs \$7,100 to educate a Berea student for one year. A few of our friends can afford to (and do) send generous gifts of that magnitude. But many more friends contribute in accordance with their own abilities. For example:

\$ 25 will buy the books and materials for a deserving student for one course.

\$ 50 will provide these materials for two courses.

\$100 will pay the health and activity fees for a qualifying student for one year.

\$150 covers the library and audio-visual materials for one student.

\$380 covers the average wage of a student for one semester.

\$760 covers the average wage of a student for one year.

Whatever you send, \$25, \$50, \$100, \$760 or more, your tax-deductible contribution will help deserving young men and women seize an opportunity that will come but once in their lifetime -- the opportunity for a college education.

For over one hundred years, f
making the dream of a college edu
deserving youth. I hope very muc
Berea College. And if you are in
There's a wonderful old hotel her
would love to show you around the
our students.



P.S. This year alone we must rai
budget. Please be as gener

BUSINESS REPLY MAIL

FIRST CLASS PERMIT NO. 11 BEREA, KENTUCKY

POSTAGE WILL BE PAID BY ADDRESSEE

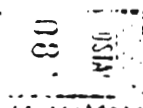
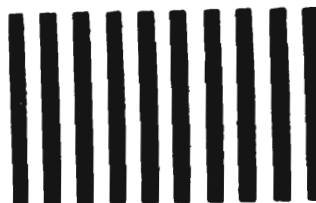
THE ANNUAL FUND

BEREA COLLEGE

Berea, Kentucky 40403-9990



NO POSTAGE
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IF MAILED
IN THE
UNITED STATES



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☐ **Yes,** I want to bring sm and laughter to these brave children help to fulfill their "dream."

I've enclosed my gift for:

☐ \$2,270 ☐ \$150 ☐ \$25 ☐ Other \$ _____

*Most Requested Dreams

*Disney World: \$2,270
*Meeting Celebrity: \$1,075

Other Dreams

Trips to faraway places: \$2,850
Cabbage Patch Doll: \$37

Children's Hopes & Dreams Foundation
284 Rt. 46, Dover, NJ 07801

Gift Amt. _____

Check # _____

Date _____



Thank you for making my "dream" come true.

— All gifts are tax deductible —
Please make your checks payable to: CHILDREN'S HOPES & DREAMS FOUNDATION
*Please detach and return this portion with your gift.

Many terminally ill children have special "dreams". We have been crying to _____ and every one of them. The children come to us from all over the United States with the hopes of having their special "dream" fulfilled ... while there is still the time left to enjoy it. The terrible diseases from which they suffer rob them of their childhood and fill their future with dark shadows.

So many letters cross our desks from parents, doctors, the children's brothers and sisters ... as well as from the children themselves. Each letter riding on the hope that its special "dream" will be granted.

These "dreams" are limited only by the extent of the child's imagination.

The fulfillment of these "dreams" is limited only by the funds available.

Krysti Price is 8 years old and suffers from leukemia. She prayed every night that she could have her one and only "dream" to visit Disney World ... and see her special buddy, PLUTO! The funds were available and Krysti was able to experience her life long "dream".

Doctors do not discount the importance of "dreams" such as Krysti's. The "dream" fulfillment gives a positive experience to these children. They are able, for a time, to

(Over please)



Before Christopher, 7, passed away, he saw his "dream" come true. He spent an entire day with his buddy, Dom DeLuise. What a day he had!



Tara (NJ) suffered from leukemia and a brain tumor. Her big "dream" was to meet John Denver — her love! They were arm and arm the whole time! Tara passed away only a few months ago, but not before her last "dream" came true.



Missy, (8) and Teresa (17) N.Y. meet as guests of honor at Ringling Bros. Circus. Teresa thought no one else had the Elephant Man disease. Her "dream" came true by meeting Missy, a past dream recipient who also has the Elephant Man disease.

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get away from all the
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The Childrens Hopes
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Please ... while you
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time is so short.

P.S. The
children will have their precious "dreams"
fulfilled. Their smiles will more than
repay your kindness.

BUSINESS REPLY MAIL

FIRST CLASS MAIL

PERMIT NO 24

DOVER NJ

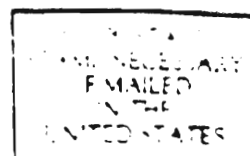
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Childrens Hopes and Dreams Foundation

284 Route 46

Dover, New Jersey 07801 - 9964



It would be

've
start

Contributors. Your
see that must be

continues to grow.
"dream" come true



Krysti (8), Oklahoma, suffers from leukemia. She prayed every night that she would be able to go to Disney World. Her "dream" did come true because people like you care.

**Your Gift.
A Breath of Life...
A Gift of Hope.**

Help stop the growing threat of lung diseases and immunologic disorders.

Your gift of \$10, \$18, \$25 or even more supports vital research for new ways to prevent and treat these deadly illnesses.

☐ Check Box for FREE subscription to National Jewish health news letter.



NATIONAL JEWISH CENTER
FOR IMMUNOLOGY
AND RESPIRATORY MEDICINE
1400 Jackson Street
Post Office Box 61289
Denver, CO 80206-9979

IMPORTANT: Please return this form with your tax-deductible check (payable to National Jewish)

Dear Friend:

We've all heard them — tales of people with overwhelming medical problems. It could happen to me — to my family, we think. Then we put it out of our minds.

One such story is that of Walt and Kathy Weaver. Their only child was a beautiful little girl named Jenny. From the day she was born, she was terribly sick. And no one could figure out why.

She couldn't seem to gain weight or grow. As the months went by, her tiny body was attacked by constant infections. Bacteria grew out of control in her lungs, intestines, sinuses, ears, eyes, gums, and even under her skin.

When Jenny was 10 months old, abscesses developed in her lungs. "That was probably the time we came closest to losing her," Kathy says.

At a year old, the child weighed only 12 pounds.

At this point, the doctors began a really intensive search for a diagnosis. They knew if they didn't find it, Jenny's life wouldn't last much longer.

It was a long, frustrating and painful process.

One time, after being pricked for blood, Jenny got an infection in her finger that spread to the bone. Kathy remembers, "It got to the point where they were doing so many tests we wondered, when do the tests become worse than the disease?"

In 1984, just after Thanksgiving, the six-year-old was hospitalized for the twenty-ninth time in her life. She had surgery for a severe bone infection. Walt and Kathy, who both worked full-time, spent as much time in the hospital with her as they could.

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NatJCent

They had other worries besides her health. Their insurance had run out. They owed over \$30,000 in medical bills. Her care was costing more than \$500 a day.

It was the darkest time they'd ever faced. But there was a ray of hope.

Jenny's doctors were convinced that something was wrong with her immune system, the body's primary protection against disease. But no matter how hard they looked, they couldn't figure out what the problem was.

They asked the experts at the National Jewish Center for Immunology and Respiratory Medicine to study the problem.

National Jewish is a research medical center known throughout the world for its work in lung diseases and immune-system disorders. You may have known us under our old name -- National Jewish Hospital/National Asthma Center. We have been a leader in the medical field since 1899.

The physicians at the Center, who are also research scientists, knew that solving the mystery of Jenny's illness would be a real challenge.

First, they investigated all the possible causes of her problems. Then they looked at the impossible ones.

They modified standard tests just for her. "They treated her special," her mother says. "One doctor even gave us his home phone number so we would never have any trouble getting in touch with him if we needed to."

Finally, National Jewish researchers found the answer.

Jenny had a disorder called chronic granulomatous disease (CGD). Some of her blood cells were unable to make the chemicals needed to kill bacteria.

There was a good reason all the other doctors had missed the diagnosis.

Up until then, it wasn't known that females could even have CGD. Girls were expected to be, at worst, "carriers" of the inherited disease, free from its life-threatening symptoms.

The discovery helped our doctors choose effective therapy for Jenny.

And the case made medical history.

It was published in the Journal of Pediatrics. From that time on, doctors around the world would know how to diagnose patients like Jenny. Many would use the blood test developed for her at National Jewish.

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She left the hospital in December. There was a tube in her chest, so her parents could give her medications at home. She was still a very sick little girl, but she was in her own bed with her family around her.

It turned out to be the happiest holiday season the Weavers have ever had.

Jenny's life has been nearly normal since then. She hasn't been in the hospital or had any serious infections. Her disease can't be cured, but it's under control.

Walt and Kathy are optimistic about their daughter's future, because National Jewish scientists are still studying her illness. In fact, we are one of only a few medical centers doing research on this disease and others involving immune-system problems.

Why have I told you all this?

Because the Weavers' story holds meaning for you. Like them, you have a big stake in the work of National Jewish.

The kind of medical catastrophe that happened to this young family could happen to you, or to someone you love. It's important for you to know that we are here for you, too, should you ever need us.

We treat seriously ill patients from every state in the nation who have nowhere else to turn. Our LUNG LINE® takes thousands of telephone calls a year from people with questions about respiratory, allergic and immunologic diseases. If you need information, you can dial us toll-free at 1-800-222-LUNG.

But we do something else for you that is even more important.

Our scientists perform research that makes medical progress possible.

Lung disease is the third-leading and fastest-rising cause of death in our country. Asthma, emphysema and similar ailments drain billions of dollars from our economy every year in medical costs and lost productivity. Immunologic problems take a staggering toll, contributing to cancer and many other major illnesses.

There's a critical need for new methods to prevent and treat these conditions.

Another area where our work makes a big difference is in your pocketbook.

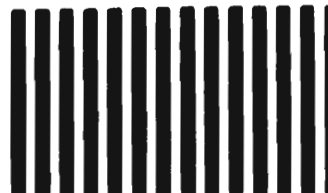
Your Stamp Adds to Your Gift.

BUSINESS REPLY MAIL
FIRST CLASS PERMIT NO. 98 DENVER, COLORADO

POSTAGE WILL BE PAID BY ADDRESSEE
NATIONAL JEWISH CENTER
FOR IMMUNOLOGY
AND RESPIRATORY MEDICINE



NO POSTAGE
NECESSARY
IF MAILED
IN THE
UNITED STATES



Profit Organization
U.S. Postage
PAID
National Jewish Center
for Immunology
and Respiratory Medicine

America's huge and growing Jewish is developing economic disease. We're teaching patients down their use of expensive

And of course, the more we effectively it can be treated illness without a correct diagnosis useless hospitalizations.

In the end, we all benefit from

The nation relies on institutions
important functions.

And we rely on people like nonsectarian institution, thousands of donors across

I am writing today to invite

The rewards of doing so with important medical advancement all. And most important, that comes from helping

Won't you please make a gift.
Your gift is tax-deductible.
So please, won't you send

The Weavers join me in this season and a healthy New

MKS:hg

P.S. Your contribution
a quarterly health newsletter

P.P.S. Please accept the enclosed holiday seals as our gift -- and send your donation as soon as you can.

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NAVAJO
NATION
HEALTH
FOUNDATION
Ganado, Az. 86505

Help my gift to Ganado

YES, I want to help improve health care for Navajo children and adults. Enclosed is my check (made payable to Navajo Nation Health Foundation) to carry on this life-giving work.

☐ \$25 ☐ \$50 ☐ \$100 ☐ \$500 ☐ \$1000 \$ _____ Other

PLEASE INDICATE ADDRESS CHANGE:

GIFTS ARE TAX DEDUCTIBLE To save funds, receipts are sent only on request. Check if you wish receipt ☐

~~So they suffer quietly in this vast and lonely land.~~

Poverty, hunger, untreated sickness, poor living conditions, fierce winter weather...it all adds up to young lives taken before they are lived.

But there is hope. Here in our little village of Ganado, we have a unique program to save those lives: the Navajo Nation Health Foundation...the first Indian-managed health care system in the United States...non-government, non-profit, non-sectarian. We handle 40,000 patient visits a year in our 45-bed hospital, clinics and mobile out-reach program...serving 1200 square miles of rugged reservation.

Our wonderful doctors and nurses work side-by-side with our support staff to treat, teach and demonstrate. But the facilities and equipment they must use are out of date -- totally inadequate to meet the tremendous need that exists.

That is why now is an especially important time for us: We are undertaking the remodeling of our original hospital called Poncel Hall to serve a critical new role in providing outpatient services for thousands of Navajo children and adults. This 56-year-old building with its rugged stone walls is a reservation landmark. However, the years have taken their toll.

Your donation will not only provide immediate medical care but promote the rebirth of this historic facility for clinical use. I can assure you the need here at Ganado is indeed massive and urgent. We not only need space for patient care, but funds to replace worn-out equipment and improve diagnostic services.

We will use your tax-deductible gift for medicine, equipment, building improvements, and all the things needed to stop the suffering and prolong the lives of a sadly neglected people.

Please, today, mail your gift of \$25, \$100, \$50, \$500 -- whatever you can comfortably give. The people of Navajoland, young and old, thank you with their hearts.

Warmest holiday greetings,

Ursula M. Wilson

Ursula M. Wilson, M.S.N., Chairperson

P.S.: Your 100% tax-deductible gift means so much to my people. So many have so little.





Preventing infectious disease among children is major job



Prompt medical attention reduces infant mortality



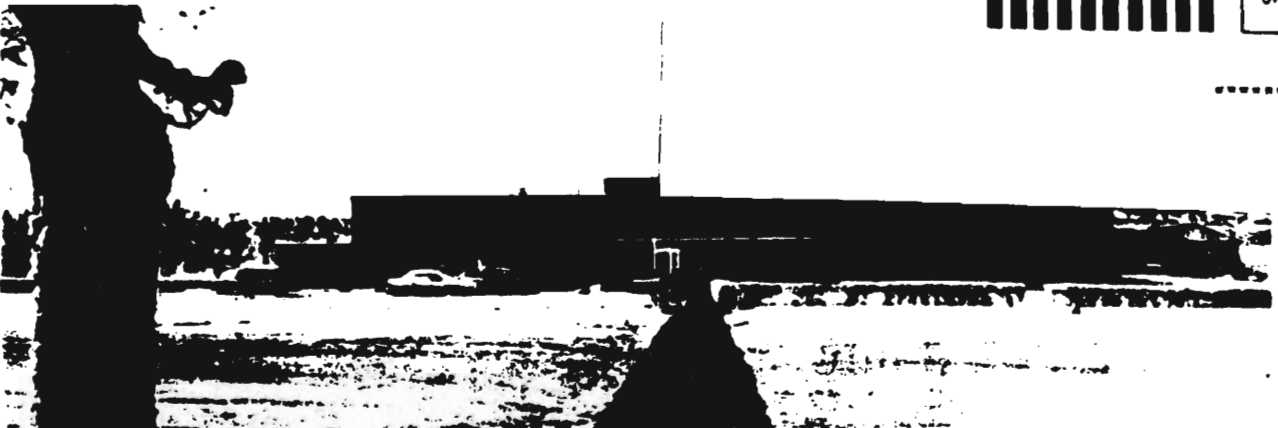
Laboratory tests aid diagnostic work



Hosp



Chest diseases — a serious Navajo problem



45-bed Sage Memorial Hospital — center of health care

BUSINESS REPLY MAIL

FIRST CLASS

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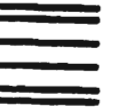
CANADO, ARIZONA

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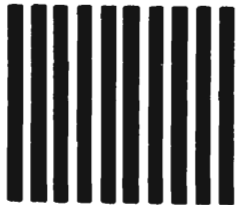
NAVAJO NATION HEALTH FOUNDATION

P.O. Box 457

Ganado, Arizona 86505-0457



NO POSTAGE
NECESSARY IF
MAILED IN THE
UNITED STATES



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Please be assured that your contribution to Project Lifeline and the Foundation for AIDS Research is totally confidential and will not be divulged to any outside source.



☐ YES, Elizabeth,

ALL CONTRIBUTIONS ARE TAX DEDUCTIBLE

I want to join with you in this important quest to help humanity.

I enclose my tax deductible contribution of

☐ \$1000 ☐ \$500 ☒ \$150 ☐ \$80 ☐ \$50 ☐ \$ _____ OTHER.

☐ I would like a receipt.

Please put this coupon in enclosed envelope with our address showing through the window.
Please make checks payable to: Project Lifeline.

*your support
is critically
needed NOW!*
B.G.

86A9P 303 H 0

PROJECT LIFELINE
ATTN. ELIZABETH TAYLOR
9601 Wilshire Boulevard
Mezzanine Level
Beverly Hills, CA 90210-9899

☐ PLEASE SEND INFORMATION ON AIDS RESEARCH.

SHELDON ANDERSON, ESQ.
BURT BACHARACH
WARREN BEATTY
JONATHAN CANNON
PETER CARPENTER
PHIL DONAHUE
HARVEY FINEBERG, M.D., Ph.D.
DAVID GEFFEN
HARLEY HACKETT
GEORGE HAMILTON
WILLIAM HASSETT, Ph.D.
ARNOLD KLEIN, M.D.
BARRY KROST
ELIZABETH KUMMERFELD
HELEN KUSHNICK
PHILIP LEE, M.D.
CAROLE BAYER SAGER
PETER SCOTT, ESQ.
WALLACE SHEFT, C.P.A.
BARBARA STREISAND
ELIZABETH TAYLOR
ROSEMARY TOMICH
MRS. LEW WASSERMAN
ABIGAIL VAN BUREN
JOEL WEISMAN, D.O.

TRUSTEE EMERITUS
MRS. ALBERT D. LASKER

NATIONAL COUNCIL

WOODY ALLEN
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JACK REMINGTON, M.D.
PETER K. VOGT, M.D.
PAUL VOLBERG, M.D.
DAVID VOLSKY, Ph.D.
STEVEN WITON, Ph.D.
LOWELL S. YOUNG, M.D.

Is there any way to ease the pain caused by the loss of a dear friend?

The best way I know is to ask you to help me. Your contribution to Project Lifeline supports scientific research that will one day find a cure for the disease that took his life.

My friend, Rock Hudson, did not die alone. Over 12,000 Americans have already died of a disease far more deadly than cancer or heart disease. Effective treatment is not possible even in the earliest stages — AIDS has become a frightening fact of life and death for thousands of Americans.

As I write, 23,000 people are known victims.

Thousands more are sick but have not been diagnosed — many will die before you finish this letter. And more than one million Americans are carriers and live in constant fear for their lives.

The human toll in suffering and wasted lives is almost beyond imagining. AIDS is a major threat because right now we have no cure and no way to prevent its onslaught.

I am frightened and I know you are too. In fact, we are all vulnerable.

Saddest of all are the children — some of them less than a year old. They have no future.

AIDS has no mercy.

I pray you will never have to stand by helplessly as someone you love dies slowly and painfully. I know personally what a terrible experience it is.

I vow to do everything I can to find a cure for this terrifying disease. But I need your help to fulfill the pledge.

(over please)

ProjLife

I head a special group of committed and dedicated people at the American Foundation for AIDS Research (AmFAR). We have begun a campaign called Project Lifeline to support research projects aimed at finding the causes and cure of this fatal disease.

Research is our only hope of ending the suffering. But the scientists cannot do their job unless we do ours. It is our responsibility to raise the desperately needed funds.

The money Project Lifeline raises will be used by AmFAR's Scientific Advisory Committee to award grants to the most promising research projects all over the country.

It is time for every one of us to stand up and be counted in the battle against AIDS. The shocking reality is that we are all in danger — men, women, and children. Let us unite to defeat a common enemy.

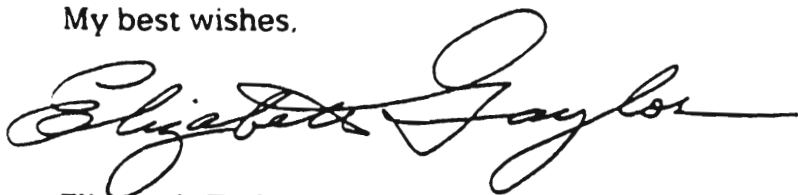
People with AIDS, on the brink of destruction, cry out for help.

Rock hoped that his death would bring the critical need for AIDS research to the attention of the world. If his tragedy brings us together to support a massive effort against this merciless killer, he will not have died in vain.

I urge you to join me today — tomorrow may be too late — and send a tax-deductible contribution to Project Lifeline. You will be supporting the nationwide effort of the American Foundation for AIDS Research to put an end to the tragic loss of life.

After all, that's what friends are for!

My best wishes,



Elizabeth Taylor
National Chairman

P.S. \$30, \$80, \$150, \$500, \$5,000 or more can do wonders for scientists working tirelessly to unlock the riddle of this dread disease.

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NO POSTAGE

From The Desk of The Co-Chairs



Dear Friend:

Do you remember when the polio virus was a major public health problem causing much suffering and fear?

In 1952 alone, 57,627 Americans were stricken with polio – many of them children. Biomedical research produced effective vaccines. Polio now claims fewer than 10 victims per year.

Our country now faces a new threat: AIDS. We believe that, again, research will be the answer to this great challenge. This is why we urge you to respond to Elizabeth Taylor's appeal to support research on the prevention and treatment of AIDS.

AIDS kills. Where polio claimed 3300 American lives, over 12,000 people have already died of AIDS in this country. Many thousands more lives are threatened by AIDS.

An intensive and costly research effort is required to control AIDS. We urge you to support the American Foundation for AIDS Research, the only national organization dedicated to funding the best research on AIDS at our finest institutions, to discover – as soon as possible – a vaccine and a cure for AIDS.

Please act quickly. Time means lives, many lives each day.

And please give as generously as you can.

Very Sincerely,

Michael Gottlieb, M.D.
Co-Chair

Mathilde Krim, Ph.D.
Co-Chair

196011

WILLIAM F. BROWN, M.D.
MARTIN HIRSCH, M.D.
DAVID KANOUSE, Ph.D.
MATHILDE KRIM, Ph.D.
MICHAEL LANGÉ, M.D.
JEFFREY LAURENCE, M.D.
CAROL LEVINE, M.S.
JAY LEVY, M.D.
DONALD LOURIA, M.D.
MICHAEL McGRATH, M.D.
DAVID PICKAR, M.D.
ANTHONY J. PINCHING, M.D.
DAVID PURTILLO, M.D.
JACK REMINGTON, M.D.
PETER K. VOGT, M.D.
PAUL VOLBERG, M.D.
DAVID VOLSKY, Ph.D.
STEVEN WITKIN, Ph.D.
LOWELL S. YOUNG, M.D.

and no way to prevent its onslaught.

threatened and I know you are too. In fact, we are all

of all are the children – some of them less than a
they have no future.

has no mercy.

you will never have to stand by helplessly as
your love dies slowly and painfully. I know personally
terrible experience it is.

I vow to do everything I can to find a cure for this terrifying
disease. But I need your help to fulfill the pledge.

(over please)

BUSINESS REPLY MAIL

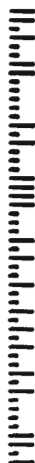
FIRST-CLASS MAIL PERMIT NO. 1458 BEVERLY HILLS, CA

POSTAGE WILL BE PAID BY ADDRESSEE

AMERICAN FOUNDATION FOR AIDS RESEARCH



NO POSTAGE
NECESSARY
IF MAILED
IN THE
UNITED STATES



Elizabeth Taylor
National Chairman

P.S. \$30, \$80, \$150, \$500, \$5,000 or more
working tirelessly to unlock the risk

I hope it will be soon,
will be found.
You can help...

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

December 22, 1986

Mrs. Sue Elsenbrook
1186 Curtin Lane
Houston, Texas 77018

Re: MUR 2293

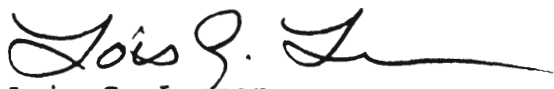
Dear Mrs. Elsenbrook:

This letter acknowledges receipt of a supplement to your complaint which the Commission received on December 11, 1986. The respondents will be sent copies of this supplemental information. Additionally, copies of the original complaint will be sent to persons named in supplement.

You will be notified as soon as the Commission takes final action in this matter. Should you receive additional information in this matter, please forward it to this Office. We suggest that such information be sworn to in the same manner as the original complaint. If you have any questions, please contact Retha L. Dixon, docket clerk, at (202) 376-3110.

Sincerely,

Charles N. Steele
General Counsel

By: 
Lois G. Lerner
Associate General Counsel

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

December 22, 1986

Amnesty International
322 Eighth Avenue
New York, New York 10117-9990

Re: MUR 2293


Dear Sir:

On November 25, 1986, the Federal Election Commission notified your organization of a complaint alleging that your organization may have violated sections of the Federal Election Campaign Act of 1971, as amended, ("the Act"). On December 11, 1986, this Office received additional information concerning the complaint, which is enclosed for your information. Because this new information does not add new allegations regarding your organization, you will not be given any additional time to respond.

If you have any questions please contact Patty Reilly, the attorney assigned to this matter, at (202) 376-8200.

Sincerely,

Charles N. Steele
General Counsel


By: Lois G. Lerner
Associate General Counsel

Enclosure
Additional Information

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FEDERAL ELECTION COMMISSION

WASHINGTON D.C. 20463

December 22, 1986

Edward F. Snyder
Friends Committee on National Legislation
245 Second Street, N.E.
Washington, D.C. 20002

Re: MUR 2293

Dear Mr. Snyder:

On November 25, 1986, the Federal Election Commission notified your organization of a complaint alleging that your organization may have violated sections of the Federal Election Campaign Act of 1971, as amended, ("the Act"). On December 11, 1986, this Office received additional information concerning the complaint, which is enclosed for your information. Because this new information does not add new allegations regarding your organization, you will not be given any additional time to respond.

If you have any questions please contact Patty Reilly, the attorney assigned to this matter, at (202) 376-8200.

Sincerely,

Charles N. Steele
General Counsel

A handwritten signature in cursive script, appearing to read "Lois G. Lerner", is written over the typed name.

By: Lois G. Lerner
Associate General Counsel

Enclosure
Additional Information

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

December 22, 1986

Carol J. Pezzelli
Habitat for Humanity
419 West Church Street
Americus, Georgia 31709

Re: MUR 2293

Dear Ms. Pezzelli:

On November 25, 1986, the Federal Election Commission notified your organization of a complaint alleging that your organization may have violated sections of the Federal Election Campaign Act of 1971, as amended, ("the Act"). On December 11, 1986, this Office received additional information concerning the complaint, which is enclosed for your information. Because this new information does not add new allegations regarding your organization, you will not be given any additional time to respond.

If you have any questions please contact Patty Reilly, the attorney assigned to this matter, at (202) 376-8200.

Sincerely,

Charles N. Steele
General Counsel

A handwritten signature in cursive script, reading "Lois G. Lerner".

By: Lois G. Lerner
Associate General Counsel

Enclosure
Additional Information

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

December 22, 1986

Michael L. Hayes
Meals for Millions
P.O. Box 2000
Davis, California 95617-9982

Re: MUR 2293

Dear Mr. Hayes:

On November 25, 1986, the Federal Election Commission notified your organization of a complaint alleging that your organization may have violated sections of the Federal Election Campaign Act of 1971, as amended, ("the Act"). On December 11, 1986, this Office received additional information concerning the complaint, which is enclosed for your information. Because this new information does not add new allegations regarding your organization, you will not be given any additional time to respond.

If you have any questions please contact Patty Reilly, the attorney assigned to this matter, at (202) 376-8200.

Sincerely,

Charles N. Steele
General Counsel

A handwritten signature in cursive script, appearing to read "Lois G. Lerner".

By: Lois G. Lerner
Associate General Counsel

Enclosure
Additional Information



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

December 22, 1986

Alton Kastner
International Rescue Committee, Inc.
386 Park Avenue South
New York, New York 10016

Re: MUR 2293


Dear Mr. Kastner:

On November 25, 1986, the Federal Election Commission notified your organization of a complaint alleging that your organization may have violated sections of the Federal Election Campaign Act of 1971, as amended, ("the Act"). On December 11, 1986, this Office received additional information concerning the complaint, which is enclosed for your information. Because this new information does not add new allegations regarding your organization, you will not be given any additional time to respond.

If you have any questions please contact Patty Reilly, the attorney assigned to this matter, at (202) 376-8200.

Sincerely,

Charles N. Steele
General Counsel


By: Lois G. Lerner
Associate General Counsel

Enclosure
Additional Information

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

December 22, 1986

Claude H. Rhea, Esquire
Prison Fellowship Ministries
P.O. Box 17500
Washington, D.C. 20041-9967

Re: MUR 2293


Dear Mr. Rhea:

On November 25, 1986, the Federal Election Commission notified your organization of a complaint alleging that your organization may have violated sections of the Federal Election Campaign Act of 1971, as amended, ("the Act"). On December 11, 1986, this Office received additional information concerning the complaint, which is enclosed for your information. Because this new information does not add new allegations regarding your organization, you will not be given any additional time to respond.

If you have any questions please contact Patty Reilly, the attorney assigned to this matter, at (202) 376-8200.

Sincerely,

Charles N. Steele
General Counsel

By: 
Lois G. Lerner
Associate General Counsel

Enclosure
Additional Information



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

December 22, 1986

United Negro College Fund
500 East 62nd Street
New York, New York 10021-9878

Re: MUR 2293

Dear Sir:

On November 25, 1986, the Federal Election Commission notified your organization of a complaint alleging that your organization may have violated sections of the Federal Election Campaign Act of 1971, as amended, ("the Act"). On December 11, 1986, this Office received additional information concerning the complaint, which is enclosed for your information. Because this new information does not add new allegations regarding your organization, you will not be given any additional time to respond.

If you have any questions please contact Patty Reilly, the attorney assigned to this matter, at (202) 376-8200.

Sincerely,

Charles N. Steele
General Counsel

By: 
Lois G. Lerner
Associate General Counsel

Enclosure
Additional Information



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

December 22, 1986

Berea College
Berea, Kentucky 40403-9990

Re: MUR 2293

Dear Sir or Madam:

The Federal Election Commission received a complaint on November 18, 1986 that alleged a number of organizations may have violated the Federal Election Campaign Act of 1971, as amended ("the Act"). Additionally, on December 11, 1986, the Commission received additional information from the complainant that alleges your organization may have violated the Act. A copy of the complaint and a copy of the additional information are enclosed. We have numbered this matter MUR 2293. Please refer to this number in all future correspondence.

Under the Act, you have the opportunity to demonstrate in writing that no action should be taken against your organization in this matter. Your response must be submitted within 15 days of receipt of this letter. If no response is received within 15 days, the Commission may take further action based on the available information.

Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements should be submitted under oath.

This matter will remain confidential in accordance with 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public. If you intend to be represented by counsel in this matter please advise the Commission by completing the enclosed form stating the name, address and telephone number of such counsel, and a statement authorizing such counsel to receive any notifications and other communications from the Commission.

- 2 -

If you have any questions, please contact Patty Reilly, the attorney assigned to this matter, at (202) 376-8200. For your information, we have attached a brief description of the Commission's procedure for handling complaints.

Sincerely,

Charles N. Steele
General Counsel



By: Lois G. Lerner
Associate General Counsel

Enclosures

Complaint
Additional Information
Procedures
Designation of Counsel Statement

9 2 4 0 8 9 3 5 9 8



FEDERAL ELECTION COMMISSION

WASHINGTON D.C. 20463

December 22, 1986

Childrens Hopes and Dreams Foundation
284 Route 46
Dover, New Jersey 07801-9964

Re: MUR 2293

Dear Sir or Madam:

The Federal Election Commission received a complaint on November 18, 1986 that alleged a number of organizations may have violated the Federal Election Campaign Act of 1971, as amended ("the Act"). Additionally, on December 11, 1986, the Commission received additional information from the complainant that alleges your organization may have violated the Act. A copy of the complaint and a copy of the additional information are enclosed. We have numbered this matter MUR 2293. Please refer to this number in all future correspondence.

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Sincerely,

Charles N. Steele
General Counsel



By: Lois G. Lerner
Associate General Counsel

Enclosures
Complaint
Additional Information
Procedures
Designation of Counsel Statement

9 2 0 4 0 8 9 3 6 0 0



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

December 22, 1986

National Jewish Center for Immunology
and Respiratory Medicine
1400 Jackson Street
P.O. Box 61269
Denver, Colorado 80206-9979

Re: MUR 2293

Dear Sir or Madam:

The Federal Election Commission received a complaint on November 18, 1986 that alleged a number of organizations may have violated the Federal Election Campaign Act of 1971, as amended ("the Act"). Additionally, on December 11, 1986, the Commission received additional information from the complainant that alleges your organization may have violated the Act. A copy of the complaint and a copy of the additional information are enclosed. We have numbered this matter MUR 2293. Please refer to this number in all future correspondence.

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Sincerely,

Charles N. Steele
General Counsel



By: Lois G. Lerner
Associate General Counsel

Enclosures
Complaint
Additional Information
Procedures
Designation of Counsel Statement

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

December 22, 1986

Navajo National Health Foundation
P.O. Box 457
Ganado, Arizona 86505-0457

Re: MUR 2293

Dear Sir or Madam:

The Federal Election Commission received a complaint on November 18, 1986 that alleged a number of organizations may have violated the Federal Election Campaign Act of 1971, as amended ("the Act"). Additionally, on December 11, 1986, the Commission received additional information from the complainant that alleges your organization may have violated the Act. A copy of the complaint and a copy of the additional information are enclosed. We have numbered this matter MUR 2293. Please refer to this number in all future correspondence.

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Sincerely,

Charles N. Steele
General Counsel



By: Lois G. Lerner
Associate General Counsel

Enclosures
Complaint
Additional Information
Procedures
Designation of Counsel Statement

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

December 22, 1986

Elizabeth Taylor
Project Lifeline
9601 Wilshire Boulevard
Mezzanine Level
Beverly Hills, California 90210-9899

Re: MUR 2293

Dear Ms. Taylor:

The Federal Election Commission received a complaint on November 18, 1986 that alleged a number of organizations may have violated the Federal Election Campaign Act of 1971, as amended ("the Act"). Additionally, on December 11, 1986, the Commission received additional information from the complainant that alleges your organization may have violated the Act. A copy of the complaint and a copy of the additional information are enclosed. We have numbered this matter MUR 2293. Please refer to this number in all future correspondence.

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- 2 -

If you have any questions, please contact Patty Reilly, the attorney assigned to this matter, at (202) 376-8200. For your information, we have attached a brief description of the Commission's procedure for handling complaints.

Sincerely,

Charles N. Steele
General Counsel



By: Lois G. Lerner
Associate General Counsel

Enclosures
Complaint
Additional Information
Procedures
Designation of Counsel Statement

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SENSITIVE

**FEDERAL ELECTION COMMISSION
999 E Street, N.W.
Washington, D.C. 20463**

FIRST GENERAL COUNSEL'S REPORT

87 JAN 6 P 3:13

Date and Time of Transmittal by
by OGC to the Commission _____

MUR 2293

Date Complaint Received
by OGC: 11/19/86 and
12/11/86

Date of Notifications to
Respondents: 11/25/86
and 12/22/86

Staff Member: Reilly

Complainant's Names: Sue Elsenbrook

RESPONDENTS' NAMES:

Amnesty International
Friends Committee on National
Legislation
Habitat for Humanity
Meals for Millions/Freedom from Hunger
International Rescue Committee, Inc.
Prison Fellowship
United Negro College Fund
Berea College
Childrens Hopes and Dreams Foundation
National Jewish Center for Immunology
and Respiratory Medicine
Navajo Nation Health Foundation
Project Lifeline

RELEVANT STATUTES:

2 U.S.C. § 438(a)(4)
11 C.F.R. § 104.15
11 C.F.R. § 104.3(e)

INTERNAL REPORTS

CHECKED:

Disclosure Reports

FEDERAL AGENCIES

CHECKED:

None

SUMMARY OF ALLEGATIONS

The Office of the General Counsel received a complaint on November 18, 1986 from Mrs. Sue Elsenbrook of the staff of Senator Lloyd Bentsen. The complaint states that on July 20, 1983, the Bentsen Committee submitted a list of pseudonyms, including the name _____ to the Commission as

9240893607

permitted by 11 C.F.R. § 104.3(e).

Because these respondents have obtained the name of the complaint alleges each violated 11 C.F.R. § 104.15 by using information obtained from the Commission for soliciting contributions.* / The seven respondents were notified of the complaint and many submitted responses.

On December 11, 1986, this Office received additional information from the complainant enclosing solicitations addressed to from Bera College; Childrens Hopes and Dreams Foundation; National Jewish Center for Immunology and Respiratory Medicine; Navajo Nation Health Foundation; and Project Lifeline. These respondents are also alleged to have violated 11 C.F.R. § 104.15.

All respondents were provided with a copy of this additional information. Additionally, the newly-named respondents must be afforded the required fifteen day response period. After these responses are received and reviewed, this Office will report to the Commission with appropriate recommendations.

Charles N. Steele
General Counsel

1/6/86
Date

By

Lois G. Lerner
Associate General Counsel

* / This regulation incorporates the prohibitions contained at 2 U.S.C. § 438(a)(4).

92043608



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

MEMORANDUM TO: CHARLES N. STEELE
GENERAL COUNSEL

FROM: *MWC* MARJORIE W. EMMONS/CHERYL A. FLEMING *CAF*

DATE: JANUARY 8, 1987

SUBJECT: MUR 2293 - FIRST GENERAL COUNSEL'S REPORT
SIGNED JANUARY 6, 1987

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The above-captioned matter was received in the Office of the Secretary of the Commission Tuesday, January 6, 1987 at 3:13 P.M. and circulated to the Commission on a 24-hour no-objection basis Wednesday, January 7, 1987 at 11:00 A.M.

There were no objections received in the Office of the Secretary of the Commission to the First General Counsel's Report at the time of the deadline.

RECEIVED THE FEC
JAN 24 30
87 JAN 8 411:26

HAVESON AND OTIS
ATTORNEYS AT LAW
194 NASSAU STREET
PRINCETON, NEW JERSEY 08542
(609) 921-0090

HAL K. HAVESON
KIM AUGUSTUS OTIS
CERTIFIED CRIMINAL TRIAL ATTORNEY

January 6, 1987

Patty Reilly, Esquire
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463

Re: Childrens Hopes and Dreams Foundation
284 Route 46
Dover, New Jersey 07801-9964
MUR 2293

Dear Ms. Reilly:

On December 29, 1986 my clients, Childrens Hopes and Dreams Foundation, received notification from the Federal Election Commission that a complaint had been received alleging a possible violation of the Federal Election Campaign Act of 1971. This letter is submitted in response to that allegation in order to demonstrate that no action should be taken against Childrens Hopes and Dreams Foundation.

The Complaint alleges that my client improperly obtained the name of from a list of campaign contributors to Senator Lloyd Bentsen that was filed pursuant to law with the FEC. That is not in fact the case. No individual associated with Childrens Hopes and Dreams Foundation has ever obtained any lists of campaign contributors from the FEC.

In this particular case, Childrens Hopes and Dreams Foundation obtained a number of lists of individuals who were potential donors to their cause from a company called Carol Enters List Company, located at 322 Eighth Avenue, New York, New York 10001. I enclose herewith five pages of invoices showing the different lists that my client purchased from Carol Enters List Company and the amount that they paid for each list. My client was never informed where the names on each list purchased came from. One of these lists from Carol Enters List Company contained the name of

07
JAN 8
P 3:27

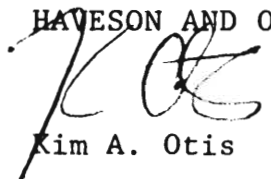
92083610

Petty, Reilly, Esquire
Page 2
January 6, 1987

Based upon the foregoing information, it is clear that Childrens Hopes and Dreams Foundation has violated no law. If you need any further information or have any questions, please call me at the number above.

Very truly yours,

HAVESON AND OTIS



Kim A. Otis

Enclosures

KAO:smf

cc: Vic Franklin, Founder

2240893611



Carol enters
322 - EIGHTH AVENUE
NEW YORK, N.Y. 10001 (212) 243-8080

10/31/86

CHILDRENS HOPES AND DREAMS FD

284 ROUTE 46

DOVER, N.J. 07801

Due 30 days after Mail Date

Total
Due
#4625-26
from list

Inv No	Inv Date Key Code	TrCd	Mailer P.O. Key Code	Mail Dt	Amount
29204	10/16/86 11B	1	0	11/03/86	310.25
LIST NAME: HUMAN RIGHTS PROPONENTS (CM)					INV BALANCE : 310.25
29207	10/05/86 9B	1	0	11/03/86	284.39
LIST NAME: CONTRIBUTORS TO A NATIONAL YOUTH ORGANIZATION					INV BALANCE : 284.39
29209	09/19/86 14B	1	0	11/03/86	37.50
LIST NAME: VETERANS OF THE VIETNAM WAR E15					(BD) INV BALANCE : 37.50
29210	10/25/86 15B	1	0	11/03/86	198.69
LIST NAME: ELITE JEWISH GIVERS CE-189					INV BALANCE : 198.69
29211	10/16/86 16B	1	0	11/03/86	169.25
LIST NAME: JEWISH DONORS OF LARGE GIFTS (CM)					INV BALANCE : 169.25
29212	09/26/86 6B	1	0	11/03/86	37.50
LIST NAME: AMERICAN KIDNEY FUND					INV BALANCE : 37.50
29213	10/15/86 17B	1	0	11/03/86	327.89
LIST NAME: COMMON CAUSE (THE PEOPLE'S LOBBY)					INV BALANCE : 327.89
29214	10/25/86 18B	1	0	11/10/86	264.97

18B CONT - 2 of 2 page

10/31/86

CHILDRENS HOPES AND DREAMS FD

284 ROUTE 46

DOVER, N.J. 07801

Inv No	Inv Date Key Code	TrCd	Mailer P.O. Key Code	Mail Dt	Amount
LIST NAME: COMMITTED URBAN DONORS					
				INV BALANCE :	264.97
29215	✓ 10/15/86 19B	1	0	11/10/86	363.00
LIST NAME: DEAN & DELUCA EPICUREAN & KITCHENWARE BUYERS					
				INV BALANCE :	363.00
29216	✓ 09/02/86 20B	1	0	11/03/86	260.20
LIST NAME: HIGH INCOME PRIME TIMERS					
				INV BALANCE :	260.20
29217	✓ 10/27/86 21B	1	0	11/10/86	281.00
LIST NAME: HORCHOW COLLECTION (Primary Buyers)					
				INV BALANCE :	281.00
29218	✓ 08/27/86 22B	1	0	11/24/86	278.82
LIST NAME: RICH LIST					
				INV BALANCE :	278.82
29219	✓ 10/09/86 NJB	1	0	11/17/86	630.40
LIST NAME: BUSINESSES					
				INV BALANCE :	630.40

TOTAL BALANCE DUE: (3443.86)

Carol enters co
322 - EIGHTH AVENUE
NEW YORK, N.Y. 10001 (212) 243-8090

INVOICE # : 29206

MEMBER
ML/USA

INVOICE DATE 11/13/86
MAIL DATE 11/10/86
Sales Person

PURCHASE ORDER #
0

2660

CHILDRENS HOPES AND DREAMS FD

284 ROUTE 46

DOVER, N.J. 07801

PAYMENT DUE 30 DAYS AFTER M/D.

OFFER : CHRISTMAS
1986

List : PEOPLE OF CONSCIENCE
Segment : 1 Active Donors

Key(s) : 12B

Mailed	5000	Per/M	55.00	Base \$	275.00
					.00

Key - 5 digits	PER/M	1.50	7.50
----------------	-------	------	------

Shipping	5.00
UPS BLUE	
Total Invoice	287.50

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6
1
4

Carol enters ll co
322 - EIGHTH AVENUE
NEW YORK, N.Y. 10001 (212) 243-8090

INVOICE # : 29205

MEMBER
ML/ISA

INVOICE DATE 11/13/86
MAIL DATE 11/10/86
Sales Person

PURCHASE ORDER #
0

2660

CHILDRENS HOPES AND DREAMS FD

284 ROUTE 46

DOVER, N.J. 07801

PAYMENT DUE 30 DAYS AFTER M/D.

OFFER : CHRISTMAS
1986

List : CONCERN FOR KIDS
Segment : 1 Donors

Key(s) : 8B

Mailed	10000	Per/M	55.00	Base \$	550.00
					.00

NRMT	FMAT	1.50	15.00
------	------	------	-------

Shipping	6.50
UPS BLUE	
Total Invoice	571.50

92040893615

carol enters inc co
322 - EIGHTH AVENUE
NEW YORK, N.Y. 10001 (212) 243-8000

INVOICE #: 29208

MEMBER
ML/USA

INVOICE DATE
12 /3/86

MAIL DATE
11/24/86

Sales Person
CAROL ENTERS

PURCHASE ORDER #
0

CHILDRENS HOPES AND DREAMS FDTN
286 ROUTE 46
DOVER, N.J. 07801

PAYMENT DUE 30 DAYS AFTER M/d.

OFFER: CHRISTMAS 1986

List : PRIME HUMANITARIAN DONORS
Segment : Active Donors

Key(s) : 13B

Mailed 5000 Per/M 60.00 Base\$ 300.00

Keying 2.50/M 12.50

Shipping 10.00
UPS BLUE
TOTAL INVOICE 322.50

TOTAL DUE
\$4625.36

92040893616



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

January 9, 1987

James Radner
Amnesty International
322 Eighth Avenue
New York, New York 10001

Re: MUR 2293
Amnesty International

Dear Mr. Radner:

Pursuant to a January 8, 1986 telephone conversation between Patty Reilly of this Office and Tony Harrington of Hogan & Hartson, enclosed please find a copy of the complaint and letter that were mailed to you on November 22, 1986. It is our understanding that you are unable to readily locate these materials.

If you have any questions please contact Patty Reilly, the attorney assigned to this matter, at (202) 376-8200.

Sincerely,

Charles N. Steele
General Counsel

By: 
Lois G. Lerner
Associate General Counsel

Enclosures
Complaint
November 22, 1986 letter

9240893617

37 JAN 13 1987
LOS ANGELES OFFICE
AB: 54
GCC# 2474

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Elizabeth Taylor

PRESIDENT

Meivin E. Silverman, M.D., M.P.H.

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Abigail Van Buren
Joel Weisman, D.O.

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Mrs. Albert D. Lasker

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Leonard Bernstein
Rosalynn Carter
Douglas Fairbanks, Jr.
Harvey Fierstein
Katherine Graham
Marilyn Horne
Mrs. Lyndon Baines Johnson
Arthur B. Krim, Esq.
The Rt. Rev. Paul Moore, Jr.
Tony Randall
Jonas Salk, M.D.
Liz Smith
Michael T. Sovern
Jack Valenti

January 8, 1987

Ms. Patty Reilly
Office of the General Counsel
Federal Election Commission
999 E Street
Washington, D.C. 20463

RE: Ref. # MUR-2293

Dear Ms. Reilly:

I am writing in regard to your letter to Elizabeth Taylor/Project Lifeline (referenced above and dated December 22, 1986) and our telephone conversation of January 7, 1987. Below is the information you requested:

AmFAR contracted its Project Lifeline direct mailing with Jane Biral Associates, 429 Franklin Street, Hartford, CT 06114-5122, telephone number 203-724-5122.

AmFAR has no knowledge of where these direct mail listings originate except that they are purchased through Jane Biral Associates from Able Reliable Mailers, 6 Cherry Valley Terminal Road, West Hempstead, NY 11552, telephone number 516-483-3680.

AmFAR has entered into no agreement as to the source of these listings and, prior to our conversation, had no knowledge that there were any illegal listings used.

If you need any further information, please don't hesitate to contact me.

Sincerely,

Roger W. Pascoe
Roger W. Pascoe
Accounting Manager

RWP:klc

the
oram group
inc.

275 MADISON AVENUE
NEW YORK, N.Y. 10016-1184
(212) 889-2244

1730 RHODE ISLAND AVENUE, N.W.
WASHINGTON, D.C. 20036
(202) 296-9660

CCC#2479
RECEIVED AT THE FEC

37 JAN 14 A 8: 41

FUND-RAISING AND
MANAGEMENT COUNSEL

8 January 1987

Harold L. Oram
HONORARY CHAIRMAN

Henry Goldstein
PRESIDENT

Mr. Charles N. Steele
General Counsel
Federal Election Commission
Washington, D. C. 20463

Linda F. Broessel
VICE PRESIDENT
Oram Group Executive Search

Re: MUR 2293

Sarah Cowan Coviello
SENIOR VICE PRESIDENT
The Oram Group, Inc.

Dear Mr. Steele:

On behalf of Berea College, I am responding to your
letter of December 22, 1986.

Kay Partney Lautman
PRESIDENT
Oram Group Marketing

Lynette Teich
PRESIDENT
Oram Group Events

Gary S. Wohl
SENIOR VICE PRESIDENT
FOR MANAGEMENT
The Oram Group, Inc.

Cynthia Gerst Zachary
EXECUTIVE VICE PRESIDENT
The Oram Group, Inc.

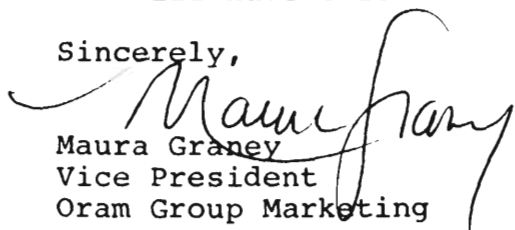
The Oram Group, Inc. is a fund-raising counsel to
Berea College and in that capacity we handle the ordering
of fund-raising lists. In May of last year, the list
"Human Rights Proponents" was ordered through the Carol
Enters List Co., 322-Eighth Avenue, New York, New York
10001, for mailing by Berea College (a copy of that order
is attached).

This list was presented to us by the list broker as
donors to a human rights organization. Neither Berea College
nor The Oram Group, Inc. were aware that any of the names
on the list were obtained in an illegal manner.

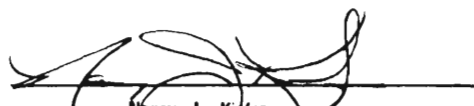
Furthermore, no one from Berea College or The Oram
Group, Inc. copied these names from the Federal Election
Commission records.

I have related the above to the best of my knowledge
and will have this letter notarized to verify same.

Sincerely,


Maura Graney
Vice President
Oram Group Marketing

Sworn to and subscribed before me this 9 th day of January
1987.


Nancy J. Kieler
Notary Public, District of Columbia
My Commission Expires June 14, 1988



carol enters list c
322 - EIGHTH AVENUE
NEW YORK, N.Y. 10001 (212) 243-8090

RN:

7691 LIST RENTAL INSTRUCTION

CONFIRMATION

CAROL ENTERS

MEMBER
ML/USA

DATE: 05/28/86

ORDER #:

MAILER: 0
BEREA COLLEGE

THRU: 05

LIST OWNER

CELCO ORDER #27690 1

OFFER:

530

FUNDRAISING

GUARANTEE: The names ordered are for the offer specified and are to be used one time only.

BILLING/PAYMENT: After filling this order, send your invoice to CELCO for exact quantity of names shipped, shipping method and charges, all special charges as shown on order. CELCO will bill mailer on your behalf and, upon payment, will remit to you minus the standard 20% commission.

KEEP A RECORD OF NAMES SUPPLIED TO AVOID DUPLICATION ON FUTURE ORDERS. Address USA names only - Omit Military, Hawaii, Alaska, Puerto Rico, Virgin Is., Canada & Foreign unless specified. PLEASE USE OUR SHIPPING LABELS ENCLOSED WHEN SHIPPING ADDRESSED MATERIAL. Fill in and return postal card enclosed upon completion of this order ALL NAMES MUST BE IN ZIP CODE NUMERICAL SEQUENCE.

In accepting this order, the list owner acknowledges that CELCO is acting as an agent of the mailer and is not liable for uncollected accounts.

LIST OWNER:

- ☐ Please address a representative cross section of the entire list.
- ☒ Please address an "Nth" name selection of the entire list.
- ☐ Please address as indicated below.
- ☐ Using the enclosed form, please send CELCO a State count of names supplied.
- ☐ Please omit names previously used on: *See*

MUST RECEIVE BY WEEK OF:

06/09/86

FOR MAILING ON:

06/23/86

NAMES FURNISHED ON:

4 UP CHESHIRE

301) 231-8001

SHIP VIA:

UPS (IF NEEDED BLUE LABEL/EQUAL METHOD)

TO:

RETURN MAG/TAPE TO:

ATT: MS KAREN MC NIESE 902
PARTE-HANKS

424 FAIRMAN ROAD
P.O. BOX 12092
LEXINGTON, KENTUCKY 40511

QTY LIST # 3196

5,000 HUMAN RIGHTS PROPONENTS (CM)
LIBERAL CONTRIBUTORS

Key: B12

P/M: 7.50

Selects:

EXCHANGE

PER/M

Notes : IMPRINT KEY NO. ON EACH CHESHIRE LABEL

ASSISTANCE: WHITNEY WALSH

SHIPPING: CORINEA BRUCE



UNITED NEGRO COLLEGE FUND
500 East 62 Street, New York, New York 10021

GCC#2493
RECEIVED AT THE FEC

97 JAN 15 08:36

William A. Allen
Vice President &
General Counsel

January 6, 1987

Ms. Patty Reilly
Federal Election Commission
999 East Street, N.W.
Washington, D.C. 20463

RE: MUR 2293

Dear Ms. Reilly:

As I informed you in our phone conversation on 12/31/86, the United Negro College Fund rented a portion of the list in question from Working Names, Inc., Mr. Meyer Cohen, President, 11600 Boiling Brook Place, Rockville, Maryland 20852. It is our understanding that this list is owned by the named company.

At the time we rented the list, which is marketed under the name "Human Rights Proponents", we were assured by Mr. Cohen that it was obtained from legitimate and legal sources.

We have no knowledge of what these sources are.

Should you require additional information, please do not hesitate to contact me.

Yours sincerely,

(William A. Allen)

WAA:jp

RECEIVED
JAN 15 09:19
GENERAL COUNSEL

92040893621



AMNESTY
INTERNATIONAL
USA

RECEIVED AT THE FEC

Doc # 2505

322 Eighth Avenue, New York, New York 10001 (212) 807-8400
Telex 85128502 Fax Telecopied 807-14

87 JAN 16 41:04

January 13, 1987

Patty Reilly
Federal Election Commission
Washington, DC 20463

- JAN 16 PM 12:14

RECEIVED
FEDERAL ELECTION COMMISSION

Dear Ms. Reilly,

This is to certify that Hogan & Hartson (Anthony S. Harrington, Esq.) are attorneys authorized to represent Amnesty International of the U.S.A., Inc.

Sincerely,

James. M. Radner
Director of Administration and Finance

JMR:ach

cc: Anthony S. Harrington, Esq.

9 2 0 4 0 8 9 3 6 2 2 2

Amnesty International is an independent worldwide movement working impartially for the release of all prisoners of conscience, fair and prompt trials for political prisoners and an end to torture and executions. It is funded by donations from its members and supporters throughout the world

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EXECUTIVE DIRECTOR
John G. Healey

NAVAJO NATION HEALTH FOUNDATION

87 JAN 20 AID: 43

GOC# 2-514



SAGE MEMORIAL HOSPITAL

POST OFFICE BOX 457 / GANADO, ARIZONA 86505 / (602) 755-3411

January 8, 1987

Lois G. Lerner
Associate General Counsel
FEDERAL ELECTION COMMISSION
Washington, D.C. 20463

Dear Ms. Lerner:

I received your letter regarding the complaint of Mrs. Sue Elsenbrook, 1186 Curtin Lane, Houston, Texas - - MUR 2293.

The Navajo Nation Health Foundation, Sage Memorial Hospital is a private not for profit corporation set up in the laws of the State of Arizona. We provide health care to Native Americans living on the Navajo Indian Reservation in and around the community of Ganado, Arizona. In conjunction with and support of our health care activities the Foundation solicits contributions from the general public. To facilitate our fund raising activities we purchase lists of possible contributors and their addresses from Carol Enters Co., 322 Eighth Avenue, New York 10001. name was on one of these lists and was sent some of our fund raising literature. We did not get name from any records pertaining to political contributions. We therefore respectfully request that any complaint against the Navajo Nation Health Foundation be dismissed. Thank you.

Sincerely,

Jeffrey J. Hamblen
Chief Executive Officer

JJH:gk

CC: Robert Rosebrough

92040893623

1-2-87 4:43

DAVIS, GRAHAM & STUBBS

ATTORNEYS AT LAW

WASHINGTON D.C. OFFICE
SUITE 500
1001 TWENTY SECOND STREET, N.W.
WASHINGTON, D.C. 20037-1803
TELEPHONE 202-822-8660

SUITE 4700
370 SEVENTEENTH STREET
POST OFFICE BOX 185
DENVER, COLORADO 80201-0185

TELEPHONE 303-892-9400
TELECOPIER 303-893-1379
TELEX 240451 DGS DVR
CABLE DAVGRAM, DENVER

RICHARD W. DAILY
892-7357

January 21, 1987

VIA FEDERAL EXPRESS

Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463

Attn: Patty Reilly, Attorney

Re: National Jewish Center for Immunology
and Respiratory Medicine
MUR 2293

Dear Ms. Reilly:

This firm is counsel to National Jewish Center for Immunology and Respiratory Medicine ("National Jewish"), a respondent in MUR 2293. A Statement of Designation of Counsel is enclosed.

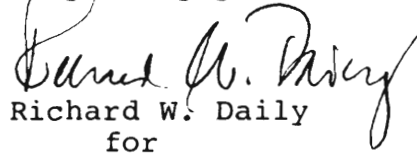
We are happy to assist in your investigation of the use of information which appears to have been copied from public records, apparently in violation of FEC Reg. § 104.15.

The name used by National Jewish was on a list identified as a "Human Rights Proponents" list which National Jewish rented from CELCO, a New York list broker, at some point during or shortly before August, 1986.

National Jewish is unaware of either the identify of the owner of the list or the source through which GELCO acquired the list.

We do not see any basis for any proceedings against National Jewish in this matter. Please advise us, however, if we may assist in your investigation.

Very truly yours,


Richard W. Daily
for

DAVIS, GRAHAM & STUBBS

RWD:ke
Enclosure

cc: Fred Langille, Vice President
Joseph W. Reardon, National Director of
Direct Mail Campaigns

3 22# 2540
RECEIVED AT THE FEC
HAND DELIVERED
87 JAN 23 All: 46
SALT LAKE CITY OFFICE

SUITE 1600-87
EAGLE GATE TOWER
60 EAST SOUTH TEMPLE
SALT LAKE CITY, UTAH 84111-1006
TELEPHONE 801-328-6000

1 JAN 27 A10:30

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AFFIDAVIT

CITY AND COUNTY OF DENVER)

STATE OF COLORADO)

) ss.

JOSEPH W. REARDON, being first duly sworn, deposes and states as follows:

1. I am National Director of Direct Mail Campaigns of National Jewish Center for Immunology and Respiratory Medicine, Denver, Colorado ("National Jewish"). I am responsible for the rental and exchange of mailing lists by National Jewish, and the conduct of direct mail solicitations.

2. The National Jewish solicitation attached to the letter of December 22, 1986 from the Federal Election Commission (mailed to a _____ was one of a large number of solicitations mailed during the Fall of 1986. The last two digits of the six-digit code on the mailing slip show that this name was part of a mailing list called the "Human Rights Proponents" list, which was acquired by National Jewish at some time before August, 1986.


3. This "Human Rights Proponents" list was one of approximately 180 lists which were acquired through the list broker with whom National Jewish has done business for a number of years. This broker is:

CELCO
322 8th Avenue
New York, New York 10001
(212) 243-8090

The principal at CELCO with whom I dealt is Carol Enters.

4. Neither I nor anyone else at National Jewish have any knowledge of either the source of the names and addresses contained in the "Human Rights Proponents" list, or the name of the owner of the list. At no time prior to the receipt of the FEC letter was any representative of National Jewish aware that at least one of the names was apparently taken from FEC records.

Futher affiant saith naught.



Joseph W. Reardon

Subscribed and sworn to before me this 21 day of January, 1987.

Witness my hand and seal:

My Commission expires:

November 1, 1989



Notary Public

5
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9

STATEMENT OF DESIGNATION OF COUNSEL

NO. 2292

NAME OF COUNSEL: Richard W. Daily

ADDRESS: Davis, Graham & Stubbs

P.O. Box 185

Denver, Colorado 80201

TELEPHONE: (303) 892-9400

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

NATIONAL JEWISH CENTER FOR IMMUNOLOGY
AND RESPIRATORY MEDICINE

1/21/87
Date

By: *Irving A. Rogin*
Signature

Executive Vice President

RESPONDENT'S NAME: National Jewish Center for Immunology
and Respiratory Medicine

ADDRESS: 1400 Jackson Street

Denver, Colorado 80206

HOME PHONE: _____

BUSINESS PHONE: (303) 388-4461

920408936626

87 JAN 27 P 2: 07

NATIONAL CHAIRMAN

Elizabeth Taylor

PRESIDENT

Mervyn F. Silverman, M.D., MPH

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Abigail Van Buren

Joel Weisman, D.O.

TRUSTEE EMERITUS

Mrs. Albert D. Lasker

NATIONAL COUNCIL

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Leonard Bernstein

Rosalynn Carter

Douglas Fairbanks, Jr.

Harvey Fierstein

Katherine Graham

Marilyn Horne

Mrs. Lyndon Baines Johnson

Arthur B. Krim, Esq.

The Rt. Rev. Paul Moore, Jr.

Tony Randall

Jonas Salk, M.D.

Le. Smith

Michael E. Sovern

Jack Valenti

January 20, 1987

Ms. Patty Reilly
Office of the General Counsel
Federal Election Committee
999 E Street
Washington, D.C. 20463

RE: Your Ref. # MUR-2293 and my letter of
January 8, 1987

Dear Ms. Reilly:

Regarding our telephone conversation of this morning and my letter of January 8, 1987, please note there was an error in the name and address given of the firm from which AmFAR purchases lists through Jane Biral Associates. The list supplier is not Able Reliable Mailers, it is: Carol Enters List Company, 322 Eighth Avenue, New York City, New York 10001, phone (212) 243-8090.

If you need any further information, I can be reached at (213) 273-5547.

Sincerely,

Roger W. Pascoe

Roger W. Pascoe
Accounting Manager

RWP:klc

1-200-29
ALL: 24

9 2 4 0 8 9 3 6 2 7

BEFORE THE FEDERAL ELECTION COMMISSION

GENERAL COUNSEL'S REPORT

In the Matter of)
)
Amnesty International)
Friends Committee on National)
Legislation)
Habitat for Humanity)
Meals for Millions/Freedom from Hunger)
International Rescue Committee, Inc.)
Prison Fellowship Ministries)
United Negro College Fund)
Berea College)
Childrens Hopes and Dreams Foundation)
National Jewish Center for Immunology)
and Respiratory Medicine)
Navajo Nation Health Foundation)
Project Lifeline)

MUR 2293

07 APR 13 14:50

SUMMARY OF ALLEGATIONS

The Office of the General Counsel received a complaint on November 18, 1986, from Mrs. Sue Elsenbrook of the staff of Senator Lloyd Bentsen. The complaint states that on July 20, 1983, the Bentsen Committee submitted a list of pseudonyms, including the name to the Commission as permitted by 11 C.F.R. § 104.3(e). received solicitations addressed to this fictitious individual from the first seven respondents listed above.^{1/} Because these respondents have obtained the name of the complaint alleges each violated 11 C.F.R. § 104.15 by using information obtained from the Commission for soliciting

^{1/} The complaint states the number of such solicitations initially were "one or two per year;" but in the past months a greater number have been received. Complaint at 2.

contributions.^{2/} These seven respondents were notified of the complaint.

On December 11, 1986, this Office received additional information from the complainant enclosing solicitations addressed to _____ and alleging violations of 11 C.F.R. § 104.15 by Berea College; Childrens Hopes and Dreams Foundation; National Jewish Center for Immunology and Respiratory Medicine; Navajo Nation Health Foundation; and Project Lifeline. All respondents were notified and each submitted a response.

FACTUAL AND LEGAL ANALYSIS

1. The Law

Pursuant to 2 U.S.C. § 438(a)(4), information copied from reports or statements available at the Federal Election Commission for public inspection may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such a committee. The Commission's Regulations provide that "soliciting contributions" includes soliciting any type of contribution or donation, such as political or charitable contributions. 11 C.F.R. § 104.15(b). In order that a political committee may protect against the illegal uses of names and addresses of contributors, a committee may submit 10 pseudonyms on each report filed with the Commission. 2 U.S.C. § 438(a)(4). A committee opting to use pseudonyms must attach a list of

^{2/} This regulation incorporates the prohibitions contained at 2 U.S.C. § 438(a)(4).

such pseudonyms to the appropriate report, and decrease its unitemized contributions by the amount attributed to fictitious contributors. See 2 U.S.C. § 438(a)(4) and 11 C.F.R. § 104.3(e)(3) and (5).

2. The Facts

a. The Solicitations

In the instant case the Bentsen Committee attached pseudonyms (including _____ to its 1983 Mid Year Report and adjusted its unitemized contributions appropriately. See Complaint at 3. Solicitations addressed to requesting funds for charitable purposes were made by the twelve respondents. Therefore, information contained in FEC reports was used for "soliciting contributions" within the meaning of 11 C.F.R. § 104.15(b) and in apparent violation of 2 U.S.C. § 438(a)(4).

b. Responses to the Complaint

The respondents deny that they have copied information from Senator Bentsen's reports. All respondents state that they obtained _____ name from a list procured from commercial sources.^{3/} Their responses reveal four sources of the list.

^{3/} Nine of the respondents identify this list as entitled "human rights proponents." Friends Committee on National Legislation, Childrens Hopes and Dreams Foundation, and Navajo Nation Health Foundation do not identify the list by any name.

Eight respondents state that they obtained the list in question from a list broker described as either CELCO or Carol Enters List Company.^{4/} This broker is located at 322 8th Avenue in New York City. It is a prior respondent in MUR 1549, a matter also addressing section 438(a)(4) violations.

Two other respondents state they received this list from a list broker identified as the Russ Reid Company located in Pasadena, California. These respondents further identify the list owner as Mr. Mike Cohen of Working Names, Inc. located in Rockville, Maryland.^{5/}

Respondent Amnesty International states it received the list from Names in the News. This broker is located in San Francisco, California.

Finally, the United Negro College Fund states it "rented a portion of the list in question from Working Names, Inc., Mr. Meyer Cohen, President. . . ." This respondent adds that it believes the list to be owned by this company and at the time of the list rental they were assured by Mr. Cohen that the list was obtained "from legitimate and legal sources."

On December 11, 1986, this Office was contacted by telephone by Meyer T. Cohen. Mr. Cohen stated that he was aware of the

^{4/} The eight are Friends Committee on National Legislation, Meals for Millions, International Rescue Committee, Berea College, Childrens Hopes and Dreams Foundation, National Jewish Center for Immunology and Respiratory Medicine, Navajo Nation Health Foundation and Project Lifeline. Project Lifeline initially identified the list broker as Able Reliable Mailers, but corrected its response to identify Carol Enters List Company.

^{5/} See Responses of Habitat for Humanity and Prison Fellowship Ministries.

ongoing MUR and that he was the owner of the list. After being informed that because he is not a named respondent this Office could not discuss the MUR, Mr. Cohen submitted a response stating that "we [Working Names] are the owner of the list in question, and therefore the suppliers of the alleged 'Decoy' name to the numerous non-profit organizations named in the complaint." Cohen Response at 1. Mr. Cohen further asserts that the name in question did not come from the Commission's files, "but is the result of a merge/purge of several sources from our own file." Id. He offers to supply the Commission with further details.^{6/}

In light of the foregoing it appears Mr. Cohen, as owner of the list, has obtained information from the Commission's reports and has sold or rented the list to others who have used this list for the purpose of soliciting contributions. Additionally, it appears intermediate list brokers were used to rent the list containing information from the Commission's reports to third parties. These list brokers also used or copied information copied from the reports or statements available at the FEC and rented this information for solicitation purposes.

^{6/} Mr. Cohen and Working Names were respondents in MUR 1542 in which the Commission authorized the filing of civil suit against them for violations of 2 U.S.C. § 438(a)(4) and 11 C.F.R. § 104.15. The Commission's investigation revealed the respondents had rented to two organizations portions of a list containing a pseudonym of a committee filing reports with the Commission. Respondents ultimately signed a conciliation agreement containing an admission of a violation and requiring the payment of a civil penalty.

Therefore, this Office recommends that the Commission find reason to believe Meyer T. Cohen violated 2 U.S.C. § 438(a)(4). Moreover, consistent with the Commission's recommendations in MUR 1542, this Office also recommends that the Commission find reason to believe the list brokers, Carol Enters List Company, the Russ Reed Company, and Names in the News violated 2 U.S.C. § 438(a)(4). In order to ascertain the nature and extent of these violations, this Office has attached subpoenas for documents and orders to answer questions for Commission approval.^{7/}

Finally, this Office recommends that the Commission find no reason to believe the respondents named in the complaint violated 2 U.S.C. § 438(a)(4). Three reasons support this result. First, the owner of the list and the list brokers have been identified by these respondents. Second, all respondents deny that they were the source of the illegal pseudonyms and six of the twelve respondents have provided affidavits to this effect. Finally, the Commission has made such findings in past MURs where the named respondents appear to be innocent list users. See e.g. MURs 1472 and 1542.

RECOMMENDATIONS

1. Find no reason to believe Amnesty International violated 2 U.S.C. § 438(a)(4).

^{7/} Questions to the United Negro College Fund are also attached for Commission approval. This respondent had direct communication with the list owner and is said to have received representations regarding the legality of names contained in the list.

2. Find no reason to believe Friends Committee on National Legislation violated 2 U.S.C. § 438(a)(4).
3. Find no reason to believe Habitat for Humanity violated 2 U.S.C. § 438(a)(4).
4. Find no reason to believe Meals for Millions/Freedom from Hunger violated 2 U.S.C. § 438(a)(4).
5. Find no reason to believe International Rescue Committee, Inc. violated 2 U.S.C. § 438(a)(4).
6. Find no reason to believe Prison Fellowship Ministries violated 2 U.S.C. § 438(a)(4).
7. Find no reason to believe United Negro College Fund violated 2 U.S.C. § 438(a)(4).
8. Find no reason to believe Berea College violated 2 U.S.C. § 438(a)(4).
9. Find no reason to believe Childrens Hopes and Dreams Foundation violated 2 U.S.C. § 438(a)(4).
10. Find no reason to believe National Jewish Center for Immunology and Respiratory Medicine violated 2 U.S.C. § 438(a)(4).
11. Find no reason to believe Navajo Nation Health Foundation violated 2 U.S.C. § 438(a)(4).
12. Find no reason to believe Project Lifeline violated 2 U.S.C. § 438(a)(4).
13. Find reason to believe Meyer T. Cohen and Working Names, Inc. violated 2 U.S.C. § 438(a)(4).
14. Find reason to believe Carol Enters List Company violated 2 U.S.C. § 438(a)(4).
15. Find reason to believe Names in the News violated 2 U.S.C. § 438(a)(4).
16. Find reason to believe the Russ Reid Company violated 2 U.S.C. § 438(a)(4).

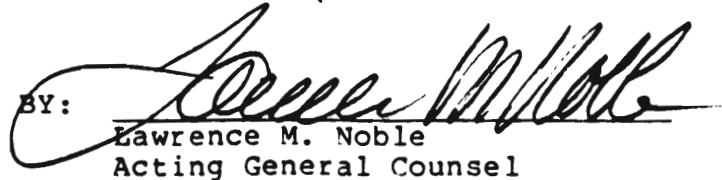
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17. Approve the attached letters, factual and legal analyses, and subpoenas and orders.

Date

4/13/87

BY:


Lawrence M. Noble
Acting General Counsel

Attachments

1. Responses of:
Amnesty International
Friends Committee on National Legislation
Habitat for Humanity
Meals for Millions/Freedom for Hunger
International Rescue Committee, Inc.
Prison Ministries Fellowship
United Negro College Fund
Berea College
Childrens Hopes and Dreams Foundation
National Jewish Center for Immunology and Respiratory
Medicine
Navajo Nation Health Foundation
Project Lifeline
Meyer T. Cohen
2. Subpoenas and Orders (5)
3. Factual and Legal Analyses (4)
4. Proposed Letters (16)

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Amnesty International)
Friends Committee on National) MUR 2293
Legislation)
Habitat for Humanity)
Meals for Millions/Freedom from Hunger)
International Rescue Committee, Inc.)
Prison Fellowship Ministries)
United Negro College Fund)
Berea College)
Childrens Hopes and Dreams Foundation)
National Jewish Center for Immunology)
and Respiratory Medicine)
Navajo Nation Health Foundation)
Project Lifeline)

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on April 16, 1987, the Commission decided by a vote of 6-0 to take the following actions in MUR 2293:

1. Find no reason to believe Amnesty International violated 2 U.S.C. § 438(a)(4).
2. Find no reason to believe Friends Committee on National Legislation violated 2 U.S.C. § 438(a)(4).
3. Find no reason to believe Habitat for Humanity violated 2 U.S.C. § 438(a)(4).
4. Find no reason to believe Meals for Millions/Freedom from Hunger violated 2 U.S.C. § 438(a)(4).
5. Find no reason to believe International Rescue Committee, Inc. violated 2 U.S.C. § 438(a)(4).

(continued)

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6. Find no reason to believe Prison Fellowship Ministries violated 2 U.S.C. § 438(a)(4).
7. Find no reason to believe United Negro College Fund violated 2 U.S.C. § 438(a)(4).
8. Find no reason to believe Berea College violated 2 U.S.C. § 438(a)(4).
9. Find no reason to believe Childrens Hopes and Dreams Foundation violated 2 U.S.C. § 438(a)(4).
10. Find no reason to believe National Jewish Center for Immunology and Respiratory Medicine violated 2 U.S.C. § 438(a)(4).
11. Find no reason to believe Navajo Nation Health Foundation violated 2 U.S.C. § 438(a)(4).
12. Find no reason to believe Project Lifeline violated 2 U.S.C. § 438(a)(4).
13. Find reason to believe Meyer T. Cohen and Working Names, Inc. violated 2 U.S.C. § 438(a)(4).
14. Find reason to believe Carol Enters List Company violated 2 U.S.C. § 438(a)(4).
15. Find reason to believe Names in the News violated 2 U.S.C. § 438(a)(4).
16. Find reason to believe the Russ Reid Company violated 2 U.S.C. § 438(a)(4).

(continued)

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17. Approve the letters, factual and legal analyses, and subpoenas and orders, as recommended in the General Counsel's Report signed April 13, 1987.

Commissioners Aikens, Elliott, Josefiak, McDonald, McGarry, and Thomas voted affirmatively for the decision.

Attest:

4-16-87

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

Received in the Office of Commission Secretary: Mon., 4-13-87, 4:50
Circulated on 48 hour tally basis: Tues., 4-14-87, 11:00
Deadline for vote: Thurs., 4-16-87, 11:00

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FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

April 24, 1987

Anthony S. Harrington, Esquire
Hogan & Hartson
815 Connecticut Avenue, N.W.
Washington, D.C. 20006

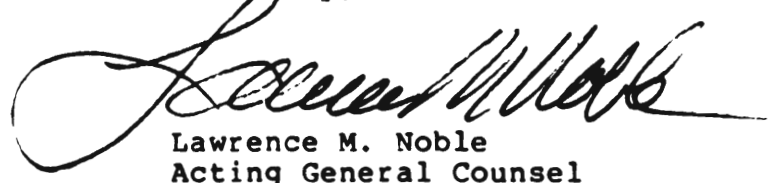
RE: MUR 2293
Amnesty International

Dear Mr. Harrington:

On November 25, 1986, the Commission notified your client of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended.

The Commission, on April 16, 1987, determined that on the basis of the information in the complaint, and information provided by Amnesty International there is no reason to believe that a violation of any statute within its jurisdiction has been committed by Amnesty International. Accordingly, the Commission closed its file in this matter as it pertains to your client. This matter will become a part of the public record within 30 days after the file has been closed with respect to all respondents. The Commission reminds you that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter is closed. The Commission will notify you when the entire file has been closed.

Sincerely,


Lawrence M. Noble
Acting General Counsel



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

April 24, 1987

Edward F. Snyder
Friends Committee on National Legislation
245 Second Street, N.E.
Washington, D.C. 20002

RE: MUR 2293
Friends Committee on
National Legislation

Dear Mr. Snyder:

On November 25, 1986, the Commission notified your organization of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended.

The Commission, on April 16, 1987, determined that on the basis of the information in the complaint, and information provided by the Friends Committee on National Legislation there is no reason to believe that a violation of any statute within its jurisdiction has been committed by Friends Committee on National Legislation. Accordingly, the Commission closed its file in this matter as it pertains to your organization. This matter will become a part of the public record within 30 days after the file has been closed with respect to all respondents. The Commission reminds you that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter is closed. The Commission will notify you when the entire file has been closed.

Sincerely,

Lawrence M. Noble
Acting General Counsel

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24-2-7



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20461

April 24, 1987

Carol J. Pezzelli
Habitat for Humanity
419 West Church Street
Americus, Georgia 31709

RE: MUR 2293
Habitat for Humanity

Dear Ms. Pezzelli:

On November 25, 1986, the Commission notified your organization of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended.

The Commission, on April 16, 1987, determined that on the basis of the information in the complaint, and information provided by your organization there is no reason to believe that a violation of any statute within its jurisdiction has been committed by Habitat for Humanity. Accordingly, the Commission closed its file in this matter as it pertains to your organization. This matter will become a part of the public record within 30 days after the file has been closed with respect to all respondents. The Commission reminds you that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter is closed. The Commission will notify you when the entire file has been closed.

Sincerely,

A handwritten signature in dark ink, appearing to read "Lawrence M. Noble". The signature is fluid and cursive, with a large initial "L" and "M".

Lawrence M. Noble
Acting General Counsel

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

April 24, 1987

Michael L. Hayes
Meals for Millions/Freedom
from Hunger Foundation
1644 DaVinci Court
P.O. Box 2000
Davis, California 95617

RE: MUR 2293
Meals for
Millions/Freedom from
Hunger Foundation

Dear Mr. Hayes:

On November 25, 1986, the Commission notified your organization of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended.

The Commission, on April 16, 1987, determined that on the basis of the information in the complaint, and information provided by Meals for Millions/Freedom from Hunger Foundation there is no reason to believe that a violation of any statute within its jurisdiction has been committed by Meals for Millions/Freedom from Hunger Foundation. Accordingly, the Commission closed its file in this matter as it pertains to your organization. This matter will become a part of the public record within 30 days after the file has been closed with respect to all respondents. The Commission reminds you that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter is closed. The Commission will notify you when the entire file has been closed.

Sincerely,

Lawrence M. Noble
Acting General Counsel

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 24, 1987

Alton Kastner
International Rescue Committee, Inc.
386 Park Avenue South
New York, New York 10016

RE: MUR 2293
International Rescue
Committee, Inc.

Dear Mr. Kastner:

On November 25, 1986, the Commission notified your organization of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended.

The Commission, on April 16, 1987, determined that on the basis of the information in the complaint, and information provided by International Rescue Committee, Inc. there is no reason to believe that a violation of any statute within its jurisdiction has been committed by International Rescue Committee, Inc. Accordingly, the Commission closed its file in this matter as it pertains to your organization. This matter will become a part of the public record within 30 days after the file has been closed with respect to all respondents. The Commission reminds you that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter is closed. The Commission will notify you when the entire file has been closed.

Sincerely,

Lawrence M. Noble
Acting General Counsel

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 24, 1987

Claude H. Rhea, Esquire
Prison Fellowship Ministries
P.O. Box 17500
Washington, D.C. 20041-0500

RE: MUR 2293
Prison Fellowship
Ministries

Dear Mr. Rhea:

On November 25, 1986, the Commission notified your organization of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended.

The Commission, on April 16, 1987, determined that on the basis of the information in the complaint, and information provided by Prison Fellowship Ministries there is no reason to believe that a violation of any statute within its jurisdiction has been committed by Prison Fellowship Ministries. Accordingly, the Commission closed its file in this matter as it pertains to your organization. This matter will become a part of the public record within 30 days after the file has been closed with respect to all respondents. The Commission reminds you that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter is closed. The Commission will notify you when the entire file has been closed.

Sincerely,

A handwritten signature in cursive script, reading "Lawrence M. Noble", is written over a horizontal line.

Lawrence M. Noble
Acting General Counsel

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 24, 1987

**CERTIFIED MAIL
RETURN RECEIPT REQUESTED**

William A. Allen, Esquire
United Negro College Fund
500 East 62 Street
New York, New York 10021

RE: MUR 2293
United Negro College Fund

Dear Mr. Allen:

On December 22, 1986, the Commission notified your organization of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended.

The Commission, on April 16, 1987, determined that on the basis of the information in the complaint, and information provided by your organization there is no reason to believe that a violation of any statute within its jurisdiction has been committed by the United Negro College Fund. Accordingly, the Commission closed its file in this matter as it pertains to your organization.

In connection with its investigation, however, the attached subpoena and order has been issued requiring you to provide certain information. The Commission no longer considers you to be a respondent in this matter; but rather a witness only.

Since this information is being sought as part of an investigation being conducted by the Commission, the confidentiality provisions of 2 U.S.C. § 437g(a)(12)(A) apply. That section of the Act prohibits the making public of any investigation conducted by the Commission without the express written consent of the person with respect to whom the investigation is made. You are advised that no such consent has been given in this case.

You are required to submit the information under oath within fifteen days of your receipt of this subpoena and order.

This matter will become a part of the public record within 30 days after the file has been closed with respect to all respondents. The Commission reminds you that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter is closed. The Commission will notify you when the entire file has been closed.

If you have any questions, please direct them to Patty Reilly, the attorney handling this matter, at (202) 376-8200.

Sincerely,



Lawrence M. Noble
Acting General Counsel

Enclosure
Subpoena & Order
Questions

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

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MUR 2293

SUBPOENA TO PRODUCE DOCUMENTS
ORDER TO SUBMIT WRITTEN ANSWERS


TO: United Negro College Fund
500 East 62 Street
New York, New York 10021

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Pursuant to 2 U.S.C. § 437d(a)(1) and (3) and in furtherance of its investigation in the above-captioned matter, the Federal Election Commission hereby orders you to submit written answers to the questions attached to this Order and Subpoenas you to produce requested documents.

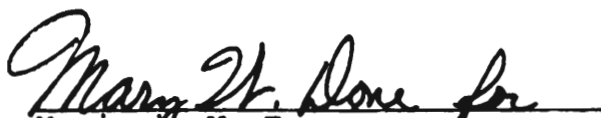
Such answers must be submitted under oath and must be forwarded to the Commission within 15 days of your receipt of this Order/Subpoena.

WHEREFORE, the Chairman of the Federal Election Commission has hereunto set his hand on *April 23*, 1987.



Scott E. Thomas
Chairman

ATTEST:



Marjorie W. Emmons
Secretary to the Commission

Attachments
Questions & Requests (2 pages)

MUR 2293

Interrogatories and Requests To: United Negro
College Fund

DEFINITIONS

As used in this subpoena and order, the terms listed below are defined as follows:

1. The term "documents and materials" shall mean all writing of any kind.
2. The terms "and" and "or" shall be construed disjunctively or conjunctively as necessary to bring within the scope of this request any answers or documents which may be otherwise construed to be out of its scope.
3. "Identify" with respect to a person shall mean the full name, last known residence address of such person, the last known place of business where such person is or was employed, and the title of the job, office or position held. If a person to be identified is not a natural person, provide the legal and trade names, the address and telephone number, and the full names of both the chief executive officer and the agent designated to receive service of process for such person.
4. All references to "you" or the "United Negro College Fund" with respect to each of the requests and answers enumerated herein, includes all persons, political committees, and other entities authorized to conduct business on behalf of United Negro College Fund.
5. All requests contained herein are for information, documents and materials dating from July 1983, up to and including the date of this subpoena/order, unless otherwise specified.
6. "Commission" shall mean the Federal Election Commission.
7. The "List" shall refer to the list entitled "Human Rights Proponents".

INTERROGATORIES

1. Identify the person from whom you obtained the list or the rights to a list entitled "Human Rights Proponents."

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2. Identify the person who first informed you about the existence of the List.
3. Describe the negotiations between your organization and the person noted in your answer to question one, including but not limited to
 - a. the date the negotiations began and ended
 - b. the price paid for the rights to the List
 - c. representations or warranties made (if any) regarding the sources of names contained on the List and whether any names had been illegally obtained.
4. Describe your use of the List.

REQUEST FOR DOCUMENTS AND MATERIALS

The Commission requests that you produce the following documents and materials:

Copies of all documents and materials which relate, refer or pertain to your negotiations, purchase, rental or other acquisition of the List.

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

April 24, 1987

Berea College
Berea, Kentucky 40403-9990

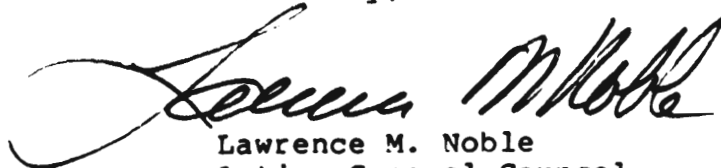
RE: MUR 2293
Berea College

Dear Sir or Madam:

On December 22, 1986, the Commission notified your organization of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended.

The Commission, on April 16, 1987, determined that on the basis of the information in the complaint, and information provided by your organization there is no reason to believe that a violation of any statute within its jurisdiction has been committed by Berea College. Accordingly, the Commission closed its file in this matter as it pertains to your organization. This matter will become a part of the public record within 30 days after the file has been closed with respect to all respondents. The Commission reminds you that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter is closed. The Commission will notify you when the entire file has been closed.

Sincerely,


Lawrence M. Noble
Acting General Counsel

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 24, 1987

Kim A. Otis, Esquire
Haveson & Otis
194 Nassau Street
Princeton, NJ 08542

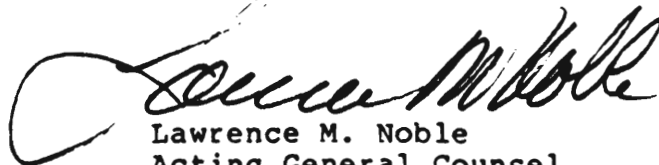
RE: MUR 2293
Childrens Hopes and
Dreams Foundation

Dear Mr. Otis:

On December 22, 1986, the Commission notified you of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended.

The Commission, on April 16, 1987, determined that on the basis of the information in the complaint, and information provided by Childrens Hopes and Dreams Foundation there is no reason to believe that a violation of any statute within its jurisdiction has been committed by Childrens Hopes and Dreams Foundation. Accordingly, the Commission closed its file in this matter as it pertains to your client. This matter will become a part of the public record within 30 days after the file has been closed with respect to all respondents. The Commission reminds you that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter is closed. The Commission will notify you when the entire file has been closed.

Sincerely,


Lawrence M. Noble
Acting General Counsel

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 24, 1987

Richard W. Dailey, Esquire
Davis, Graham & Stubbs
Suite 4700
370 Seventeenth Street
Denver, Colorado 80201-0185


RE: MUR 2293
National Jewish Center
for Immunology and
Respiratory Medicine

Dear Mr. Dailey:

On December 22, 1986, the Commission notified your client of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended.

The Commission, on April 16, 1987, determined that on the basis of the information in the complaint, and information provided by you there is no reason to believe that a violation of any statute within its jurisdiction has been committed by National Jewish Center for Immunology and Respiratory Medicine. Accordingly, the Commission closed its file in this matter as it pertains to your client. This matter will become a part of the public record within 30 days after the file has been closed with respect to all respondents. The Commission reminds you that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter is closed. The Commission will notify you when the entire file has been closed.

Sincerely,


Lawrence M. Noble
Acting General Counsel



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

April 24, 1987

Jeffrey J. Hamblen
Navajo Nation Health Foundation
Sage Memorial Hospital
Post Office Box 457
Ganado, Arizona 86505

RE: MUR 2293
Navajo Nation Health
Foundation

Dear Mr. Hamblen:

On December 22, 1986, the Commission notified your organization of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended.

The Commission, on April 16, 1987, determined that on the basis of the information in the complaint, and information provided by your organization there is no reason to believe that a violation of any statute within its jurisdiction has been committed by the Navajo Nation Health Foundation. Accordingly, the Commission closed its file in this matter as it pertains to your organization. This matter will become a part of the public record within 30 days after the file has been closed with respect to all respondents. The Commission reminds you that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter is closed. The Commission will notify you when the entire file has been closed.

Sincerely,

Lawrence M. Noble
Acting General Counsel

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

April 24, 1987

Roger W. Pascoe
American Foundation for AIDS Research
9601 Wilshire Boulevard
Los Angeles, California 90210-5294

RE: MUR 2293
Project Lifeline

Dear Mr. Pascoe:

On December 22, 1986, the Commission notified your organization of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended.

The Commission, on April 16, 1987, determined that on the basis of the information in the complaint, and information provided by you there is no reason to believe that a violation of any statute within its jurisdiction has been committed by Project Lifeline. Accordingly, the Commission closed its file in this matter as it pertains to your organization. This matter will become a part of the public record within 30 days after the file has been closed with respect to all respondents. The Commission reminds you that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter is closed. The Commission will notify you when the entire file has been closed.

Sincerely,

Lawrence M. Noble
Acting General Counsel

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 24, 1987

Carol Enters List Company
322 8th Avenue
New York, New York 10001

Re: MUR 2293
Carol Enters List Company

Dear Sir or Madam:

On April 16, 1987, the Federal Election Commission determined that there is reason to believe Carol Enters List Company violated 2 U.S.C. § 438(a)(4), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The Factual and Legal Analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against Carol Enters List Company. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Please submit any such materials, along with your response to the enclosed subpoena and order within fifteen days of your receipt of this letter. Statements should be submitted under oath.

In the absence of any additional information which demonstrates that no further action should be taken against Carol Enters List Company, the Commission may find probable cause to believe that a violation has occurred and proceed with conciliation.

If you are interested in pursuing pre-probable cause conciliation, you should so request in writing. See 11 C.F.R. § 111.18(d). Upon receipt of the request, the Office of General Counsel will make recommendations to the Commission either proposing an agreement in settlement of the matter or recommending declining that pre-probable cause conciliation be pursued. The Office of General Counsel may recommend that pre-probable cause conciliation not be entered into at this time so

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that it may complete its investigation of the matter. Further, requests for pre-probable cause conciliation will not be entertained after briefs on probable cause have been mailed to the respondent.

Requests for extensions of time will not be routinely granted. Requests must be made in writing at least five days prior to the due date of the response and specific good cause must be demonstrated. In addition, the Office of General Counsel is not authorized to give extensions beyond 20 days.

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

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

For your information, we have attached a brief description of the Commission's procedures for handling possible violations of the Act. If you have any questions, please contact Patty Reilly, the attorney assigned to this matter, at (202) 376-8200.

Sincerely,



Scott E. Thomas
Chairman

Enclosures

Factual and Legal Analysis
Procedures
Designation of Counsel Statement
Subpoena and Order

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

)
) MUR 2293
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SUBPOENA TO PRODUCE DOCUMENTS
ORDER TO SUBMIT WRITTEN ANSWERS

TO: Carol Enters List Company
322 8th Avenue
New York, New York 10001

Pursuant to 2 U.S.C. § 437d(a)(1) and (3) and in furtherance of its investigation in the above-captioned matter, the Federal Election Commission hereby orders you to submit written answers to the questions attached to this Order and Subpoenas you to produce requested documents.

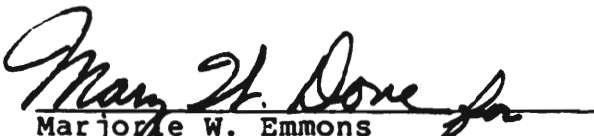
Such answers must be submitted under oath and must be forwarded to the Commission within 15 days of your receipt of this Order/Subpoena.

WHEREFORE, the Chairman of the Federal Election Commission has hereunto set his hand on *April 23*, 1987.



Scott E. Thomas
Chairman

ATTEST:



Marjorie W. Emmons
Secretary to the Commission

Attachments
Questions & Requests (2 pages)

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MUR 2293

**Interrogatories and Requests To: Carol Enters
List Company**

**322 8th Avenue
New York, New York 10001**

DEFINITIONS

As used in this subpoena and order, the terms listed below are defined as follows:

1. The term "documents and materials" shall mean all writing of any kind.
2. The terms "and" and "or" shall be construed disjunctively or conjunctively as necessary to bring within the scope of this request any answers or documents which may be otherwise construed to be out of its scope.
3. "Identify" with respect to a person shall mean the full name, last known residence address of such person, the last known place of business where such person is or was employed, and the title of the job, office or position held. If the person to be identified is not a natural person, provide the legal and trade names, the address and telephone number, and the full names of both the chief executive officer and the agent designated to receive service of process for such person.
4. All references to "you" or "Carol Enters List Company" with respect to each of the requests and answers enumerated herein, includes all persons, political committees, and other entities authorized to conduct business on behalf of or "Carol Enters List Company."
5. All requests contained herein are for information, documents and materials dating from July 1983, up to and including the date of this subpoena/order, unless otherwise specified.
6. "Commission" shall mean the Federal Election Commission.
7. The "List" shall refer to the List entitled "Human Rights Proponents" that is described in the Factual and Legal Analysis in MUR 2293.

INTERROGATORIES

1. Identify the person from whom you obtained the List or the rights to a List entitled "Human Rights Proponents."

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2. Identify the person that first informed you about the existence of the List.
3. Describe the negotiations between your organization and the person noted in your answer to question one, including but not limited to:
 - a. the date the negotiations began and ended
 - b. the price paid for the rights to the List
 - c. representations or warranties made (if any) regarding the sources of names contained on the List and whether any names had been illegally obtained.
4. Identify all persons you have provided with the List, the dates of the provision and the fee paid by such person.
5. Describe the negotiations relating to your rental of the List to each person listed in your answer to question 4, including but not limited to, any warranties or representations regarding sources of the names on the List and whether any of these names had been illegally obtained.
6. State whether you modified the List prior to its rental to third parties.

REQUEST FOR DOCUMENTS AND MATERIALS

The Commission requests that you produce the following documents and materials:

1. Copies of documents and materials which relate, refer or pertain to your negotiations, purchase, rental or other acquisition of the List.
2. Copies of the contracts made between your company and other users of the List.

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FEDERAL ELECTION COMMISSION
GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR No: 2293
Staff Member & Telephone No.:
Patty Reilly (202) 376-8200

RESPONDENT: Carol Enters List Company

SUMMARY OF ALLEGATIONS

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The Office of the General Counsel received a complaint on November 18, 1986, from Mrs. Sue Elsenbrook of the staff of Senator Lloyd Bentsen, and a supplement to this complaint on December 11, 1986. The complaint and supplement state that on July 20, 1983, the Bentsen Committee submitted a list of pseudonyms, including the name _____ to the Commission as permitted by 11 C.F.R. § 104.3(e).

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received solicitations addressed to this fictitious individual from Amnesty International; Friends Committee on National Legislation; Habitat for Humanity; Meals for Millions/Freedom from Hunger; International Rescue Committee, Inc.; Prison Fellowship Ministries; United Negro College Fund; Berea College; Childrens Hopes and Dreams Foundation; National Jewish Center for Immunology and Respiratory Medicine; Navajo Nation Health Foundation; and Project Lifeline. Because the name of _____ has been obtained from the Commission's reports, there appear to be violations of 2 U.S.C. § 438(a)(4).

FACTUAL AND LEGAL ANALYSIS

1. The Law

Pursuant to 2 U.S.C. § 438(a)(4), information copied from reports or statements available at the Federal Election Commission for public inspection may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such a committee. The Commission's Regulations provide that "soliciting contributions" includes soliciting any type of contribution or donation, such as political or charitable contributions.

11 C.F.R. § 104.15(b). In order that a political committee may protect against the illegal uses of names and addresses of contributors, a committee may submit 10 pseudonyms on each report filed with the Commission. 2 U.S.C. § 438(a)(4). A committee opting to use pseudonyms must attach a list of such pseudonyms to the appropriate report, and decrease its unitemized contributions by the amount attributed to fictitious contributors. See 2 U.S.C. § 438(a)(4) and 11 C.F.R. § 104.3(e)(3) and (5).

2. The Facts

a. The Solicitations

In the instant case the Bentsen Committee attached pseudonyms (including to its 1983 Mid Year

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Report and adjusted its unitemized contributions appropriately. Solicitations addressed to _____ requesting funds for charitable purposes were made by the twelve respondents. Therefore, information contained in FEC reports was used for "soliciting contributions" within the meaning of 11 C.F.R. § 104.15(b) and in apparent violation of 2 U.S.C. § 438(a)(4).

b. Responses to the Complaint

The respondents deny that they have copied information from Senator Bentsen's reports. All respondents state that they obtained _____ name from a list procured from commercial sources. Eight respondents state that they obtained the list in question from a list broker described as either CELCO or Carol Enters List Company.^{*/} This broker is located at 322 8th Avenue in New York City.

In light of the foregoing it appears the owner of the list has obtained information from the Commission's reports and has sold or rented the list to others for the purpose of soliciting contributions. Additionally, it appears intermediate list

^{*/} The eight are Friends Committee on National Legislation, Meals for Millions, International Rescue Committee, Berea College, Childrens Hopes and Dreams Foundation, National Jewish Center for Immunology and Respiratory Medicine, Navajo Nation Health Foundation and Project Lifeline. Project Lifeline initially identified the list broker as Able Reliable Mailers, but corrected its response to identify Carol Enters List Company.

brokers were used to rent these lists containing information from the Commission's reports to third parties. These list brokers also used or copied information copied from the reports or statements available at the FEC and rented this information for solicitations. Therefore, this Office recommends that the Commission find reason to believe Carol Enters List Company violated 2 U.S.C. § 438(a)(4).

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FEDERAL ELECTION COMMISSION

WASHINGTON D.C. 20461

April 24, 1987

Meyer T. Cohen, President
Working Names, Inc.
11600 Boiling Brook Place
Rockville, Maryland

Re: MUR 2293
Meyer T. Cohen
Working Names, Inc.

Dear Mr. Cohen:

On April 16, 1987, the Federal Election Commission determined that there is reason to believe Working Names, Inc. and you violated 2 U.S.C. § 438(a)(4), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The Factual and Legal Analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against you and Working Names, Inc. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Please submit any such materials, along with your response to the enclosed subpoena and order, within fifteen days of your receipt of this letter. Statements should be submitted under oath.

In the absence of any additional information which demonstrates that no further action should be taken against you and Working Names, Inc., the Commission may find probable cause to believe that a violation has occurred and proceed with conciliation.

If you are interested in pursuing pre-probable cause conciliation, you should so request in writing. See 11 C.F.R. § 111.18(d). Upon receipt of the request, the Office of General Counsel will make recommendations to the Commission either proposing an agreement in settlement of the matter or recommending declining that pre-probable cause conciliation be

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pursued. The Office of General Counsel may recommend that pre-probable cause conciliation not be entered into at this time so that it may complete its investigation of the matter. Further, requests for pre-probable cause conciliation will not be entertained after briefs on probable cause have been mailed to the respondent.

Requests for extensions of time will not be routinely granted. Requests must be made in writing at least five days prior to the due date of the response and specific good cause must be demonstrated. In addition, the Office of General Counsel is not authorized to give extensions beyond 20 days.

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

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

For your information, we have attached a brief description of the Commission's procedures for handling possible violations of the Act. If you have any questions, please contact Patty Reilly, the attorney assigned to this matter, at (202) 376-8200.

Sincerely,



Scott E. Thomas
Chairman

Enclosures

Factual and Legal Analysis
Procedures
Designation of Counsel Statement
Subpoena and Order

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 2293
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SUBPOENA TO PRODUCE DOCUMENTS
ORDER TO SUBMIT WRITTEN ANSWERS

TO: Meyer T. Cohen, President
Working Names, Inc.
11600 Boiling Brook Place
Rockville, Maryland

Pursuant to 2 U.S.C. § 437d(a)(1) and (3) and in furtherance of its investigation in the above-captioned matter, the Federal Election Commission hereby orders you to submit written answers to the questions attached to this Order and Subpoenas you to produce requested documents.


Such answers must be submitted under oath and must be forwarded to the Commission within 15 days of your receipt of this Order/Subpoena.

WHEREFORE, the Chairman of the Federal Election Commission has hereunto set his hand on April 23, 1987.



Scott E. Thomas
Chairman

ATTEST:



Marjorie W. Emmons
Secretary to the Commission

Attachments
Questions & Requests (2 pages)

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MUR 2293
Interrogatories and Requests To
Meyer T. Cohen, President
Working Names, Inc.

DEFINITIONS

As used in this subpoena and order, the terms listed below are defined as follows:

1. The term "documents and materials" shall mean all writings of any kind.
2. The terms "and" and "or" shall be construed disjunctively or conjunctively as necessary to bring within the scope of this request any answers or documents which may be otherwise construed to be out of its scope.
3. "Identify" with respect to a person shall mean the full name, last known residence address of such person, the last known place of business where such person is or was employed, and the title of the job, office or position held. If a person to be identified is not a natural person, provide the legal and trade names, the address and telephone number, and the full names of both the chief executive officer and the agent designated to receive service of process for such person.
4. All references to "you" or "Working Names" with respect to each of the requests and answers enumerated herein, includes all persons, political committees, and other entities authorized to conduct business on behalf of Working Names or Meyer T. Cohen.
5. All requests contained herein are for information, documents and materials dating from July 1983, up to and including the date of this subpoena/order, unless otherwise specified.
6. "Commission" shall mean the Federal Election Commission.
7. The "List" shall refer to the list entitled "Human Rights Proponents" that is described in the Factual and Legal Analysis in MUR 2293.

INTERROGATORIES

1. State when and describe the manner in which the List was compiled, including but not limited to, identifying any other lists utilized in composing it. If other lists were

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used, identify these lists and state when these lists were compiled.

2. State whether you or anyone known to you copied names from reports on file with the Federal Election Commission. If so:
 - a) identify such person
 - b) identify the reports copied and the names used
 - c. the purpose(s) for which the names were copied
 - d. identify all Lists where such information obtained from the Commission has been included.
3. Explain in detail how the name appeared on the List.
4. Identify all persons known to you who have acquired the List. Describe how each person requested or came to know about the List and the date each acquired rights to its use. State the amount each was charged for use of the List.
5. State whether persons acquiring the List from you received warranties or representations regarding whether the List contained names obtained from prohibited sources.

REQUEST FOR DOCUMENTS AND MATERIALS

The Commission requests that you produce the following documents and materials:

1. Copies of all documents and materials which relate, refer or pertain to the negotiations, purchases, rentals, or other acquisitions of the List by all persons who have acquired the List.
2. Copies of the contracts made between your company and the users of the List.
3. Copies of all documents and materials relating, referring or pertaining to the acquisition or development of all lists noted in your answer to question 2.

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FEDERAL ELECTION COMMISSION
GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR No: 2293
Staff Member & Telephone No.:
Patty Reilly (202) 376-8200

RESPONDENT: Meyer T. Cohen
Working Names, Inc.

SUMMARY OF ALLEGATIONS

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The Office of the General Counsel received a complaint on November 18, 1986, from Mrs. Sue Elsenbrook of the staff of Senator Lloyd Bentsen, and a supplement to this complaint on December 11, 1986. The complaint and supplement state that on July 20, 1983, the Bentsen Committee submitted a list of pseudonyms, including the name _____ to the Commission as permitted by 11 C.F.R. § 104.3(e).

received solicitations addressed to this fictitious individual from Amnesty International; Friends Committee on National Legislation; Habitat for Humanity; Meals for Millions/Freedom from Hunger; International Rescue Committee, Inc.; Prison Fellowship Ministries; United Negro College Fund; Berea College; Childrens Hopes and Dreams Foundation; National Jewish Center for Immunology and Respiratory Medicine; Navajo Nation Health Foundation; and Project Lifeline.

FACTUAL AND LEGAL ANALYSIS

1. The Law

Pursuant to 2 U.S.C. § 438(a)(4), information copied from reports or statements available at the Federal Election Commission for public inspection may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such a committee. The Commission's Regulations provide that "soliciting contributions" includes soliciting any type of contribution or donation, such as political or charitable contributions.

11 C.F.R. § 104.15(b). In order that a political committee may protect against the illegal uses of names and addresses of contributors, a committee may submit 10 pseudonyms on each report filed with the Commission. 2 U.S.C. § 438(a)(4). A committee opting to use pseudonyms must attach a list of such pseudonyms to the appropriate report, and decrease its unitemized contributions by the amount attributed to fictitious contributors. See 2 U.S.C. § 438(a)(4) and 11 C.F.R. § 104.3(e)(3) and (5).

2. The Facts

a. The Solicitations

In the instant case the Bentsen Committee attached pseudonyms (including _____) to its 1983 Mid Year Report and adjusted its unitemized contributions appropriately.

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Solicitations addressed to _____ requesting funds for charitable purposes were made by the twelve respondents. Therefore, information contained in FEC reports was used for "soliciting contributions" within the meaning of 11 C.F.R. § 104.15(b) and in apparent violation of 2 U.S.C. § 438(a)(4).

b. Responses to the Complaint

The respondents deny that they have copied information from Senator Bentsen's reports. All respondents state that they obtained _____ name from a list procured from commercial sources. Their responses reveal four sources of the lists.

Eight respondents state that they obtained the list in question from a list broker described as either CELCO or Carol Enters List Company.^{*/} This broker is located at 322 8th Avenue in New York City.

Two other respondents state they received this list from a list broker identified as the Russ Reid Company located in Pasadena, California. These respondents further identify the list owner as Mr. Mike Cohen of Working Names, Inc. located in Rockville, Maryland.

^{*/} The eight are Friends Committee on National Legislation, Meals for Millions, International Rescue Committee, Berea College, Childrens Hopes and Dreams Foundation, National Jewish Center for Immunology and Respiratory Medicine, Navajo Nation Health Fundation and Project Lifeline. Project Lifeline initially identified the list broker as Able Reliable Mailers, but corrected its response to identify Carol Enters List Company.

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FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

April 24, 1987

Names in the News
530 Bush Street
San Francisco, California 94108

Re: MUR 2293
Names in the News

Dear Sir or Madam:

On April 16, 1987, the Federal Election Commission determined that there is reason to believe Names in the News violated 2 U.S.C. § 438(a)(4), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The Factual and Legal Analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against Names in the News. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Please submit any such materials, along with your response to the enclosed subpoena and order, within fifteen days of your receipt of this letter. Statements should be submitted under oath.

In the absence of any additional information which demonstrates that no further action should be taken against Names in the News, the Commission may find probable cause to believe that a violation has occurred and proceed with conciliation.

If you are interested in pursuing pre-probable cause conciliation, you should so request in writing. See 11 C.F.R. § 111.18(d). Upon receipt of the request, the Office of General Counsel will make recommendations to the Commission either proposing an agreement in settlement of the matter or recommending declining that pre-probable cause conciliation be pursued. The Office of General Counsel may recommend that pre-probable cause conciliation not be entered into at this time so

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that it may complete its investigation of the matter. Further, requests for pre-probable cause conciliation will not be entertained after briefs on probable cause have been mailed to the respondent.

Requests for extensions of time will not be routinely granted. Requests must be made in writing at least five days prior to the due date of the response and specific good cause must be demonstrated. In addition, the Office of General Counsel is not authorized to give extensions beyond 20 days.

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

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

For your information, we have attached a brief description of the Commission's procedures for handling possible violations of the Act. If you have any questions, please contact Patty Reilly, the attorney assigned to this matter, at (202) 376-8200.

Sincerely,



Scott E. Thomas
Chairman

Enclosures

Factual and Legal Analysis
Procedures
Designation of Counsel Statement
Subpoena and Order

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 2293
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SUBPOENA TO PRODUCE DOCUMENTS
ORDER TO SUBMIT WRITTEN ANSWERS

TO: Names In the News
530 Bush Street
San Francisco, California 94108

Pursuant to 2 U.S.C. § 437d(a)(1) and (3) and in furtherance of its investigation in the above-captioned matter, the Federal Election Commission hereby orders you to submit written answers to the questions attached to this Order and Subpoenas you to produce requested documents.

Such answers must be submitted under oath and must be forwarded to the Commission within 15 days of your receipt of this Order/Subpoena.

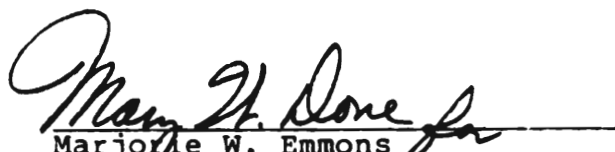
WHEREFORE, the Chairman of the Federal Election Commission has hereunto set his hand on

April 23, 1987.



Scott E. Thomas
Chairman

ATTEST:


Marjorie W. Emmons
Secretary to the Commission

Attachments
Questions & Requests (2 pages)

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MUR 2293

Interrogatories and Requests To: Names In the News

530 Bush Street
San Francisco, California 94108

DEFINITIONS

As used in this subpoena and order, the terms listed below are defined as follows:

1. The term "documents and materials" shall mean all writing of any kind.
2. The terms "and" and "or" shall be construed disjunctively or conjunctively as necessary to bring within the scope of this request any answers or documents which may be otherwise construed to be out of its scope.
3. "Identify" with respect to a person shall mean the full name, last known residence address of such person, the last known place of business where such person is or was employed, and the title of the job, office or position held. If the person to be identified is not a natural person, provide the legal and trade names, the address and telephone number, and the full names of both the chief executive officer and the agent designated to receive service of process for such person.
4. All references to "you" or "Names In the News" with respect to each of the requests and answers enumerated herein, includes all persons, political committees, and other entities authorized to conduct business on behalf of or "Names In the News."
5. All requests contained herein are for information, documents and materials dating from July 1983, up to and including the date of this subpoena/order, unless otherwise specified.
6. "Commission" shall mean the Federal Election Commission.
7. The "List" shall refer to the List entitled "Human Rights Proponents" that is described in the Factual and Legal Analysis in MUR 2293.

INTERROGATORIES

1. Identify the person from whom you obtained the List or the rights to a List entitled "Human Rights Proponents."

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2. Identify the person that first informed you about the existence of the List.
3. Describe the negotiations between your organization and the person noted in your answer to question one, including but not limited to:
 - a. the date the negotiations began and ended
 - b. the price paid for the rights to the List
 - c. representations or warranties made (if any) regarding the sources of names contained on the List and whether any names had been illegally obtained.
4. Identify all persons you have provided with the List, the dates of the provision and the fee paid by such person.
5. Describe the negotiations relating to your rental of the List to each person listed in your answer to question 4, including but not limited to, any warranties or representations regarding sources of the names on the List and whether any of these names had been illegally obtained.
6. State whether you modified the List prior to its rental to third parties.

REQUEST FOR DOCUMENTS AND MATERIALS

The Commission requests that you produce the following documents and materials:

1. Copies of documents and materials which relate, refer or pertain to your negotiations, purchase, rental or other acquisition of the List.
2. Copies of the contracts made between your company and other users of the List.

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FEDERAL ELECTION COMMISSION
GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR No: 2293
Staff Member & Telephone No.:
Patty Reilly (202) 376-8200

RESPONDENT: Names in the News

SUMMARY OF ALLEGATIONS

The Office of the General Counsel received a complaint on November 18, 1986, from Mrs. Sue Elsenbrook of the staff of Senator Lloyd Bentsen, and a supplement to this complaint on December 11, 1986. The complaint and supplement state that on July 20, 1983, the Bentsen Committee submitted a list of pseudonyms, including the name _____ to the Commission as permitted by 11 C.F.R. § 104.3(e).

_____ received solicitations addressed to this fictitious individual from Amnesty International; Friends Committee on National Legislation; Habitat for Humanity; Meals for Millions/Freedom from Hunger; International Rescue Committee, Inc.; Prison Fellowship Ministries; United Negro College Fund; Berea College; Childrens Hopes and Dreams Foundation; National Jewish Center for Immunology and Respiratory Medicine; Navajo Nation Health Foundation; and Project Lifeline. Because the name of _____ has been obtained from the Commission's reports there appear to be violations of 2 U.S.C. § 438(a)(4).

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FACTUAL AND LEGAL ANALYSIS

1. The Law.

Pursuant to 2 U.S.C. § 438(a)(4), information copied from reports or statements available at the Federal Election Commission for public inspection may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such a committee. The Commission's Regulations provide that "soliciting contributions" includes soliciting any type of contribution or donation, such as political or charitable contributions.

11 C.F.R. § 104.15(b). In order that a political committee may protect against the illegal uses of names and addresses of contributors, a committee may submit 10 pseudonyms on each report filed with the Commission. 2 U.S.C. § 438(a)(4). A committee opting to use pseudonyms must attach a list of such pseudonyms to the appropriate report, and decrease its unitemized contributions by the amount attributed to fictitious contributors. See 2 U.S.C. § 438(a)(4) and 11 C.F.R. § 104.3(e)(3) and (5).

2. The Facts

a. The Solicitations

In the instant case the Bentsen Committee attached pseudonyms (including to its 1983 Mid Year

Report and adjusted its unitemized contributions appropriately. Solicitations addressed to _____ requesting funds for charitable purposes were made by the twelve respondents. Therefore, information contained in FEC reports was used for "soliciting contributions" within the meaning of 11 C.F.R. § 104.15(b) and in apparent violation of 2 U.S.C. § 438(a)(4).

b. Responses to the Complaint

The respondents deny that they have copied information from Senator Bentsen's reports. All respondents state that they obtained _____ name from a list procured from commercial sources. Respondent Amnesty International states it received the list in question from Names in the News, a company located in San Francisco.

In light of the foregoing, it appears the owner of the list has obtained information from the Commission's reports and has sold or rented the list to others for the purpose of soliciting contributions. Additionally, it appears intermediate list brokers were used to rent these lists containing information from the Commission's reports to third parties. These list brokers also used or copied information copied from the reports or statements available at the FEC and rented this information for solicitations. Therefore, this Office recommends that the Commission find reason to believe Names in the News violated 2 U.S.C. § 438(a)(4).

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FEDERAL ELECTION COMMISSION

WASHINGTON D C 20463

April 24, 1987

Russ Reid Company
Two North Lake Avenue
Pasadena, California 91101-1826

Re: MUR 2293
Russ Reid Company

Dear Sir or Madam:

On April 16, 1987, the Federal Election Commission determined that there is reason to believe the Russ Reid Company violated 2 U.S.C. § 438(a)(4), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The Factual and Legal Analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against the Russ Reid Company. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Please submit any such materials, along with your response to the enclosed subpoena and order within fifteen days of your receipt of this letter. Statements should be submitted under oath.

In the absence of any additional information which demonstrates that no further action should be taken against the Russ Reid Company, the Commission may find probable cause to believe that a violation has occurred and proceed with conciliation.

If you are interested in pursuing pre-probable cause conciliation, you should so request in writing. See 11 C.F.R. § 111.18(d). Upon receipt of the request, the Office of General Counsel will make recommendations to the Commission either proposing an agreement in settlement of the matter or recommending declining that pre-probable cause conciliation be pursued. The Office of General Counsel may recommend that pre-probable cause conciliation not be entered into at this time so

that it may complete its investigation of the matter. Further, requests for pre-probable cause conciliation will not be entertained after briefs on probable cause have been mailed to the respondent.

Requests for extensions of time will not be routinely granted. Requests must be made in writing at least five days prior to the due date of the response and specific good cause must be demonstrated. In addition, the Office of General Counsel is not authorized to give extensions beyond 20 days.

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

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

For your information, we have attached a brief description of the Commission's procedures for handling possible violations of the Act. If you have any questions, please contact Patty Reilly, the attorney assigned to this matter, at (202) 376-8200.

Sincerely,



Scott E. Thomas
Chairman

Enclosures

Factual and Legal Analysis
Procedures
Designation of Counsel Statement
Subpoena and Order

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)

) MUR 2293
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SUBPOENA TO PRODUCE DOCUMENTS
ORDER TO SUBMIT WRITTEN ANSWERS

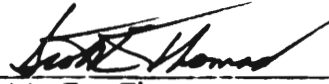
TO: Russ Reid Company
Two North Lake Avenue
Pasadena, California 91101-1826

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Pursuant to 2 U.S.C. § 437d(a)(1) and (3) and in furtherance of its investigation in the above-captioned matter, the Federal Election Commission hereby orders you to submit written answers to the questions attached to this Order and Subpoenas you to produce requested documents.

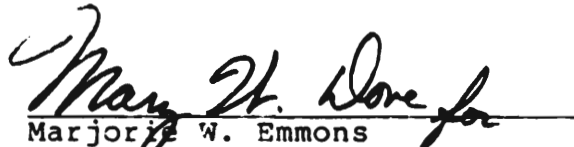
Such answers must be submitted under oath and must be forwarded to the Commission within 15 days of your receipt of this Order/Subpoena.

WHEREFORE, the Chairman of the Federal Election Commission has hereunto set his hand on April 23, 1987.



Scott E. Thomas
Chairman

ATTEST:



Marjorie W. Emmons
Secretary to the Commission

Attachments
Questions & Requests (2 pages)

MUR 2293

Interrogatories and Requests To: Russ Reid Company

Two North Lake Avenue
Pasadena, California 91101-1826

DEFINITIONS

As used in this subpoena and order, the terms listed below are defined as follows:

1. The term "documents and materials" shall mean all writing of any kind.
2. The terms "and" and "or" shall be construed disjunctively or conjunctively as necessary to bring within the scope of this request any answers or documents which may be otherwise construed to be out of its scope.
3. "Identify" with respect to a person shall mean the full name, last known residence address of such person, the last known place of business where such person is or was employed, and the title of the job, office or position held. If the person to be identified is not a natural person, provide the legal and trade names, the address and telephone number, and the full names of both the chief executive officer and the agent designated to receive service of process for such person.
4. All references to "you" or the "Russ Reid Company" with respect to each of the requests and answers enumerated herein, includes all persons, political committees, and other entities authorized to conduct business on behalf of .
5. All requests contained herein are for information, documents and materials dating from July 1983, up to and including the date of this subpoena/order, unless otherwise specified.
6. "Commission" shall mean the Federal Election Commission.
7. The "List" shall refer to the List entitled "Human Rights Proponents" that is described in the Factual and Legal Analysis in MUR 2293.

INTERROGATORIES

1. Identify the person from whom you obtained the List or the rights to a List entitled "Human Rights Proponents."

2. Identify the person that first informed you about the existence of the List.
3. Describe the negotiations between your organization and the person noted in your answer to question one, including but not limited to:
 - a. the date the negotiations began and ended
 - b. the price paid for the rights to the List
 - c. representations or warranties made (if any) regarding the sources of names contained on the List and whether any names had been illegally obtained.
4. Identify all persons you have provided with the List, the dates of the provision and the fee paid by such person.
5. Describe the negotiations relating to your rental of the List to each person listed in your answer to question 4, including but not limited to, any warranties or representations regarding sources of the names on the List and whether any of these names had been illegally obtained.
6. State whether you modified the List prior to its rental to third parties.

REQUEST FOR DOCUMENTS AND MATERIALS

The Commission requests that you produce the following documents and materials:

1. Copies of documents and materials which relate, refer or pertain to your negotiations, purchase, rental or other acquisition of the List.
2. Copies of the contracts made between your company and other users of the List.

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FEDERAL ELECTION COMMISSION
GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR No: 2293
Staff Member & Telephone No.:
Patty Reilly (202) 376-8200

RESPONDENT: Russ Reid Company

SUMMARY OF ALLEGATIONS

The Office of the General Counsel received a complaint on November 18, 1986, from Mrs. Sue Elsenbrook of the staff of Senator Lloyd Bentsen, and a supplement to this complaint on December 11, 1986. The complaint and supplement state that on July 20, 1983, the Bentsen Committee submitted a list of pseudonyms, including the name _____ to the Commission as permitted by 11 C.F.R. § 104.3(e).

_____ received solicitations addressed to this fictitious individual from Amnesty International; Friends Committee on National Legislation; Habitat for Humanity; Meals for Millions/Freedom from Hunger; International Rescue Committee, Inc.; Prison Fellowship Ministries; United Negro College Fund; Berea College; Childrens Hopes and Dreams Foundation; National Jewish Center for Immunology and Respiratory Medicine; Navajo Nation Health Foundation; and Project Lifeline. Because the name of _____ has been obtained from the Commission's Reports, there appear to be violations of 2 U.S.C. § 438(a)(4).

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FACTUAL AND LEGAL ANALYSIS

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11 C.F.R. § 104.15(b). In order that a political committee may protect against the illegal uses of names and addresses of contributors, a committee may submit 10 pseudonyms on each report filed with the Commission. 2 U.S.C. § 438(a)(4). A committee opting to use pseudonyms must attach a list of such pseudonyms to the appropriate report, and decrease its unitemized contributions by the amount attributed to fictitious contributors. See 2 U.S.C. § 438(a)(4) and 11 C.F.R. § 104.3(e)(3) and (5).

2. The Facts

a. The Solicitations

In the instant case the Bentsen Committee attached pseudonyms (including to its 1983 Mid Year

Report and adjusted its unitemized contributions appropriately. Solicitations addressed to requesting funds for charitable purposes were made by the twelve respondents. Therefore, information contained in FEC reports was used for "soliciting contributions" within the meaning of 11 C.F.R. § 104.15(b) and in apparent violation of 2 U.S.C. § 438(a)(4).

b. Responses to the Complaint

The respondents deny that they have copied information from Senator Bentsen's reports. All respondents state that they obtained name from a list procured from commercial sources. Two respondents state they received this list from a list broker identified as the Russ Reid Company located in Pasadena, California.*/

In light of the foregoing it appears the owner of the list has obtained information from the Commission's reports and has sold or rented the list to others for the purpose of soliciting contributions. Additionally, it appears intermediate list brokers were used to rent these lists containing information from the Commission's reports to third parties. These list brokers also used or copied information copied from the reports or

*/ These respondents are Habitat for Humanity and Prison Fellowship Ministries.

statements available at the FEC and rented this information for solicitations. Therefore, this Office recommends that the Commission find reason to believe Russ Reid Company violated 2 U.S.C. § 438(a)(4).

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GCC 3354

Names

in the News | *California Inc.*

530 Bush Street
San Francisco, California 94108
(415) 989-3350

Members Direct Mail Marketing Association

Ms. Patty Reilly
Federal Election Committee
General Counsel
Washington, D.C. 20463

Re: MUR 2293

Dear Ms. Reilly:

After your supplying the code for Amnesty International using the list
that contains I was able to check our records
to determine where we ordered the list:

Working Names
11600 Boiling Brook Pl.
Rockville, MD 20852

We are mailing list brokers and ordered the list "Human Rights Proponents"
from this company.

Regards,

Elaine Murphy
Elaine Murphy
Vice President

5 May 87

12 12 17

RECEIVED AT THE FEC
GCC# 3370

87 MAY 14 A8:48

LAW OFFICES

SILVER, FREEDMAN & TAFF

(A PARTNERSHIP INCLUDING PROFESSIONAL CORPORATIONS)

1735 EYE STREET, N. W.

ELEVENTH FLOOR

WASHINGTON, D. C. 20006

(202) 429-6100

OF COUNSEL

ROBERT N. LEVIN

JEAN ROSEN

SUSAN BIRO

SIDNEY J. SILVER
ROBERT L. FREEDMAN, P. C.
BARRY P. TAFF, P. C.
HOWARD J. ROSS, P. C.
DAVID B. MYATT, P. C.
JAMES S. FLEISCHER, P. C.
JEFFREY M. WERTHAN, P. C.
LOIS G. JACOBS
KIP A. WEISSMAN*
EARL L. METHENY, P. C.*
CHERYL R. FRANK*
STEPHEN J. O'CONNOR
ILSA K. BUSH
DIANA M. SAVIT
JOHN J. SPIDI
MARTIN L. MEYROWITZ
DANIEL C. MCKAY II
RICHARD S. GARABEDIAN*
STEVEN M. ABRAMSON*

* NOT ADMITTED IN D. C.

TELECOPIER NUMBERS:

(202) 833-3295

(202) 296-0710

WRITER'S DIRECT DIAL NUMBER

(202) 429-

May 11, 1987

Ms. Patty Reilly
Federal Election Commission
Washington, D.C. 20463

Re: MUR 2293

Dear Ms. Reilly:

Please be advised that we represent the respondents in the captioned. We would very much appreciate receiving a twenty day extension of time to answer the discovery requests made by the Commission in this matter. Mr. Cohen will be away from the city for a significant period of time and the Carol Enters List Company's officers and records are in New York and are not immediately available to counsel.

Thank you.

Very truly yours,

Robert N. Levin

RNL:mf

3240893690



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

May 20, 1987

Robert N. Levin, Esquire
Silver, Freedman & Taff
1735 Eye Street, N.W.
Washington, D.C. 20006

RE: MUR 2293
Working Names, Inc.
Meyer Cohen
Carol Enters List Company

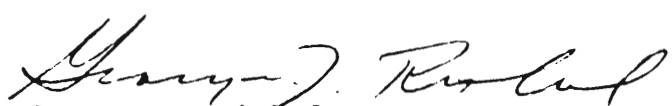
Dear Mr. Levin:

The Office of the General Counsel is in receipt of your recent letter requesting a twenty day extension of time in which to respond in the above captioned matter.

After considering the circumstances as detailed in your letter, this Office will grant the requested extension. Accordingly, your response is due no later than June 1, 1987. If you have any questions, please contact Patty Reilly, the attorney assigned to this matter, at 376-8200.

Sincerely,

Lawrence M. Noble
Acting General Counsel

By: 
George F. Rishel
Acting Associate General
Counsel

92040893691

UNITED NEGRO COLLEGE FUND
500 East 62 Street, New York, New York 10021

RECEIVED AT THE FEC
CC # 3390
57 MAY 18 49:34

William A. Allen
Vice President &
General Counsel

May 8, 1987

Lawrence M. Noble
Acting General Counsel
Federal Election Commission
Washington, D.C. 20463

RE: MUR 2293
United Negro College Fund

Dear Mr. Noble:

I am enclosing responses to your interrogatories as outlined in your subpoena. Further enclosed you will find requested documents relating to UNCF's purchase of the list in question.

If you have any additional questions please feel free to contact the undersigned.

Sincerely yours,



WAA:jp
ENCLOSURES

22040893692

80:012

State of New York)
City of New York : s.s.:
County of New York)

Michael Blair, being duly sworn, deposes:

- (1) That he is the Assistant Director of the Direct Mail Department of the United Negro College Fund.
- (2) That the United Negro College Fund is located at 500 East 62nd Street, New York, N.Y. 10021.
- (3) That as Assistant Director of the Direct Mail Department of the United Negro College Fund he has knowledge and custody of the documents and materials that are the subject of Subpeona and Order dated April 23, 1987 to the United Negro College Fund from the Federal Election Commission.
- (4) That the following responses to the inquiries in the above mentioned subpoena are accurate to the best of his knowledge:
 - I. The United Negro College Fund, Inc. obtained that list "Human Rights Proponents" from Mr. Meyer Cohen, President of Working Names, Inc., 11602 Boiling Brook Place, Rockville, Maryland 20852 through Carol Enters of Carol Enters List Co., 322 Eighth Avenue, New York, N.Y. 10001.
 - II. Carol Enters of Carol Enters List Co., (CELCO) was the first person who informed our organization about the existence of the list.
 - IIIa. Negotiations began between our organization and Carol Enters February, 1986 when we first used the list. Negotiations ended between our organization and Carol Enters March, 1987 when we used the list last.
 - IIIb. The United Negro College Fund, Inc. paid \$60 per thousand names ordered for the rental of the list (see attached bills for actual quantities ordered.)
 - IIIc. The complete information submitted by the list broker, Carol Enters List Co., to our organization is outlined on the enclosed data card.

92040893693

IV. The United Negro College Fund, Inc. used the list in its direct mail acquisition mailings aimed at finding new donors.

All documents and materials which relate or pertain to United Negro College Fund negotiations, purchases or rental, of the list are enclosed.

Mildred Gumbs
Notary Public

Michael H. Blair
Michael Blair
Assistant Director
United Negro College Fund's
Direct Mail Campaign

5-8-87

Dated

mly

mly 88

MILDRED GUMBS
NOTARY PUBLIC, State of New York
My Comm. Expires 12/31/88
In and for New York County 88

92040893694

84,667

Liberal Contributors

\$60/M

Individuals who have given - and given generously - to organizations who aim is to elevate the standards of HUMAN EXPERIENCE so "all" can enjoy the rights that are guaranteed by the constitution of the United States.

These liberal individuals backed their beliefs with extremely large gifts - some having given multiply.

LIST WILL CONTINUE TO GROW

SAMPLE MAILING PIECE REQUIRED FOR APPROVAL

DATE 4/87

SOURCE

Mostly Dir Mail

AVERAGE

None under \$200 - and U

SEX

MINIMUM ORDER

5,000

SELECTION

State-\$3/M

SCF-\$3.50/M

Zip-\$5/M

KEY CODING

\$1.00/M

ADDRESSING FORMAT

4-Up Cheshire

Mag Tape MUST BE RET'D

CEICO  **carol enters list co.**

Commission to recognized brokers.

322 EIGHTH AVENUE, NEW YORK, N.Y. 10001 • (212) 243-8090

We believe this information is correct — we cannot guarantee accuracy of the list nor the outcome of the mailing. List is in ZIP sequence unless specified.

LIST BROKER
LIST CONSULTANT
LIST MANAGER

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1

CECO



carol enters list co.
322 - EIGHTH AVENUE
NEW YORK, N.Y. 10001 (212) 243-8000

INVOICE # : 24476

MEMBER
MLA/USA

INVOICE DATE 02/26/86 MAIL DATE 03/03/86 Sales Person CAROL ENTERS

PURCHASE ORDER #
0

MS MILDRED SIMON
UNITED NEGRO COLLEGE FUND

931

500 EAST 62ND STREET

NEW YORK, N.Y. 10021 Jb

OFFER : FUNDRAISING

List : HUMAN RIGHTS PROPONENTS (CM)
Segment : 1 Liberal Contributors

Key(s) : ~~436~~
436

Mailed 10000 Per/M 60.00 Base \$ 600.00
.00

*Spr. 86 Prospect
OK. J. Biral*

86A3P

Shipping 15.56
UPS SECOND DAY
Total Invoice 615.56

MAR 13 1986

#14

92043693696

CECO



carol enters list co.

322 - EIGHTH AVENUE
NEW YORK, N.Y. 10001 (212) 243-8000

INVOICE # : 27674

MEMBER
ML/USA

INVOICE DATE 06/17/86 MAIL DATE 08/25/86 Sales Person CAROL ENTERS

PURCHASE ORDER #
0

MS MILDRED SIMON
UNITED NEGRO COLLEGE FUND

931

500 EAST 62ND STREET

NEW YORK, N.Y. 10021 jb

OFFER : FUNDRAISING

st : HUMAN RIGHTS PROPONENTS (CM)
gment : 1 Liberal Contributors

Key(s) : 436

Mailed

25000

Per/M

60.00

Base \$

1500.00

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4
2
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3000 Prospect
JUN 19 1986

86A&P

Shipping
UPS BLUE
Total Invoice

5.25

1505.25

(350)

O.K.
D.B.
9/9/86

CELCO



carol enters list co.

322 - EIGHTH AVENUE

NEW YORK, N.Y. 10001 (212) 261-0000

RN:

7675

LIST RENTAL INSTRUCTION

CONFIRMATION

ENTERS

MEMBER
ML/USA

DATE: 05/27/86

CELCO ORDER # 27674 1

MAILER #:

OFFER:

FUNDRAISING

MAILER: 0

UNITED NEGRO COLLEGE FUND

931

THRU:

LIST OWNER



301) 231-0001

MUST RECEIVE BY WEEK OF:

06/16/86

FOR MAILING ON:

08/25/86

NAMES FURNISHED ON:

9/TK 1600 BPI - IBM COMPATIBLE
LAYOUT & DUMP MUST ACCOMPANY
SHIPMENT.

00

00

SHIP VIA:

UPS (IF NEEDED BLUE LABEL/EQUAL METHOD)

SHIP TO:

RETURN MAG/TAPE TO:

MR. TONY MONTANO 974
ABLE RELIABLE MAILERS

6 CHERRY VALLEY TERMINAL RD

WEST HEMPSTEAD, N.Y. 11552

DAVE DANIELS 1170
LISTMARK

105 OAK STREET

NORWOOD, N.J. 07648

QTY LIST # 3196

25,000 HUMAN RIGHTS PROPONENTS (CM)

Liberal Contributors

Key: 436

P/M: 60.00

Selects:

Notes : PLEASE KEY SHIPPING LABEL ONLY

Billed
\$505.25

060

ASSISTANCE: WHITNEY WALSH

SHIPPING: CORINEA BRUCE



carol enters list co.
322 - EIGHTH AVENUE
NEW YORK, N.Y. 10001 (212) 243-8090

1000E # : 24018

MEMBER
ML/USA

INVOICE DATE 02/11/86 MAIL DATE 02/10/86 Sales Person CAROL ENTERS

PURCHASE ORDER # 0

MS MILDRED SIMON
UNITED NEGRO COLLEGE FUND

931

500 EAST 62ND STREET

NEW YORK, N.Y. 10021 Jb

OFFER : FUNDRAISING

List : HUMAN RIGHTS PROPONENTS (CM)
Segment : 1 Liberal Contributors

Key(s) : 436

Mailed 5000 ✓ Per/M 60.00 ✓ Base \$ 300.00
.00

SCF PER/M 3.50 ✓ 17.50

Keying PER/M 1.00 ✓ 5.00

Shipping 1.57

UPS BLUE

Total Invoice 324.07 ✓

#6

FEB 21 1986

carol enters list co.

322 - EIGHTH AVENUE
NEW YORK, N.Y. 10001 (212) 200-0000

RN:

LIST RENTAL INSTRUCTION

ENTER

MEMBER
MLA/NA

DATE: 11/04/85
MAILER #: 1
MAILER: 0
UNITED NEGRO COLLEGE FUND
THRU:

CELCO ORDER # 24015 1
OFFER:

FUNDRAISING

931

LIST OWNER



MUST RECEIVE BY WEEK OF:

01/13/86

FOR MAILING ON:

02/10/86

NAMES FURNISHED ON:

4 OF CHESHIRE

GUARANTEE: The names ordered are for the offer specified and are to be used one time only.

BILLING/PAYMENT: After filling this order, send your invoice to CELCO for exact quantity of names shipped, shipping method and charges, all special charges as shown on order. CELCO will bill mailer on your behalf and, upon payment, will remit to you minus the standard 20% commission.

KEEP A RECORD OF NAMES SUPPLIED TO AVOID DUPLICATION ON FUTURE ORDERS. Address USA names only - Omit Military, Hawaii, Alaska, Puerto Rico, Virgin Is., Canada & Foreign .. unless specified. PLEASE USE OUR SHIPPING LABELS ENCLOSED WHEN SHIPPING ADDRESSED MATERIAL. Fill in and return postal card enclosed upon completion of this order ALL NAMES MUST BE IN ZIP CODE NUMERICAL SEQUENCE.

In accepting this order, the list owner acknowledges that CELCO is acting as an agent of the mailer and is not liable for uncollected accounts.

LIST OWNER:

- ☐ Please address a representative cross section of the entire list.
- ☐ Please address an "Nth" name selection of the entire list.
- ☐ Please address as indicated below.
- ☐ Using the enclosed form, please send CELCO a State count of names supplied.
- ☐ Please omit names previously used on: *1/11*

SHIP VIA:

UPS (IF NEEDED BLUE LABEL/EQUAL METHOD)

SHIP TO:

RETURN MAG/TAPE TO:

MR. TONY MONTANO 974
ABLE RELIABLE MAILERS
6 CHERRY VALLEY TERMINAL RD
WEST HEMPSTEAD, N.Y. 11552

3,000 HUMAN RIGHTS PROPONENTS (CPI)
Liberal Contributors

Key: 436

P/H: 60.00

SCF

3.50

PER/H

Kevin

1.00

PER/H

Notes: IMPRINT KEY NO. ON EACH CHESHIRE LABEL
OMIT SCF 274

#6

Billed
324.07

ASSISTANCE: WHITNEY WALSH

SHIPPING: SONJI KENNEDY



carol enters list co.
322 - EIGHTH AVENUE
NEW YORK, N.Y. 10001 (212) 243-8090

INVOICE # : 28192

MEMBER
MLUSA

INVOICE DATE: 08/18/86
MAIL DATE: 09/29/86
Sales Person: CAROL ENTERS

PURCHASE ORDER #
0

MS MILDRED SIMON
UNITED NEGRO COLLEGE FUND

931

500 EAST 62ND STREET

NEW YORK, N.Y. 10021

JB

PAYMENT DUE 30 DAYS AFTER M/D.

OFFER : FUNDRAISING

ist : HUMAN RIGHTS PROPONENTS (CM)
egment : 1 Liberal Contributors

Key(s) : 436

Mailed

10000 ✓ Per/M

60.00 ✓ Base \$

600.00 ✓
.00

SCF

PER/M

3.50

35.00 ✓

Keying

PER/M

1.00

10.00 ✓

Shipping

7.75 ✓

UPS BLUE

Total Invoice

652.75 ✓

AUG 21 1986
#15 Label
Prepaid
mail

O.K.
J.A.
10/10/86

9 2 0 4 0 8 9 3 7 0 1

carol enters list co.

322 - EIGHTH AVENUE

NEW YORK, N.Y. 10001 (212) 2

RN:

221 LIST RENTAL INSTRUCTION

CONFIRMATION

ENTERS

MEMBER
ML/MA

DATE: 06/25/86

CELCO ORDER #28192 1

MAILER #:

OFFER:

MAILER: 0

FUNDRAISING

UNITED NEGRO COLLEGE FUND

931

THRU:

LIST OWNER



GUARANTEE: The names ordered are for the offer specified and are to be used one time only.

BILLING/PAYMENT: After filling this order, send your invoice to CELCO for exact quantity of names shipped, shipping method and charges, all special charges as shown on order. CELCO will bill mailer on your behalf and, upon payment, will remit to you minus the standard 20% commission.

KEEP A RECORD OF NAMES SUPPLIED TO AVOID DUPLICATION ON FUTURE ORDERS. Address USA names only - Omit Military, Hawaii, Alaska, Puerto Rico, Virgin Is., Canada & Foreign .. unless specified. PLEASE USE OUR SHIPPING LABELS ENCLOSED WHEN SHIPPING ADDRESSED MATERIAL. Fill in and return postal card enclosed upon completion of this order ALL NAMES MUST BE IN ZIP CODE NUMERICAL SEQUENCE.

In accepting this order, the list owner acknowledges that CELCO is acting as an agent of the mailer and is not liable for uncollected accounts.

LIST OWNER:

- ☐ Please address a representative cross section of the entire list.
- ☐ Please address an "Nth" name selection of the entire list.
- ☒ Please address as indicated below.
- ☐ Using the enclosed form, please send CELCO a State count of names supplied.
- ☐ Please omit names previously used on:

MUST RECEIVE BY WEEK OF:

08/12/86

FOR MAILING ON:

09/29/86

NAMES FURNISHED ON:

4 UP CHESHIRE

2

0

SHIP VIA:

UPS (IF NEEDED BLUE LABEL/EQUAL METHOD)

SHIP TO:

RETURN MAG/TAPE TO:

MR. TONY MONTANO 974
ABLE RELIABLE MAILERS

6 CHERRY VALLEY TERMINAL RD

WEST HEMPSTEAD, N.Y. 11552

QTY LIST # 3196

10,000 HUMAN RIGHTS PROponents (CM)
Liberal Contributors

Selects:

Key: 436
SCF
Keying

3.50
1.00

PER/M
PER/M

P/M: 60.00

Notes : IMPRINT KEY NO. ON EACH CHESHIRE LABEL
OMIT SCF 274

6450/M

15

ASSISTANCE: WHITNEY WALSH

SHIPPING: CORINEA BRUCE

CELCO



carol enters list co
 322 - EIGHTH AVENUE
 NEW YORK, N.Y. 10001 (212) 243-8090

10098 LIST RENTAL INSTRUCTION

CONFIRMATION

CAROL ENTERS

**MEMBER
MLA/NA**

DATE: 11/13/86
 MAILER #:
 MAILER: 0
 UNITED NEGRO COLLEGE FUND
 THRU:
 CELCO ORDER #31073 1
 OFFER:
 FUNDRAISING
 931

GUARANTEE: The names ordered are for the offer specified and are to be used one time only.

BILLING/PAYMENT: After filling this order, send your invoice to CELCO for exact quantity of names shipped, shipping method and charges, all special charges as shown on order. CELCO will bill mailer on your behalf and, upon payment, will remit to you minus the standard 20% commission.

LIST OWNER



301) 231-8001

MUST RECEIVE BY WEEK OF: 12/08/86

FOR MAILING ON: 03/09/87

NAMES FURNISHED ON: 9/TK 1600 BPI - IBM COMPATIBLE LAYOUT & DUMP MUST ACCOMPANY SHIPMENT.

KEEP A RECORD OF NAMES SUPPLIED TO AVOID DUPLICATION ON FUTURE ORDERS. Address USA names only - Omit Military, Hawaii, Alaska, Puerto Rico, Virgin Is., Canada & Foreign .. unless specified. **PLEASE USE OUR SHIPPING LABELS ENCLOSED WHEN SHIPPING ADDRESSED MATERIAL.** Fill in and return postal card enclosed upon completion of this order **ALL NAMES MUST BE IN ZIP CODE NUMERICAL SEQUENCE.**

In accepting this order, the list owner acknowledges that CELCO is acting as an agent of the mailer and is not liable for uncollected accounts.

LIST OWNER:

- ☐ Please address a representative cross section of the entire list.
- ☐ Please address an "Nth" name selection of the entire list.
- ☒ Please address as indicated below.
- ☐ Using the enclosed form, please send CELCO a State count of names supplied.
- ☒ Please omit names previously used on: 6

SHIP VIA: UPS (IF NEEDED BLUE LABEL/EQUAL METHOD)

CONT 301 8/86 #27324

SHIP TO:

RETURN MAG/TAPE TO:

MR. STEVE ALDEN 3214
 NORDATA/CHAPMAN RESOURCES
 421 7TH AVENUE - SUITE 1101
 NEW YORK, N.Y. 10001

HOWIE BROCK 1170
 LISTMARK
 105 OAK STREET
 NORWOOD, N.J. 07648

QTY LIST # 3196
 49,000 HUMAN RIGHTS PROPONENTS (CM)
 LIBERAL CONTRIBUTORS
 Selects: Zip 5.00 PER/M

Key:436

P/M: 50.00

Notes : PLEASE KEY SHIPPING LABEL ONLY
 MAILER W/NOT PAY FOR DUPES WITHIN YOUR LIST OCCURANCE RPT W/B SUPPLIED
 MAILER TO SHIP ZIP SELECT MASTER TAPE TO:
 LISTMARK, ATT: JANE GROTZ, 105 OAK STREET, NORWOOD, N.J. 07648
 UNCF ZIP SELECT #2 T/B DELIVERED TO YOUR (L.O.) COMPUTER SVC BUREAU
 WK OF 11/17/86 AFTER YOU HAVE USED TAPE TO SEL NAMES ORD'D SEND UNCF'S
 MASTER ZIPSEL TAPE ALONG W/SELECTED NAMES TO: NORDATA/CHAPMAN RESOURCE
 421 7TH AVE., SUITE 1101, NEW YORK, N.Y. 10001, ATT: MR. STEVE ALDEN

#57

ASSISTANCE: C. CIOLINO

SHIPPING: CORINEA BRUCE

carol enters list co.

322 - EIGHTH AVENUE
NEW YORK, N.Y. 10001 (212) 241-0001

RN:

4477 LIST RENTAL INSTRUCTION

CAROL ENTERS

MEMBER
ML/USA

DATE: 11/20/85

MAILER #:

MAILER: 0

UNITED NEGRO COLLEGE FUND

THRU:

LIST OWNER

CELCO ORDER #24476 1

OFFER:

FUNDRAISING

931

GUARANTEE: The names ordered are for the offer specified and are to be used one time only.

BILLING/PAYMENT: After filling this order, send your invoice to CELCO for exact quantity of names shipped, shipping method and charges, all special charges as shown on order. CELCO will bill mailer on your behalf and, upon payment, will remit to you minus the standard 20% commission.

KEEP A RECORD OF NAMES SUPPLIED TO AVOID DUPLICATION ON FUTURE ORDERS. Address USA names only - Omit Military, Hawaii, Alaska, Puerto Rico, Virgin Is., Canada & Foreign .. unless specified. PLEASE USE OUR SHIPPING LABELS ENCLOSED WHEN SHIPPING ADDRESSED MATERIAL. Fill in and return postal card enclosed upon completion of this order ALL NAMES MUST BE IN ZIP CODE NUMERICAL SEQUENCE.

In accepting this order, the list owner acknowledges that CELCO is acting as an agent of the mailer and is not liable for uncollected accounts.

LIST OWNER:

- ☐ Please address a representative cross section of the entire list.
- ☐ Please address an "Nth" name selection of the entire list.
- ☐ Please address as indicated below.
- ☐ Using the enclosed form, please send CELCO a State count of names supplied.
- ☒ Please omit names previously used on:

MUST RECEIVE BY WEEK OF:

12/07/85

FOR MAILING ON:

03/03/86

NAMES FURNISHED ON:

9/TH 1600 BPI - IBM COMPATIBLE
LAYOUT & DUMP MUST ACCOMPANY
SHIPMENT.

(301) 231-0001

SHIP VIA:

IF NEEDED BLUE LABEL/EQUAL METHOD

CONT 2/86 5m #24018

SHIP TO:

RETURN MAG/TAPE TO:

AND ASSOCIATES INC
INTERNATIONAL PKWY
BOX 5445
FARMERSBURG, VA. 22401

DAVE DANIELS 1170
LISTHARK

105 OAK STREET

NORWOOD, N.J. 07648

10,000 HUMAN RIGHTS PROPONENTS (CM)

Liberal Contributors

Ken: 401

P/H: 60.00

To be
changed
To Key #436

at wiland, it's original J.P.A.

PLEASE KEY SHIPPING LABEL ONLY

#14

Billed

old

ASSISTANCE: WHITNEY WALSH

SHIPPING: SONJI KENNEDY



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

May 27, 1987

William A. Allen, Esquire
United Negro College Fund
500 East 62 Street
New York, New York 10021

Re: MUR 2293

Dear Mr. Allen:

The Office of the General Counsel is in receipt of your response to the Commission's subpoena issued in the above-captioned matter. Thank you for your prompt response to this request.

Sincerely,

Lawrence M. Noble
Acting General Counsel

By: 
George F. Rishel
Acting Associate General
Counsel

5
0
7
3
9
8
0
4
2
9

CCC# 3420

LAW OFFICES OF
SCOLINOS, SLATER & SWEETMAN

215 NORTH MARENGO AVENUE, THIRD FLOOR

PASADENA, CALIFORNIA 91101

(818) 793-3900

(818) 795-2705

SANTA MONICA OFFICE
1541 OCEAN AVENUE, SECOND FLOOR
SANTA MONICA, CALIFORNIA 90401

POMONA OFFICE
1192 NORTH WHITE AVENUE
POMONA, CALIFORNIA 91768

PLEASE DIRECT REPLY TO:

May 14, 1987

Scott E. Thomas, Chairman
FEDERAL ELECTION COMMISSION
Washington, D. C. 20463

Re: MUR No. 2293

Dear Mr. Thomas:

Please be advised that our firm represents the RUSS REID COMPANY in regard to the above-referenced complaint. Enclosed please find a State of Designation of Counsel. Also enclosed, pursuant to your Order to Submit Written Answers and Subpoena to Produce Documents, are the following documents:

1. Responses to Interrogatories;
2. Working Names, Inc. brochure, dated October, 1985;
3. Purchase Order from The Regency Group, dated April 7, 1986 to Working Names, Inc. for client, Habitat For Humanity and Invoice #WNO4626 from Working Names, Inc., dated April 24, 1986;
4. Purchase Order from The Regency Group, dated July 22, 1986 to Working Names, Inc. for client, Prison Fellowship and Invoice #WNO8604, from Working Names, Inc., dated August 11, 1986;
5. Purchase Order from The Regency Group, dated July 31, 1986 to Working Names, Inc. for client, Habitat for Humanity and Invoice #WNO8648 from Working Names, Inc., dated August 25, 1986;
6. Letter from Meyer T. Cohen, President of Working Names, Inc., dated December 11, 1986 with a copy of a letter addressed to Miss Patty Reilly attached dated December 11, 1986.
7. Agreement for Services, RUSS REID COMPANY, dated 10-1-85.
8. RUSS REID COMPANY, Agreement for Services, dated 1-23-86.

Also enclosed is the Affidavit of Terry Cavin, Vice-President of RUSS REID COMPANY.

It is clear from these documents submitted that the RUSS REID COMPANY had no knowledge that the List entitled "Human Rights Proponents" was compiled in possible violation of 2 U.S.C.

REID3#10

22-40393706

MAY 20 1987 2:16

87 MAY 20 P 4:44

Scott E. Thomas, Chairman
Re: MUR 2293
May 14, 1987
Page Two

Sec. 438. I direct your attention to 2 U.S.C. Sec. 437 g(a)(b)(c) which states in part "...if the court determines that the Commission has established that the person involved in the civil action has committed a knowing and willful violation of this Act...".

Therefore, assuming arguendo that the Commission could establish a violation of the Federal Election Commission Act by the RUSS REID COMPANY, it is clear that such violation would be inadvertant and not knowing or willful, which are the required standards in order to impose penalties.

Based on the foregoing and the affidavits and supporting documents submitted herewith, RUSS REID COMPANY has demonstrated that no action should be taken against it.

Thank you for your prompt attention in resolving this matter. You may direct any notification or other communication regarding this proceeding to my attention.

Very truly yours,


CALVIN A. SLATER

CAS:dg

Enclosures

cc: Russ Reid Company

02040893707

STATEMENT OF DESIGNATION OF COUNSEL

MUR 2293

NAME OF COUNSEL: SCOLINOS, SLATER & SWEETMAN
By CALVIN A. SLATER

ADDRESS: 215 North Marengo Avenue,
WALNUT PLAZA, Third Floor
Pasadena, CA 91101

TELEPHONE: (818) 795-2705

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

5-14-87
Date

RUSS REID COMPANY

By Terry A. Cavin
Signature

TERRY CAVIN
Vice-President

RESPONDENT'S NAME: RUSS REID COMPANY

ADDRESS: Two North Lake Avenue, #600
Pasadena, CA 91101

HOME PHONE: _____

BUSINESS PHONE: (818) 449-6100

22040893708

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 2293
)
)

AFFIDAVIT OF TERRY CAVIN

1. I, TERRY CAVIN, am a full-time employee of RUSS REID COMPANY, a California Corporation and serve as Vice-President of the Corporation.

2. In this capacity I have reviewed the documents and files related to the subject matter of the complaint, as well as discussed the matter with employees and personnel of the Corporation.

3. RUSS REID COMPANY's involvement in the Mailing List in question was limited to our capacity as a List Broker under the name of THE REGENCY GROUP. As such, the RUSS REID COMPANY suggested certain mailing lists to its clients, Habitat for Humanity and Prison Fellowship Ministries.

4. No officers, directors, employees or agents of the RUSS REID COMPANY, or THE REGENCY GROUP had any knowledge that the List entitled "Human Rights Proponents" was compiled in possible violation of Federal Election Law.

5. This List was obtained from Working Names, Inc., the owner of the List. The RUSS REID COMPANY relied in good faith upon the implied representations and warranties of Working Names, Inc., that the List was acquired in a legal manner and could be used without resulting liability. No notice, indication or representation that this List was, or may have been, compiled in violation of Federal Election Law was provided to THE REGENCY GROUP, RUSS REID COMPANY, its officers, directors, employees or agents by Working Names, Inc. or any other party.

6. No officer, director, employee or agent of RUSS REID COMPANY or THE REGENCY GROUP has performed any act authorized by the RUSS

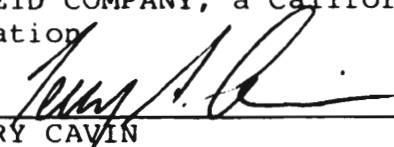
REID COMPANY which violates 2 U.S.C. Sec. 438 or any part thereof.

VERIFICATION

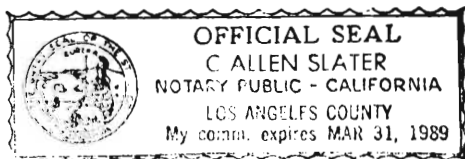
I have read the above Affidavit of Terry Cavin and know the contents thereof. The statements are true of my own knowledge, except for matters that are stated on my information and belief and as to those matters I believe them to be true. I declare under penalty of perjury that the above is true and correct and this affidavit is executed on May 14, 1987 at Pasadena, California.

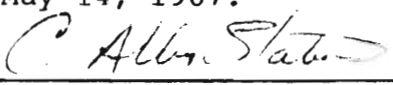
RUSS REID COMPANY, a California Corporation

By


TERRY CAVIN
Vice-President

Subscribed and sworn before me on May 14, 1987.




C. ALLEN SLATER
Notary Public

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 2293
)
)

RESPONSES TO INTERROGATORIES

Respondent, RUSS REID COMPANY, a California Corporation, responds to Interrogatories Nos. 1 through 6, inclusive, served on Respondent by the Federal Election Commission, as follows:

Interrogatory No. 1: Identify the person from whom you obtained the List or the rights to a List entitled "Human Rights Proponents."

Response: Meyer T. Cohen, President of Working Names, Inc.
11600 Boiling Brook Place
Rockville, Maryland 20852
Telephone: (301) 231-8001

Interrogatory No. 2: Identify the person that first informed you about the existence of the List.

Response: The RUSS REID COMPANY first became informed about the existence of the List through printed information prepared by and received from Working Names, Inc. This information is included herewith.

Interrogatory No. 3: Describe the negotiations between your organization and the person noted in your answer to question one, including but not limited to:

a. The date the negotiations began and ended.

Response: On or about April 1, 1986 RUSS REID COMPANY personnel inquired about the availability of the List for its client, Habitat for Humanity. A purchase order was prepared by The Regency Group (the List Broker entity of RUSS REID COMPANY) on April 7, 1986, a copy of which is included herewith. A

subsequent purchase order for this client was prepared on July 31, 1986, a copy of which is included herewith.

On or about July 15, 1986 RUSS REID COMPANY personnel inquired about the availability of the List for its client, Prison Fellowship. A purchase order was prepared by the Regency Group on July 22, 1986, a copy of which is included herewith.

b. The price paid for the rights to the List.

Response: The rental price for use of the List as charged to the client was \$60.00 per thousand names. Copies of invoices are included herewith.

c. Representations or warranties made (if any) regarding the sources of names contained on the List and whether any names had been illegally obtained.

Response: No specific representation was made as to the source of the List. However, by trade useage and industry custom, there was an implied representation that the List was legally obtained. That implied representation was confirmed in writing by letter of December 11, 1986 from Meyer T. Cohen, President of Working Names, Inc., wherein he states Working Names, Inc. will defend their use of the List. A copy of this letter is included herewith.

Interrogatory No. 4: Identify all persons you have provided with the List, the dates of the provision and the fee paid by such person.

Response: a. Habitat for Humanity
Habitat and Church Streets
Americus, Georgia 31709-3423.

The List provided by Working Names, Inc. was first forwarded on or about April 30, 1986 to Habitat for Humanity. The cost of the use of the List was \$3,312.18 of which a commission of \$662.43 was paid to the Regency Group and the balance was paid to Working Names, Inc.

The List provided by Working Names, Inc. was forwarded on or about August 19, 1986 to Habitat for Humanity. The cost of the

use of the List was \$5,197.94 of which a \$1,016.00 commission was paid to the Regency Group and the balance to Working Names, Inc.

b. Prison Fellowship Ministries
P. O. Box 17500
Washington, D.C. 20041-0500

The List provided by Working Names, Inc. was forwarded on or about August 8, 1986 to Prison Fellowship. The cost of the use of the List was \$305.25 of which a \$60.00 commission was paid to the Regency Group and the balance paid to Working Names, Inc.

Interrogatory No. 5: Describe the negotiations relating to your rental of the List to each person listed in your answer to question 4, including but not limited to, any warranties or representations regarding sources of the names on the List and whether any of these names had been illegally obtained.

Response: Approximately one month prior to purchase order for the respective clients, RUSS REID COMPANY would suggest several mailing lists to the client for their consideration. The client would then select which mailing list it wished to use. No representations or warranties regarding the source of the List, or whether any names had been illegally obtained, were made.

Interrogatory No. 6: State whether you modified the List prior to its rental to third parties.


Response: Upon receipt of the List from Working Names, Inc., RUSS REID COMPANY personnel would merge the List with other rented lists for the purpose of deleting duplicate names. Other than this merger process to purge duplicated names, the List was not modified.

VERIFICATION

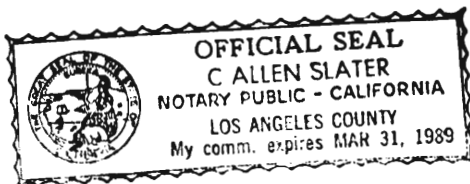
I have read the above Responses to Interrogatories and know the contents thereof. The Responses are true of my own knowledge, except for matters that are stated on my information and belief and as to those matters I believe them to be true. I declare under penalty of perjury that the above is true and correct and this affidavit is executed on May 14, 1987 at Pasadena, California.


RUSS REID COMPANY, a California Corporation

By

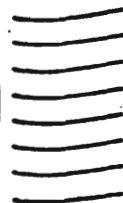

TERRY CAVIN
Vice-President

Subscribed and sworn before me on May 14, 1987.




C. ALLEN SLATER
Notary Public

MAY 11 1987



HUMAN RIGHTS PROPONENTS

15,000

\$60/M

Liberal Contributors

Individuals who have given - and given generously - to organizations whose aim is to elevate the standards of HUMAN EXPERIENCE so "all" can enjoy the rights that are guaranteed by the constitution of the United States.

These liberal individuals backed their beliefs with extremely large gifts - some having given multiply.

SOURCE: Mostly Direct Mail

AVERAGE: None under \$200 - and UP

LIST WILL CONTINUE TO GROW

SAMPLE MAILING PIECE REQUIRED FOR APPROVAL

OCTOBER 1985

Minimum Test: 5,000

Keycoding: \$1/M

Special Select: \$3/M STATE
\$3.50/M SCF
\$5/M ZIP

AVAILABLE:

4-Up Cheshire
Mag Tape MUST BE RETURNED

Additional Information:

call Harriet Heyman at

WORKING NAMES, INC.

11600 Bolling Brook Place
Rockville, Maryland 20852

(301) 231-8001

We believe the information concerning this list is correct but we cannot guarantee the accuracy or the outcome of the mailing.

5 2 2 6 8 0 4 0 7 0 2 2

DATE 4/7/86

RG 1200

TEST

☐ CONTINUATION☒ COMPLETE USE

LIST HUMAN RIGHTS PROPONENTS

KEY

☐ NTH NAME☐ NATIONAL CROSS SECTION☐ SEE SPECIAL INSTRUCTIONS☐ OMIT PREV USE

QUANTITY 60,000 PER M\$ 35/M

SELECTIONS

☐ KEY EACH LABELMATERIAL ☐ LIST ☒ MAG TAPE ☐ INSERT

LIST OWNER

Working Names, Inc.
11600 Boiling Brook Place
Rockville, MD 20852

Attn: Mike *Johnson*

WANTED BY DATE

4/23/86

MAIL DATE:

week of 5/19/86

NOTE
THE WANTED BY DATE IS IMPORTANT!
IF FOR ANY REASON IT CANNOT BE
MET CONTACT US IMMEDIATELY!

SHIP TO The Regency Group
c/o The Russ Reid Company
Two North Lake Ave. Suite 600
Pasadena, CA 91101
Attn: Barbro Petersen ~~Best Way~~

VIA

Best Way
Fundraising

OFFER

CLIENT

Habitat For Humanity

2

SPECIAL INSTRUCTIONS

Please send all invoices to the attention of Sherri Reid.

1 The Regency Group is acting as agent broker in this transaction. No representation is being made as to accuracy of the information or the results of this mailing. It is further understood that the names specified in this order are for one time mailing only. Duplication or other use prohibited without the written authorization of the list owner and the Regency Group.

2 Immediately upon completion of this order memo bill the Regency Group. We will bill the client in your behalf and upon payment remit to you less the standard 20% brokerage commission. The Regency Group is acting solely as an agent in this transaction and does not guarantee payment. In accepting and fulfilling this order, the list owner agrees for a period of one year from the above date, that any and all future orders on this list by this mailer, whether or not on direction from the Regency Group, the mailer or any other person or firm, will be subject to the usual brokerage commission payable to Regency Group by the list owner.

3 Unless otherwise specified in this order all names must be zipcoded and in ascending sequence by zip code. Canadian, foreign, military and duplicate names must be excluded.

Rec'd 4/23
Qty. 60,000

4797 internal
disps

deduct -

Barbro Petersen

CONTACT: _____



THE regency GROUP Two North Lake Avenue · Sixth Floor · Pasadena · California 91101-1826 818-449-6100

WORKING NAMES, INC.

11600 Boiling Brook Place
Rockville, Maryland 20852

(301) 231-8001

INVOICE

INVOICE NUMBER WN04626

INVOICE DATE	BROKER'S NO.	MAIL DATE	OFFER	KEY	DATE SHIPPED
4/24/86	1200	5/19/86	HABITAT FOR HUMANITY		4/21/86

The Regency Group
2 North Lake Avenue
Sixth Floor
Pasadena, CA 91101-1826
ATTN: Sherri Reid

QTY. SHIPPED	DESCRIPTION	PER M	TOTAL
60,000	HUMAN RIGHTS PROPONENTS	\$60.00	\$3,600.00
- less duplicates	LESS 20% COMMISSION		- 720.00
			2,880.00
	MAGNETIC TAPE		**
55003	SHIPPING & HANDLING		5.25
		TOTAL	\$2,885.25

OK 5/1/86
SR



**MAG TAPE MUST BE RETURNED TO: Listmark Computer Systems
105 Oak Street
Norwood, NJ 07648

RECEIVED

APR 28 1986

PRINT PRODUCTION

3312.18
(662.43)
2649.75
5.25
2655.00

PAYMENT DUE 30 DAYS

DATE 7/22/86

RG 279

OFFICE

TEST

☐ CONTINUATION

☐ COMPLETE USE

LIST HUMAN RIGHTS PROPONENTS

KEY

☒ NTH NAME

☒ NATIONAL CROSS SECTION

☐ SEE SPECIAL INSTRUCTIONS

☐ OMIT PREV USE

QUANTITY 5,000

PER M60.00

SELECTIONS

☐ KEY EACH LABEL

MATERIAL ☐ LIST ☒ MAG TAPE ☐ INSERT

LIST OWNER

Working Names, Inc.
11600 Boiling Brook Pl.
Rockville, MD 20852
301-231-8001
Attn: Mike Cohen

WANTED BY DATE:

8/8/86*

MAIL DATE:

9/15/86

NOTE:
THE WANTED BY DATE IS IMPORTANT!
IF FOR ANY REASON IT CANNOT BE
MET CONTACT US IMMEDIATELY!

*Early date due to merge/purge

SHIP TO

The Regency Group
Attn: Barbro Petersen
2 No. Lake Avenue, Suite 600
Pasadena, CA 91101

BY

Best Way

OFFER:

Fund Raising

CLIENT:

Prison Fellowship

1 The Regency Group is acting as agent broker in this transaction. No representation is being made as to accuracy of the information or the results of this mailing. It is further understood that the names specified in this order are for one time mailing only. Duplication or other use prohibited without the written authorization of the list owner and the Regency Group.

2 Immediately upon completion of this order memo bill the Regency Group. We will bill the client in your behalf and upon payment remit to you less the standard 20% brokerage commission. The Regency Group is acting solely as an agent in this transaction and does not guarantee payment. In accepting and fulfilling this order, the list owner agrees for a period of one year from the above date, that any and all future orders on this list by this mailer, whether or not on direction from the Regency Group, the mailer or any other person or firm, will be subject to the usual brokerage commission payable to Regency Group by the list owner.

3 Unless otherwise specified in this order all names must be zipcoded and in ascending sequence by zip code. Canadian, foreign, military and duplicate names must be excluded.

20% discount

Tape fee: \$25.00

Sample enclosed

Tape rec'd 8/1/
Qty: 5M

SPECIAL INSTRUCTIONS:

1. Mag tape must be 1600 BPI if 6250 BPI please mark clearly.
2. Tape must be in fixed field format, include tape layout (format).
3. Prefer unlabeled tape.
4. Indicate blocking factor.
5. Include a dump.
6. Please send all invoices to the attention of Sherri Reid.

CONTACT:

Barbro Petersen



THE REGENCY GROUP Two North Lake Avenue · Sixth Floor · Pasadena · California 91101-1826 818-449-6100

WORKING NAMES, INC.11600 Boiling Brook Place
Rockville, Maryland 20852

(301) 231-8001

INVOICE

INVOICE NUMBER WND 8604

INVOICE DATE	BROKER'S NO.	MAIL DATE	OFFER	KEY	DATE SHIPPED
08-11-86	1279	09/15/86	FR		7/30/86

The Regency Group
2 NORTH LAKE AVENUE Suite #600
SUITE 600
PASADENA, CA 91101

019 D2 024 86

QTY. SHIPPED	DESCRIPTION	PER M	TOTAL
5,000 ✓	HUMAN RIGHTS PROFOUNDENTS	\$ 60.00 ✓	\$ 300.00 415
	Shipping Charges		\$ 5.25 450
	Commission	20.0%	-\$ 60.00 415
	Mailer : PRISON FELLOWSHIP		
	MAG TAPE MUST BE RETURNED TO LISTMARK		
	COMPUTER SYSTEM.		
	FR		
Total Invoice			\$ 245.25

**RECEIVED**

AUG 15 1986

PRINT PRODUCTION

PAYMENT DUE 30 DAYS

DATE 7/31/86 RG 1351 OFFICE

LIST Human Rights Proponents

QUANTITY 84,667 PERMS 60.00

SELECTIONS

MATERIAL ☐ XIST ☐ MAG TAPE ☐ INSERT 4 up Cheshire

LIST OWNER

Working Names, Inc.
11600 Boiling Brook Place
Rockville, MD 20852
301-231-8001
Attn: Barbara

Mike Cohen

TEST ☐ CONTINUATION ☒ COMPLETE USE
KEY 96B02

☒ NTH NAME
☒ NATIONAL CROSS SECTION
☐ SEE SPECIAL INSTRUCTIONS
☐ OMIT PREV USE
☒ KEY EACH LABEL

WANTED BY DATE

8/29/86

MAIL DATE

10/6/86

NOTE
THE WANTED BY DATE IS IMPORTANT!
IF FOR ANY REASON IT CANNOT BE
MET CONTACT US IMMEDIATELY

SHIP TO The Regency Group
Attn: Barbro Petersen
2 North Lake Ave., Suite 600
Pasadena, CA 91101

MA Best Way

OFFER Fund Raising

CLIENT:

HABITAT FOR HUMANITY

SPECIAL INSTRUCTIONS:

Please send all invoices to the attention of Sherri Reid.

1 The Regency Group is acting as agent broker in this transaction. No representation is being made as to accuracy of the information or the results of this mailing. It is further understood that the names specified in this order are for one time mailing only. Duplication or other use prohibited without the written authorization of the list owner and the Regency Group.

2 Immediately upon completion of this order memo bill the Regency Group. We will bill the client in your behalf and upon payment remit to you less the standard 20% brokerage commission. The Regency Group is acting solely as an agent in this transaction and does not guarantee payment. In accepting and fulfilling this order, the list owner agrees for a period of one year from the above date, that any and all future orders on this list by this mailer, whether or not on direction from the Regency Group, the mailer or any other person or firm, will be subject to the usual brokerage commission payable to Regency Group by the list owner.

3 Unless otherwise specified in this order all names must be zipcoded and in ascending sequence by zip code. Canadian, foreign, military and duplicate names must be excluded.

20% commission

85% net name

*shipped 8/19/86
couldn't switch it*

CONTACT: Barbro Petersen



THE regency GROUP Two North Lake Avenue · Sixth Floor · Pasadena · California 91101-1826 818-449-6100

WORKING NAMES, INC.11600 Boiling Brook Place
Rockville, Maryland 20852

(301) 231-8001

INVOICE

INVOICE NUMBER WNO 8648

INVOICE DATE	BROKER'S NO.	MAIL DATE	OFFER	KEY	DATE SHIPPED
08-25-86	96B02	10/06/86	FR	96B02	19/86

The Regency Group
2 NORTH LAKE AVENUE
SUITE 600
PASADENA, CA 91101
ATTN: Sherri Reid

004 02 022 86

QTY. SHIPPED	DESCRIPTION	PER M	TOTAL
84,667	HUMAN RIGHTS PROPONENTS	\$ 60.00	45 \$ 5080.02
	Key Charge	\$ 1.00	436 \$ 84.67
	Shipping Charges		450 \$ 33.25
	Commission	20.0%	415 -\$ 1016.00
	Mailer : HABITAT FOR HUMANITY		
	85% NET NAME & \$5/M RUNNING CHGS APPROVED		
	W/COMPUTER PRINTOUT VERIFICATION		
	FR		
Total Invoice			\$ 4181.93

RECEIVED

AUG 27 1986

PRINT PRODUCTION

OK
9/17/86
SR

PAYMENT DUE 30 DAYS

WORKING NAMES, INC.

11600 Boiling Brook Place
Rockville, Maryland 20852

301/231-8001

DIRECT MAIL CONSULTANTS
FUND RAISING
LIST MANAGEMENT



Halperin

December 11, 1986

Mr. Tom Johnson
The Regency Group
2 North Lake Avenue, Suite 600
Pasadena, California 91101

Dear Tom:

Enclosed is a copy of my letter to Miss Reilly of the FEC notifying her that we are the owners and providers of the list in question.

For your information, the list was put together from several sources of known contributors to health related sources.

We will defend our use of this list with the FEC. Please notify your client to that effect.

I am sorry for any inconvenience you or your client may have encountered. Be assured that we will settle the matter with the FEC.

Sincerely,

Meyer T. Cohen
President

MTC/elf
Enclosure

22240893722

WORKING NAMES, INC.

11600 Boiling Brook Place
Rockville, Maryland 20852

301/231-8001

DIRECT MAIL CONSULTANTS
FUND RAISING
LIST MANAGEMENT



December 11, 1986

Miss Patty Reilly
Federal Election Committee
Washington, DC 20463

Dear Miss Reilly:

With regard to MUR 2293, we are the owners of the list in question, and therefore the suppliers of the alledged "Decoy" name to the numerous non-profit organizations named in the complaint.

This name did not come from the FEC files, but is the result of a merge/purge of several sources from our own files.

We are prepared to give you full detail as needed.

Sincerely,

Meyer T. Cohen
President

MTC/elf
cc: Tom Johnson

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AGREEMENT FOR SERVICES

RUSS REID COMPANY, INC.

Parties

Date: October 1, 1985

(1) Prison Fellowship

("CLIENT")

11440 Isaac Newton Square

Reston, VA 22290

(2) Russ Reid Company, Inc.

("REID")

Term of Agreement: 3 year

This Agreement is made at Reston, Virginia, on the above date by and between Prison Fellowship, a non-profitable charitable corporation organized under the laws of the District of Columbia, hereinafter referred to as CLIENT, and Russ Reid Company, Inc. Pasadena, California, hereinafter referred to as REID. For valuable consideration, the parties have agreed as follows:

1. Engagement of REID: Subject to all of the terms herein shown, CLIENT hereby engages REID to perform those services and do those things which are set out below, all according to the terms and provisions of this Agreement and for the consideration herein set out. REID agrees to provide those services and perform those acts upon such terms and for such consideration.

2. Services to be Performed: The services which are to be performed by REID under the terms of this Agreement are those

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services which are described in the following Exhibits (the "Exhibits" herein):

Function 1:

Services as described in the "Printing Buying and Mailing Creative Exhibit" (Exhibit 1)

Function 2:

Services as described in the "Printing Buying and Mailing Exhibit" (Exhibit 2)

Function 3:

Services as described in the "Mailing List Rental/Exchange Exhibit" (Exhibit 3)

The Exhibits are incorporated herein by reference thereto as fully as though repeated verbatim herein. Said Exhibits are signed by the parties hereto for identification.

3. Agreement for Payment: CLIENT agrees to pay to REID the charges for REID's services according to the prices and charges which are described in or provided in this Agreement and the Exhibits, in the manner and at the times set forth herein and in said Exhibits.

4. Designation of Agency: If REID produces a TV Special for the CLIENT then, during the three-year period which commences on the date that the TV Special is first aired, CLIENT designates REID as the exclusive advertising agency (and agency of record) for CLIENT with respect to the showing of the TV Special, and during that period, REID shall be entitled to normal commissions with respect to all time buys and advertising relating the showing of the TV Special. With respect to the obligations expressed in this Paragraph, the parties have further agreed that the three-year designation provided for in this Paragraph shall not be interrupted nor terminated (nor shall the parties' duties be abated) by reason of early cancellation of the agreement. THE

PROVISIONS OF THIS PARAGRAPH SHALL NOT BE APPLICABLE UNLESS REID PRODUCES A TV SPECIAL FOR CLIENT. Any reference hereto to a TV Special" is a reference (if applicable) to a television special produced by REID for the CLIENT.

5. Term of the Agreement: Except as provided by the Paragraph above relating to "Designation of Agency", the term of this agreement shall commence on the date shown on Page 1 and shall continue for the period shown on Page 1 of this agreement. The agreement may be cancelled prior to the expiration of the full term under the following conditions:

(a) Either party may cancel for cause if the other party substantially defaults in the performance of its duties hereunder.

(b) Either party shall have the right (without cause) to prospectively cancel the parties' duties under any single Function (or all of them or any combination of the Functions). Such cancellation may be effected at any time (and on successive occasions, if applicable) by giving written notice to the other party. The cancellation shall be effective ninety (90) days following the giving of such notice. Such cancellation, if accomplished, shall relieve both parties of further duties under the cancelled Function(s) except for (i) the fulfillment of duties which have arisen prior to the effective date of the cancellation and (ii) duties under the Paragraph entitled "Designation of Agency".

6. General Provisions of the Contract: Attached hereto as an Addenda and as an integral part of this contract are the "General Provisions of the Contract". Each and all of the terms of this contract are subject to those general provisions which are incorporated herein by reference, as fully as though set out verbatim at this point.

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7. Miscellaneous Provisions: This represents the entire agreement of the parties with respect to the subject matter. The agreement may be signed in counterpart and shall be binding when each of the parties has signed and furnished to the other a copy or counterpart. Each of the parties agrees to furnish reasonable cooperation in the doing of the acts herein provided. Each of the parties has been represented by counsel, and ambiguities shall not be construed against either party as the drafter. The agreement may not be assigned. Time is of the essence in all things herein provided. All Exhibits are incorporated herein by reference. Partial invalidity shall not invalidate the entire agreement. All prior agreements and/or negotiations are superseded by this agreement and merged herein. If the CLIENT is an individual, the agreement shall be binding upon and shall inure to the benefit of the heirs and executors of the CLIENT.

RUSS REID COMPANY INC.

By Ruth J. Reid

CLIENT

By Gordon Reid

Attachments forming a part of the contract: "General Provisions of the Contract", plus:

Title of Exhibit

Exhibit 1	Account Service and Print Creative
Exhibit 2	Printing Buying and Selling
Exhibit 3	Mailing List Rental/Exchange

(All Exhibits are to be listed herein and signed for identification)

above what REID collects in commissions from the media pursuant to time or space buys from the media by REID on CLIENT'S behalf.

E. Printing and Correspondence: At CLIENT'S discretion, printed pieces, advertising brochures, promotional literature, inserts, envelopes, and miscellaneous supplies or objects to be sent to or used in connection with correspondence with donors shall be produced by REID at CLIENT'S expense. The format and substance of such items shall be approved by CLIENT in advance. If such pieces are produced by or under the direction of REID, REID's costs shall be deemed to include third-party costs, in-house costs and a markup for REID's normal overhead and profit margin.

F. Postage: There shall be no markup on postage which shall always be billed at actual cost.

G. Budgets: Once a budget has been approved by the parties, the total cost of that budget may not be changed upward without the approval of CLIENT unless the budget has included a contingency factor. In such event, the total budget may exceed the minimum figure within the limits of the contingency figure (but not beyond it) if items beyond the control of REID cause the costs to increase. The determination of whether such costs have increased shall be made with reference to the total costs, not line by line.

H. Projections: While any response projections furnished by REID will be REID's best estimate (derived from experiences with other clients), REID makes no guarantee or warranty of the accuracy of such projections and/or forecasts.

I. Releases: If professional actors are used, REID shall obtain consents from them. In all other situations where individuals appear on camera or an individual's voice is heard or likeness appears, then:

(1) CLIENT shall furnish a release from that person and;

(2) Irrespective of whether such release is or is not obtained, CLIENT shall indemnify REID and hold REID harmless of and from any liability with respect to any actions, suits, claims or threats by such individual or anyone acting on his or her behalf.

J. Definition of "Cost": Unless otherwise specified to the contrary, "cost" or "REID cost" in this agreement shall include (i) third-party costs, plus (ii) REID's internal costs plus (iii) REID's normal markup computed in accordance with AAAA guidelines.

K. Level of Quality: In supplying the services and/or materials called for by this contract, REID agrees to furnish such services at a reasonable level of professional production quality, commensurate with the standards of the television and advertising industry, all within the time requirements herein specified, and in accordance with this agreement and its exhibits.

L. Cooperation with CLIENT: The production of any creative product shall be produced under the direction and control of REID. Nonetheless, REID agrees to (i) cooperate with CLIENT in keeping CLIENT apprised of the progress, (ii) consult with CLIENT concerning developments which will have bearing on the final product and (iii) obtain prior approval of CLIENT with respect to all creative product, and written approval of CLIENT prior to any production of same.

M. Force Majeure: In the event of any unforeseen delay which has the effect of delaying the production of the videotape or the performance of any act required hereunder, REID shall not be deemed in default hereunder and shall, during the period of such unforeseen delay, be granted additional time proportionate to those delays beyond REID's control, within which to complete the service. Reference herein to "unforeseen delay" has reference to all or any combination of the following events to the extent that they are beyond REID's control: fire, flood, epidemic, earthquake, severe weather conditions, explosion, accident, war, riot, civil commotion, strike, lockout, boycott.

9 2 0 4 8 9 3 7 2 9

labor disturbance, catastrophe or impossibility of performance by virtue of government order or edict. The parties hereto shall reasonably cooperate and do all things reasonably necessary to eliminate or minimize the delay caused by such unforeseen delays.

N. Procurement of Tangible Personal Property: CLIENT hereby authorizes REID to act as its agent in the procurement of tangible personal property on behalf of CLIENT from outside sources up to TWO HUNDRED DOLLARS (\$200.00) per procurement. Any procurement above two hundred dollars must receive prior approval from client.

O. Billings: All billings for any services provided hereunder shall be on a progress basis, rendered sequentially as and when services are performed in accordance with REID's normal practices, computed according to the provisions of this agreement (as modified by any subsequent budgets which have been jointly approved). All such billings shall be due ten (10) days after date, and shall bear a one and one half percent (1.5%) per month service charge if not paid within thirty (30) days from invoice date.

P. Accuracy of Information: CLIENT agrees to assume full responsibility for the accuracy of any and all claims or statements made on its behalf by REID when such claims or statements have been approved by CLIENT. CLIENT furthermore agrees to indemnify REID for all legal costs, fines or damages (including, without limitation, damages from civil suits or regulatory body penalties) of any form with respect to such CLIENT-approved claims or statements if they are determined to be false or misleading.

Q. Furnishing of Records: Upon two (2) working days notice, REID agrees to make available to authorized CLIENT personnel or representatives all REID purchase records related to the CLIENT account for inspection, and/or furnish photocopies. Items pertaining to REID salaries are specifically excluded from the operation of this Paragraph.

R. Situs: This agreement is made in Reston, Virginia. It shall be construed under the laws of the Commonwealth of Virginia.

S. Partial Invalidity: If any portion of the agreement is held to be void or unenforceable, such part shall be treated as severable, and the remainder of the agreement shall be given full force and effect.

T. Notices: Notices required or permitted to be given under the terms of this agreement shall be deemed sufficiently given if given in writing, hand-delivered or sent by telegram or registered mail, addressed to the addressees as follows:

If to REID: Russ Reid Company
2 North Lake Avenue, Sixth Floor
Pasadena, California 91101

If to CLIENT: Address shown on Page One

U. Telephone and Travel: REID will bill CLIENT at cost without markup all long distance telephone and travel costs incurred on behalf of CLIENT. Provided, however, that all trips shall be cleared in advance with CLIENT.

V. Theater Authority and Guests: The top limits expressed in television projections and budgets do not include (i) amounts to be paid to theater authority (if applicable) or (ii) amounts to be paid to guests (if applicable). CLIENT agrees to pay these two additional items in addition to any and all sums provided to be paid by CLIENT under the terms of this agreement or any budget. Amounts to paid guests shall be cleared in advance with CLIENT.

W. Prepayments: Prepayments required by the media or suppliers will be billed upon notification of pre-payment requirement. CLIENT agrees to promptly pay such invoices, which will be due upon receipt by CLIENT.

X. Attorneys Fees: If either party brings suit to enforce the provisions of this agreement, the prevailing party shall be entitled to costs and reasonable attorneys fees.

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Y. Estimates: It will be standard practice for REID to submit individual job or project cost estimates to CLIENT for approval prior to initiation. It is understood by both parties that such estimates are subject to a ten percent (10%) contingency increase. Any projects that are completed for less than the REID approved quotations will be billed to Client at "Reid cost". If the scope of the job changes sufficiently, REID reserves the right to submit a revised cost estimate to CLIENT. Any changes that will affect the approved budget by more than ten percent (10%) will be requested by REID subject to the approval of CLIENT.

EXHIBIT 1 TO AGREEMENT FOR SERVICE DATED OCTOBER 1, 1985 BETWEEN
REID AND PRISON FELLOWSHIP

ACCOUNT SERVICE AND PRINT CREATIVE EXHIBIT

Services to be Furnished

The following services shall be supplied by REID with respect to REID's duties under the terms of this contract:

(a) Account Service: Basic planning, account supervision, analysis of results, and development of recommendations.

(b) Creative Services: Creative direction, writing of copy, layout, and finished art.

Time for Rendition of Services

During the term of this Function of the contract.

Fee Basis

The REID charges for this Function shall be rendered on the basis of the following principles:

(a) Each month Reid shall render a billing for the "Account Service" fee of \$ 2500 per month.

(b) Each month REID shall render a progress billing for the "Creative Services" done by REID during the prior month but with a top limit on such billings of (i) \$ 72,000 for the direct mail donor cultivation and prospecting programs during each twelve month period of the contract.

(c) Any other creative work done beyond the direct mail program will be estimated in advance for CLIENT approval.

(d) Typography, photography and art materials shall be billed with a twenty percent (20%) markup over actual cost.

Time of Payment

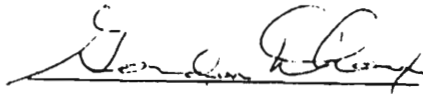
Within ten (10) days of presentation of invoices, as set out under "C" of this agreement.

Additional Provisions

Upon the completion of finished art, REID shall receive bids for printing and obtain CLIENT's approval of prices before printing. Any creative work shall be submitted to CLIENT for advance approval as to substance and cost.

Exhibit Okay

CLIENT



REID

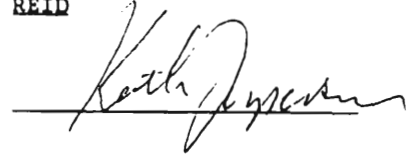


EXHIBIT 2 TO AGREEMENT FOR SERVICES DATED OCTOBER 1, 1985 BETWEEN
REID AND PRISON FELLOWSHIP

PRINTING BUYING AND MAILING EXHIBIT

Services to be Furnished

To contract for and buy such printed pieces and materials as are required for CLIENT's work, and as are from time to time authorized by the CLIENT for this and the other functions of the contract.

Time for Rendition of Services

During the term of this Function of the contract.

Fee Basis

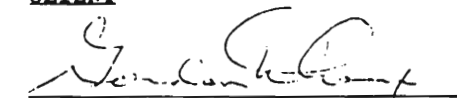
All invoices from third parties for printing services shall be billed by REID with a twenty percent (20%) markup over actual cost. The CLIENT shall be entitled to the benefit of all discounts which REID is able to procure on such printing pieces. All invoices from third parties for mailing services shall be similarly priced, with REID billing and receiving a twenty percent (20%) markup over actual cost.

Time of Payment

Within ten (10) days of receipt of invoices, as set out under "O" of this agreement.

Exhibit Okay

CLIENT



REID

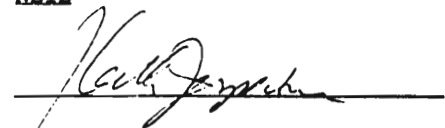


EXHIBIT 3 TO AGREEMENT FOR SERVICES DATED OCTOBER 1, 1985 BETWEEN
REID AND PRISON FELLOWSHIP

MAILING LIST RENTAL/EXCHANGE EXHIBIT

Services to be Furnished

Services will be provided by the terms of which mailing lists may be rented. As requested by the CLIENT, REID will arrange for and consummate transactions by the terms of which the CLIENT's mailing list will be exchanged with lists of other entities. All of these actions shall be as directed by the CLIENT, from time to time.

Time for Rendition of Services

During the term of this Function of the contract.

Fee Basis

In case of exchanges, REID's charge shall be Ten Dollars (\$10.00) per one thousand (1,000) names. In case of rentals, the following charges shall be made:

(a) REID shall be entitled to receive a standard twenty percent (20%) commission, which is paid by the list owner.

(b) If REID receives less than twenty percent (20%) commission from the list owner, CLIENT shall pay to REID such an amount as, when added to the commission received by REID, will equal such twenty percent (20%) figure.

Time of Payment

Within ten (10) days of rendition of invoices, as set out under "O" of this agreement.

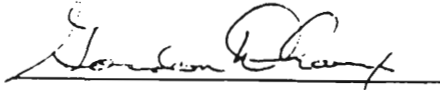
Additional Provisions

1. CLIENT shall be consulted on all proposed exchanges and rentals and no agreements on this subject shall be made without CLIENT's approval.

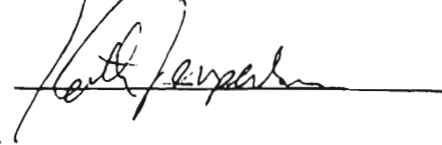
2. The CLIENT shall be entitled to the benefit of all discounts obtained by REID (but that shall not diminish CLIENT's obligation to pay the above commissions and fees).

Exhibit Okay

CLIENT



REID



File

RUSS REID COMPANY, INC.

AGREEMENT FOR SERVICES

THIS AGREEMENT is between HABITAT FOR HUMANITY, INC., of Americus, Georgia, hereinafter referred to as "Client", and RUSS REID COMPANY, INC., hereinafter referred to as "Reid".

The term of this Agreement shall be for three (3) years from the date of execution.

This Agreement is made at Pasadena, California, by Client and Reid. For valuable consideration, the parties have Agreed as follows:

1. Engagement of Reid: Subject to all of the terms herein shown, Client hereby engages Reid to perform those services and do those things which are set out below, all according to the terms and provisions of this Agreement and for the consideration herein set out. Reid agrees to provide those services and perform those acts upon such terms and for such consideration.

2. Services to be Performed: The services which are to be performed by Reid under the terms of this Agreement are as follows:

Account Service and Print Creative Account Service:

The basic planning, account supervision, analysis of results, and development of recommendations.

Creative Service: The creative direction, writing of copy, layout, and finished art.

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Printing. Buying and Mailing: Reid shall contract for and buy such printed pieces and materials as are required for Client's work and as are from time to time authorized by Client in writing for this and other functions of this Agreement.

3. Agreement for Payment: Client agrees to pay to Reid the charges for Reid's services according to the prices and charges which are described in or provided in this Agreement, the Pricing Schedule, and any Exhibits to this Agreement, in the manner and at the time set forth therein. Without limiting the generality of the foregoing, Client agrees to pay the following charges:

(a) Radio and Television Time: If Reid is providing media buying under the terms of this contract, Client agrees to pay to Reid (at the negotiated rates or the then current published rates as applicable) for advertising run in all media, provided such media buy has been approved in writing by Client in advance. Standard published media commission will be retained by Reid. In cases where the media allows no agency commission or a commission less than fifteen percent (15%), Client shall pay to Reid (at the then current published rates), an amount which, when added to the commission allowed by that media, will yield a fifteen percent (15%) commission to Reid, before cash discount. Any cash discount allowed to Reid by media for prompt payment will

be allowed to the Client, provided payment is made to Reid by the Client in accordance with the cash discount terms stated on the Reid invoices.

(b) Materials, Services and Miscellaneous Items:

Client agrees to pay to Reid the net cost of all "materials and services" (other than space and time) purchased for Client on Client's written authorization, plus markups on such net costs as shown in the Pricing Schedule attached hereto and made a part hereof.

"Materials and services" to be billed on this basis include, but are not limited to, artwork, layouts, engravings, typography, plates, mats, photostats, and all types of photoprints, photography, retouching, printing, mechanical, transcription, film, videotape and other mechanical parts, story boards, jingles, radio and television talent, programs, all costs of television production, and all costs incurred in Reid's performance of the functions described herein. The term "materials and services" also includes, without limitation, all costs of processing payments to performers, sales and use taxes, payroll taxes, other taxes as applicable, amounts paid the theater authority, and amounts paid to guests, if applicable.

(c) Reimbursement with no Markup: Notwithstanding the foregoing, Client agrees to reimburse Reid without markup or commission for cash outlays for travel

expense, long distance calls, postage, and direct mail postage advances.

(d) Other Special Charges: If any special charge or fee basis is set out in one of the Exhibits attached hereto, Client agrees to pay Reid for such charges at such rates as are established in said Exhibit.

(e) Prepayments: Prepayments required by the media or supplies will be billed upon notification of prepayment requirement. Client agrees to promptly pay such invoices, which will be due upon receipt by Client.

4. Billing Policy and Payment Terms: Client agrees to pay to Reid the charges for Reid's services and other items according to the prices and charges which are described in or provided in this Agreement, the Pricing Schedule and the Exhibits in the manner and at the times set forth herein and in said Exhibits. Without limiting the generality of the foregoing, the parties have also agreed:

(a) Billings shall be rendered on a progress basis, not less often than monthly, as directed by Reid. Client agrees to pay said billings within ten (10) days of the date of the billing, in cash, or negotiable check or draft, at Pasadena, California.

(b) Media billings will be prepared and issued monthly.

(c) Prepayments required by media vendors will be billed and paid according to the time requirements

of the vendor.

(d) Billings for production work (and all other items) shall be prepared and issued based on actual costs as incurred, except for major television special productions, which will be billed in installments on a progress basis as directed by Reid.

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5. Designation of Agency: If Reid produces a TV Production for Client, then, during the three (3) year period which commences on the date that the TV Production is first aired, Client designates Reid as the exclusive advertising agency (and agency of record) for Client with respect to the showing of the TV Production, and during that period, Reid shall be entitled to normal commissions with respect to all time buys and advertising relating to the showing of the TV Production. With respect to the obligations expressed in this Paragraph, the parties further agree that the three (3) year designation provided for in this paragraph shall not be interrupted nor terminated (nor shall the parties' duties be abated) by reason of early cancellation of the agreement. The provisions of this paragraph shall not be applicable unless Reid produces a TV Production for Client.

6. Term of the Agreement: Except as provided by the paragraph above relating to "Designation of Agency", the term of this Agreement shall commence on the date of execution and shall continue for three (3) years from said date. The Agreement may be cancelled prior to the expiration of its full term under the following conditions:

(a) Either party may prospectively cancel for cause if the other party substantially defaults in the performance of its duties hereunder.

(b) Either party shall have the right (without cause) to prospectively cancel the parties' duties under any single function (or all of them or any combination). Such cancellation may be effective at any time (and on successive occasions, if applicable) by giving written notice to the other party. The cancellation shall be effective ninety (90) days following the giving of such notice. Such cancellation, if accomplished, shall relieve both parties of further duties under the cancelled function or functions, except for (i) the fulfillment of duties which have arisen prior to the effective date of the cancellation and (ii) duties under the paragraph entitled "Designation of Agency".

7. General Provisions: Each and all of the terms of this contract are subject to the following general provisions:

(a) Place of Payment: All amounts payable by Client shall be payable at Pasadena, California, at the time specified in this Agreement, with time of the essence.

(b) Dereliction in Payment: If Client is delinquent in paying sums or billings due hereunder, Reid may suspend work on the work herein described until payment is brought current. Such suspension shall

not limit or be in lieu of any other remedy.

(c) Ownership of Work Product: Subject to the limitation contained below, any "Work Product" produced and/or created by (or under the supervision of) Reid pursuant to this contract shall be the property of Client. Notwithstanding the foregoing, the parties agree to the following provisions and exceptions:

(i) Reid shall have a possessory lien on all "work product", with the exception of mailing lists and donor files, to secure the payment of any and all sums agreed to be paid to Reid by the Client hereunder. In the event of Client's default, said lien may be foreclosed in the manner provided by California law, and Client agrees to pay any deficiency if the proceeds of sale are not sufficient to cover the amount due.

(ii) Any television treatment created by Reid shall remain the property of Reid if Client disapproves the treatment.

As used herein, reference to "work product" has reference to all of the products produced or created by (or under the supervision of) Reid pursuant to the terms of this contract (or any extension or renewal thereof), including, without limitation, each and all of the following: tapes, files, lists, magnetic tapes, donor files, mailing lists, TV tapes, TV films, TV productions, promotional materials,

recordings, direct mail pieces, scripts, materials, promotional devices, and treatments. Reid's file copies are not "work product" and shall be owned by Reid.

(d) Commission Agreement: All time buys with respect to the showing of any TV production shall be commissionable to Reid (in the normal fashion of the advertising industry and according to the terms of this Agreement).

(e) Printing and Correspondence: Any printed pieces, advertising brochures, promotional literature, inserts, envelopes and miscellaneous supplies or objects to be sent to or used in connection with correspondence with donors, shall be produced by Reid at Client's sole discretion and at Client's expense. The format and substance of such items shall be approved by Client in writing in advance.

(f) Budgets: Once a budget has been approved by the parties, the total cost of that budget may not be changed upward without the approval in writing of Client unless the budget has included a contingency factor. In such event, the total budget may exceed the minimum figure within the limits of the contingency figure (but not beyond it) if items beyond the control of Reid cause the cost to increase. The determination of whether such costs have increased shall be made with reference to the total cost, not line by line.

(g) Projections: While any response projections furnished by Reid will be Reid's best estimate (derived

from experience with other clients), Reid makes no guarantee or warranty of the accuracy of such projections and/or forecasts.

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KS

~~(h) Releases: If professional actors are used, Reid shall obtain consents from them. In all other situations where individuals appear on camera or an individual's voice is heard or likeness appears, the party causing said individual to appear on camera or causing the utilization of said individual's voice or likeness shall obtain a release from said individual and shall indemnify and hold the other party harmless from any liability with respect to any actions, suits, claims or threats by such individuals or anyone acting on his or her behalf.~~

(i) Level of Quality: In supplying the services and/or materials called for by this contract, Reid agrees to furnish such services at a reasonable level of professional level quality, commensurate with the standards of the television and advertising industry, all within the time requirements herein specified, and in accordance with this Agreement and its Exhibits.

(j) Cooperation with Client: The production of any creative products shall be produced under the direction and control of Reid. Nonetheless, Reid agrees to (i) cooperate with Client in keeping Client appraised of the progress, (ii) consult with Client

concerning developments which will have bearing on the final product, and (iii) obtain prior written approval of Client with respect to all creative product.

(k) Force Majeure: In the event of any unforeseen delay which has the effect of delaying the production of the videotape or the performance of any act required hereunder, Reid shall not be deemed in default hereunder and shall, during the period of such unforeseen delay, be granted additional time within which to complete the service. Reference herein to "unforeseen delay", has reference to all or any combination of the following events to the extent that they are beyond Reid's control: fire, flood, epidemic, earthquake, severe weather conditions, explosion, accident, war, riot, civil commotion, strike, lockout, boycott, labor disturbance, catastrophe or impossibility of performance by virtue of government order or edict. The parties hereto shall reasonably cooperate and do all things reasonably necessary to eliminate or minimize the delay caused by such unforeseen delays.

(l) Procurement of Tangible Personal Property: Client hereby authorizes Reid to act as its agent in (i) the procurement of tangible personal property and (ii) transactions involving mailing lists (if applicable) in accordance with the requirements

with the California State Board of Equalization.

(m) Billings: All billings shall be due ten (10) days after date, and shall bear a one and one-half percent ($1\frac{1}{2}\%$) per month service charge if not paid within thirty (30) days from invoice date.

(n) Accuracy of Information: Client agrees to assume full responsibility for the accuracy of any and all claims or statements made on its behalf by Reid when such claims or statements have been previously approved in writing by Client. Client furthermore agrees to indemnify Reid for all legal costs, fines or damages (including, without limitation, damages from civil suits or regulatory body penalties) of any form with respect to such Client approved claims or statements if they are determined to be false or misleading.

(o) Furnishing of Records: With reasonable notice, Reid agrees to make available to authorized Client personnel or representatives all Reid purchase records related to the Client account for inspection. Such inspection will take place in Reid's offices during normal working hours. Items pertaining to Reid's salaries are specifically excluded from the operation of this paragraph.

(p) Situs: This Agreement is made in Pasadena, California, and shall be performed there. It shall be construed under the laws of the State of California.

If any litigation is brought to enforce this contract, the same shall be brought and conducted in Los Angeles County, California.

(q) Partial Invalidity: If any portion of this Agreement is held to be void or unenforceable, such part shall be treated as severable, and the remainder of the Agreement shall be given full force and effect.

(r) Notices: Notices required or permitted to be given under the terms of this Agreement shall be deemed sufficiently given if given in writing, hand delivered or sent by telegram or registered mail, addressed to the addressees as follows:

TO REID: Russ Reid Company
2 North Lake Avenue, Suite 600
Pasadena, California 91101

TO CLIENT: Habitat for Humanity
419 West Church Street
Americus, Georgia 31709

(s) Theater Authority and Guests: The top limits expressed in television projections estimates and budgets do not include (i) amounts to be paid to theater authority (if applicable) or (ii) amounts to be paid to guests (if applicable). Client agrees to pay these two (2) additional items in addition to any and all sums provided to be paid by Client under the terms of this Agreement or any budget. Amounts to be paid guests or to theater authority

shall be cleared in advance by Client in writing.

(t) Attorney's Fees: If either party brings suit to enforce the provisions of this Agreement, the prevailing party shall be entitled to costs and reasonable attorney's fees.

(u) Estimates: Reid shall submit individual job or project cost estimates to Client for written approval prior to initiation. It is understood by both parties that such estimates are subject to a ten percent (10%) contingency increase. If the scope of the project changes sufficiently, Reid reserves the right to submit a revised cost estimate to Client provided, however, that any changes that will effect the estimate by more than ten percent (10%) will be subject to the prior written approval of Client.

(v) Provision for Treatment and Budget: In the event that Reid provides the services for a TV production, Reid shall, forthwith upon the written approval of Client, produce a treatment and budget for the production, thereafter presenting the same to the Client. If the parties cannot agree on the treatment and budget, than both parties shall be released from any further obligation with respect to the production of the TV production (and in such event, the ownership of the treatment shall remain in Reid, free and clear of any claim of the Client). If Reid

and the Client agree upon the treatment and the budget, then and in that event, Reid shall do such things as are necessary to produce the TV production in accordance with the budget and the treatment, and in such event, the budget figure (plus the contingency reserve therein shown) shall be the maximum limit of the Client's liability for the production of the TV production. The budget shall specify the details of the TV production and the deadline by which it is to be completed.

(w) Miscellaneous Charges: Any charges not specifically provided for under the terms of this Agreement or any Exhibit to it shall be computed and determined under the terms of the Pricing Schedule attached hereto and made a part hereof by reference.

(x) Additional Provisions: The Client and Reid have agreed to the following:

(1) Reid shall take every reasonable precaution to safeguard any and all of the Client's property entrusted to Reid's custody or control, but in the absence of negligence on the part of Reid or willful disregard by Reid of the Client's property rights, Reid shall not be held responsible for any loss, damage, destruction or unauthorized use by others of any such property.

(2) Reid shall endeavor to the best of its knowledge and ability to guard against any

loss to the Client through failure of media or suppliers to execute their commitments, but Reid will not be held responsible for the failure of any third party to perform its commitment or promise.

(3) Reid reserves the right to refuse to undertake any campaign, prepare any advertising material or publicity, or cause the publication of any advertisement or article which in Reid's judgment would be misleading, indecent, libelous, unlawful, or otherwise prejudicial to the Client's interest or to Reid's.

(4) Without limiting the generality of any other exculpatory clause in this Agreement or its Exhibits, the parties have agreed that Reid shall not be liable for damages caused by (i) the non-performance, negligence or refusal of any carrier, telephone company, TV station or network, radio station, or broadcasting facility to transmit, mail, broadcast, or air the Client's programs, TV special or messages, or (ii) failure or refusal to transmit or receive responses to said programs. In such event, the Client may take such steps as it deems appropriate against the third party entity responsible for such failure.

(y) Production Deposit and Definition: If Reid

and the Client agree to the production of a TV production, then upon the approval of the treatment and budget in writing by Client, Client shall pay to Reid the advanced sums specified in the budget which shall be used by Reid as a working fund from which Reid billings may be paid. The deposit hereinabove mentioned (or its remaining balance) shall be applied against the last payment due under this function of the contract. Any reference in this Agreement to "TV production" is a reference to any film or videotape produced by (or under the supervision of) Reid under the terms of this Agreement or any extension or renewal thereof. The terms include, without limitation, films, tapes, videotapes, TV spots, and other TV productions, irrespective of their length or nature.

(z) Donor File and List: Irrespective of whether the Client does or does not pay the sums agreed to be paid hereunder and despite the provisions of any clause or paragraph in this contract to the contrary, Reid agrees that Client shall have complete and full ownership and control of any and all donor files and/or lists which are created, developed or enhanced during the progress of the work which is the subject of this Agreement, and Reid agrees not to possess, rent, exchange, sell or lease any such donor files and/or lists or any portion thereof

and Reid further agrees not to disclose to unauthorized third persons said donor files or lists without first obtaining the written approval of an officer of Client.

3 7 5 4
9 9 8 0 4 2 3
8. Miscellaneous Provisions: This Agreement represents the entire Agreement of the parties. This document may be signed in counter part and shall be binding on each of the parties when signed and furnished to the other a copy or counter part. Each of the parties agree to furnish reasonable cooperation in doing of the acts herein provided. Each of the parties has been represented by counsel, and ambiguities shall not be construed against either party as the drafter. This Agreement may not be assigned by either party. Time is of the essence in all things herein provided. The Pricing Schedule and all Exhibits listed below are incorporated herein by reference. Patial invalidity shall not invalidate the entire Agreement. Any prior agreements and/or negotiations are superseded by this Agreement and merged herein. This Agreement is to be performed in California and shall be governed by the laws of California. All references herein to the Exhibits is a collective reference to the Exhibits listed or referred to herein, plus the Pricing Schedule attached.

The attachments forming a part of this contract are entitled Pricing Schedule. Each page of this attachment

shall be initialed by an appropriate representative of the parties.

RUSS REID COMPANY, INC.

By

Kath Johnson

HABITAT FOR HUMANITY, INC.

By

William D. Fuller

Dated and signed this 23rd day of January, 1986

Witness to signature of Kath Johnson for RUSS REID COMPANY, INC.

BARBARO

ARLENE

Dated and signed this 10th day of January, 1986

Witness to signature of William D. Fuller for HABITAT FOR HUMANITY, INC.

David Solomon Bower

Jeff Fitchard

PRICING SCHEDULE to be appended to contract between RUSS REID CO. and Habitat for Humanity CLIENT, dated December 1, 1985.

SCHEDULE OF MARK-UPS AND CHARGES FOR SERVICES

	<u>Mark-up Rate/Desc. of Charges</u>
1. <u>Account Service</u> Includes basic planning, account supervision, analysis of results and development of recommendations	\$2500 per month To be reviewed in December of each year.
2. <u>Creative Service</u> Creative direction for writing of copy, layout and finished art.	Maximum billing of \$75,000 for the direct mail donor cultivation and prospecting mailings during each 12 month period of this contract.
3. <u>Art Materials, Type</u> Includes but is not limited to: Photography, print, models, props, accessories, retouching, illustrations, velox, film negative, masters, film, color keys, stripping, resizing	20% mark-up over actual cost
4. <u>Direct Mail and Printing</u> Includes but is not limited to: Outside envelopes, reply envelopes, letters, special mailing labels, complete package, computer print, inserts, lettershop, prep charges, printing, folders	20% mark-up over actual cost
5. <u>Mailing Lists</u> Includes but is not limited to: Tape processing, merge/purge, list rental, special analysis	20% commission and/or mark-up to achieve the equivalent
6. <u>List Exchanges</u>	\$10 per 1,000 names
7. <u>Miscellaneous Services</u> Travel and related expenses, direct mail postage advance, office telephone expense and postage Freight, shipping, delivery, express mail, Federal Express Local mileage	 No mark-up, net cost only 10% mark-up 20¢ per mile



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 22936

DATE FILMED _____ CAMERA NO. _____

CAMERAMAN _____

92040893757



FEDERAL ELECTION COMMISSION
WASHINGTON, D C 20463

THIS IS THE BEGINNING OF MUR # 22980

DATE FILMED 5/13/92 CAMERA NO. 3

CAMERAMAN JFC

22040893758

LAW OFFICES
SILVER, FREEDMAN & TAFF
(A PARTNERSHIP INCLUDING PROFESSIONAL CORPORATIONS)

1735 EYE STREET, N.W.

ELEVENTH FLOOR
WASHINGTON, D.C. 20006
(202) 429-6100

SIDNEY J. SILVER
ROBERT L. FREEDMAN, P.C.
BARRY P. TAFF, P.C.
HOWARD J. ROSS, P.C.
DAVID B. MYATT, P.C.
JAMES S. FLEISCHER, P.C.
JEFFREY M. WERTHAN, P.C.
LOIS G. JACOBS
KIP A. WEISSMAN*
EARL L. METHENY, P.C.*
CHERYL R. FRANK*
STEPHEN J. O'CONNOR
ILSA K. BUSH
DIANA M. SAVIT
JOHN J. SPIDI
MARTIN L. MEYROWITZ
DANIEL C. MCKAY II
RICHARD S. GARABEDIAN*
STEVEN M. ABRAMSON*
JANE M. KASPERAVICH*
CHRISTOPHER R. KELLY

* NOT ADMITTED IN D.C.

RECEIVED AT THE FEC
GCC#3495
87 JUN 1 48:40
OF COUNSEL

ROBERT N. LEVIN
JEAN ROSEN
SUSAN BIRD

TELECOPIER NUMBERS
(202) 833-3295
(202) 296-0710

WRITER'S DIRECT DIAL NUMBER
(202) 429-

May 29, 1987

Ms. Patty Reilly
Federal Election Commission
Washington, D.C. 20463

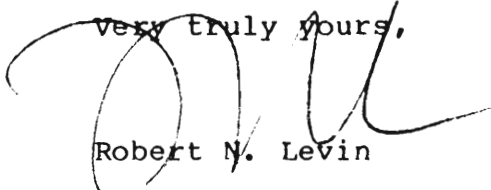
Re: MUR 2293

Dear Ms. Reilly:

Please find enclosed Answer and Document Production on behalf of Respondent Carol Enters List Company per the Commission discovery requests and subpoena.

Mike Cohen is and has been in Iowa. I have drafted responses based on information provided and forwarded them to Iowa and expect to be able to file on behalf of Mr. Cohen and Working Names Inc. shortly.

Very truly yours,


Robert N. Levin

RNL:mf
Enclosures

87 JUN 1 4:11:003

RECEIVED
GENERAL COUNSEL

92040893759

BEFORE THE FEDERAL ELECTION COMMISSION

IN RE: Carol Enters List Company, Inc.)

MUR 2293

Answers to Interrogatories

Q1. Identify the person from whom you obtained the List or the rights to a List entitled "Human Rights Proponents."

A1. Carol Enters List Co., Inc. ("CELCO") is a list broker. Working Names, Inc. is the manager of the list known as "Human Rights Proponents." The owner of this list is Supreme Lists, Inc. ("Supreme"). Carol Enters is the owner and/or controlling shareholder of both CELCO and Supreme. By contract dated August 16, 1985, Working Names, Inc. sold the list to Supreme. Thereafter, on occasion CELCO as broker arranged for the rental of that List to its mailers. Copies of the data card from Working Names, Inc. dated October 1985 and CELCO's data card dated April 1987 are attached as Exhibits.

Q2. Identify the person that first informed you about the existence of the List.

A2. Knowledge of the List was first presented to CELCO by Mike Cohen of Working Names, Inc.

Q3. Describe the negotiations between your organization and the person noted in your answer to question one, including but not limited to:

- a. the date the negotiations began and ended
- b. the price paid for the rights to the List

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c. representations or warranties made (if any) regarding the sources of names contained on the List and whether any names had been illegally obtained.

A3. As presented Interrogatory 3 is non-descriptive of the relationship between CELCO and Working Names, Inc. As per the data cards, the rental price, terms, etc. of the list are shown. CELCO received a commission of 20% of the rental fee on those occasions when its mailers rented names from the List.

With respect to the sale of the list by Working Names, Inc. to Supreme, the answers to parts (b) and (c) of Interrogatory 3 are contained in that certain contract between the parties dated August 16, 1985, a copy of which will be produced herewith. Negotiations concerning that contract began in July, 1985 and ended with the signing of the contract in August, 1985.

Q4. Identify all persons you have provided with the List, the dates of the provision and the fee paid by such person.

A4. See attached computer printout. It is believed that this list is complete. We are searching our records to see if there were any other mailers or transactions.

Q5. Describe the negotiations relating to your rental of the List to each person listed in your answer to question 4, including but not limited to, any warranties or representations regarding sources of the names on the List and whether any of these names had been illegally obtained.

A5. CELCO presented to mailers the data card attached. In a typical transaction mailers test the List and make their own

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determinations based on the results of the test as to whether they have any further interest in using the List. CELCO makes no warranties or representations in that CELCO is not the compiler of the List. CELCO had no knowledge and indeed today has no knowledge that any of the names on the subject List were obtained illegally.

Q6. State whether you modified the List prior to its rental to third parties.

A6. No.

RESPONSES TO REQUEST FOR DOCUMENTS AND MATERIALS

1. As noted above, CELCO arranges for the rental of the list to its mailers. Typical invoices or rental orders are attached. In addition, although arguably not called for, in order to make a complete response documents pertaining to the acquisition of the list from Working Names, Inc. by Supreme are also attached.

2. None.

I have answered the foregoing Interrogatories and responded to the foregoing Request for Documents and Materials on behalf of Carol Enters List Co., Inc. having been so authorized by said corporation to do so. My answers are based upon personal knowledge and are made under the pains and penalties of perjury.

Carol Enters List Co., Inc.

By:

Carol Enters
Carol Enters, President

Sworn and subscribed to before me this 28 day of May, 1987.

George P. Birmbaum
Notary Public

GEORGE P. BIRNBAUM
Notary Public, State of New York
No. 400000
Qualified in New York County
Commission Expires ~~March 30, 1989~~

My Commission Expires: 1/31/89

Jan 31, 1989

2240893762

84,667

Liberal Contributors

\$60/M

Individuals who have given - and given generously - to organizations whose aim is to elevate the standards of HUMAN EXPERIENCE so "all" can enjoy the rights that are guaranteed by the constitution of the United States.

These liberal individuals backed their beliefs with extremely large gifts - some having given multiply.

LIST WILL CONTINUE TO GROW

SAMPLE MAILING PIECE REQUIRED FOR APPROVAL

DATE 4/87

SOURCE

Mostly Dir Mail

AVERAGE

None under \$200 - and UP
SEX

MINIMUM ORDER

5,000

SELECTION

State-\$3/M

SCF-\$3.50/M

Zip-\$5/M

KEY CODING

\$1.00/M

ADDRESSING FORMAT

4-Up Cheshire

Mag Tape MUST BE RET'D

CECO  **carol enters list co.**

322 EIGHTH AVENUE, NEW YORK, N.Y. 10001 • (212) 243-8090

LIST BROKER
LIST CONSULTANT
LIST MANAGER

We believe this information is correct - we cannot guarantee accuracy of the list nor the outcome of the mailing
List is in ZIP sequence unless specified



D

HUMAN RIGHTS PROPONENTS

40,252

15,000

Liberal Contributors

\$60/M

Individuals who have given - and given generously - to organizations whose aim is to elevate the standards of HUMAN EXPERIENCE so "all" can enjoy the rights that are guaranteed by the constitution of the United States.

These liberal individuals backed their beliefs with extremely large gifts - some having given multiply.

SOURCE: Mostly Direct Mail

AVERAGE: None under \$200 - and UP

LIST WILL CONTINUE TO GROW

SAMPLE MAILING PIECE REQUIRED FOR APPROVAL

OCTOBER 1985

Minimum Test 5,000

Keycoding \$1/M

Special Select \$3/M STATE
\$3.50/M SCF
\$5/M ZIP

AVAILABLE:

4-Up Cheshire

Mag Tape MUST BE RETURNED

Additional Information:

call Harriet Heyman at

WORKING NAMES, INC.

11600 Bolling Brook Place
Rockville, Maryland 20852

(301) 231-8001

List : HUMAN RIGHTS PROPONENTS (CM)

List Usage Report

Run on 1/28/77

Date	Order No.	E/R	Mail Dt	Thru	Ordered	Segment Description	Account Name
12/30/85	25228	R	03/24/86		5,000	Liberal Contributors	AMERICAN FOUNDATION FOR THE
09/19/86	30192	R	11/17/86		15,000	Liberal Contributors	AMERICAN FOUNDATION FOR THE
11/21/86	31328	R	03/03/87		15,000	Liberal Contributors	AMERICAN FOUNDATION FOR THE
01/21/87	32060	R	04/13/87		5,000	Liberal Contributors	AMERICAN FOUNDATION FOR THE
05/28/86	27690	E	06/23/86	85	5,000	LIBERAL CONTRIBUTORS	AMERICAN FOUNDATION FOR THE
05/04/86	26509	R	04/28/86		5,000	Liberal Contributors	AMERICAN FOUNDATION FOR THE
04/30/86	27053	R	06/23/86		10,000	Liberal Contributors	AMERICAN FOUNDATION FOR THE
09/10/86	35011	R	10/20/86		10,000	Liberal Contributors	AMERICAN FOUNDATION FOR THE
05/07/87	35335	R	06/08/87		20,000	Liberal Contributors	AMERICAN FOUNDATION FOR THE
03/14/86	26498	R	07/07/86		5,000	Liberal Contributors	AMERICAN FOUNDATION FOR THE
07/07/86	28594	R	11/03/86		5,000	Liberal Contributors	AMERICAN FOUNDATION FOR THE
11/07/86	28557	R	01/27/86		5,000	Liberal Contributors	AMERICAN FOUNDATION FOR THE
01/07/86	28283	R	09/29/86		3,000	Liberal Contributors	AMERICAN FOUNDATION FOR THE
01/11/85	28881	R	03/17/85	93	5,000	Liberal Contributors	AMERICAN FOUNDATION FOR THE
01/27/86	26251	R	07/07/86		10,000	Liberal Contributors	AMERICAN FOUNDATION FOR THE
07/25/86	28841	R	10/27/86		5,000	Liberal Contributors	AMERICAN FOUNDATION FOR THE
12/10/86	31575	R	01/12/87		5,000	Liberal Contributors	AMERICAN FOUNDATION FOR THE
07/14/86	28496	R	10/15/86		5,000	Liberal Contributors	AMERICAN FOUNDATION FOR THE
06/20/86	29087	R	11/10/86		5,000	Liberal Contributors	AMERICAN FOUNDATION FOR THE
08/07/86	29181	R	11/24/86		5,000	Liberal Contributors	AMERICAN FOUNDATION FOR THE
11/21/86	31324	L	03/09/87		5,000	Liberal Contributors	AMERICAN FOUNDATION FOR THE
02/03/86	29806	R	05/05/86	79	5,000	Liberal Contributors	AMERICAN FOUNDATION FOR THE
06/06/86	27853	R	09/14/86		5,000	Liberal Contributors	AMERICAN FOUNDATION FOR THE
05/07/87	33209	R	09/22/87		30,000	Liberal Contributors	AMERICAN FOUNDATION FOR THE
11/04/85	24018	R	02/10/86		5,000	Liberal Contributors	AMERICAN FOUNDATION FOR THE
11/08/85	24476	R	03/03/86		10,000	Liberal Contributors	AMERICAN FOUNDATION FOR THE
05/27/86	27674	R	08/25/86		5,000	Liberal Contributors	AMERICAN FOUNDATION FOR THE
06/25/86	28192	R	09/29/86		10,000	Liberal Contributors	AMERICAN FOUNDATION FOR THE
11/13/86	31073	R	03/09/87		49,000	LIBERAL CONTRIBUTORS	AMERICAN FOUNDATION FOR THE
08/07/86	29125	R	09/01/86	51	5,000	Liberal Contributors	AMERICAN FOUNDATION FOR THE
05/07/86	27791	R	07/22/86		7,000	Liberal Contributors	AMERICAN FOUNDATION FOR THE
01/07/86	26453	R	04/28/86		5,000	Liberal Contributors	AMERICAN FOUNDATION FOR THE
01/07/86	28517	R	09/29/86		5,000	Liberal Contributors	AMERICAN FOUNDATION FOR THE
11/07/86	31007	R	11/24/86		3,000	Liberal Contributors	AMERICAN FOUNDATION FOR THE
10/17/86	30733	R	11/17/86	99	10,000	Liberal Contributors	AMERICAN FOUNDATION FOR THE
09/17/86	30059	R	11/10/86		3,000	Liberal Contributors	AMERICAN FOUNDATION FOR THE
04/01/86	26702	R	05/12/86	72	4,000	Liberal Contributors	AMERICAN FOUNDATION FOR THE
08/08/86	29204	R	11/03/86		5,000	Liberal Contributors	AMERICAN FOUNDATION FOR THE
01/14/86	29420	R	03/17/86		5,000	Liberal Contributors	AMERICAN FOUNDATION FOR THE
10/22/86	30817	R	01/19/87		5,000	Liberal Contributors	AMERICAN FOUNDATION FOR THE
09/18/86	30138	R	10/20/86	69	5,000	Liberal Contributors	AMERICAN FOUNDATION FOR THE
04/10/86	28041	R	05/02/86	69	5,000	Liberal Contributors	AMERICAN FOUNDATION FOR THE
09/29/86	27225	R	10/20/86	69	10,000	Liberal Contributors	AMERICAN FOUNDATION FOR THE
03/11/86	27206	R	04/14/86		5,000	Liberal Contributors	AMERICAN FOUNDATION FOR THE
07/22/86	28703	R	09/08/86		5,000	Liberal Contributors	AMERICAN FOUNDATION FOR THE
08/11/86	27227	R	09/01/86		5,000	Liberal Contributors	AMERICAN FOUNDATION FOR THE
12/30/86	31826	R	01/19/87	67	5,000	Liberal Contributors	AMERICAN FOUNDATION FOR THE

Number of orders : 41

41

Amount of money ordered : 411000

411000

4 9 7 2 6 8 0 4 2 2 9

920893765

AN GRAC - AXELSON
& ALE AMOWSKY
ATTORNEYS AT LAW
1000 K STREET
RUCKVILLE MD 20850
MD 424 0880
4000 STREET NW
SUITE 612
WASHINGTON DC 20036
202 672 8393

1. Purchase and Sale. WNI hereby sells to Purchaser, in accordance with the terms of this Agreement, no less than Four Hundred Thousand (400,000) names of contributors from the List (the "Purchased Names"), such Purchased Names to be selected by WNI according to criteria designated by Purchaser (the "Grouping Criteria"). The Grouping Criteria shall consist of names drawn from the List titles of Liberal and Independent, Health and Welfare Causes, Overseas Relief, and Jewish Contributors only. To effect this sale, WNI shall

provide to Purchaser, on the delivery schedule set forth in Paragraph 2 hereof, all available documents showing each contributor's name(s), address, city, state, zip code, the dollar amount of contributions made, the name of the political entity to which the contributions were made and the date of the report listing such contributions.

2. Delivery of the Purchased Names. WNI shall deliver to Purchaser the Purchased Names at the rate of no less than Fifteen Thousand (15,000) names per week, commencing with the week following the date on which this Agreement is executed, in a manner determined by Purchaser in consultation with WNI to take account of the frequency of updating of the List so as to obtain the latest version of the List and the most current information on the Purchased Names.

3. Price and Payment. In consideration of the purchase and sale of the Purchased Names described in Paragraph 1 and the other terms and conditions of this Agreement, Purchaser agrees to pay WNI the sum of Sixty-four Thousand Dollars (\$64,000.00), to be paid as follows: Fifteen Thousand Dollars (\$15,000.00) upon execution of this Agreement; Twenty-five Thousand Dollars (\$25,000.00) on October 1, 1985, as evidenced by a non-negotiable promissory note executed by Purchaser on the date of execution of this Agreement; and Twenty-four Thousand Dollars (\$24,000.00) on January 1, 1986, as evidenced by a non-negotiable promissory note executed by Purchaser on the date of execution of this Agreement. Said promissory notes shall not bear any interest if paid on the due date or within five (5) days. If not paid on the due date or within five (5) days thereafter, the notes shall bear interest from the due date at the rate of the prime rate per annum charged by Riggs National Bank as of the due date.

4. Management. WNI agrees to manage the use of the Purchased Names, and WNI shall receive a fee therefor in the amount of Ten Percent (10%) of the rental fees received by Purchaser for use of the Purchased Names. Said amounts shall be deducted from rental fees collected by WNI from the users or brokers of the Purchased Names and the balance of said rental fees promptly remitted to Purchaser.

5. Exclusivity; Non-Disclosure. For a period of ten (10) years from the date of this Agreement, WNI shall not (a) sell the Purchased Names or any other names from the Grouping Criteria to any other party; or (b) reveal, disclose, or make known to any other party, the Purchased Names, any other names from the Grouping Criteria, the Grouping Criteria themselves or the source of the List or any other information furnished to WNI from Purchaser, if such disclosure results in the use of the names sold hereunder or the source of the List (except to those employees, agents and attorneys of WNI necessary to obtain or make use of the List in the manner provided for in this Agreement); or (c) retain a copy of the Purchased Names in any form, whether in hard copy, computer or any other recorded or mechanical format. For a period of ten (10) years from the date of this Agreement, neither party shall reveal, disclose, or make known to any other party the origin or source of the List, if such disclosure results in the use of the source of the List. In the event either party violates their respective obligations under this exclusivity portion of the Agreement, the parties agree that the other party shall be entitled to immediate injunctive relief to restrain the disclosing party's actions in violation of this Agreement without the necessity of the other party having to prove irreparable injury. In addition, since the damages which would be caused to Purchaser by WNI by a violation of WNI's obligations under this exclusivity portion of this Agreement would be

difficult or impossible of measurement, WNI agrees to pay liquidated damages to the Purchaser in the amount of Three Hundred Thousand Dollars (\$300,000.00) upon a showing of a violation by WNI of its obligations under this exclusivity portion of this Agreement if such violation results in the use of the names sold hereunder or the use of the source of the List.

6. Right of First Offer and First Refusal; Option for Additional Names.

(a) In the event that WNI wishes to sell names on the List other than the Purchased Names and names from the Grouping Criteria, WNI shall first offer to sell such other names to Purchaser and shall thereafter allow Purchaser an opportunity for thirty (30) days to match any offer to purchase such other names by a third party, provided, however, that if Purchaser knows that Purchaser has no interest in the names offered by WNI, Purchaser will promptly inform WNI that it may sell such names to a third party. If Purchaser matches such offer within said thirty (30) day period, WNI shall sell such other names to Purchaser on the offered terms and conditions; otherwise, Purchaser shall have no further rights to such other names.

(b) By way of addition to and not limitation of subparagraph (a) of this Paragraph 6, upon completion of delivery to Purchaser by WNI of the entire Four Hundred Thousand (400,000) Purchased Names as provided hereinabove, WNI hereby grants to Purchaser, and Purchaser shall have, the option for five (5) years thereafter, exercisable in Purchaser's sole discretion, to require WNI to continue to furnish and sell to Purchaser additional names from the Grouping Criteria ("Additional Names") on the same delivery schedule set forth in Paragraph 2 (i.e., Fifteen Thousand names per week). WNI shall pay the costs of collecting and furnishing the Additional Names to Purchaser, and Purchaser shall pay the costs of keypunching the Additional Names. WNI shall manage the use of the Additional Names, and any

monies received from the rental or commercial use of the Additional Names (not including the Purchased Names) shall be divided between WNI and the Purchaser, after brokerage commissions, management fees, computer charges, and shipping charges, as follows: thirty-five percent (35%) to WNI and sixty-five percent (65%) to Purchaser. The Additional Names shall become the property of and shall be solely owned by Purchaser. In the event that WNI continues to furnish and sell Additional Names to Purchaser after the end of the ten (10) year exclusivity period set forth in Paragraph 5, the exclusivity period shall be extended until two (2) years after the last date on which WNI furnishes and sells Additional Names to Purchaser.

7. Warranties and Representations. WNI agrees, warrants, and represents to Purchaser that:

(a) WNI has not revealed, disclosed, or made known to any other person except those attorneys, agents, and employees of WNI necessary to obtain or make use of the List in the manner provided for in this Agreement, the origin or source of the List or any of the names on or from the List, nor has WNI previously used or sold any of the names on or from the List;

(b) WNI has not previously sold or licensed to any person any of the names on or from the List or the origin or source of the List;

(c) WNI believes that it is and will be lawful and proper for WNI and Purchaser freely to copy and commercially use the names on the List, and that WNI has no information which would lead a reasonable person to believe that the copying and commercial use of names on or from the List is or will be unlawful, improper, or unauthorized by any Federal, State, or local government agency;

(d) WNI has obtained an opinion from counsel (a redacted copy of which is attached hereto) that the copying and commercial use of names on or

from the List is neither unlawful nor unauthorized by any government or agency and has made Purchaser the beneficiary of such opinion of counsel by informing counsel that Purchaser is relying on such opinion.

8. Indemnity. WNI shall indemnify and hold Purchaser harmless from all damages, costs, expenses, losses, and attorneys' fees incurred by Purchaser as a result of any violation by WNI of any of the terms of this Agreement, including but not limited to the warranties and representations contained in Paragraph 7 or in the event that the use of the list is declared to be illegal or unauthorized by any governmental agency or political entity, provided that if the names purchased hereunder are mixed by the Purchaser with names from other sources this indemnity shall be null and void unless the names for which the claim is made are identified as having been purchased hereunder.

9. Repurchase Guarantee. In the event that Purchaser, having made good faith efforts to market the use of the Purchased Names, has not received a total of One Hundred Thousand Dollars (\$100,000.00) in fees from the use or sale of the Purchased Names or those purchased under Paragraph 6 by a date two (2) years from the date of this Agreement, WNI agrees, at the option and in the sole discretion of Purchaser, to repurchase from Purchaser the Purchased Names and other names purchased under Paragraph 6 and to pay Purchaser therefor the sum of One Hundred Thousand Dollars (\$100,000.00), less the gross earnings of Purchaser from the Purchased Names and the names purchased under Paragraph 6 minus computer keypunching and running and shipping charges incurred, such sum to be paid to Purchaser by WNI within three (3) months thereafter.

10. Reservation of Rights. So long as the source of the List is known only to WNI, WNI reserves all rights to the List other than (a) the Purchased

Names and (b) any other names provided to Purchaser under Paragraph 6.

11. Assignment. This Agreement may not be assigned by either party, provided, however, that Purchaser may make unrestricted commercial use, including rental or resale, of the Purchased Names and any other names provided to Purchaser under Paragraph 6. Purchaser shall inform WNI of any resale or commingling of lists, which commingling shall contain information sufficient to identify the source of the names.

12. Default. In the event Purchaser fails to pay any of the payments described in Paragraph 3 when due, upon ten (10) days written notice to Purchaser by WNI and Purchaser's failure to make the outstanding payment within an additional five (5) days, WNI shall have no further obligation to continue to deliver the Purchased Names to Purchaser.

13. Jurisdiction and Consent to Service of Process. WNI and its principals agree that any dispute or controversy related to, arising out of, or concerning this Agreement or the purchase and sale of names from the List hereunder shall be decided by a court of competent jurisdiction (whether Federal or State) in New York State. WNI and its principals hereby waive any objection to and agree not to contest the personal jurisdiction of the New York courts in any such dispute or controversy. WNI and its principals also hereby consent and agree that, without excluding any other lawful means of service of process on them in such dispute or controversy, it shall be complete, good, and sufficient service of process on WNI and its principals to mail a copy of such process by certified mail, return receipt requested, to WNI and its principals at the address for WNI set forth in Paragraph 15.

14. Construction. This Agreement sets forth the entire Agreement between the parties, and may not be amended or modified without a written document

executed by the parties. This Agreement shall be construed in conformity with the laws of the State of New York. Should any provision of this Agreement be void or unenforceable, such provision shall be deemed omitted, and this Agreement with such provision omitted shall remain in effect.

15. Notice. Any notice required by this Agreement shall be addressed as follows:

to WNI:

WORKING NAMES, INC.
c/o Meyer T. Cohn
11600 Boiling Brook Parkway
Rockville, Maryland 20852

with a copy to:

Jeffrey M. Axelson, Esquire
VAN GRACK, AXELSON & WILLIAMOWSKY
109 North Adams Street
Rockville, Maryland 20850

and if to Purchaser:

SUPREME LISTS, INC.
c/o Richenthal & Birnbaum, P.C.
950 Third Avenue
New York, New York 10022

with a copy to:

George Birnbaum, Esquire
Richenthal & Birnbaum, P.C.
950 Third Avenue
New York, New York 10022

IN WITNESS WHEREOF, the parties have executed this Agreement as of the date first above written.

WORKING NAMES, INC.

Witness

By:

Meyer T. Cohn
Meyer T. Cohn, President

SUPREME LISTS, INC.

Witness

By:

Carol Enters
Carol Enters, President

WORKING NAMES, INC.

11600 Boiling Brook Place
Rockville, Maryland 20852

301/231-8001

DIRECT MAIL CONSULTANTS
FUND RAISING
LIST MANAGEMENT



August 14, 1985

Mr. George P. Birnbaum
Richenthal & Birnbaum, P.C.
950 Third Ave.
New York, NY 10022

Dear Mr. Birnbaum:

Enclosed is the final approved copy of the agreement.

In speaking with Ms. Enters, we thought you might like to be present at the closing.

We are both prepared to meet with you Friday morning (8/16) for breakfast, or in the alternative we will be meeting together Thursday at 6:00.

In any event, we leave it in your hands.

I have informed and sent a copy of this agreement and the redacted copy of the letter to Leslie Kerman, ESQ. per Page 5, paragraph 7(d). Should she have a problem with the wording, I will ask her to call you directly.

Thank you for the care and attention you have given this matter.

Sincerely,

Meyer T. Cohen

MTC/bh

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GUARANTY

GUARANTY, dated as of August , 1985, by Meyer T. Cohn and Harriet Heyman (the "Guarantors") to Supreme Lists, a New York corporation ("Purchaser").

WHEREAS, Working Names, a Maryland corporation ("WNI"), and Purchaser have entered into an Agreement of even date upon and subject to the terms and conditions of which WNI has sold to Purchaser certain names from a mailing list, made certain warranties and representations, including but not limited to certain promises of exclusivity and confidentiality, and made certain other agreements with respect to the provision of additional names (the "Purchase Agreement"); and WHEREAS,

the Guarantors own all of the issued and outstanding shares of capital stock of WNI;

NOW, THEREFORE, for value received, for the purpose of inducing Purchaser to enter into the Agreement, and intending to be legally bound hereby, the Guarantors covenant and agree as follows:

1. Joint and Several Guaranty

The Guarantors, jointly and severally, hereby absolutely and unconditionally guarantee to Purchaser and its successors, the full, timely and faithful performance and discharge by WNI of all the covenants, agreements, warranties, representations and undertakings to be performed and discharged by WNI under and pursuant to the Purchase Agreement.

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2. Obligations Absolute and Unconditional

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The obligations of each of the Guarantors hereunder are absolute and unconditional and shall remain in full force and effect until the Guarantors shall have fully discharged all of their obligations to Purchaser under this Guaranty and until WNI shall have fully discharged all of its obligations to Purchaser under the Purchase Agreement, and shall not be released, discharged or impaired in any way by reason of: (a) the lack of prior enforcement by Purchaser of any rights against WNI or either of the Guarantors, (b) the dissolution of Purchaser, (c) the failure to give notice to either of the Guarantors of the occurrence of a breach of this Guaranty or of a breach of the Purchase Agreement, (d) the extension of the time for performance of any obligations, covenants or agreements under or arising out of the Purchase Agreement, or (e) any other circumstance which might in the absence of this Section 2 constitute a legal or equitable release or discharge of the Guarantors from the performance or observance of any obligation, covenant or agreement contained in this Guaranty or limit the recourse of Purchaser against the Guarantors; nor shall the obligations of the Guarantors hereunder be affected in any way by any bankruptcy, arrangement, reorganization or similar proceeding for relief of debtors under Federal or State law hereinafter initiated by or against WNI. Purchaser need not exhaust its remedies against WNI before proceeding against either or both of the Guarantors hereunder.

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This Guaranty and all of the provisions hereof shall be binding upon the Guarantors and their respective successors, executors, legatees, distributees, administrators and legal representatives.

(c) This guaranty shall not be modified or terminated prior to WNI's discharge under the Purchase Agreement, except in a writing signed by Purchaser.

IN WITNESS WHEREOF, the Guarantors have duly executed this Guaranty as of the date first above written.


Meyer T. Cohn


Harriet Heyman

92240893777

VAN GRACK, AXELSON & WILLIAMOWSKY

ATTORNEYS AND COUNSELORS AT LAW

109 NORTH ADAMS STREET

ROCKVILLE, MARYLAND 20850

JEFFREY M. AXELSON (D.C., MD., FL.)
STEVEN VAN GRACK (D.C., MD.)
SAMUEL D. WILLIAMOWSKY (D.C., MD.)

(301) 424-0880

BRUCE M. BENDER (D.C., MD., ILL.)

OF COUNSEL

WILLIAM T. NEWMAN, JR. (D.C., VA.)

2000 L STREET, N.W.

SUITE 612

WASHINGTON, D.C. 20036

(202) 872-8393

2009 NORTH 14TH STREET

SUITE 307

ARLINGTON, VIRGINIA 22201

August 8, 1985

George Birnbaum, Esquire
Richenthan & Birnbaum, P.C.
950 Third Avenue
New York, New York 10022

Re: Agreement between Working Names,
Inc. and Supreme Lists, Inc.

Dear Mr. Birnbaum:

Enclosed is a copy of the revised draft of the Agreement between Working Names, Inc. and Supreme Lists, Inc. Jeffrey M. Axelson requested that this be sent to you for your review.

Mr. Axelson also requested that you contact him on Friday, August 9th, before 3:30 p.m., with any comments or changes. He will be leaving at that time to go out of town for a week.

If you have any questions, please do not hesitate to contact this office.

Sincerely,
VAN GRACK, AXELSON & WILLIAMOWSKY

By:

Jill C. Wakefield
Jill C. Wakefield
Assistant to Jeffrey M. Axelson

/jcw
Enclosure

92040893778

AGREEMENT

This Agreement, effective the _____ day of _____, 1985, by and between WORKING NAMES, INC., 11600 Boiling Brook Parkway, Rockville, Maryland 20852 (hereinafter referred to as "WNI"), and SUPREME LISTS, INC., whose address is c/o RICHENTHAL & BIRNBAUM, P.C., 950 Third Avenue, New York, New York 10022 (hereinafter referred to as "Purchaser").

WHEREAS, WNI is a mailing list management company and has in its possession and knowledge a mailing list of contributors to numerous, various, and sundry political bodies and entities (hereinafter referred to as "List"); and

WHEREAS, Purchaser desires to purchase a substantial portion of the names on the List on an exclusive basis for a certain time period for its own use and benefit; and

WHEREAS, WNI desires to manage the use of the names purchased hereunder, and Purchaser desires WNI to do so;

NOW THEREFORE, for adequate consideration, receipt of which is hereby acknowledged, it is agreed as follows:

1. Purchase and Sale. WNI hereby sells to Purchaser, in accordance with the terms of this Agreement, no less than Four Hundred Thousand (400,000) names of contributors from the List (the "Purchased Names"), such Purchased Names to be selected by WNI according to criteria designated by Purchaser (the "Grouping Criteria"). The Grouping Criteria shall consist of names drawn from the List titles of Liberal, Health and Welfare Causes, Overseas Relief, and _____ only. To effect this sale, WNI shall provide

to Purchaser, on the delivery schedule set forth in Paragraph 2 hereof, all available documents showing each contributor's name(s), address, city, state, zip code, the dollar amount of contributions made, the name of the political entity to which the contributions were made and the date of the report listing such contributions.

2. Delivery of the Purchased Names. WNI shall deliver to Purchaser the Purchased Names at the rate of no less than Fifteen Thousand (15,000) names per week in a manner determined by Purchaser in consultation with WNI to take account of the frequency of updating of the List so as to obtain the latest version of the List and the most current information on the Purchased Names.

3. Price and Payment. In consideration of the purchase and sale of the Purchased Names described in Paragraph 1 and the other terms and ^{conditions} considerations of this Agreement, Purchaser agrees to pay WNI the sum of Sixty-four Thousand Dollars (\$64,000.00), to be paid as follows: Fifteen Thousand Dollars (\$15,000.00) upon execution of this Agreement; Twenty-five Thousand Dollars (\$25,000.00) on October 1, 1985, as evidenced by a non-negotiable promissory note executed by Purchaser on the date of execution of this Agreement; and Twenty-four Thousand Dollars (\$24,000.00) on January 1, 1986, as evidenced by a non-negotiable promissory note executed by Purchaser on the date of execution of this Agreement. Said promissory notes shall not bear any interest if paid on the due date or within five (5) days. The notes shall bear interest ^{from the due date} at the rate of the prime rate ^{per annum} charged by Riggs National Bank at the due date ^{per annum} from the date of execution if not paid on the due date.

4. Management. WNI agrees to manage the use of the Purchased Names, and WNI shall receive a fee therefor in the amount of Ten Percent (10%) of the

rental fees received by Purchaser for use of the Purchased Names. Said amounts shall be deducted from rental fees collected by WNI from the users or brokers of the Purchased Names and the balance of said rental fees promptly remitted to Purchaser.

5. Exclusivity; Non-Disclosure. For a period of ten (10) years from the date of this Agreement, WNI shall not (a) sell the Purchased Names or any other names from the Grouping Criteria to any other party; or (b) reveal, disclose, or make known to any other party, the Purchased Names, any other names from the Grouping Criteria, ~~or the~~ origin or source of the List.

For a period of ten (10) years from the date of this Agreement,
Neither party shall reveal, disclose, or make known to any other party the

~~Grouping Criteria~~ ^{themselves} or any other information furnished to WNI from Purchaser.

In the event either party violates ^{their respective obligations under} this exclusivity portion of the Agreement, the parties agree that the other party shall be entitled to immediate injunctive relief to restrain the disclosing party's actions in violation of this Agreement without the necessity of the other party having to prove irreparable injury. In addition, since the damages which would be caused to

~~the non-disclosing party by the disclosing party by~~ ^{Purchaser by WNI} ~~violation of this~~ ^{WNI's obligations}

exclusivity portion of this Agreement would be difficult or impossible of measurement, ^{WNI} the disclosing party agrees to pay liquidated damages to the

~~other party~~ ^{Purchaser} in the amount of Three Hundred Thousand Dollars (\$300,000.00) upon

a showing of a violation ^{by WNI of this obligation} of this exclusivity portion of this Agreement. ~~names~~

~~provided hereunder to any other party during the term of this Agreement. In~~

~~the event either party violates this exclusivity portion of this Agreement,~~

~~the other party shall be entitled to damages and/or injunctive or equitable~~

~~relief.~~

6. Right of First Offer and First Refusal; Option for Additional Names.

(a) In the event that WNI wishes to sell names on the List other

than the Purchased Names and names from the Grouping Criteria, WNI shall first offer to sell such other names to Purchaser and shall thereafter allow Purchaser an opportunity for ^{thirty (30)}~~ten (10)~~ days to match any offer to purchase such other names by a third party, If Purchaser matches such offer within said ^{thirty (30)}~~ten (10)~~ day period, WNI shall sell such other names to Purchaser on the offered terms and conditions; otherwise, Purchaser shall have no further rights to said other names.

(b) By way of addition to and not limitation of subparagraph (a) of this Paragraph 6, upon completion of delivery to Purchaser by WNI of the entire Four Hundred Thousand (400,000) Purchased Names as provided hereinabove, WNI hereby grants to Purchaser, and Purchaser shall have, the option for five (5) years thereafter, exercisable in Purchaser's sole discretion, to require WNI to continue to furnish and sell to Purchaser additional names from the Grouping Criteria ("Additional Names") on the same delivery schedule set forth in Paragraph 2 (i.e., Fifteen Thousand names per week). WNI shall pay the costs of collecting and furnishing the Additional Names to Purchaser, and Purchaser shall pay the costs of keypunching the Additional Names. WNI shall manage the use of the Additional Names, and any monies received from the rental or commercial use of the Additional Names (not including the Purchased Names) shall be divided between WNI and the Purchaser, after brokerage commissions, management fees, computer charges, and shipping charges, as follows: thirty-five percent (35%) to WNI and sixty-five percent (65%) to Purchaser. The Additional Names shall become the property of and shall be solely owned by Purchaser. In the event that WNI continues to furnish and sell Additional Names to Purchaser after the end of the ten (10) year exclusivity period set forth in Paragraph 5, the exclusivity period shall be extended until two (2) years after the last date on which WNI furnishes and

provided, however,
that if Purchaser
knows that
Purchaser has no
interest in the
names offered by
WNI, Purchaser
will promptly
inform WNI that
it may sell such
names to a third
party.

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sells Additional Names to Purchaser.

7. Warranties and Representations. WNI agrees, warrants, and represents to Purchaser that:

(a) WNI has not revealed, disclosed, or made known to any other person the origin or source of the List or any of the names on or from the List, nor has WNI previously used or sold any of the names on or from the List;

(b) WNI has not previously sold or licensed to any person any of the names on or from the List or the origin or source of the List;

(c) WNI believes that it is and will be lawful and proper for WNI and Purchaser freely to copy and commercially use the names on the List, and that WNI has no information which would lead a reasonable person to believe that the copying and commercial use of names on or from the List is or will be unlawful, improper, or unauthorized by any Federal, State, or local government agency;

(d) WNI has obtained an opinion from counsel (a redacted copy of which is attached hereto) that the copying and commercial use of names on or from the List is neither unlawful nor unauthorized by any government or agency and has made Purchaser the beneficiary of such opinion of counsel by informing counsel that Purchaser is relying on such opinion.

8. Indemnity. WNI shall indemnify and hold Purchaser harmless from all damages, costs, expenses, losses, and attorney's fees incurred by Purchaser as a result of any violation by WNI of any of the terms of this Agreement, including but not limited to the warranties and representations contained in Paragraph 7 or in the event that the use of the list is declared to be illegal or unauthorized by any governmental agency or political entity.

✓

9. Repurchase Guarantee. In the event that Purchaser, having made ~~and~~ good faith efforts to market the use of the Purchased Names, has not received a total of One Hundred Thousand Dollars (\$100,000.00) in fees from the use of the Purchased Names by a date two (2) years from the date of this Agreement, WNI agrees, at the option and in the sole discretion of Purchaser, to repurchase from Purchaser the Purchased Names and to pay Purchaser therefor the sum of One Hundred Twenty Thousand Dollars (\$120,000.00), less the gross earnings of Purchaser from the Purchased Names minus computer and shipping charges incurred, such sum to be paid to Purchaser by WNI within three (3) months thereafter.

10. Reservation of Rights. So long as the source of the List is known only to WNI and Purchaser, WNI reserves all rights to ~~the source of~~ the List ~~and to any and all names from the List~~ other than ^(a) the Purchased Names and ^(b) any other names provided to Purchaser under Paragraph 6, ~~and Purchaser agrees that it will have no rights in names from the List other than the Purchased Names and any other names provided to Purchaser under Paragraph 6.~~

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11. Assignment. This Agreement may not be assigned by either party, ~~However, that~~ ^{that} Purchaser may ~~resell the Names provided no disclosure of the List or its source is made.~~ ^{make unrestricted commercial use, including rental or ~~with~~ resale,} of the Purchased Names ~~and any other names provided to Purchaser under Paragraph 6.~~

12. Default. In the event Purchaser fails to pay ^{any of} the promissory notes or payments described ^{in Paragraph 5} herein when due, ~~Purchaser's rights to the Names sold~~ ^{will shall, upon ~~first~~ two (2) days} ~~hereunder shall immediately terminate, without further notice, and Purchaser shall return all Names to WNI.~~ ^{written notice to Purchaser, and Purchaser's failure to make payment of the outstanding payment, WNI shall have no further obligation to ~~continue~~ deliver the Purchased Names to Purchaser.}

13. Jurisdiction and Consent to Service of Process. WNI and its principals agree that any dispute or controversy related to, arising out of, or concerning this Agreement or the purchase and sale of names from the List

hereunder shall be decided by a court of competent jurisdiction (whether Federal or State) in New York State. WNI and its principals hereby waive any objection to and agree not to contest the personal jurisdiction of the New York courts in any such dispute or controversy. WNI and its principals also hereby consent and agree that, without excluding any other lawful means of service of process on them in such dispute or controversy, it shall be complete, good, and sufficient service of process on WNI and its principals to mail a copy of such process by certified mail, return receipt requested, to WNI and its principals at the address for WNI set forth in Paragraph ¹⁵~~14~~.

14. Construction. This Agreement sets forth the entire Agreement between the parties, and may not be amended or modified without a written document executed by the parties. This Agreement shall be construed in conformity with the laws of the State of New York. Should any provision of this Agreement be void or unenforceable, such provision shall be deemed omitted, and this Agreement with such provision omitted shall remain in effect.

15. Notice. Any notice required by this Agreement shall be addressed as follows:

to WNI:

WORKING NAMES, INC.
c/o Meyer T. Cohn
11600 Boiling Brook Parkway
Rockville, Maryland 20852

with a copy to:

Jeffrey M. Axelson, Esquire
VAN GRACK, AXELSON & WILLIAMOWSKY
109 North Adams Street
Rockville, Maryland 20850

and if to Purchaser:

SUPREME LISTS, INC.
c/o Richenthal & Birnbaum, P.C.
950 Third Avenue
New York, New York 10022

with a copy to:

George Birnbaum, Esquire
Richenthal & Birnbaum, P.C.
950 Third Avenue
New York, New York 10022

IN WITNESS WHEREOF, the parties have executed this Agreement as of the
date first above written.

WORKING NAMES, INC.

Witness

By:

Meyer T. Cohn, President

SUPREME LISTS, INC.

Witness

By:

Carole Enters, President

As to Paragraph 7 only:

WORKING NAMES, INC.

By:

Meyer T. Cohn, President

By:

Harriett Heyman, Vice President

GUARANTY

GUARANTY, dated as of August , 1985, by Meyer T. Cohn and Harriet Heyman (the "Guarantors") to Supreme Lists, a New York corporation ("Purchaser").

WHEREAS, Working Names, a Maryland corporation ("WNI"), and Purchaser have entered into an Agreement of even date upon and subject to the terms and conditions of which WNI has sold to Purchaser certain names from a mailing list, made certain warranties and representations, including but not limited to certain promises of exclusivity and confidentiality, and made certain other agreements with respect to the provision of additional names (the "Purchase Agreement"); and WHEREAS,

the Guarantors own all of the issued and outstanding shares of capital stock of WNI;

NOW, THEREFORE, for value received, for the purpose of inducing Purchaser to enter into the Agreement, and intending to be legally bound hereby, the Guarantors covenant and agree as follows:

1. Joint and Several Guaranty

The Guarantors, jointly and severally, hereby absolutely and unconditionally guarantee to Purchaser and its successors, the full, timely and faithful performance and discharge by WNI of all the covenants, agreements, warranties, representations and undertakings to be performed and discharged by WNI under and pursuant to the Purchase Agreement.

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2. Obligations Absolute and Unconditional

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The obligations of each of the Guarantors hereunder are absolute and unconditional and shall remain in full force and effect until the Guarantors shall have fully discharged all of their obligations to Purchaser under this Guaranty and until WNI shall have fully discharged all of its obligations to Purchaser under the Purchase Agreement, and shall not be released, discharged or impaired in any way by reason of: (a) the lack of prior enforcement by Purchaser of any rights against WNI or either of the Guarantors, (b) the dissolution of Purchaser, (c) the failure to give notice to either of the Guarantors of the occurrence of a breach of this Guaranty or of a breach of the Purchase Agreement, (d) the extension of the time for performance of any obligations, covenants or agreements under or arising out of the Purchase Agreement, or (e) any other circumstance which might in the absence of this Section 2 constitute a legal or equitable release or discharge of the Guarantors from the performance or observance of any obligation, covenant or agreement contained in this Guaranty or limit the recourse of Purchaser against the Guarantors; nor shall the obligations of the Guarantors hereunder be affected in any way by any bankruptcy, arrangement, reorganization or similar proceeding for relief of debtors under Federal or State law hereinafter initiated by or against WNI. Purchaser need not exhaust its remedies against WNI before proceeding against either or both of the Guarantors hereunder.

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3. Waivers by Guarantors.

The Guarantors unconditionally waive, as conditions precedent to the enforcement of their obligations hereunder: (a) demand for payment, protest and notice of nonpayment or dishonor, (b) notice of the acceptance of this Guaranty or of the intention to act in reliance hereon, (c) all notices which may be required by statute, rule of law or otherwise to preserve any rights of Purchaser hereunder, including without limitation any demand, proof or notice of any failure on the part of WNI to perform and comply with any term or condition of the Purchase Agreement, and (d) any requirement of diligence. The Guarantors also hereby waive any right to require, and the benefit of all laws now or hereafter in effect giving them the right to require, any prior enforcement referred to in Section 2(a), and they agree that any delay in enforcing or failure to enforce any such right or in making demand of them, or either of them, for the performance of their obligations under this Guaranty shall not in any way affect their liability hereunder.

4. Miscellaneous.


(a) This Guaranty is being delivered in the State of New York and shall be construed in accordance with and governed by the laws of such State.

(b) Neither this Guaranty nor any of their obligations hereunder shall be assigned by the Guarantors without the prior written consent of Purchaser.

This Guaranty and all of the provisions hereof shall be binding upon the Guarantors and their respective successors, executors, legatees, distributees, administrators and legal representatives.

(c) This guaranty shall not be modified or terminated prior to WNI's discharge under the Purchase Agreement, except in a writing signed by Purchaser.

IN WITNESS WHEREOF, the Guarantors have duly executed this Guaranty as of the date first above written.



Meyer T. Cohn



Harriet Heyman

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EPSTEIN BECKER BORSODY & GREEN, P.C.

ATTORNEYS AT LAW

250 PARK AVENUE
NEW YORK, NEW YORK 10177
(212) 370-8800

MALLICK TOWER
ONE SUMMIT AVENUE
FORT WORTH, TEXAS 76102
(817) 334-0701

1140 19TH STREET, N.W.
WASHINGTON, D.C. 20036
(202) 861-0800

1875 CENTURY PARK EAST
LOS ANGELES, CALIFORNIA 90067
(213) 558-8861

FOUR EMBARCADERO
SAN FRANCISCO, CALIFORNIA 94111
(415) 398-5585

*P.C. IN NEW YORK AND
WASHINGTON, D.C. ONLY

July 10, 1985

Mr. Meyer T. Cohen
President
Working Names, Inc.
11600 Boiling Brook Place
Rockville, Maryland 20852

Dear Mike:

You have asked us whether federal law prohibits the copying and subsequent commercial use of information obtained from publicly-available [REDACTED] reports which are filed pursuant to the Federal Regulation of [REDACTED] Act, U.S.C. [REDACTED] et seq. ("the Act"). In short, it is our opinion that such activity is not prohibited by federal law.

[REDACTED]

It is our understanding that you and/or individuals from your company, Working Names, Inc., plan to copy lobbying reports filed with the Secretary and Clerk, and, subsequently, to use information included in the reports in compiling direct-mail lists. These lists will then be marketed and otherwise placed into commerce by Working Names.

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Mr. Meyer Cohen
July 10, 1985
Page 2

Our research has not revealed any federal statutes which prohibit the copying and commercial use of information obtained from publicly-available [REDACTED] reports filed pursuant to the Act. Unlike the Federal Election Campaign Act of 1971 which expressly prohibits the commercial use of information obtained from Federal Election Commission reports filed with the Commission, see 2 U.S.C. § 438(a)(4), the Act does not address, and therefore does not prohibit, the copying and subsequent commercial use [REDACTED]. Nor have we found any other federal statutes which would prohibit such activity.

Accordingly, it is our opinion that federal law does not prohibit the copying and subsequent commercial use of information obtained from [REDACTED] filed pursuant to the Act. Moreover, representatives from the General Counsel's Offices [REDACTED] HAVE orally concurred with this opinion.

If you have any further questions regarding this matter, please do not hesitate to contact this office.

Very truly yours,


William C. Oldaker


Leslie J. Kerman

WCO/LJK:ms

92040893792

VAN GRACK, AXELSON & WILLIAMOWSKY

ATTORNEYS AND COUNSELORS AT LAW

109 NORTH ADAMS STREET

ROCKVILLE, MARYLAND 20850

(301) 424-0880

JEFFREY M. AXELSON (D.C., MD., FL.)
STEVEN VAN GRACK (D.C., MD.)
SAMUEL D. WILLIAMOWSKY (D.C., MD.)

BRUCE M. BENDER (D.C., MD., ILL.)

OF COUNSEL

WILLIAM T. NEWMAN, JR. (D.C., VA.)

2000 L STREET, N.W.
SUITE 612

WASHINGTON, D.C. 20036
(202) 872-8393

2009 NORTH 14TH STREET
SUITE 307
ARLINGTON, VIRGINIA 22201

August 1, 1985

George Birnbaum, Esquire
Richenthan & Birnbaum, P.C.
950 Third Avenue
New York, New York 10022

Re: Agreement between Working Names,
Inc. and Supreme Lists, Inc.

Dear Mr. Birnbaum:

Enclosed is a copy of the latest draft of the Agreement between Working Names, Inc. and Supreme Lists, Inc. Jeffrey M. Axelson requested that this be sent to you for your review.

Mr. Axelson also requested that you contact either your client, who will be here in Washington on Friday, or himself on Friday so that if the Agreement meets with your approval, it can be executed Friday, August 2nd.

If you have any questions, please do not hesitate to contact this office.

Sincerely,
VAN GRACK, AXELSON & WILLIAMOWSKY

By: Jill C. Wakefield
Jill C. Wakefield
Assistant to Jeffrey M. Axelson

/jcw
Enclosure

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RICHTHAL & BIRNBAUM, P. C.

ATTORNEYS AT LAW

950 THIRD AVENUE

NEW YORK, N.Y. 10022

GEORGE P. BIRNBAUM
DAVID G. RICHTHAL

(212) 758-8686
TELEX 429798 RIBIR
CABLE BIRNTHAL

August 5, 1985

FEDERAL EXPRESS

Jeffrey M. Axelson, Esq.
Van Grack, Axelson & Williamowsky
109 North Adams Street
Rockville, MD 20850

Re: Supreme Lists, Inc. w/Working Names, Inc.

Dear Mr. Axelson:

Enclosed is a copy of your latest draft of the subject agreement containing my mark-ups.

Your comments to me on the telephone have been dealt with as follows:

1. We have no objection to your listing the four "Grouping Criteria." However, I thought that they were "Jewish, Health and Welfare Causes, Liberal and Independent." You might check this with your client, who should contact my client if there is a question.

2. In response to your request to have the notes bear interest on default, I have made the appropriate changes to paragraph 3. My client is willing to have the note bear interest from the due date if not paid within five (5) days thereafter.

3. In response to your suggestion that the non-disclosure obligations should be reciprocal, see my revisions to paragraph 5. Incidentally, in case my handwriting is difficult to read, the fifth through seventh lines of paragraph 5 should read: "names from the Grouping Criteria, the Grouping Criteria themselves or any other information furnished to WNI from purchaser. For a period of ten (10) years from the date of this agreement, neither party shall reveal, disclose or make known to any other party the origin or source of the List." We are willing to have the remedy of immediate injunctive relief be reciprocal, but not the liquidated damages provision.

Jeffrey M. Axelson, Esq.

-2-

August 5, 1985

The reason for this is that WNI can do far more harm by a breach of its confidentiality obligations than can Supreme Lists. Indeed, Supreme Lists' only non-disclosure obligation extends to the source of the List, which it would, in any event, be against Supreme's economic interest to reveal. On the other hand, WNI must keep confidential, inter alia, the Purchased Names and the Grouping Criteria, as well as the source of the List. The liquidated damages provision is to prevent WNI from reselling the Purchased Names in any form or by any means, as well as to assure that WNI upholds its other confidentiality obligations.

4. In paragraph 6A, my client is willing to agree to a time limitation of thirty (30) days on the right of first refusal. My client does want this right of first refusal for any and all other names from the List, but is willing to agree to tell WNI promptly when my client knows that it does not want a certain category (such as, as I understand it, certain conservative categories). See the language I have added in this regard.

5. See my changes to paragraph 10. I would be happy to discuss them with you.

6. Although I have changed your language, my client is, I believe, willing to accept your limitation on its ability to assign this agreement (paragraph 11).

7. Pursuant to our last telephone conversation, I have rewritten the default language in paragraph 15.

I will, no later than tomorrow, send to you a form of guaranty by WNI's principals. I want all of WNI's obligations under this agreement, including performance as well as the representations and warranties, guaranteed by the principals of WNI in their individual capacities, not merely as officers of the corporation.

I am sending this to you by Federal Express in the interests of saving time and my client has not yet reviewed this draft with my revisions. Accordingly, I reserve the right to make any further changes the client might require.

Yours very truly,


George P. Birnbaum

GPB:tsk
Enclosure

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RICHTHAL & BIRNBAUM, P. C.

ATTORNEYS AT LAW

950 THIRD AVENUE

NEW YORK, N.Y. 10022

GEORGE P. BIRNBAUM
DAVID G. RICHTHAL

(212) 758-8686
TELEX 429798 RICBIR
CABLE BIRNTHAL

July 25, 1985

FEDERAL EXPRESS

Jeffrey M. Axelson, Esq.
Van Grack, Axelson & Williamowsky
109 North Adams Street
Rockville, MD 20850

Re: Supreme Lists, Inc. w/Working Names, Inc.

Dear Mr. Axelson:

Enclosed please find a marked-up copy of the above-referenced contract showing my revisions, including a typewritten section of additions to the contract.

I also want a separate piece of paper signed by the principals of Working Names, Inc. in which they personally guarantee the obligations of this contract and verify the truth of the warranties and representations.

Please call me if you have any questions.

Yours very truly,


George P. Birnbaum

GPB:tsk
Enclosure

924083796

AGREEMENT

This Agreement, effective the _____ day of _____, 1985, by and between WORKING NAMES, INC., 11600 Boiling Brook Parkway, Rockville, Maryland 20852 (hereinafter referred to as "WNI"), and Supreme Lists, Inc., whose address is % Richenthal & Bimbaum, P.C., 950 Third Avenue, New York, N.Y. 10022 (hereinafter referred to as "Purchaser").

WHEREAS, WNI is a mailing list ^{management} ~~investment~~ company and has in its possession and knowledge a mailing list of contributors to numerous, various, and sundry political bodies and entities (hereinafter referred to as "list"); and

WHEREAS, Purchaser desires to ^{purchase a substantial portion of the names on the} ~~license the use of such~~ list under an exclusive basis for a certain time period for its own use and benefit; and

WHEREAS, WNI desires to manage the use of ^{the names purchased hereunder,} ~~such licensed list~~, and Purchaser desires WNI to ^{do so;} ~~manage the use of said list~~;

NOW THEREFORE, for adequate consideration, receipt of which is hereby acknowledged, it is agreed as follows:

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^{Purchase and Sale.} ^{sells} ^{in accordance with the terms of}
1. ~~license~~ WNI hereby ~~licenses~~ to Purchaser, ~~the use of the list as~~ ^{this Agreement no less than} ~~requested by Purchaser of approximately~~ Four Hundred Thousand (400,000) names of contributors ^{list (the "Purchased Names"), such Purchased} ~~obtained on a selective basis from the source of persons described above in~~ Names to be selected by WNI according to criteria designated by Purchaser (the "Grouping Criteria"). ^{To effect} ~~accordance with the terms of this Agreement, the mailing list shall include~~ ^{all available documents showing the contributor's names,} address, city, state, zip code, the dollar amount of contributions made, the name of the political entity to which the contribution ^{is used} ~~was~~ made and ~~with~~ ^{listing such} the date of the report ^{contri.}

2. ~~Term.~~ The duration of this Agreement shall be for a period of ~~eighteen (18) months from the effective date.~~

^{of the Purchased Names.} ^{to Purchaser} ^{Purchased Names}
2.3. Delivery WNI shall deliver ^{the mailing list} at the rate of ^{no less than} approximately Fifteen Thousand (15,000) names per week in a manner determined

VAN GRACK, AXELSON
& WILLIAMOWSKY
ATTORNEYS AT LAW
109 NORTH ADAMS STREET
ROCKVILLE, MD 20850
1201 424 0880
2000 L STREET NW
SUITE 812
WASHINGTON DC 20036
1202 672 8383

so as to obtain the latest version of the list and the most current information on the Purchased Names.

by Purchaser in consultation with WNI to take account of the ~~by the mutual agreement of the parties with due regard for considerations of the latest version of the list and frequency of updating of list~~

no consideration of the purchase and sale of the Purchased Names described in paragraph 1 of the other terms and conditions of this Agreement,

3. ~~4.~~ Price and Payment. Purchaser agrees to pay WNI the sum of ~~four~~ ^{Sixty -} ~~Thousand Dollars (\$15,000.00)~~ ^{Seventy -} ~~for~~ ^{the} ~~exclusive use of this mailing list for the term hereof.~~ The price shall be paid as follows: ^{Fifteen} ~~Twenty-five~~ Thousand Dollars (~~\$25,000.00~~ ^{\$15,000.00}) upon execution of this Agreement; a ^{non-negotiable} promissory note executed ^{by Purchaser} on the date of execution of this Agreement ~~and due~~ ^{as evidenced by} on October 1, 1985 in the amount of ~~Twenty-five~~ Thousand Dollars (~~\$25,000.00~~ ^{\$15,000.00}); and ~~Twenty-five~~ ^{four} Thousand Dollars (~~\$25,000.00~~ ^{\$4,000.00}) ^{non-negotiable} a promissory note executed ^{by Purchaser} on the date of execution of this Agreement, ~~and due~~ ^{as evidenced by} on January 1, 1986. Said promissory notes shall not bear any interest.

4. ~~5.~~ Management. WNI agrees to manage the use of the ^{Purchased Names and} ~~list which Purchaser is obtaining by license hereunder~~ ^{therefor} WNI shall receive a fee from Purchaser in the amount of Ten Percent (10%) of the ^{rental fees} ~~amounts~~ received by Purchaser for use of the ^{Purchased Names.} ~~list which is the subject matter of this Agreement.~~ Said amounts ^{deducted from} ~~shall be paid within ten (10) days of submission of invoice by WNI.~~ ^{fees collected by WNI from the users or brokers of the Purchased Names and}

the balance of said rental fees promptly remitted to Purchaser.

5. ~~6.~~ Exclusivity. ~~The license granted hereunder is exclusive to Purchaser for the period of eighteen (18) months. As part of this exclusivity arrangement, WNI further agrees that it will not in any way make the list known to any other parties, nor sell the list, nor cause any other entity to~~

~~be aware of the source of the names on this list, for the term of this Agreement. Neither party shall sell the list of names sold hereunder to any~~

disclose or make known to any other party

~~For a period of ten (10) years from the date of this Agreement, WNI shall not sell the Purchased Names or any other names~~ ^(a) ~~Agreements. Neither party shall sell the list of names sold hereunder to any other party, nor reveal the names on the list or the source of the list; nor names provided hereunder to any other party during the term of this Agreement.~~ ^{Purchased Names, any other names from the Grouping Criteria, or (c) Origin or} ~~In the event either party violates this exclusivity portion of this Agreement, the other party shall be entitled to damages and/or injunctive or equitable relief.~~

~~Save, disclose or make known to any other party the Grouping Criteria or any other information furnished to WNI from Purchaser. In the event WNI violates this exclusivity portion of the Agreement, WNI agrees that Purchaser shall be entitled to immediate injunctive relief to restrain WNI's activities in violation of this Agreement without the necessity of Purchaser having to prove~~ (over)

irreparable injury. In addition, since the damages which were caused to Purchaser by ~~WN I~~ WN I's violation of this exclusivity portion of this Agreement would be difficult or impossible of measurement, WN I agrees to pay liquidated damages to Purchaser in the amount of Three Hundred Thousand (\$300,000) Dollars upon a showing of a ~~violation~~ ^{violation} of this exclusivity portion of this Agreement by WN I.

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Insert 7 (First of the 1st of First Refund; Option for Purchaser's Name.

6. ~~Option.~~ WNI hereby gives to Purchaser an option to extend the term of this contract for an additional twelve (12) month period by payment of the greater of Forty Thousand Dollars (\$40,000.00) or twenty percent (20%) of the revenue received by Purchaser during the initial eighteen (18) month period of this contract. This option shall be a one time option for a twelve (12) month period only.

8. ~~8. Indemnity.~~ Purchaser hereby indemnifies WNI from all damages, costs, attorney's fees, and expenses incurred as a result of any claims or suits by third parties as a result of any act of Purchaser. WNI certifies that, based on the legal opinion rendered to it by the law firm of Epstein, Becker, Borsidy & Green, WNI ~~will~~ ^{shall indemnify} hold Purchaser harmless and indemnify Purchaser ~~and attorneys fees incurred by Purchaser as a result of any violation by WNI of any of the terms of this Agreement,~~ from all damages, costs, expenses, losses and attorneys fees incurred by Purchaser as a result of any violation by WNI of any of the terms of this Agreement, the event that the use of the list is declared to be illegal or unauthorized by any governmental agency or political entity. ^{including but not limited to the warranties and representations contained in paragraph 7 or in}

9. ~~9. Guarantee.~~ ^{Repurchase} WNI hereby guarantees to Purchaser that Purchaser shall receive One Hundred Thousand Dollars (\$100,000.00) of fees as a result of the use of the list sold hereunder; provided that Purchaser makes every good faith effort to market the use of said mailing list. In the event ^{that} Purchaser, having made said good faith efforts ^{to market the use of the Purchased Names, has} does not receive One Hundred Thousand Dollars (\$100,000.00) in fees from the use of the ~~mailing list~~ ^{Purchased Names by a date} sold hereunder, WNI agrees, at the option of Purchaser, to ^{and in the sole discretion} ~~pay to Purchaser~~ ^{repurchase from} the sum of One Hundred ~~and Twenty~~ ^{the Purchased Names and to pay Purchaser} Thousand Dollars (\$100,000.00) ^{within eighteen (18) months of the date of the} ~~within eighteen (18) months of the date of the~~ ^{three (3)} ~~termination of this Agreement.~~ ^{transfer.}

10. ~~10. Reservation of Rights.~~ ^{So long as the source of the List is known only to WNI and Purchaser,} WNI reserves all rights to the source of the

~~mailing list sold hereunder and to any and all other names~~ ^{from the list} from the source which provided the list described herein, and Purchaser ^{agrees} ~~recognizes~~ ^{will have} that it has no rights in any additional names ^{outside of the list sold hereunder.}

11. ~~11. Assignment.~~ This Agreement may not be assigned by ~~either party.~~ ^{WNI but may be assigned by Purchaser.}

12. ~~Default.~~ In the event Purchaser fails to pay the promissory notes on

Insert
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Warranties &
Representations

less the
gross earnings of
Purchaser from the
Purchased Names minus
register and shipping
such sum to be paid
to Purchaser by WNI.

(2)
Two years from the
date of this
Agreement

from the list
other than the
Purchased Names
and any other names
provided to Purchaser
under paragraph 6

3 from the list other than the Purchased Names and any other names provided to Purchaser under paragraph 6.

INSERTS

6. Right of First Offer and First Refusal; Option
for Additional Names.

(a) In the event that WNI wishes to sell names on the List other than the Purchased Names and names from the Grouping Criteria, WNI shall first offer to sell such other names to Purchaser and shall thereafter allow Purchaser an opportunity to match any offer to purchase such other names by a third party, in which case WNI shall sell such other names to Purchaser on the offered terms and conditions.

(b) By way of addition to and not limitation of subparagraph (a) of this paragraph 6, upon completion of delivery to Purchaser by WNI of the entire Four Hundred Thousand (400,000) Purchased Names as provided hereinabove, WNI hereby grants to Purchaser, and Purchaser shall have, the option for five (5) years thereafter, exercisable in Purchaser's sole discretion, to require WNI to continue to furnish and sell to Purchaser additional names from the Grouping Criteria ("Additional Names") on the same delivery schedule set forth in paragraph 2 (i.e., 15,000 names per week). WNI shall pay the costs of collecting and furnishing the Additional Names to Purchaser and Purchaser shall pay the costs of keypunching the Additional Names. WNI shall manage the use of the Additional Names and any monies received from the rental or commercial use of the Additional Names (not including the Purchased Names)

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shall be divided between WNI and the Purchaser, after brokerage commissions, management fees, computer charges and shipping charges, as follows: thirty-five (35%) percent to WNI and sixty-five (65%) percent to Purchaser. The Additional Names shall become the property of and shall be solely owned by Purchaser. In the event that WNI continues to furnish and sell Additional Names to Purchaser after the end of the ten (10) year exclusivity period set forth in paragraph 5, the exclusivity period shall be extended until two (2) years after the last date on which WNI furnishes and sells Additional Names to Purchaser.

7. Warranties and Representations.

WNI agrees, warrants and represents to Purchaser that:

(a). WNI has not revealed, disclosed, or made known to any other person the origin or source of the List or any of the names on or from the List, nor has WNI previously used or sold any of the names, on or from the List;

(b) WNI has not previously sold or licensed to any person any of the names on or from the List or the origin or source of the List;

(c) WNI believes that it is and will be lawful and proper for WNI and Purchaser freely to copy and commercially use the names on the List, and that WNI has no information which would lead a reasonable person to believe that the copying and commercial use of names on or from the List is or will

be unlawful, improper or unauthorized by any Federal, State or local government or agency;

(d) WNI has obtained an opinion from counsel (a redacted copy of which is attached hereto) that the copying and commercial use of names on or from the List is neither unlawful nor unauthorized by any government or agency and has made Purchaser the beneficiary of such opinion of counsel by informing counsel that Purchaser is relying on such opinion.

12. Jurisdiction and Consent to Service of Process.

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WNI and its principals agree that any dispute or controversy related to, arising out of or concerning this Agreement or the purchase and sale of names from the List hereunder shall be decided by a court of competent jurisdiction (whether Federal or State) in New York State. WNI and its principals hereby waive any objection to and agree not to contest the personal jurisdiction of the New York courts in any such dispute or controversy. WNI and its principals also hereby consent and agree that, without excluding any other lawful means of service of process on them in such dispute or controversy, it shall be complete, good and sufficient service of process on WNI and its principals to mail a copy of such process by certified mail, return receipt requested, to WNI and its principals at the address for WNI set forth in paragraph 14.

~~payments described herein when due, Purchaser's rights to use the mailing list licensed hereunder shall immediately terminate, without further notice.~~

~~13. Termination. Upon the non-payment of any portion of the price described herein, when due, or upon any other default by Purchaser, the license Agreement described herein shall terminate. Upon termination for any reason, including default or expiration, Purchaser shall return to WNI all typed lists and computer storage media which contain the information provided in the list licensed hereunder, immediately. Purchaser shall not be entitled to keep any copies of the list upon the termination of this Agreement, including option if exercised.~~

~~14. Time. Time is of the essence in this Agreement.~~

13. 15. Construction. This Agreement sets forth the entire Agreement between the parties, and may not be amended or modified without a written document executed by the parties. This Agreement shall be construed in conformity with the laws of the State of ^{New York} Maryland. Should any provision of this Agreement be void or unenforceable, such provision shall be deemed omitted, and this Agreement with such provision omitted shall remain in effect.

14. 16. Notice. Any notice required by this Agreement shall be addressed as follows:

to WNI:

WORKING NAMES, INC.
c/o Meyer T. Cohn
11600 Boiling Brook Parkway
Rockville, Maryland 20852

with a copy to:

Jeffrey M. Axelson, Esquire
VAN GRACK, AXELSON & WILLIAMOWSKY
109 North Adams Street
Rockville, Maryland 20850

and if to Purchaser:

SUPREME LISTS, INC.
c/o Richenthal + Bimbaum, P.C.
950 Third Avenue
New York, New York 10022

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with a copy to:

George Birnbaum, Esquire
Richtenthal & Birnbaum, P.C.
950 Third Avenue
New York, New York 10022

IN WITNESS WHEREOF, the parties have executed this Agreement as of the
date above written.

WORKING NAMES, INC.

Witness

By: _____
Meyer T. Cohn, President

SUPREME LISTS, INC.

Witness

By: _____
Carole Enters, President

92040893805

LAW OFFICES
SILVER, FREEDMAN & TAFF
(A PARTNERSHIP INCLUDING PROFESSIONAL CORPORATIONS)

1735 EYE STREET, N W

ELEVENTH FLOOR
WASHINGTON, D. C. 20006

(202) 429-6100

SIDNEY J. SILVER
ROBERT L. FREEDMAN, P. C.
BARRY P. TAFF, P. C.
HOWARD J. ROSS, P. C.
DAVID B. MYATT, P. C.
JAMES S. FLEISCHER, P. C.
JEFFREY M. WERTHAN, P. C.
LOIS G. JACOBS
KIP A. WEISSMAN *
EARL L. METHENY, P. C.
CHERYL R. FRANK *
STEPHEN J. O'CONNOR
ILSA K. BUSH
DIANA M. SAVIT
JOHN J. SPIDI
MARTIN L. MEYROWITZ
DANIEL C. MCKAY II
RICHARD S. GARABEDIAN *
STEVEN M. ABRAMSON *
JANE M. KASPERAVICH *
CHRISTOPHER R. KELLY

* NOT ADMITTED IN D. C.

RECEIVED AT THE FEC
GCC# 31799
87 JUN 1 09:04
OF COUNSEL

ROBERT N. LEVIN
JEAN ROSEN
SUSAN BIRO

TELECOPIER NUMBERS
(202) 833-3295
(202) 296-0710

WRITER'S DIRECT DIAL NUMBER
(202) 429-

May 28, 1987

Ms. Patty Reilly
Federal Election Commission
Washington, D.C. 20463

Re: MUR 2293

Dear Ms. Reilly:

Please find enclosed for filing Statements of Designation of Counsel on behalf of Respondents Carol Enters List Co. and Working Names, Inc. and Meyer Cohen.

Very truly yours,


Robert N. Levin

RNL:mf
Enclosures

87 JUN 1 11:03

RECEIVED
OFFICE OF THE
GENERAL COUNSEL

92240893806

STATEMENT OF DESIGNATION OF COUNSEL

MUR 2293

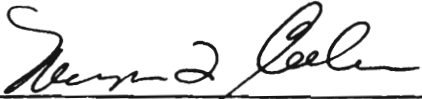
NAME OF COUNSEL: Robert N. Levin, Esq.

ADDRESS: 1735 Eye Street, N.W.,
11th Floor
Washington, D.C. 20006

TELEPHONE: (202) 429-6100

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

5-23-87
Date


Signature

RESPONDENT'S NAME: _____

ADDRESS: _____

HOME PHONE: _____

BUSINESS PHONE: _____

92040893807

STATEMENT OF DESIGNATION OF COUNSEL

MUR 2293

NAME OF COUNSEL: Robert N. Levin, Esq.

ADDRESS: 1735 Eye Street, N.W.,
11th Floor
Washington, D.C. 20006

TELEPHONE: (202) 429-6100

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

May 8, 1987
Date

Carol Ebers
Signature

RESPONDENT'S NAME: _____

ADDRESS: _____

HOME PHONE: _____

BUSINESS PHONE: _____

9240893808

GCC 3543

RECEIVED AT THE FEC

LAW OFFICES

SILVER, FREEDMAN & TAFF

(A PARTNERSHIP INCLUDING PROFESSIONAL CORPORATIONS)

1735 EYE STREET, N. W.

ELEVENTH FLOOR

WASHINGTON, D. C. 20006

(202) 429-6100

87 JUN 5 48:25
OF COUNSEL

ROBERT N. LEVIN

JEAN ROSEN

SUSAN BIRD

SIDNEY J. SILVER
ROBERT L. FREEDMAN, P. C.
BARRY P. TAFF, P. C.
HOWARD J. ROSS, P. C.
DAVID B. MYATT, P. C.
JAMES S. FLEISCHER, P. C.
JEFFREY M. WERTHAN, P. C.
LOIS G. JACOBS
KIP A. WEISSMAN
EARL L. METHENY, P. C.
CHERYL R. FRANK
STEPHEN J. O'CONNOR
ILSA K. BUSH
DIANA M. SAVIT
JOHN J. SPIDI
MARTIN L. MEYROWITZ
DANIEL C. MCKAY II
RICHARD S. GARABEDIAN
STEVEN M. ABRAMSON
JANE M. KASPERAVICH
CHRISTOPHER R. KELLY

* NOT ADMITTED IN D. C.

TELECOPIER NUMBERS:

(202) 833-3295

(202) 296-0710

WRITER'S DIRECT DIAL NUMBER

(202) 429-1210

June 3, 1987

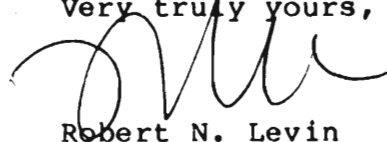
Patty Reilly, Esq.
Federal Election Commission
Washington, D.C. 20463

Re: Meyer Cohen
Working Names, Inc.
MUR 2293

Dear Ms. Reilly:

Please find the captioned Respondents' discovery materials.

Very truly yours,


Robert N. Levin

RNL:mf
Enclosures

RECEIVED
GENERAL INVESTIGATIVE
DIVISION
JUN 5 1987
11:13

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BEFORE THE FEDERAL ELECTION COMMISSION

IN RE: Meyer T. Cohen, Preident)
Working Names, Inc.)

MUR 2293

Answers to Interrogatories

Q1. State when and describe the manner in which the List was compiled, including but not limited to, identifying any other lists utilized in composing it. If other lists were used, identify these lists and state when these lists were compiled.

A1. The names which are the subject of this inquiry were primarily obtained from the Secretary of the Senate's office and taken from various filings maintained in that office under laws other than the Federal Election Campaign Act. Included were donor lists filed by APAC and Common Cause.

Q2. State whether you or anyone known to you copied names from reports on file with the Federal Election Commission. If so:

- a. identify such person
- b. identify the reports copied and the names used
- c. the purpose(s) for which the names were copied
- d. identify all Lists where such information obtained from the Commission has been included.

A2. No.

Q3. Explain in detail how the name

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appeared on the List.

A3. Unknown.

Q4. Identify all persons known to you who have acquired the List. Describe how each person requested or came to know about the List and the date each acquired rights to its use. State the amount each was charged for use of the List.

A4. As indicated in the answers filed on behalf of Carol Enters List Company, ownership of the names was sold to Supreme List Co., Inc. In regard to rental activities, we adopt the list of rentals appearing in the materials filed by the other Respondent.

Q5. State whether persons acquiring the List from you received warranties or representations regarding whether the List contained names obtained from prohibited sources.

A5. Yes. See warranty contained in paragraph 7 of the Agreement produced by the other Respondent.

RESPONSES TO REQUEST FOR PRODUCTION OF DOCUMENTS AND MATERIALS

A1,2,3. We adopt the responses of the other respondent.

I have answered the foregoing Interrogatories and responded to the foregoing Request for Documents and Materials on behalf of Working Names Inc. and myself having been so authorized by said corporation to do so. My answers are based upon personal knowledge and are made under the pains and penalties of perjury.

Working Names, Inc.

By:


Meyer Cohen, President & individually

Sworn and subscribed to before me this 1st day of
June, 1987.

Julie Ann Montgomery
Notary Public

My Commission Expires:

8/26/88

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Working Names, Inc. and)
Meyer T. Cohen)
Carol Enters List Company)
Names in the News)
Russ Reid Company)

MUR 2293

97 JUN 23 P 4: 23

COMPREHENSIVE INVESTIGATIVE REPORT #1

This complaint initially involved twelve Respondents^{*/} not named above. On April 16, 1987, the Commission found no reason to believe that the twelve Respondents violated 2 U.S.C.

§ 438(a)(4). The Commission also found reason to believe that the above-named Respondents violated 2 U.S.C. § 438(a)(4) by using or selling information copied from reports or statements available at the FEC for commercial purposes.

Pursuant to this finding the Commission issued requests for documents and interrogatories to all Respondents. Additionally, a request for documents and interrogatories were issued to United Negro College Fund (UNCF) as a witness. Responses have been received from all Respondents and UNCF. Respondents' submissions

*/ Respondents initially named in the complaint were: Amnesty International, Friends Committee on National Legislation, Habitat for Humanity, Meals for Millions/Freedom from Hunger, International Rescue Committee, Inc., Prison Fellowship Ministries, United Negro College Fund, Berea College, Childrens Hopes and Dreams Foundation, National Jewish Center for Immunology and Respiratory Medicine, Navajo Nation Health Foundation, Project Lifeline.

consist of a substantial amount of information. This Office is presently examining and studying this material. Once this examination is completed, this Office will make a further report to the Commission.

Lawrence M. Noble
Acting General Counsel

Date 4/22/87

By: Lois G. Lerner
Lois G. Lerner
Associate General Counsel

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

MEMORANDUM TO: LAWRENCE M. NOBLE
ACTING GENERAL COUNSEL

FROM: *MWR* MARJORIE W. EMMONS/JOSHUA MCFADDEN *JM*

DATE: JUNE 25, 1987

SUBJECT: MUR 2293 - COMPREHENSIVE INVESTIGATIVE
REPORT #1
SIGNED JUNE 22, 1987

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The above-captioned matter was received in the Office of the Secretary of the Commission Tuesday, June 23, 1987 at 4:23 P.M. and circulated to the Commission on a 24-hour no-objection basis Wednesday, June 24, 1987 at 11:00 A.M.

There were no objections received in the Office of the Secretary of the Commission to the Comprehensive Investigative Report #1 at the time of the deadline.

Names

in the News | California Inc.

530 Bush Street
San Francisco, California 94108
(415) 989-3350

Members Direct Mail Marketing Association

87 JUN 29 All : 45

Jackie Jones-Smith
Federal Election Committee
General Counsel
Washington, D.C. 20463

Re: MUR 2293

Dear Ms. Jones-Smith:

This is in answer to the Subpoena to Produce Documents, Order to Submit Written Answers dated April 23, 1987.

The following answers are numbered according to your Interrogatories:

1. The company with which we arranged for Amnesty Int'l to rent the List for one-time use is Working Names, 11600 Boiling Brook Place, Rockville, MD 20852, telephone number (301) 231-8001. We do not know the names of the chief executive officer or the agent designated to receive service of process. Our contacts at Working Names are Mike Cohen and Harriet Heyman.
2. We were informed of the List by Working Names sending promotional information in the industry-standard form of a data card. We do not retain these originals, as the information is then converted to our data card format. A copy of our data card is attached in the section identified as Documents.
- 3a. We have no records of the person in our office contacting a person at Working Names, as these arrangements are frequently made informally by telephone. This typically consists of one of our sales people calling someone at the other list brokerage or list management firm and asking if their list can be rented by our client. We placed our order on August 26, 1986 and Amnesty Int'l used the list on or about September 15, 1986. We received an invoice from Working Names on September 25, 1986, were paid by Amnesty Int'l on December 4, 1986, and we paid Working Names on December 17, 1986, ending our relationship with the order.
- b. The price Amnesty Int'l paid for the List was \$605.00. We retained our industry standard broker commission of 20% of the base price, \$120.00 and remitted the balance to Working Names, \$485.25.
- c. There were no representations or warranties made by Working Names regarding the List. Illegal use of any mailing list is so rare that it would not occur to a list broker to inquire as to whether or not a list was illegally obtained. This rarity is due, in part, to the very reason this use was discovered: the use of "seed" names or "salt" names on lists being an industry-wide practice for protecting the list owner.
4. Amnesty Int'l was the first and only of our clients to use the List. It performed very poorly for them therefore we felt we could not recommend it to any of our other clients.
5. Not applicable.

CCC 3739
RECEIVED AT THE FEC

87 JUN 29 P 2: 41

RECEIVED
UNIT OF THE
GENERAL COUNSEL

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6. We were never in physical possession of the List and did not modify it in any way.

Documents and Materials

1. Copies of the documents and materials pertaining to this transaction are attached:

- A. File copy of list rental order.
- B. Invoice to Amnesty Int'l
- C. File copy of our check to Working Names.
- D. Our data card information on the List.

2. We have no written contracts with our clients and do not, specifically, with Amnesty Int'l.

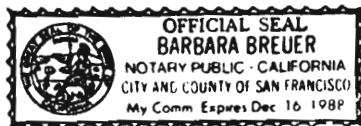
I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge.

Signed: Names in the News/California

by: Elaine Murphy
Elaine Murphy
Vice President

92040893817

STATE OF CALIFORNIA
COUNTY OF SAN FRANCISCO⁸⁸



This document is only a general form which may be proper for use in simple transactions and in no way acts, or is intended to act, as a substitute for the advice of an attorney. The printer does not make any warranty either express or implied as to the legal validity of any provision or the suitability of these forms in any specific transaction.

Cowdery's Form No. 28 — Acknowledgement to Notary Public —
Corporation (C. C. Secs. 1190-1190.1) — (Rev. 1/83)

On this 25th day of June, in the year 1987, before me, BARBARA BREUER, a Notary Public, State of California, duly licensed and sworn, personally appeared ELAINE MURPHY, (Vice President/Names in the News), personally known to me (or proved to me on the basis of satisfactory evidence) to be the person who executed the within instrument as Vice President or on behalf of the corporation therein named and acknowledged to me that such corporation executed the within instrument pursuant to its by-laws or a resolution of its board of directors.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal in the City and County of San Francisco, on the date set forth above in this certificate.

Barbara Breuer
Notary Public, State of California
My commission expires 12/16/88

LIST ORDER

LR# 15848

DATE 9/26/86

MAILER P.O.

3-035

CLIENT NO: 155/001

MAILER:

AMNESTY INTERNATIONAL

THRU: CMS

OFFER:

001

LIST OWNER:

#1427

FUND RAISING

SAMPLE ENCLOSED

HARRIET HEYMAN

WORKING NAMES

11600 BOILING BROOK PLACE

ROCKVILLE

MD 20852

(301) 231-8001

C.C. TO:

LIST:

12253

HUMAN RIGHTS PROPONENTS - DONORS

QUANTITY:

10,000

PERMS

~~160,000~~
55.00

KEY:

FURNISHED ON:

MAGNETIC TAPE - INCLUDE LAYOUT & DUMP *

RETURN TO:

AMNESTY INTERNATIONAL

40 C/O

TRIPLEX DIRECT MARKETING

20 LEVERONI COURT

NOVATO

CA 94947-5709

RETURN BY:

9/09/86 VIA

U.P.S. BLUE LABEL

MAIL DATE:

9/13/86

SPECIAL INSTRUCTIONS:

MAILER TAPE PREFERENCE IS 9-TRACK 1600 OR 6250

ADP1.

NOTE: FULL PAYMENT REQUIRED ON ANY ORDER
CANCELLED AFTER THE MAIL DATE.

SPR 5 1 1986

☐ P.O. Attached

☐ See LR# _____ for P.O.

92569
92034

SA Note
Make check
To John
This in
out put of
Merge
very
justifiable
Oh

8/29 -
per Barb
Chgo in
system

☐ This is a test. Address a representative cross section and keep a record to avoid duplication on continuations.

☐ This is a continuation. No omit required.

☐ This is a continuation. Omit the following:

☐ Entire list.

488
CATHERINE FACUNDO

FOLLOW-UP SENT ON:

NAMES

in the News | California Inc.

530 Bush Street
San Francisco, California 94108
(415) 989-3350

Date: 10/02/86

Mailer's P. O. #: 3-033

Invoice #: 92569

NIN L.R. #: 15548

Client #: 155/001-1

MAIL DATE: 9/19/86

THRU: CRAVER, MATHEWS, SMITH
AMNESTY INTERNATIONAL

DEC 04 1986 PAID

#

1

Mailer's Offer: FUND RAISING

Key:

List: HUMAN RIGHTS PROPONENTS - DRIVERS

Quantity Addressed

\$ Per M

Amount Due

10,000

@ 60.00

600.00

SHIPPING

5.25

TOTAL DUE

605.25

PAYMENT DUE UPON RECEIPT

Member: Direct Marketing Association

A/C Rec.

405.75

A/C Pay

405.25

NIN Inc.

.00

LR Inc.

100.00

STATE ST

.00

Our POST

.00

CITY ST

.00

WORKING NA

92040893820

NAMES IN THE NEWS, CALIFORNIA INC.
SAN FRANCISCO, CA 94108

DETACH AND RETAIN THIS STATEMENT.
THE ATTACHED CHECK IS IN PAYMENT OF ITEMS DESCRIBED BELOW
IF NOT CORRECT PLEASE NOTIFY US PROMPTLY. NO RECEIPT REQUIRED.

DATE	DESCRIPTION	AMOUNT
12/17/86	LR 15848 - AMNESTY INTERNATIONAL	\$****485.25



THE HIBERNIA BANK
Main Office
201 California St. San Francisco, CA 94111

Names

in the News | California Inc.
630 Bush Street
San Francisco, California 94108

11-53/1210

022819

MONTH	DAY	YEAR
12	17	86

\$****485 25

TO
THE
ORDER
OF

WORKING NAMES
11600 BOILING BROOK PLACE
ROCKVILLE MD 20852

NON-NEGOTIABLE

WORKING NAMES, INC.11600 Bolling Brook Place
Rockville, Maryland 20852

(301) 231-8001

INVOICEINVOICE NUMBER **WNO9608**

INVOICE DATE	BROKER'S NO.	MAIL DATE	OFFER	KEY	DATE SHIPPED
09-22-86	15848	09/15/86	FR		09/05/86

Names In The News CA
530 Bush Street
San Francisco CA 94108

QTY. SHIPPED	DESCRIPTION	PER M	TOTAL
10,000	HUMAN RIGHTS PROPONENTS	\$ 60.00	\$ 600.00
	Shipping Charges		\$ 5.25
	Commission	20.0%	-\$ 120.00

~~MAILER~~ : AMNESTY INTERNATIONAL *This*
MAG TAPE MUST BE RETURNED TO LISTMARK
COMPUTER SYSTEMS.
FR

Total Invoice\$ 485.25



RECEIVED SEP 25 1986

PAYMENT DUE 30 DAYS

9222334089

HUMAN RIGHTS PROPONENTS

DONORS

WITHDRAWN

012293

JANUARY 27, 1987

BASE:

84,667

DONS

\$60.00/M

SEX: 60% MEN

LIBERAL DONORS TO ORGANIZATIONS THAT WORK TO
PROTECT THE GUARANTEES OF THE CONSTITUTION.

MINIMUM: 5,000

UNIT/SALE: AVERAGE DONATION \$200.00.

ARRANGEMENT
ZIP SEQUENCE.

SAMPLE: SUBMIT MAILING PIECE FOR APPROVAL.

****ADDRESSING****
MAGNETIC TAPE
4-ACROSS CHESHIRE
P.S. LABELS

DELIVERY: 14 WORKING DAYS AFTER ORDER RECEIVED.

MISC.: WITHDRAWN - LIST STINKS.

*****SOURCE*****
DIRECT MAIL*****SELECTIONS*****
STATE :\$3.00/M
SCF :\$3.50/M
ZIP :\$5.00/M
KEY CODING:\$1.00/M**MAG TAPE SPECS**
9 TRACK 1600 BPI

9 2 ~ 4 0 8 9 3 8 2 3

Names

in the News | California Inc.

530 Bush Street
San Francisco, CA 94108
(415) 989-3350☐ DIRECT MAIL MARKETING ASSN.☐ ATCMUNIN INFORMATION: UPDATED BY REGINA H.
20% COMMISSION

C18,C21, / / / / / / /

06-06-86

LIST OWNER # (OT):1827

MIKE COHEN

WORKING NAMES

11600 BOILING BROOK PLACE

ROCKVILLE MD 20852

(301) 231-8001

CC TO:

GCC# 3954
RECEIVED AT THE FEC

LAW OFFICES
SILVER, FREEDMAN & TAFF
(A PARTNERSHIP INCLUDING PROFESSIONAL CORPORATIONS)

1735 EYE STREET, N. W.

ELEVENTH FLOOR

WASHINGTON, D. C. 20006

(202) 429-6100

87 JUL 20 11:52

OF COUNSEL

ROBERT N. LEVIN

JEAN ROSEN

SUSAN BIRO

TELECOPIER NUMBERS

(202) 833-3295

(202) 296-0710

WRITER'S DIRECT DIAL NUMBER

(202) 429-

SIDNEY J. SILVER
ROBERT L. FREEDMAN, P. C.
BARRY P. TAFF, P. C.
HOWARD J. ROSS, P. C.
DAVID B. MYATT, P. C.
JAMES S. FLEISCHER, P. C.
JEFFREY M. WERTHAN, P. C.
LOIS G. JACOBS
KIP A. WEISSMAN*
EARL L. METHENY, P. C.*
CHERYL R. FRANK*
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DIANA M. SAVIT
JOHN J. SPIDI
MARTIN L. MEYROWITZ
DANIEL C. MCKAY II
RICHARD S. GARABEDIAN*
STEVEN M. ABRAMSON*
JANE M. KASPERAVICH*
CHRISTOPHER R. KELLY
BRIAN L. ALPERT*

* NOT ADMITTED IN D. C.

July 17, 1987

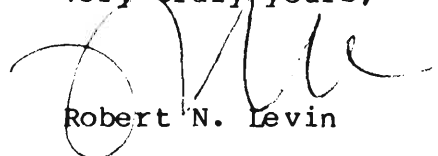
Jacqueline Jones-Smith
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463

Re: MUR 2293

Dear Ms. Jones-Smith:

Please find enclosed for filing a Motion to Dismiss the captioned.

Very truly yours,


Robert N. Levin

RNL:mf
Enclosure

87 JUL 20 11:57

RECEIVED
FEDERAL ELECTION COMMISSION

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BEFORE THE FEDERAL ELECTION COMMISSION

IN RE: Carol Enters List Company, Inc., et al.) MUR 2293

MOTION TO DISMISS

Come now Respondents by and through their attorney, Robert N. Levin and respectfully move to dismiss the captioned matter. For reasons Respondents respectfully show the following:

1. This matter was initiated upon a complaint received by the Commission on or about November 18, 1986 from Mrs. Sue Elsenbrook. The complaint stated that on July 20, 1983 the Bentsen Committee submitted its 1983 Mid Year Report including therein pseudonyms or salts including the name _____ received twelve solicitations for contributions so addressed in 1986. See, Summary of Allegations.

2. Mrs. Elsenbrook's letter stated that prior to the flurry of activity in 1986, _____ received "one or two such letters per year" since 1983. Thus, evidently the salted name was out in the market place before the Human Rights Proponents list was created and rented.

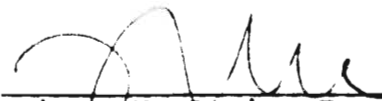
3. Given that only one of the _____ names has shown up on my client's lists, it is reasonable to assume that the lists do not contain copies of FEC filings, otherwise all _____ names would have shown up. Second, the fact that the name was in the

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marketplace for 3 years -- the one or two a year referred to in the complaint letter -- establishes that my client could have picked it up anywhere. Third, it is impossible for my client to account for the presence of a single name on a list.

Based upon the foregoing the complaint fails to establish either probable cause or actual proof of a violation. Therefore, it is respectfully urged that this matter be dismissed.

Respectfully submitted,


Robert N. Levin, Esq.
1735 Eye Street, N.W., 11th Floor
Washington, D.C. 20006
(202) 429-6100

Certificate of Service

I hereby certify that on this 17th day of July, 1987, a copy of the foregoing Motion to Dismiss was served by first-class mail, postage prepaid on:

Jacqueline Jones-Smith
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463


Robert N. Levin

92040893826

SENSITIVE

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Working Names, Inc. and) MUR 2293
Meyer T. Cohen)
Carol Enters List Company, Inc.)
Names in the News)
Russ Reid Company)

GENERAL COUNSEL'S REPORT

I. BACKGROUND

On April 16, 1987, the Commission found reason to believe that respondents violated 2 U.S.C. § 438(a)(4) by selling or using for commercial purposes, information copied from reports or statements filed with the Commission. This finding was internally generated on the basis of information received from twelve respondents, not named above, in response to a complaint.

The Commission notified respondents of its reason to believe finding and issued subpoenas for documents and orders to submit answers to interrogatories. Responses were received from Carol Enters List Company, Inc. on June 1, 1987, and Working Names, Inc. and Meyer Cohen on June 5, 1987.

On July 20, 1987, this Office received a Motion to Dismiss filed by the attorney for respondents, Carol Enters List Company, Inc., Working Names, Inc., and Meyer T. Cohen. ^{1/} (Attachment 1)

^{1/} Although the Motion to Dismiss does not clearly state on whose behalf it is filed, this Office assumes it is filed on behalf of Carol Enters List Company Inc., Working Names, Inc. and Meyer T. Cohen based on the language in the motion and the designation of Robert Levin as counsel for the three parties.

II. ANALYSIS

This MUR, although originating from a complaint, was internally generated against the above-named respondents. The Commission's enforcement procedures make no provision for a dismissal after a finding of "reason to believe." See 2 U.S.C. § 437g et seq. The Motion to Dismiss may, however, be treated as a request "to take no further action" against respondents Carol Enters List Company, Inc., Working Names, Inc. and Meyer T. Cohen.^{2/}

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Construing the motion as such, this Office recommends that the Commission deny the request at this time pending the completion of the investigation of this matter. First, this Office has received voluminous responses to the Commission's discovery requests from all respondents and a non-respondent witness, the last response being received on June 29, 1987. This Office is presently reviewing and analyzing this material. Second, initial analysis of the responses submitted indicates a violation of 2 U.S.C. § 438(a)(4) by respondents. It appears that further investigation and additional discovery may be needed to determine the specific activities of each respondent with regard to the violation. Finally, counsel for respondents, in support of the Motion to Dismiss, makes, for the first time,

^{2/} On July 7, 1987, the Commission authorized the filing of a civil suit against Working Names, Inc., and Meyer T. Cohen to collect a civil penalty in MUR 1542 for a Section 438(a)(4) violation.

a number of representations,^{3/} the factual basis and accuracy of which cannot be determined at this time. A complete review of all responses received and further investigation has to be done by this Office regarding not only the accuracy of Counsel's representations, but also the allegations in the complaint.

III. RECOMMENDATIONS

1. Deny at this time the request of respondents Carol Enters List Company, Inc., Working Names, Inc., and Meyer T. Cohen dated July 17, 1987, entitled "Motion to Dismiss."
2. Approve the attached letter.

Date

8/19/87

Lawrence M. Noble
Acting General Counsel

Attachments

1. Motion to Dismiss
2. Letter

3/ In the motion, counsel states in pertinent part:

- "...the salted name _____ was out in the market place before the Human Rights Proponents list was created or rented..."
- "...given that only one of the _____ names has shown up on my client's lists, it is reasonable to assume that the lists do not contain copies of FEC filings, otherwise all _____ names would have shown up..."
- "...the name was in the marketplace for 3 years."

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Working Names, Inc. and)
Meyer T. Cohen) MUR 2293
Carol Enters List Company, Inc.)
Names in the News)
Russ Reid Company)

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on August 24, 1987, the Commission decided by a vote of 6-0 to take the following actions in MUR 2293:

1. Deny at this time the request of respondents Carol Enters List Company, Inc., Working Names, Inc., and Meyer T. Cohen dated July 17, 1987, entitled "Motion to Dismiss."
2. Approve the letter, as recommended in the General Counsel's Report signed August 19, 1987.

Commissioners Aikens, Elliott, Josefiak, McDonald, McGarry, and Thomas voted affirmatively for the decision.

Attest:

8-24-87

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

Received in the Office of Commission Secretary: Thur., 8-20-87, 10:04
Circulated on 48 hour tally basis: Thur., 8-20-87, 4:00
Deadline for vote: Mon., 8-24-87, 4:00

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 25, 1987

Robert N. Levin, Esquire
Silver, Freedman and Taff
1735 Eye Street, N.W., 11th Floor
Washington, D.C. 20006

RE: MUR 2293
Carol Enters List
Company, Inc., Working
Names, Inc., and Meyer
T. Cohen

Dear Mr. Levin:

On April 16, 1987, the Federal Election Commission found reason to believe that your clients, Carol Enters List Company, Inc., Working Names, Inc., and Meyer T. Cohen violated 2 U.S.C. § 438(a)(4). On July 20, 1987 you submitted a "Motion to Dismiss."

The Commission's procedures make no provision for a motion to dismiss after a finding of "reason to believe." The Commission has, however, treated your motion as a request to take no further action against your clients. On August 24, 1987, the Commission decided to deny your request at this time because of the need to complete the investigation.

At such time when the investigation in this matter has been completed, the Commission will reconsider your request.

If you have any questions please contact Jacqueline Jones-Smith, the attorney assigned to this matter, at (202) 376-5690.

Sincerely,

Lawrence M. Noble (LGN)
Lawrence M. Noble
Acting General Counsel

BEFORE THE FEDERAL ELECTION COMMISSION

FEDERAL ELECTION COMMISSION
10/1/82

In the Matter of)
)
Working Names, Inc. and)
Meyer T. Cohen) MUR 2293
Carol Enters List Company,)
Inc.)
Names in the News)
Russ Reid Company)

SENSITIVE

GENERAL COUNSEL'S REPORT

I. BACKGROUND

On April 16, 1987, the Commission found reason to believe that respondents violated 2 U.S.C. § 438(a)(4) by selling or using for commercial purposes information copied from reports or statements filed with the Commission. The Commission notified respondents of its reason to believe finding and issued subpoenas for documents and orders to submit answers to interrogatories. Responses were received from all respondents on August 24, 1987. The Commission denied a July 20, 1987 request by Carol Enters List Company and Meyer T. Cohen to dismiss this matter.

This Office has conducted a complete review of all responses received. Additional discovery is necessary to further determine the specific activities of Working Names and its president Meyer T. Cohen and Carol Enters List Company regarding the violation of 2 U.S.C. § 438(a)(4). In order to ascertain the nature and extent of these activities this Office has attached additional subpoena for documents and orders to answer questions for Commission approval.

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To address issues raised by the respondents in their July 20, 1987 request, this Office feels an inquiry should be directed to Mrs. Sue Elsenbrook, the original complainant, on the past use of pseudonyms placed in FEC reports by the Senator Lloyd Bentsen Election Committee. Mrs. Elsenbrook has already been contacted by phone and has told this Office that the pseudonyms have only been used in FEC reports. She has expressed a willingness to provide an affidavit to that effect. Since this would be helpful toward establishing the record in the investigation, questions to Mrs. Sue Elsenbrook are attached for Commission approval.

Moreover, the investigation indicates that on August 15, 1985, Supreme Lists, Inc., a corporation owned and headed by the president of Carol Enters List Company, obtained the ownership rights from Working Names to the contributors list that is the subject of the present MUR. Supreme Lists, Inc., became the new list owner of a list containing names drawn from information contained in Commission reports. Therefore, because Supreme Lists as list owner may be using or selling information copied from Commission records, this Office believes that there is evidence to find reason to believe Supreme Lists, Inc. violated 2 U.S.C. § 438(a)(4).

II. RECOMMENDATIONS

1. Find reason to believe Supreme Lists, Inc. violated 2 U.S.C. § 438(a)(4).

2. Approve the attached letters, Factual and Legal Analysis, questions, and subpoena and orders.

Date

1/21/88


Lawrence M. Noble
General Counsel

Attachments

1. Responses of
 - Meyer T. Cohen and Working Names
 - Carol Enters List Company, Inc.
 - Names in the News
 - Russ Reid Company
 - United Negro College Fund
2. Subpoenas and orders (3)
3. Factual and Legal Analysis (1)
4. Questions (1)
5. Proposed Letters (4)

Staff Person: Michael Marinelli

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
Working Names, Inc. and) MUR 2293
Meyer T. Cohen)
Carol Enters List Company,)
Inc.)
Names in the News)
Russ Reid Company)

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal
Election Commission, do hereby certify that on January 27,
1988, the Commission decided by a vote of 6-0 to take
the following actions in MUR 2293:

1. Find reason to believe Supreme Lists, Inc.
violated 2 U.S.C. § 438(a)(4).
2. Approve the letters, Factual and Legal
Analysis, questions, and subpoena and
orders, as recommended in the General
Counsel's report signed January 21, 1988.

Commissioners Aikens, Elliott, Josefiak, McDonald,
McGarry, and Thomas voted affirmatively for the decision.

Attest:

Jan 28, 1988
Date

Marjorie W. Emmons
Marjorie W. Emmons
Secretary of the Commission

Received in the Office of Commission Secretary:	Fri.,	1-22-88,	11:00
Circulated on 48 hour tally basis:	Mon.,	1-25-88,	4:00
Deadline for vote:	Wed.,	1-27-88,	4:00



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

February 4, 1988

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Robert N. Levin
Silver, Freedman & Taff
1735 Eye Street, N.W.
Eleventh Floor
Washington, D.C. 20006

RE: MUR 2293
Carol Enters List Company

Dear Mr. Levin:

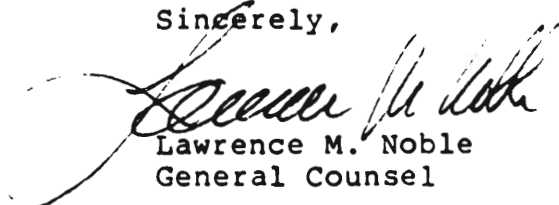
On April 4, 1987, your client, Carol Enters List Company, was notified that the Federal Election Commission had found reason to believe your client violated 2 U.S.C. § 438(a)(4), a provision of the the Federal Election Campaign Act of 1971, as amended.

Pursuant to its investigation of this matter, the Commission has issued the attached subpoena requiring your client to provide information, which will assist the Commission in carrying out its statutory duty of supervising compliance with the Federal Election Campaign Act of 1971, as amended, and Chapters 95 and 96 of Title 26, U.S. Code.

It is required that you submit all answers to questions under oath and that you do so within 15 days of your receipt of this subpoena.

If you have any questions, please direct them to Michael Marinelli, the staff member handling this matter, at (202) 376-5690.

Sincerely,



Lawrence M. Noble
General Counsel

Enclosure
Subpoena
Questions

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

)
)
) MUR 2293
)

SUBPOENA TO PRODUCE DOCUMENTS
ORDER TO SUBMIT WRITTEN ANSWERS

TO: Carol Enters List Company
322 8th Avenue
New York, New York 10001

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Pursuant to 2 U.S.C. § 437d(a)(1) and (3), and in furtherance of its investigation in the above-captioned matter, the Federal Election Commission hereby orders you to submit written answers to the questions attached to this Order and subpoenas you to produce the documents requested on the attachment to this Order. Legible copies which, where applicable, show both sides of the documents, may be substituted for originals.

Such answers must be submitted under oath and must be forwarded to the Commission along with the requested documents within 15 days of your receipt of this Order and Subpoena.

WHEREFORE, the Chairman of the Federal Election Commission has hereunto set his hand on this 4th day of February, 1988.

Thomas J. Josefiak
Chairman

ATTEST:

Mary H. Emmons
for Marjorie N. Emmons
Secretary to the Commission

Attachments
Questions & Requests (3 pages)

INSTRUCTIONS

In answering these interrogatories furnish all information, however obtained, including hearsay, that is in possession of, known by or otherwise available to you, including documents and information appearing in your records.

Each answer is to be given separately and independently, and unless specifically stated in the particular discovery request, no answer shall be given solely by reference either to another answer or to an exhibit attached to your response.

The response to each interrogatory propounded herein shall set forth separately the identification of each person capable of furnishing testimony concerning the response given, denoting separately those individuals who provided informational, documentary or other input, and those who assisted in drafting the interrogatory response.

If you cannot answer the following interrogatories in full after exercising due diligence to secure the full information to do so, answer to the extent possible and indicate your inability to answer the remainder, stating whatever information or knowledge you have concerning the unanswered portion and detailing what you did in attempting to secure the unknown information.

Should you claim a privilege with respect to any documents, communications, or other items about which information is requested by any of the following interrogatories describe such items in sufficient detail to provide justification for the claim. Each claim of privilege must specify in detail all the grounds on which it rests.

The following interrogatories are continuing in nature so as to require you to file supplementary responses or amendments during the course of this investigation if you obtain further or different information prior to or during the pendency of this matter. Include in any supplemental answers the date upon which and the manner in which such further or different information came to your attention.

All requests contained herein are for information, documents and materials dating from July 1983, up to and including the date of this subpoena/order, unless otherwise specified.

DEFINITIONS

For the purpose of these discovery requests, including the instructions thereto, the terms listed below are defined as follows:

"You" shall mean the named respondent in this action to whom these discovery requests are addressed, including all officers, employees, agents or attorneys thereof.

"Persons" shall be deemed to include both singular and plural, and shall mean any natural person, partnership, committee, association, corporation, or any other type of organization or entity.

"Document" shall mean the original and all non-identical copies, including drafts, of all papers and records of every type in your possession, custody, or control, or known by you to exist. The term document includes, but is not limited to books, letters, contracts, notes, diaries, log sheets, records of telephone communications, transcripts, vouchers, accounting statements, ledgers, checks, money orders or other commercial paper, telegrams, telexes, pamphlets, circulars, leaflets, reports, memoranda, correspondence, surveys, tabulations, audio and video recordings, drawings, photographs, graphs, charts, diagrams, lists, computer print-outs, and all other writings and other data compilations from which information can be obtained.

"Identify" with respect to a document shall mean state the nature or type of document (e.g., letter, memorandum), the date, if any, appearing thereon, the date on which the document was prepared, the title of the document, the general subject matter of the document, the location of the document, the number of pages comprising the document.

"Identify" with respect to a person shall mean state the full name, the most recent business and residence addresses and telephone numbers, the present occupation or position of such person, the nature of the connection or association that person has to any party in this proceeding. If the person to be identified is not a natural person, provide the legal and trade names, the address and telephone number, and the full names of both the chief executive officer and the agent designated to receive service of process for such person.

"And" as well as "or" shall be construed disjunctively or conjunctively as necessary to bring within the scope of these interrogatories and requests for the production of documents any documents and materials which may otherwise be construed to be out of their scope.

INTERROGATORIES

1. Describe the relationship between Carol Enters List Company ("CELCO") and Working Names and its president, Meyer T. Cohen, including but not limited to:
 - a. the nature and length of the relationship;
 - b. the number of transactions between Working Names and CELCO;
 - c. whether CELCO operated in the capacity of a list owner, broker, manager or list compiler in these transactions; and
 - d. the steps taken by CELCO to ensure that the Federal Campaign Act was complied with regarding the use or sale of FEC reports for commercial purposes.
2. Identify the persons from CELCO involved in the negotiations and in determining the legality of the use or sale of lists in the above transactions for commercial purposes.
3. State the relationship between CELCO and Supreme Lists, Inc. and describe all agreements between CELCO and Supreme Lists.
4. Concerning the role of CELCO as broker for the list entitled "Human Rights Proponents" that is described in the Factual and Legal Analysis in MUR 2293, state the steps CELCO took to ensure that the names from the list were drawn from legitimate sources.

REQUEST FOR DOCUMENTS AND MATERIALS

The Commission requests that you produce the following documents and material:

A clear unmarked copy of the July 10, 1985 letter attached to CELCO's, May 29, 1987 response to the Commission's subpoena.



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

February 4, 1988

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Supreme Lists, Inc.
c/o Richenthal & Birnbaum, P.C.
950 Third Avenue
New York, New York 10022

Re: MUR 2293
Supreme Lists, Inc.

Dear Sir or Madam:

On January 27, 1988, the Federal Election Commission determined that there is reason to believe Supreme Lists, Inc. violated 2 U.S.C. § 438(a)(4), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The Factual and Legal Analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against Supreme Lists, Inc. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Please submit any such materials, along with your response to the enclosed subpoena and order, within fifteen days of your receipt of this letter. Statements should be submitted under oath.

In the absence of any additional information which demonstrates that no further action should be taken against Supreme Lists, Inc., the Commission may find probable cause to believe that a violation has occurred and proceed with conciliation.

If you are interested in pursuing pre-probable cause conciliation, you should so request in writing. See 11 C.F.R. § 111.18(d). Upon receipt of the request, the Office of General Counsel will make recommendations to the Commission either proposing an agreement in settlement of the matter or recommending declining that pre-probable cause conciliation be

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Letter to Supreme Lists, Inc.
Page 2

pursued. The Office of General Counsel may recommend that pre-probable cause conciliation not be entered into at this time so that it may complete its investigation of the matter. Further, requests for pre-probable cause conciliation will not be entertained after briefs on probable cause have been mailed to the respondent.

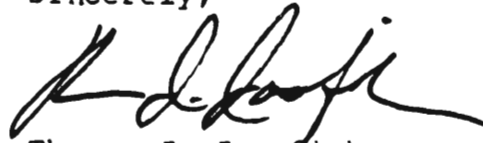
Requests for extensions of time will not be routinely granted. Requests must be made in writing at least five days prior to the due date of the response and specific good cause must be demonstrated. In addition, the Office of General Counsel is not authorized to give extensions beyond 20 days.

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

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

For your information, we have attached a brief description of the Commission's procedures for handling possible violations of the Act. If you have any questions, please contact Michael Marinelli, the staff person assigned to this matter, at (202) 376-5690.

Sincerely,



Thomas J. Josefiak
Chairman

Enclosures

Factual and Legal Analysis
Procedures
Designation of Counsel Statement
Subpoena and Order

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

MUR 2293

SUBPOENA TO PRODUCE DOCUMENTS
ORDER TO SUBMIT WRITTEN ANSWERS

TO: Supreme Lists, Inc.
c/o Richenthal & Birnbaum, P.C.
950 Third Avenue
New York, New York 10022

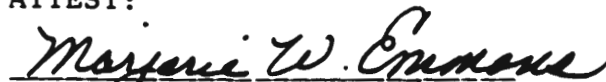
Pursuant to 2 U.S.C. § 437d(a)(1) and (3), and in furtherance of its investigation in the above-captioned matter, the Federal Election Commission hereby orders you to submit written answers to the questions attached to this Order and subpoenas you to produce the documents requested on the attachment to this Order. Legible copies which, where applicable, show both sides of the documents, may be substituted for originals.

Such answers must be submitted under oath and must be forwarded to the Commission along with the requested documents within 15 days of your receipt of this Order and Subpoena.

WHEREFORE, the Chairman of the Federal Election Commission has hereunto set his hand on this *2nd* day of *February*, 1988.


Thomas J. Josefiak
Chairman

ATTEST:


Marjorie W. Emmons
Secretary to the Commission

Attachments
Questions & Requests (3 pages)

FEDERAL ELECTION COMMISSION
FACTUAL AND LEGAL ANALYSIS

RESPONDENT: Supreme Lists, Inc.

The Office of the General Counsel received a complaint on November 18, 1986, from Mrs. Sue Elsenbrook of the staff of Senator Lloyd Bentsen, and a supplement to this complaint on December 11, 1986. The complaint and supplement state that on July 20, 1983, the Bentsen Committee submitted a list of pseudonyms, including the name _____ to the Commission as permitted by 11 C.F.R. § 104.3(e). Subsequently,

received solicitations addressed to this fictitious individual from Amnesty International; Friends Committee on National Legislation; Habitat for Humanity; Meals for Millions/Freedom from Hunger; International Rescue Committee, Inc.; Prison Fellowship Ministries; United Negro College Fund; Berea College; Childrens Hopes and Dreams Foundation; National Jewish Center for Immunology and Respiratory Medicine; Navajo Nation Health Foundation; and Project Lifeline.

FACTUAL AND LEGAL ANALYSIS

1. The Law

Pursuant to 2 U.S.C. § 438(a)(4), information copied from reports or statements available at the Federal Election Commission for public inspection may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any

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11 C.F.R. § 104.15(b). In order that a political committee may protect against the illegal uses of names and addresses of contributors, a committee may submit 10 pseudonyms on each report filed with the Commission. 2 U.S.C. § 438(a)(4). A committee opting to use pseudonyms must attach a list of such pseudonyms to the appropriate report, and decrease its unitemized contributions by the amount attributed to fictitious contributors. See 2 U.S.C. § 438(a)(4) and 11 C.F.R. § 104.3(e)(3) and (5).

a. The Solicitations

In the instant case the Bentsen Committee attached pseudonyms (including _____) to its 1983 Mid Year Report and adjusted its unitemized contributions appropriately. Solicitations addressed to _____ requesting funds for charitable purposes were made by twelve organizations. Therefore, information contained in FEC reports was used for "soliciting contributions" within the meaning of 11 C.F.R. § 104.15(b) and in apparent violation of 2 U.S.C. § 438(a)(4).

Eight organizations state that they obtained the list in question which contained the name of [redacted] from a list broker described as either CELCO or Carol Enters List [redacted]

Company.* / Carol Enters List has identified the owner of the list at the time it acted as broker as Supreme Lists, Inc.

In light of the foregoing it appears the that Supreme Lists, Inc. has used or sold (or rented) the list for the purpose of soliciting contributions. Therefore, there is reason to believe Supreme Lists, Inc. violated has 2 U.S.C. § 438(a)(4).

* / The eight are Friends Committee on National Legislation, Meals for Millions, International Rescue Committee, Berea College, Childrens Hopes and Dreams Foundation, National Jewish Center for Immunology and Respiratory Medicine, Navajo Nation Health Foundation and Project Lifeline.

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INSTRUCTIONS

In answering these interrogatories furnish all information, however obtained, including hearsay, that is in possession of, known by or otherwise available to you, including documents and information appearing in your records.

Each answer is to be given separately and independently, and unless specifically stated in the particular discovery request, no answer shall be given solely by reference either to another answer or to an exhibit attached to your response.

The response to each interrogatory propounded herein shall set forth separately the identification of each person capable of furnishing testimony concerning the response given, denoting separately those individuals who provided informational, documentary or other input, and those who assisted in drafting the interrogatory response.

If you cannot answer the following interrogatories in full after exercising due diligence to secure the full information to do so, answer to the extent possible and indicate your inability to answer the remainder, stating whatever information or knowledge you have concerning the unanswered portion and detailing what you did in attempting to secure the unknown information.

Should you claim a privilege with respect to any documents, communications, or other items about which information is requested by any of the following interrogatories describe such items in sufficient detail to provide justification for the claim. Each claim of privilege must specify in detail all the grounds on which it rests.

The following interrogatories are continuing in nature so as to require you to file supplementary responses or amendments during the course of this investigation if you obtain further or different information prior to or during the pendency of this matter. Include in any supplemental answers the date upon which and the manner in which such further or different information came to your attention.

All requests contained herein are for information, documents and materials dating from July 1983, up to and including the date of this subpoena/order, unless otherwise specified.

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DEFINITIONS

For the purpose of these discovery requests, including the instructions thereto, the terms listed below are defined as follows:

"You" shall mean the named respondent in this action to whom these discovery requests are addressed, including all officers, employees, agents or attorneys thereof.

"Persons" shall be deemed to include both singular and plural, and shall mean any natural person, partnership, committee, association, corporation, or any other type of organization or entity.

"Document" shall mean the original and all non-identical copies, including drafts, of all papers and records of every type in your possession, custody, or control, or known by you to exist. The term document includes, but is not limited to books, letters, contracts, notes, diaries, log sheets, records of telephone communications, transcripts, vouchers, accounting statements, ledgers, checks, money orders or other commercial paper, telegrams, telexes, pamphlets, circulars, leaflets, reports, memoranda, correspondence, surveys, tabulations, audio and video recordings, drawings, photographs, graphs, charts, diagrams, lists, computer print-outs, and all other writings and other data compilations from which information can be obtained.

"Identify" with respect to a document shall mean state the nature or type of document (e.g., letter, memorandum), the date, if any, appearing thereon, the date on which the document was prepared, the title of the document, the general subject matter of the document, the location of the document, the number of pages comprising the document.

"Identify" with respect to a person shall mean state the full name, the most recent business and residence addresses and telephone numbers, the present occupation or position of such person, the nature of the connection or association that person has to any party in this proceeding. If the person to be identified is not a natural person, provide the legal and trade names, the address and telephone number, and the full names of both the chief executive officer and the agent designated to receive service of process for such person.

"And" as well as "or" shall be construed disjunctively or conjunctively as necessary to bring within the scope of these interrogatories and requests for the production of documents any documents and materials which may otherwise be construed to be out of their scope.

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INTERROGATORIES

1. Describe the relationship between Carol Enters List Company ("CELCO") and Supreme Lists, Inc. listing and describing all agreements between CELCO and Supreme Lists.
2. Concerning the purchase by Working Names on August 16, 1985 from Supreme Lists of the list entitled "Human Rights Proponents" ("The List") that is described in the Factual and Legal Analysis in MUR 2293:
 - a. Describe the steps Supreme Lists took to ensure that the names from the List were drawn from legitimate sources.
 - b. Identify the persons from Supreme Lists involved in the negotiations and in determining the legality of the use of the List for commercial purposes.
3. Describe the relationship between Supreme Lists and Working Names including but not limited to:
 - a. the length of the relationship;
 - b. whether Supreme Lists operated in the capacity of a list owner, broker, manager or list compiler in these transactions.

REQUEST FOR DOCUMENTS AND MATERIALS

The Commission requests that you produce the following documents and materials:

Copies of all documents and materials which relate or pertain to the brokerage agreement between Supreme Lists, Inc. and Carol Enters List Company concerning the List.



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

February 4, 1988

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Robert N. Levin
Silver, Freedman & Taff
1735 Eye Street, N.W.
Eleventh Floor
Washington, D.C. 20006

RE: MUR 2293
Working Names, Inc. and
Meyer T. Cohen

Dear Mr. Levin:

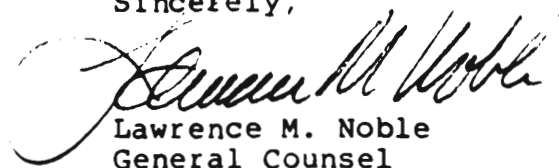
On April 4, 1987, your clients, Working Names, Inc. and Meyer T. Cohen, were notified that the Federal Election Commission had found reason to believe your clients violated 2 U.S.C. § 438(a)(4), a provision of the the Federal Election Campaign Act of 1971, as amended.

Pursuant to its investigation of this matter, the Commission has issued the attached subpoena requiring your clients to provide information, which will assist the Commission in carrying out its statutory duty of supervising compliance with the Federal Election Campaign Act of 1971, as amended, and Chapters 95 and 96 of Title 26, U.S. Code.

It is required that you submit all answers to questions under oath and that you do so within 15 days of your receipt of this subpoena.

If you have any questions, please direct them to Michael Marinelli, the staff member handling this matter, at (202) 376-5690.

Sincerely,


Lawrence M. Noble
General Counsel

Enclosure
Subpoena
Questions

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

MUR 2293

SUBPOENA TO PRODUCE DOCUMENTS
ORDER TO SUBMIT WRITTEN ANSWERS

TO: Meyer T. Cohen, President
Working Names, Inc.
11600 Boiling Brook Place
Rockville, Maryland

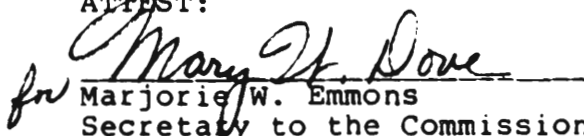
Pursuant to 2 U.S.C. § 437d(a)(1) and (3), and in furtherance of its investigation in the above-captioned matter, the Federal Election Commission hereby orders you to submit written answers to the questions attached to this Order and subpoenas you to produce the documents requested on the attachment to this Order. Legible copies which, where applicable, show both sides of the documents, may be substituted for originals.

Such answers must be submitted under oath and must be forwarded to the Commission along with the requested documents within 15 days of your receipt of this Order and Subpoena.

WHEREFORE, the Chairman of the Federal Election Commission has hereunto set his hand on this 4th day of February, 1988.


Thomas J. Josefiak
Chairman

ATTEST:


Marjorie W. Emmons
Secretary to the Commission

Attachments
Questions & Requests (3 pages)

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INSTRUCTIONS

In answering these interrogatories furnish all information, however obtained, including hearsay, that is in possession of, known by or otherwise available to you, including documents and information appearing in your records.

Each answer is to be given separately and independently, and unless specifically stated in the particular discovery request, no answer shall be given solely by reference either to another answer or to an exhibit attached to your response.

The response to each interrogatory propounded herein shall set forth separately the identification of each person capable of furnishing testimony concerning the response given, denoting separately those individuals who provided informational, documentary or other input, and those who assisted in drafting the interrogatory response.

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The following interrogatories are continuing in nature so as to require you to file supplementary responses or amendments during the course of this investigation if you obtain further or different information prior to or during the pendency of this matter. Include in any supplemental answers the date upon which and the manner in which such further or different information came to your attention.

All requests contained herein are for information, documents and materials dating from July 1983, up to and including the date of this subpoena/order, unless otherwise specified.

92040893852

DEFINITIONS

For the purpose of these discovery requests, including the instructions thereto, the terms listed below are defined as follows:

"You" shall mean the named respondent in this action to whom these discovery requests are addressed, including all officers, employees, agents or attorneys thereof.

"Persons" shall be deemed to include both singular and plural, and shall mean any natural person, partnership, committee, association, corporation, or any other type of organization or entity.

"Document" shall mean the original and all non-identical copies, including drafts, of all papers and records of every type in your possession, custody, or control, or known by you to exist. The term document includes, but is not limited to books, letters, contracts, notes, diaries, log sheets, records of telephone communications, transcripts, vouchers, accounting statements, ledgers, checks, money orders or other commercial paper, telegrams, telexes, pamphlets, circulars, leaflets, reports, memoranda, correspondence, surveys, tabulations, audio and video recordings, drawings, photographs, graphs, charts, diagrams, lists, computer print-outs, and all other writings and other data compilations from which information can be obtained.

"Identify" with respect to a document shall mean state the nature or type of document (e.g., letter, memorandum), the date, if any, appearing thereon, the date on which the document was prepared, the title of the document, the general subject matter of the document, the location of the document, the number of pages comprising the document.

"Identify" with respect to a person shall mean state the full name, the most recent business and residence addresses and telephone numbers, the present occupation or position of such person, the nature of the connection or association that person has to any party in this proceeding. If the person to be identified is not a natural person, provide the legal and trade names, the address and telephone number, and the full names of both the chief executive officer and the agent designated to receive service of process for such person.

"And" as well as "or" shall be construed disjunctively or conjunctively as necessary to bring within the scope of these interrogatories and requests for the production of documents any documents and materials which may otherwise be construed to be out of their scope.

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INTERROGATORIES

1. You have stated that you are the owner of the list entitled "Human Rights Proponents" ("the List"), that is described in the Factual and Legal Analysis in MUR 2293.
 - a. State whether you or those under your direction and control compiled the List from the original document sources.
 - b. If the List is a composite of other lists or if you purchased the documents or information to produce the List from some other sources, identify all persons who supplied you with the material used to create the List.
2. You have stated the ultimate source of the names on the List is the Office of the Secretary of the Senate and various filings maintained in that Office under laws other than the Federal Election Campaign Act. Identify the exact filings and reports from which the names were drawn.
3. Describe your business relationship with the Carol Enters List Company and Supreme Lists, Inc. including but not limited to:
 - a. the length of the relationship;
 - b. number of transactions with Supreme Lists and Carol Enters List Company; and
 - c. whether Working Names operated in the capacity of a list owner, broker, manager or list compiler in these transactions.

REQUEST FOR DOCUMENTS AND MATERIALS

The Commission requests that you produce the following documents and materials.

1. Copies of the original documents from which the names and addresses for the List were compiled.
2. Copies of all documents and materials pertaining to Working Names' acquisition and development of the List.



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

February 4, 1988

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mrs. Sue Elsenbrook
1186 Curtin Lane
Houston, Texas 77018

RE: MUR 2293

Dear Mrs. Elsenbrook:

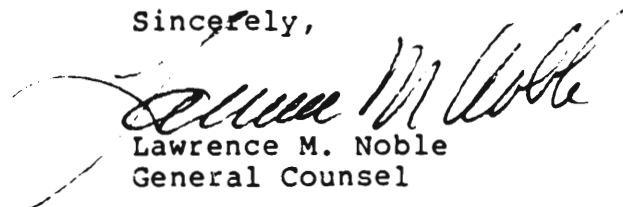
The Federal Election Commission has the statutory duty of enforcing the Federal Election Campaign Act of 1971, as amended, and Chapters 95 and 96 of Title 26, United States Code. The Commission has issued the attached interrogatories in connection with an investigation it is conducting. The Commission does not consider you a respondent in this matter, but rather a witness only.

Because this information is being sought as part of an investigation being conducted by the Commission, the confidentiality provision of 2 U.S.C. § 437g(a)(12)(A) applies. That section prohibits making public any investigation conducted by the Commission without the express written consent of the person with respect to whom the investigation is made. You are advised that no such consent has been given in this case.

Please submit the information under oath within 15 days of your receipt of this letter.

If you have any questions, please direct them to Michael Marinelli, the staff member handling this matter, at (202) 376-5690.

Sincerely,


Lawrence M. Noble
General Counsel

Enclosure
Interrogatories

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

)
) MUR 2293
)

**INTERROGATORIES AND REQUEST
FOR PRODUCTION OF DOCUMENTS**

TO: Mrs. Sue Elsenbrook
1186 Curtin Lane
Houston, Texas 77018

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In furtherance of its investigation in the above-captioned matter, the Federal Election Commission hereby requests that you submit answers in writing and under oath to the questions set forth below within 15 days of your receipt of this request. In addition, the Commission hereby requests that you produce the documents specified below, in their entirety, for inspection and copying at the Office of the General Counsel, Federal Election Commission, Room 659, 999 E Street, N.W., Washington, DC 20463, on or before the same deadline, and continue to produce those documents each day thereafter as may be necessary for counsel for the Commission to complete their examination and reproduction of those documents. Clear and legible copies or duplicates of the documents which, where applicable, show both sides of the documents may be submitted in lieu of the production of the originals.

INSTRUCTIONS

In answering these interrogatories furnish all information, however obtained, including hearsay, that is in possession of, known by or otherwise available to you, including documents and information appearing in your records.

Each answer is to be given separately and independently, and unless specifically stated in the particular discovery request, no answer shall be given solely by reference either to another answer or to an exhibit attached to your response.

The response to each interrogatory propounded herein shall set forth separately the identification of each person capable of furnishing testimony concerning the response given, denoting separately those individuals who provided informational, documentary or other input, and those who assisted in drafting the interrogatory response.

If you cannot answer the following interrogatories in full after exercising due diligence to secure the full information to do so, answer to the extent possible and indicate your inability to answer the remainder, stating whatever information or knowledge you have concerning the unanswered portion and detailing what you did in attempting to secure the unknown information.

Should you claim a privilege with respect to any documents, communications, or other items about which information is requested by any of the following interrogatories describe such items in sufficient detail to provide justification for the claim. Each claim of privilege must specify in detail all the grounds on which it rests.

The following interrogatories are continuing in nature so as to require you to file supplementary responses or amendments during the course of this investigation if you obtain further or different information prior to or during the pendency of this matter. Include in any supplemental answers the date upon which and the manner in which such further or different information came to your attention.

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DEFINITIONS

For the purpose of these discovery requests, including the instructions thereto, the terms listed below are defined as follows:

"Document" shall mean the original and all non-identical copies, including drafts, of all papers and records of every type in your possession, custody, or control, or known by you to exist. The term document includes, but is not limited to books, letters, contracts, notes, diaries, log sheets, records of telephone communications, transcripts, vouchers, accounting statements, ledgers, checks, money orders or other commercial paper, telegrams, telexes, pamphlets, circulars, leaflets, reports, memoranda, correspondence, surveys, tabulations, audio and video recordings, drawings, photographs, graphs, charts, diagrams, lists, computer print-outs, and all other writings and other data compilations from which information can be obtained.

"Identify" with respect to a document shall mean state the nature or type of document (e.g., letter, memorandum), the date, if any, appearing thereon, the date on which the document was prepared, the title of the document, the general subject matter of the document, the location of the document, the number of pages comprising the document.

"Identify" with respect to a person shall mean state the full name, the most recent business and residence addresses and telephone numbers, the present occupation or position of such person, the nature of the connection or association that person has to any party in this proceeding. If the person to be identified is not a natural person, provide the legal and trade names, the address and telephone number, and the full names of both the chief executive officer and the agent designated to receive service of process for such person.

"And" as well as "or" shall be construed disjunctively or conjunctively as necessary to bring within the scope of these interrogatories and requests for the production of documents any documents and materials which may otherwise be construed to be out of their scope.

INTERROGATORIES

1. Regarding the use of the pseudonym used in Senator Lloyd Bentsen Election Committee's 1983 Mid Year Report, please state if the name had ever been used previously or has been used thereafter by you or any persons associated with the Committee:

- a. in any non-FEC report filed with the Secretary of the Senate,
- b. in any non-FEC, legally mandated filing or document, or
- c. in any other capacity.

2. If the answer to any part of 1 is yes, please identify each usage and document.

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LAW OFFICES
SILVER, FREEDMAN & TAFF

A PARTNERSHIP INCLUDING PROFESSIONAL CORPORATION

1735 EYE STREET, N.W.
ELEVENTH FLOOR
WASHINGTON, D.C. 20006
202 429-6100

RECEIVED FEB 22 1988 12:57

OF COUNSEL

ROBERT N. LEVIN
SUSAN B. R.

TELEPHONE NUMBERS
202 433-3295
202 336-1710

WRITERS DIRECT DIAL NUMBER
202 429

SIDNEY J. SILVER
ROBERT L. FREEDMAN, P.C.
BARRY P. TAFF, P.C.
HOWARD J. ROSS, P.C.
DAVID B. MYATT, P.C.
JAMES S. FLEISCHER, P.C.
JEFFREY M. WERTMAN, P.C.
LOIS G. JACOBS
MIRA A. WEISSMAN
EARL L. METHENY, P.C.
CHERYL R. FRANK
STEPHEN J. O'CONNOR
ILSA K. BUSH
DIANA M. SAVIT
JOHN L. SPID
MARTIN L. MEYROWITZ
DANIEL C. McHAY, T.
RICHARD S. GARABEDIAN
STEVEN M. ABRAMSON
JANE M. KASPERAVICH
CHRISTOPHER R. KELLY
BRIAN L. ALPERT
NANCY M. STILES
RICHARD E. BYER

February 22, 1988

NOT ADMITTED IN D.C.

BY HAND

Mr. Michael Marinelli
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463

Re: MUR 2293

Dear Mr. Marinelli:

per our telephone conversation of February 22, 1988, please be advised as follows:

1. George P. Birnbaum, Esq., Richenthal, Birnbaum & Beck, P.C., 950 Third Avenue, New York, New York 10022 -- telephone number, (212) 758-8686, will be entering the case on behalf of Carol Enters and the Respondant corporations that Ms. Enters controls. Mr. Birnbaum has asked me to inform you that he will file the appropriate discovery responses on behalf of those entities by the middle of next week and will be filing an appropriate notice of appearance. As a matter of convenience and courtesy, I am requesting by means of this letter an extension on behalf of the Enters' entities to respond to the discovery through March 4, 1988.

2. Mr. Cohen has been out of the City and I do not anticipate his being back until the first or second of March, which will be the first opportunity I will have to sit down with him in regard to the discovery directed to him. While it would be my guess that we could file our responses by March 4, I would rather not guess and would request an extension until March 11.

Please advise if any of the foregoing causes any difficulty.

Thank you.

Very truly yours,

Robert N. Levin

RNL:mf

cc: George P. Birnbaum, Esq.



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

February 24, 1988

Robert N. Levin
Silver, Freedman & Taff
1735 Eye Street, N.W.
Washington, D.C. 20006

RE: MUR 2293
Carol Enters-List
Company, Inc.

Dear Mr. Levin:

This is in response to your letter dated February 22, 1988, which we received on February 23, 1988, requesting an extension of 9 days until March 4, 1988 to respond to the subpoena. After considering the circumstances presented in your letter, I have granted the requested extension. Accordingly, your response is due by close of business on March 4, 1988.

If you have any questions, please contact Michael Marinelli, the attorney assigned to this matter, at (202) 376-5690.

Sincerely,

Lawrence M. Noble
General Counsel

BY: Lois G. Lerner
Associate General Counsel

92040893861



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

February 24, 1988

Robert N. Levin
Silver, Freedman & Taff
1735 Eye Street, N.W.
Washington, D.C. 20006

RE: MUR 2293
Working Names, Inc. and
Meyer T. Cohen

Dear Mr. Levin:

This is in response to your letter dated February 22, 1988, which we received on February 23, 1988, requesting an extension of 16 days until March 11, 1988 to respond to the subpoena. After considering the circumstances presented in your letter, I have granted the requested extension. Accordingly, your response is due by close of business on March 11, 1988.

If you have any questions, please contact Michael Marinelli, the attorney assigned to this matter, at (202) 376-5690.

Sincerely,

Lawrence M. Noble
General Counsel

BY: Lois G. Lerner
Associate General Counsel

22 - 40893862

600 760 - HAND DELIVERED

RICHENTHAL, BIRNBAUM & BECK, P. C.

ATTORNEYS AT LAW

950 THIRD AVENUE

NEW YORK, N. Y. 10022

STUART J. BECK

GEORGE P. BIRNBAUM

DAVID G. RICHENTHAL

212 758-8686

TELEX 882603 ASRY UD

TELECOPIER 212 758-8748

February 23, 1988

FEDERAL EXPRESS

Federal Election Commission
Washington, D.C. 20463

Att: Michael Marinelli

Re: MUR 2293
Supreme Lists, Inc.

Dear Mr. Marinelli:

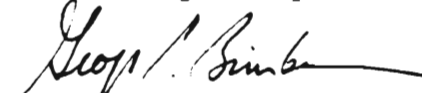
This law firm represents Supreme Lists, Inc. A designation of counsel is enclosed.

Also enclosed please find a response to the Commission's Interrogatories and Request for Documents and Materials directed to Supreme Lists, Inc.

My client is confident that it has not violated any Federal law. The factual materials which we believe require a finding that our client has not committed any violation of the Federal Election Campaign Act of 1971 (the "Act") are enclosed as part of its response to the Commission's subpoena.

We will be happy to furnish any further information you require.

Yours very truly,


George P. Birnbaum

GPB:tsk
Enclosures

RECEIVED
FEDERAL ELECTION COMMISSION
FEB 24 PM 2:36

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STATEMENT OF DESIGNATION OF COUNSEL

MUR 2293

NAME OF COUNSEL: George P. Birnbaum, Esq.

ADDRESS: Richenthal, Birnbaum & Beck, P.C.
950 Third Avenue
New York, New York 10022

TELEPHONE: 212-758-8686

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

SUPREME LISTS, INC.

2/23/88
Date

Carol Emery
Signature

RESPONDENT'S NAME: Supreme Lists, Inc.

ADDRESS: c/o Richenthal, Birnbaum & Beck, P.C.
950 Third Avenue
New York, New York 10022

HOME PHONE: N/A

BUSINESS PHONE: N/A

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FEDERAL ELECTION COMMISSION

MUR 2293

Answers to Interrogatories Directed
to Supreme Lists, Inc.

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1. There neither was nor is any agreement between Carol Enters List Co. Inc. (CELCO) and Supreme Lists, Inc. As previously stated to the Commission, Ms. Carol Enters is the sole stockholder of Supreme Lists, Inc., and Ms. Enters is also the majority stockholder of Carol Enters List Co., Inc. (CELCO). Additionally, subsequent to August 16, 1985 and continuing until August 20, 1987, lists owned by Supreme Lists, Inc. were managed by Working Names, Inc., as list manager, and Working Names, Inc. utilized CELCO as the list broker for said lists.

2. The following answer is based on our belief that the interrogatory to which it responds contains an unintentional error in asking about "the purchase by Working Names ... from Supreme Lists"; in fact, on August 16, 1985, it was Supreme Lists, Inc. who purchased the subject list from Working Names, Inc., and, with that correction, the interrogatory is hereby answered as follows:

(a) Enclosed is a copy of the purchase agreement dated August 16, 1985 between Working Names, Inc. and Supreme Lists, Inc. (the "Agreement"). Before entering into this agreement, Supreme Lists, Inc. not only required the warranty of legitimacy set forth in paragraphs 7(c) and (d) of the Agreement, but asked to see the opinion of counsel which Working Names had

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obtained from Messrs. Epstein, Becker, Borsody & Green, P.C. setting forth the legal opinion of said firm that Federal law did not prohibit the copying and commercial use of the list. Supreme Lists, Inc. also required that Working Names, Inc. make Supreme Lists, Inc. a direct beneficiary of said legal opinion (see paragraph 7(d) of the Agreement). A copy of the legal opinion furnished to Supreme Lists, Inc. is also enclosed herewith (the redaction having been made at the insistence of Working Names, Inc. that the redacted material constituted a commercial trade secret of Working Names).

(b) Negotiating on behalf of Supreme Lists, Inc. was Ms. Carol Enters, president of Supreme Lists, Inc., assisted by counsel. To determine the legality of the use of the list for commercial purposes, Ms. Enters relied on the opinion of Epstein, Becker, Borsody & Green, P.C., a copy of which is enclosed herewith.

3(a) and (b). Supreme Lists, Inc. was organized under the laws of the State of New York on July 31, 1985 in order to purchase certain lists from Working Names, Inc., which purchase was subsequently consummated by the Agreement (copy enclosed) dated August 16, 1985. Pursuant to paragraph 9 of the Agreement, on August 20, 1987, Supreme Lists, Inc. required Working Names, Inc. to repurchase these lists. Additionally, in the period between said dates, Working Names, Inc. acted as list manager for these lists, which were then owned by Supreme Lists, Inc. Accordingly, throughout these transactions, Supreme Lists operated only in the capacity of a list owner.

Response to Request for Documents
and Materials

As stated above, there was never any written brokerage agreement between Supreme Lists, Inc. and Carol Enters List Co. Inc. (CELCO).

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VERIFICATION

STATE OF NEW YORK)
) ss.:
COUNTY OF NEW YORK)

CAROL ENTERS, being duly sworn, deposes and says:

I am president of Supreme Lists, Inc. I have read the foregoing Answers to Interrogatories Directed to Supreme Lists, Inc. and Response to Request for Documents and Materials and know the contents thereof.

All facts alleged therein are true to my knowledge except as to facts outside my personal knowledge, which are alleged upon information and belief.

Carol Enters

CAROL ENTERS

Sworn to before me this

23rd day of February, 1988.

Theresa S. Kontogianis
Notary Public

THERESA S. KONTOGIANIS
Notary Public, State of New York
No. 41-400000
Qualified in Queens County
Certificate filed in New York County
Term Expires August 31, 1991

92040893868

AGREEMENT

This Agreement, effective the 14th day of August, 1985, by and between WORKING NAMES, INC., 11600 Boiling Brook Parkway, Rockville, Maryland 20852 (hereinafter referred to as "WNI"), and SUPREME LISTS, INC., whose address is c/o RICHENTHAL & BIRNBAUM, P.C., 950 Third Avenue, New York, New York 10022 (hereinafter referred to as "Purchaser").

WHEREAS, WNI is a mailing list management company and has in its possession the knowledge of a mailing list of contributors to numerous, various, and sundry political bodies and entities (hereinafter referred to as "List"); and

WHEREAS, Purchaser desires to purchase a substantial portion of the names on the List on an exclusive basis for a certain time period for its own use and benefit; and

WHEREAS, WNI desires to manage the use of the names purchased hereunder, and Purchaser desires WNI to do so;

NOW THEREFORE, for adequate consideration, receipt of which is hereby acknowledged, it is agreed as follows:

1. Purchase and Sale. WNI hereby sells to Purchaser, in accordance with the terms of this Agreement, no less than Four Hundred Thousand (400,000) names of contributors from the List (the "Purchased Names"), such Purchased Names to be selected by WNI according to criteria designated by Purchaser (the "Grouping Criteria"). The Grouping Criteria shall consist of names drawn from the List titles of Liberal and Independent, Health and Welfare Causes, Overseas Relief, and Jewish Contributors only. To effect this sale, WNI shall

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NGRACK, AXELSON
& WILLIAMOWSKY
ATTORNEYS AT LAW
109 NORTH ADAMS STREET
ROCKVILLE MD 20850
301-424-0880

2000 L STREET NW
SUITE 812
WASHINGTON DC 20036
202-872-8383

provide to Purchaser, on the delivery schedule set forth in Paragraph 2 hereof, all available documents showing each contributor's name(s), address, city, state, zip code, the dollar amount of contributions made, the name of the political entity to which the contributions were made and the date of the report listing such contributions.

2. Delivery of the Purchased Names. WNI shall deliver to Purchaser the Purchased Names at the rate of no less than Fifteen Thousand (15,000) names per week, commencing with the week following the date on which this Agreement is executed, in a manner determined by Purchaser in consultation with WNI to take account of the frequency of updating of the List so as to obtain the latest version of the List and the most current information on the Purchased Names.

3. Price and Payment. In consideration of the purchase and sale of the Purchased Names described in Paragraph 1 and the other terms and conditions of this Agreement, Purchaser agrees to pay WNI the sum of Sixty-four Thousand Dollars (\$64,000.00), to be paid as follows: Fifteen Thousand Dollars (\$15,000.00) upon execution of this Agreement; Twenty-five Thousand Dollars (\$25,000.00) on October 1, 1985, as evidenced by a non-negotiable promissory note executed by Purchaser on the date of execution of this Agreement; and Twenty-four Thousand Dollars (\$24,000.00) on January 1, 1986, as evidenced by a non-negotiable promissory note executed by Purchaser on the date of execution of this Agreement. Said promissory notes shall not bear any interest if paid on the due date or within five (5) days. If not paid on the due date or within five (5) days thereafter, the notes shall bear interest from the due date at the rate of the prime rate per annum charged by Riggs National Bank as of the due date.

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4. Management. WNI agrees to manage the use of the Purchased Names, and WNI shall receive a fee therefor in the amount of Ten Percent (10%) of the rental fees received by Purchaser for use of the Purchased Names. Said amounts shall be deducted from rental fees collected by WNI from the users or brokers of the Purchased Names and the balance of said rental fees promptly remitted to Purchaser.

5. Exclusivity; Non-Disclosure. For a period of ten (10) years from the date of this Agreement, WNI shall not (a) sell the Purchased Names or any other names from the Grouping Criteria to any other party; or (b) reveal, disclose, or make known to any other party, the Purchased Names, any other names from the Grouping Criteria, the Grouping Criteria themselves or the source of the List or any other information furnished to WNI from Purchaser, if such disclosure results in the use of the names sold hereunder or the source of the List (except to those employees, agents and attorneys of WNI necessary to obtain or make use of the List in the manner provided for in this Agreement); or (c) retain a copy of the Purchased Names in any form, whether in hard copy, computer or any other recorded or mechanical format. For a period of ten (10) years from the date of this Agreement, neither party shall reveal, disclose, or make known to any other party the origin or source of the List, if such disclosure results in the use of the source of the List. In the event either party violates their respective obligations under this exclusivity portion of the Agreement, the parties agree that the other party shall be entitled to immediate injunctive relief to restrain the disclosing party's actions in violation of this Agreement without the necessity of the other party having to prove irreparable injury. In addition, since the damages which would be caused to Purchaser by WNI by a violation of WNI's obligations under this exclusivity portion of this Agreement would be

difficult or impossible of measurement, WNI agrees to pay liquidated damages to the Purchaser in the amount of Three Hundred Thousand Dollars (\$300,000.00) upon a showing of a violation by WNI of its obligations under this exclusivity portion of this Agreement if such violation results in the use of the names sold hereunder or the use of the source of the List.

6. Right of First Offer and First Refusal; Option for Additional Names.

(a) In the event that WNI wishes to sell names on the List other than the Purchased Names and names from the Grouping Criteria, WNI shall first offer to sell such other names to Purchaser and shall thereafter allow Purchaser an opportunity for thirty (30) days to match any offer to purchase such other names by a third party, provided, however, that if Purchaser knows that Purchaser has no interest in the names offered by WNI, Purchaser will promptly inform WNI that it may sell such names to a third party. If Purchaser matches such offer within said thirty (30) day period, WNI shall sell such other names to Purchaser on the offered terms and conditions; otherwise, Purchaser shall have no further rights to such other names.

(b) By way of addition to and not limitation of subparagraph (a) of this Paragraph 6, upon completion of delivery to Purchaser by WNI of the entire Four Hundred Thousand (400,000) Purchased Names as provided hereinabove, WNI hereby grants to Purchaser, and Purchaser shall have, the option for five (5) years thereafter, exercisable in Purchaser's sole discretion, to require WNI to continue to furnish and sell to Purchaser additional names from the Grouping Criteria ("Additional Names") on the same delivery schedule set forth in Paragraph 2 (i.e., Fifteen Thousand names per week). WNI shall pay the costs of collecting and furnishing the Additional Names to Purchaser, and Purchaser shall pay the costs of keypunching the Additional Names. WNI shall manage the use of the Additional Names, and any

monies received from the rental or commercial use of the Additional Names (not including the Purchased Names) shall be divided between WNI and the Purchaser, after brokerage commissions, management fees, computer charges, and shipping charges, as follows: thirty-five percent (35%) to WNI and sixty-five percent (65%) to Purchaser. The Additional Names shall become the property of and shall be solely owned by Purchaser. In the event that WNI continues to furnish and sell Additional Names to Purchaser after the end of the ten (10) year exclusivity period set forth in Paragraph 5, the exclusivity period shall be extended until two (2) years after the last date on which WNI furnishes and sells Additional Names to Purchaser.

7. Warranties and Representations. WNI agrees, warrants, and represents to Purchaser that:

(a) WNI has not revealed, disclosed, or made known to any other person except those attorneys, agents, and employees of WNI necessary to obtain or make use of the List in the manner provided for in this Agreement, the origin or source of the List or any of the names on or from the List, nor has WNI previously used or sold any of the names on or from the List;

(b) WNI has not previously sold or licensed to any person any of the names on or from the List or the origin or source of the List;

(c) WNI believes that it is and will be lawful and proper for WNI and Purchaser freely to copy and commercially use the names on the List, and that WNI has no information which would lead a reasonable person to believe that the copying and commercial use of names on or from the List is or will be unlawful, improper, or unauthorized by any Federal, State, or local government agency;

(d) WNI has obtained an opinion from counsel (a redacted copy of which is attached hereto) that the copying and commercial use of names on or

from the List is neither unlawful nor unauthorized by any government or agency and has made Purchaser the beneficiary of such opinion of counsel by informing counsel that Purchaser is relying on such opinion.

8. Indemnity. WNI shall indemnify and hold Purchaser harmless from all damages, costs, expenses, losses, and attorneys' fees incurred by Purchaser as a result of any violation by WNI of any of the terms of this Agreement, including but not limited to the warranties and representations contained in Paragraph 7 or in the event that the use of the list is declared to be illegal or unauthorized by any governmental agency or political entity, provided that if the names purchased hereunder are mixed by the Purchaser with names from other sources this indemnity shall be null and void unless the names for which the claim is made are identified as having been purchased hereunder.

9. Repurchase Guarantee. In the event that Purchaser, having made good faith efforts to market the use of the Purchased Names, has not received a total of One Hundred Thousand Dollars (\$100,000.00) in fees from the use or sale of the Purchased Names or those purchased under Paragraph 6 by a date two (2) years from the date of this Agreement, WNI agrees, at the option and in the sole discretion of Purchaser, to repurchase from Purchaser the Purchased Names and other names purchased under Paragraph 6 and to pay Purchaser therefor the sum of One Hundred Thousand Dollars (\$100,000.00), less the gross earnings of Purchaser from the Purchased Names and the names purchased under Paragraph 6 minus computer keypunching and running and shipping charges incurred, such sum to be paid to Purchaser by WNI within three (3) months thereafter.

10. Reservation of Rights. So long as the source of the List is known only to WNI, WNI reserves all rights to the List other than (a) the Purchased

Names and (b) any other names provided to Purchaser under Paragraph 6.

11. Assignment. This Agreement may not be assigned by either party, provided, however, that Purchaser may make unrestricted commercial use, including rental or resale, of the Purchased Names and any other names provided to Purchaser under Paragraph 6. Purchaser shall inform WNI of any resale or commingling of lists, which commingling shall contain information sufficient to identify the source of the names.

12. Default. In the event Purchaser fails to pay any of the payments described in Paragraph 3 when due, upon ten (10) days written notice to Purchaser by WNI and Purchaser's failure to make the outstanding payment within an additional five (5) days, WNI shall have no further obligation to continue to deliver the Purchased Names to Purchaser.

13. Jurisdiction and Consent to Service of Process. WNI and its principals agree that any dispute or controversy related to, arising out of, or concerning this Agreement or the purchase and sale of names from the List hereunder shall be decided by a court of competent jurisdiction (whether Federal or State) in New York State. WNI and its principals hereby waive any objection to and agree not to contest the personal jurisdiction of the New York courts in any such dispute or controversy. WNI and its principals also hereby consent and agree that, without excluding any other lawful means of service of process on them in such dispute or controversy, it shall be complete, good, and sufficient service of process on WNI and its principals to mail a copy of such process by certified mail, return receipt requested, to WNI and its principals at the address for WNI set forth in Paragraph 15.

14. Construction. This Agreement sets forth the entire Agreement between the parties, and may not be amended or modified without a written document

executed by the parties. This Agreement shall be construed in conformity with the laws of the State of New York. Should any provision of this Agreement be void or unenforceable, such provision shall be deemed omitted, and this Agreement with such provision omitted shall remain in effect.

15. Notice. Any notice required by this Agreement shall be addressed as follows:

to WNI:

WORKING NAMES, INC.
c/o Meyer T. Cohn
11600 Boiling Brook Parkway
Rockville, Maryland 20852

with a copy to:

Jeffrey M. Axelson, Esquire
VAN GRACK, AXELSON & WILLIAMOWSKY
109 North Adams Street
Rockville, Maryland 20850

and if to Purchaser:

SUPREME LISTS, INC.
c/o Richenthal & Birnbaum, P.C.
950 Third Avenue
New York, New York 10022

with a copy to:

George Birnbaum, Esquire
Richenthal & Birnbaum, P.C.
950 Third Avenue
New York, New York 10022

IN WITNESS WHEREOF, the parties have executed this Agreement as of the date first above written.

WORKING NAMES, INC.

Gina Longchella
Witness

By: Meyer T. Cohn
Meyer T. Cohn, President

SUPREME LISTS, INC.

George L. Birnbaum
Witness

By: Carol Enters
Carol Enters, President

EPSTEIN BECKER BORSODY & GREEN, P.C.

ATTORNEYS AT LAW
1140 19TH STREET, N.W.
WASHINGTON, D.C. 20036
(202) 661-0900

250 PARK AVENUE
NEW YORK, NEW YORK 10177
(212) 370-9800

MALLICK TOWER
ONE SUMMIT AVENUE
FORT WORTH, TEXAS 76102
(817) 334-0701

1675 CENTURY PARK EAST
LOS ANGELES, CALIFORNIA 90067
(213) 556-6861

FOUR EMBARCADERO
SAN FRANCISCO, CALIFORNIA 94111
(415) 398-5565

*P.C. IN NEW YORK AND
WASHINGTON, D.C. ONLY

July 10, 1985

Mr. Meyer T. Cohen
President
Working Names, Inc.
11600 Boiling Brook Place
Rockville, Maryland 20852

Dear Mike:

You have asked us whether federal law prohibits the copying and subsequent commercial use of information obtained from publicly-available [REDACTED] reports which are filed pursuant to the Federal Regulation of [REDACTED] Act, U.S.C. [REDACTED] et seq. ("the Act"). In short, it is our opinion that such activity is not prohibited by federal law.

It is our understanding that you and/or individuals from your company, Working Names, Inc., plan to copy lobbying reports filed with the Secretary and Clerk, and, subsequently, to use information included in the reports in compiling direct-mail lists. These lists will then be marketed and otherwise placed into commerce by Working Names.

Mr. Meyer Cohen
July 10, 1985
Page 2

Our research has not revealed any federal statutes which prohibit the copying and commercial use of information obtained from publicly-available [REDACTED] reports filed pursuant to the Act. Unlike the Federal Election Campaign Act of 1971 which expressly prohibits the commercial use of information obtained from Federal Election Commission reports filed with the Commission, see 2 U.S.C. § 438(a)(4), the Act does not address, and therefore does not prohibit, the copying and subsequent commercial use [REDACTED]. Nor have we found any other federal statutes which would prohibit such activity.

Accordingly, it is our opinion that federal law does not prohibit the copying and subsequent commercial use of information obtained from [REDACTED] filed pursuant to the Act. Moreover, representatives from the General Counsel's Offices [REDACTED] HAVE orally concurred with this opinion.

If you have any further questions regarding this matter, please do not hesitate to contact this office.

Very truly yours,


William C. Oldaker


Leslie J. Kerman

WCO/LJK:ms

92040893878

RICHTHAL, BIRNBAUM & BECK, P.C.

ATTORNEYS AT LAW

950 THIRD AVENUE

NEW YORK, N.Y. 10022

STUART J. BECK
GEORGE P. BIRNBAUM
DAVID G. RICHTHAL

88 MAR -4 PM 2:24

212 758-8686

TELEX 882803 ASRT UD

TELECOPIER 212 758-8748

March 3, 1988

FEDERAL EXPRESS

Federal Election Commission
999 "E" Street, NW - Room 657
Washington, D.C. 20463

Att: Michael Marinelli

Re: MUR 2293
Carol Enters List Co., Inc. (CELCO)

Dear Mr. Marinelli:

This law firm represents Carol Enters List Co., Inc. (CELCO). A designation of counsel is enclosed.

Also enclosed please find a response to the Commission's Interrogatories and Request for Documents and Materials directed to Carol Enters List Co., Inc. (CELCO).

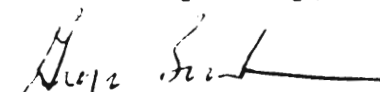
My client is confident that it has not violated any Federal law. The factual materials which we believe require a finding that our client has not committed any violation of the Federal Election Campaign Act of 1971 (the "Act") are enclosed as part of its response to the Commission's subpoena.

Finally, I am informed by counsel to Working Names, Inc., that the anticipated submission by Working Names to the Commission will further demonstrate that the list in question was not generated from improper sources.

As I told you during our telephone conversation today, we will be happy to furnish any further information you require. I anticipate that your review of all the material submitted to date will convince you that this proceeding should be terminated favorably with respect to my clients. However, I reiterate my request to you on the telephone, namely, that if you have any question at all about either of my clients, I be permitted an opportunity to meet with you and the assistant general counsel.

Kind regards.

Yours very truly,


George P. Birnbaum

GPB:tsk
Enclosures

88 MAR -7 PM 12:25
FEDERAL ELECTION COMMISSION
MAIL ROOM

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STATEMENT OF DESIGNATION OF COUNSEL

MUR 2293

NAME OF COUNSEL: George P. Birnbaum, Esq.

ADDRESS: Richenthal, Birnbaum & Beck, P.C.
950 Third Avenue
New York, New York 10022

TELEPHONE: 212-758-8686

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

CAROL ENTERS LIST CO., INC. (CELCO)

5/1/80
Date

[Signature]
Signature

RESPONDENT'S NAME: Carol Enters List Co., Inc. (CELCO)

ADDRESS: 322 Eighth Avenue - Room 701
New York, New York 10001

HOME PHONE: N/A

BUSINESS PHONE: 212-243-8090

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FEDERAL ELECTION COMMISSION

MUR 2293

Answers to Interrogatories Directed to
Carol Enters List Co., Inc. (CELCO)

Q1. Describe the relationship between Carol Enters List Company ("CELCO") and Working Names and its president, Meyer T. Cohen, including but not limited to:

- a. the nature and length of the relationship;
- b. the number of transactions between Working Names and CELCO;
- c. whether CELCO operated in the capacity of a list owner, broker, manager or list compiler in these transactions; and
- d. the steps taken by CELCO to ensure that the Federal Campaign Act was complied with regarding the use or sale of FEC reports for commercial purposes.

A2. Carol Enters List Co., Inc. (CELCO) (hereinafter "Celco") has had a business relationship with Meyer T. Cohen, President of Working Names, for all or most of the approximately 10 years Celco has been in business as a list broker. During that time, Mr. Cohen (possibly through his company Working Names, Inc. ("Working Names")), although Celco does not know the precise date said company was formed), in his capacity as a list manager or owner, has on numerous occasions appointed Celco as a broker for lists managed or owned by Mr. Cohen or Working Names. In these trans-

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actions, of which over the course of the years there were several hundred, possibly a thousand or more, Celco acted as a list broker appointed by Mr. Cohen or Working Names. (As a technical matter, it should be noted that as to those lists owned by Mr. Cohen or Working Names for which Celco was appointed exclusive broker, some might say that Celco acted as a list manager in those transactions). With respect to any lists owned by Supreme Lists, Inc. which were managed by Working Names, Celco acted only as a list broker.

Interrogatory 1(d) is built on a false predicate; Celco never had any knowledge that its transactions with Mr. Cohen or Working Names involved any use or sale of FEC reports for commercial purposes. Furthermore, as for the lists owned by Supreme Lists, Inc., see the answer to interrogatory 4 below.

Celco states that in its capacity as list broker, acting merely as an agent, it cannot investigate the source of names on each list it brokers, but is forced to rely on the historical integrity of the list manager or owner. Over the years, Celco found Mr. Cohen to be a person of integrity and, after so many transactions, would have no reason to question the source of names on lists managed or owned by him. By contrast, Supreme Lists, who was actually purchasing lists from Working Names, did take the steps identified in the answer to interrogatory 4 below and, because of their common ownership, the management of Celco was aware of the steps Supreme had taken and naturally took additional comfort from them.

Q2. Identify the persons from CELCO involved in the negotiations and in determining the legality of the use or sale of lists in the above transactions for commercial purposes.

A2. As presently phrased, interrogatory 2 cannot be answered. The business dealings between Celco and Working Names as aforesaid did not precisely involve "negotiations," and, as stated in the answer to interrogatory 1, Celco was not involved in determining the legality of the use or sale of lists in the above transactions. To the extent that the question calls for the identification of persons from Celco involved in the business relationship with Working Names, as well as persons who were familiar with Mr. Cohen and relied on his integrity, the only person so involved was Carol Enters, President of Celco. Also see the answer to interrogatory 4 below.

Q3. State the relationship between CELCO and Supreme Lists, Inc. and describe all agreements between CELCO and Supreme Lists.

A4. Carol Enters is the president and owner of all but a very small portion of Celco and she is also the president and sole owner of Supreme Lists, Inc. There neither were nor are any formal agreements between the companies. However, Celco was appointed as list broker by Working Names (acting as list manager) to broker various lists owned by Supreme Lists, Inc. subsequent to August 16, 1985.

Q4. Concerning the role of CELCO as broker for the list entitled "Human Rights Proponents" that is described in the Factual and Legal Analysis in MUR 2293, state the steps CELCO took

to ensure that the names from the list were drawn from legitimate sources.

A4. As stated in the answer to interrogatory 1, Celco would ordinarily rely on the integrity of the list manager or owner who appointed Celco and would have no reason to question whether the names on a list brokered by Celco were drawn from legitimate sources. With respect to the list entitled "Human Rights Proponents," that list had been acquired by Supreme Lists, Inc. from Working Names, Inc. pursuant to an agreement dated August 16, 1985. Before entering into this agreement, Supreme Lists, Inc. not only required the warranty of legitimacy set forth in paragraphs 7(c) and (d) of that agreement, a copy of which has been produced to the FEC, but asked to see the opinion of counsel which Working Names had obtained from Messrs. Epstein, Becker, Borsody & Green, P.C. setting forth the legal opinion of said firm that Federal law did not prohibit the copying and commercial use of the list. Supreme Lists, Inc. also required that Working Names, Inc. make Supreme Lists, Inc. a direct beneficiary of said legal opinion (see paragraph 7(d) of the agreement). A copy of said legal opinion furnished to Supreme Lists, Inc. has also been produced to the FEC. Since Carol Enters controls both companies, she was obviously aware of and relied on the foregoing. Thus, there was really no reason for Celco to question whether the names on the lists were drawn from legitimate sources.

Response to Request for Documents and Materials

Another copy of the document requested is enclosed herewith. The only copy of the document in the possession of Supreme Lists, Inc. was and is this redacted copy. Working Names, Inc. insisted on making the redaction in order to protect what it said were commercial and trade secrets.

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VERIFICATION

STATE OF NEW YORK)
) ss.:
COUNTY OF NEW YORK)

CAROL ENTERS, being duly sworn, deposes and says:

I am president of Carol Enters List Co., Inc. (CELCO).
I have read the foregoing Answers to Interrogatories Directed to
Carol Enters List Co., Inc. (CELCO) and Response to Request for
Documents and Materials and know the contents thereof.

All facts alleged therein are true to my knowledge
except as to facts outside my personal knowledge, which are
alleged upon information and belief.

CAROL ENTERS

Sworn to before me this
/ ⁵ day of March, 1988.

Notary Public

GEORGE P. BIRNBAUM
Notary Public, State of New York
No. 2
Qualified
Commission Expires March 2, 1991
June 21, 1988

EPSTEIN BECKER BORSODY & GREEN, P.C.

ATTORNEYS AT LAW

1140 19TH STREET, N.W.

WASHINGTON, D.C. 20036

(202) 861-0900

250 PARK AVENUE
NEW YORK, NEW YORK 10177
(212) 370-8800

MALLICK TOWER
ONE SUMMIT AVENUE
FORT WORTH, TEXAS 76102
(817) 334-0701

1875 CENTURY PARK EAST
LOS ANGELES, CALIFORNIA 90067
(213) 556 8881

FOUR EMBARCADERO
SAN FRANCISCO, CALIFORNIA 94111
(415) 398 5565

*P.C. IN NEW YORK AND
WASHINGTON, D.C. ONLY

July 10, 1985

Mr. Meyer T. Cohen
President
Working Names, Inc.
11600 Boiling Brook Place
Rockville, Maryland 20852

Dear Mike:

You have asked us whether federal law prohibits the copying and subsequent commercial use of information obtained from publicly-available ~~reports~~ reports which are filed pursuant to the Federal Regulation of ~~Reports~~ Act, ~~15~~ U.S.C. ~~et seq.~~ et seq. ("the Act"). In short, it is our opinion that such activity is not prohibited by federal law.

It is our understanding that you and/or individuals from your company, Working Names, Inc., plan to copy lobbying reports filed with the Secretary and Clerk, and, subsequently, to use information included in the reports in compiling direct-mail lists. These lists will then be marketed and otherwise placed into commerce by Working Names.

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Mr. Meyer Cohen
July 10, 1985
Page 2

Our research has not revealed any federal statutes which prohibit the copying and commercial use of information obtained from publicly-available [REDACTED] reports filed pursuant to the Act. Unlike the Federal Election Campaign Act of 1971 which expressly prohibits the commercial use of information obtained from Federal Election Commission reports filed with the Commission, see 2 U.S.C. § 438(a)(4), the Act does not address, and therefore does not prohibit, the copying and subsequent commercial use [REDACTED]. Nor have we found any other federal statutes which would prohibit such activity.

Accordingly, it is our opinion that federal law does not prohibit the copying and subsequent commercial use of information obtained from [REDACTED] filed pursuant to the Act. Moreover, representatives from the General Counsel's Offices [REDACTED] HAVE orally concurred with this opinion.

If you have any further questions regarding this matter, please do not hesitate to contact this office.

Very truly yours,


William C. Oldaker


Leslie J. Korman

WCO/LJK:ms

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RECEIVED
FEDERAL ELECTION COMMISSION
ADMINISTRATIVE DIVISION

88 MAR -4 AM 11:35

March 3, 1988

Mr. Lawrence M. Noble
General Counsel
Federal Election Commission
Washington, D. C. 20463

RE: MUR 2293


Dear Mr. Noble,

With reference to your letter of February 4, 1988, I have enclosed my statement as requested.

I have also enclosed several more pieces of mail that have been received since filing my original complaint with the FEC.

If I can be of further assistance, please contact me.

Sincerely,



Mrs. Sue Elsenbrook
1186 Curtin Lane
Houston, Texas 77018
713/686-2940
713/229-2595

encl.

88 MAR -7 PM 12:25

RECEIVED
FEDERAL ELECTION COMMISSION

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March 3, 1988

STATEMENT OF: Mrs. Sue Elsenbrook

RE: FEDERAL ELECTION COMMISSION
MUR 2293

1. With regards to the use of the pseudonym
appearing in Senator Lloyd Bentsen Election
Committee 1983 Mid Year Report:

a. There is only one report filed with the Secretary
of the Senate, a copy filed with the Secretary of State in
Texas, and none filed with other authority using this name.

b. This name was as explained by attachment #1 used in
the 1983 report.

c. Therefore, the name is purely
fictitious and has not been used in any other way or by any
other person.

The above statement is true and correct to the best of my
knowledge and memory.

Sue Elsenbrook
Mrs. Sue Elsenbrook

SWORN TO AND SUBSCRIBED BEFORE ME THIS THE 3rd DAY OF
MARCH, 1988.

Janice Durant
JANICE GARANT, NOTARY PUBLIC
HARRIS COUNTY, STATE OF TEXAS
My commission expires: December 20, 1989

920408938890



American Foundation for the Blind

.....Helen Keller's Cause in the U.S.

Founded 1921 15 West 16th Street, New York, N.Y. 10011 • Washington, D.C. • Chicago • Atlanta • Dallas • San Francisco

Nov. 21, 1986

Dear

You are probably familiar with the story of Helen Keller, the courageous woman who overcame her handicaps of blindness and deafness to become an inspiration to millions all over the world.

We at the American Foundation for the Blind are proud Helen Keller was a member of our staff and our long spokeswoman for 44 years.

Today, AFB is continuing and expanding upon Miss Keller's lifework on behalf of blind persons. But we can't do it without the help of our family of contributors. That is why I invite you to make the American Foundation for the Blind your cause.

Your gift will help make a positive impact on the lives of thousands of blind and visually handicapped people:

-A blind child who benefits from the guidance given by to her parents and teachers...a young blind adult who, with the help of AFB aids, can function productively in a meaningful job...an older worker who can retain a job he might not have had to give up because of loss of vision...a blind housewife who cares for her home and family with the help of specially adapted appliances...an elderly person who can continue an active life despite failing eyesight.

Your help can make a big difference in the lives of many persons. Please, won't you send your check today?

To learn more about how your gift benefits blind people nationwide, please see other materials--and please, give as generously as you can.

Sincerely,

William F. Gallagher
William F. Gallagher
Executive Director

...we can do so little. Together, we can do so much."

to help AFB's work in improving the lives of blind children and adults. Enclosed is my contribution of:

—Helen Keller

☐ \$500 ☐ \$100 ☐ \$75 ☐ \$50 ☐ \$35 ☐ \$25 ☐ \$ _____

☐ Check/M.O. ☐ Am. Ex. ☐ VISA ☐ MC Acct. # _____

Exp. _____ Signature _____

Please make check payable to American Foundation for the Blind, and place this form in return envelope so that our address shows in the window:

American Foundation
for the Blind, Inc.
15 West 16th Street
New York, NY
10114-0004

A6W6A



All contributions to AFB are tax-deductible.

Please send me: ☐ Receipt

☐ Information About _____

☐ Please Enclose "Money for the Blind" in "AFB"

... of the American Foundation for the Blind with the New York Postmaster's Office may be obtained by writing to AFB at

9 2 0 4 0 8 9 3 8 9 1



Laubach Literacy International

1320 Jamesville Ave. Syracuse, NY 13210

January 19, 1987

Dear Friend:

My name is Bob Caswell.

I'm writing to you because your name is on
list of those who truly care, in the struggle
for a more just and humane world.

It's my privilege sending this letter.

You are VERY SPECIAL in my eyes -- one of
admirable people -- who actually does
something meaningful for the poor, the hungry,
the desolate.

For this reason, I want to tell you about
a Cortenas and a young lad know only (to
Pablo, the Provider...

...AND, to ask for your support in Laubach's
efforts to help more of the forsaken to survive
in America.

(Conditions are critical.)

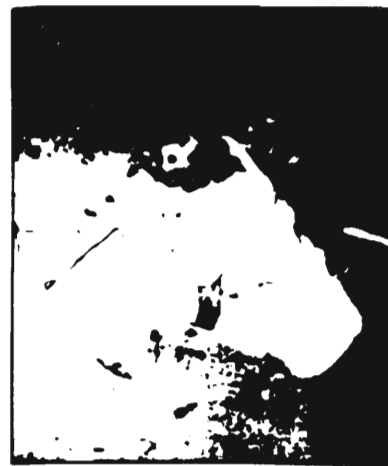
The painful struggle to just pull through
each day is the real emergency!

Take Angelina. She looks so tiny, doesn't
she? They say she's five. Her desert home is
in Santa Elena in central Mexico.

This poor child is always hurting. She
suffers from chronic malnutrition. Since
birth, she's lived in extreme poverty. She
sobs often. She's hungry...always.

If you were Angelina's mother, you would
tuck your weak child under rags at night. You
wouldn't hope for a better tomorrow, for -- in
their village -- the next day is like every other:

Tears and empty plates. And pain.



*Angelina eats little.
She's always hungry
and crying.*



*Pablo's never hungry
-- he eats from
the garbage dump.*

For a copy of Laubach Literacy's last financial report write:
N.Y.S. Dept. of State, Office of Charities Registration,
Albany, N.Y. 12231, or Laubach Literacy International.

ADTM Alzheimer's Disease and Related Disorders Association, Inc.

NATIONAL HEADQUARTERS
70 EAST LAKE STREET
CHICAGO, ILL. 60601
1-800-421-0379

March 2, 1987



Dear

Do you remember me? I am Don McNeill, and I was privileged to come into the homes of millions of fans like you during the more than 30 years I hosted "The Breakfast Club" on ABC radio.

I am now involved in one of the most important issues of my life - the battle to find a cure for Alzheimer's Disease.

A cruel disease killed my late wife Kay. My concern now is for the 120,000 people who will die of Alzheimer's Disease this year, next year, each year thereafter.

At that rate, this disease is bound to affect our life. Someone you know will contract this disease.

Supporting research, Alzheimer's Disease and Related Disorders Association is leading the way to the cause and cure. And they have made real progress.

It needs your financial support. Your gift of \$25, or more will go a long way to fight this terrible affliction.

(Over)

Alzheimer's Disease

and Related Disorders Association, Inc.
70 East Lake Street, Chicago, IL 60601

Contribution in memory of a beloved one — or in honor of a loved one on any occasion — helps Alzheimer's Disease and Related Disorders Association to fulfill its mission of research, family education, and advocacy.

I enclose my special contribution of:

\$1000___ \$500___ \$250___ \$100___
\$50___ \$25___ \$OTHER___

In memory of _____

In honor of _____

On the occasion of _____

Please send acknowledgement card to

Name _____

Address _____

City _____ State _____ Zip _____

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THE URBAN INSTITUTE

2101 M STREET, N.W.

WASHINGTON, D.C. 20037

202-462-1000

Shouldn't public policy be based
on something more than a hunch?

Representatives don't have all the answers!

Often called upon to make decisions even
with inadequate knowledge.

the way in which democracies shape
right choices are those which are based
on information... not on political rhetoric

...creating public policy... policy that
affects your well-being... your elected officials
need the information they need.

Years The Urban Institute has produced
on public issues which are being used by
to shape public policy that affects your life.

We have been working for more effective and
for the American people for over eighteen
years. An involved and concerned individual...
the problems of housing... tax reform...
pregnancy... poverty... international
flow of immigrants into our country... because
these are of vital concern to you... I'm
offering you a special opportunity to become
a member of The Urban Institute.

...become a charter member of this vital
organization. Tell you more about the Institute and its

...a source of reliable information for
representatives, independent of partisan
bias. Dedicated to the truth, is a private
educational organization.

...think tank," one of the nation's largest and
most influential. But a "think tank" without any
political ties or ideology. Our staff
of dedicated researchers are out there with
expertise and knowledge about the problems we all
face. We have some of the answers.

...or even care about a think tank?
...type of organization in this country
...your representatives with the objec-

tive analyses needed to help insure you a better way of life.

membership contribution of:

☐ \$25
Basic

☐ \$50
Donor

☐ \$100
Sponsor

☐ \$500
Patron

☐ Other \$ _____

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Children's Defense Fund

122 C Street, N.W.
Washington, D.C. 20001

Telephone (202) 628-8787

DEAR LORD
BE GOOD TO ME
THE SEAS ARE SO
WIDE AND SO
MY BOAT IS
SO SMALL

A few weeks before Christmas, the 11-month-old baby of Isidro and Rachel Aquinagas became desperately ill.

Mr. and Mrs. Aquinagas rushed the baby to a nearby hospital, where they were asked to pay \$450 in cash before the child would be treated. Since they didn't have the money, they were forced to leave.

With the baby nearing death, they began the 45-mile trip to the nearest public hospital. It was raining as they started to drive.

When they arrived at the second hospital, they were told the baby could not be admitted because they were not residents of that county. One hospital administrator told them not to worry because "the baby was going to die anyway."

Hysterical with fear, Rachel and Isidro decided to go back to the first hospital and plead for their baby's life...

Friend,

Let me stop the story right there and put you in the middle of it.

What if this nightmare was happening to you? What if it was your baby or our grandchild, what would you do?

Would you fall down on your hands and knees and beg? Would you scream and cry? Would you threaten violence? Would you demand your rights as an American?

I'll tell you what happened to Rachel and Isidro's baby in a moment. But before I do, I want to tell you why it happened.

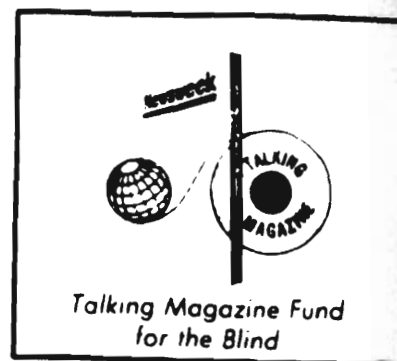
PATIENT DUMPING

It's called "patient dumping." And in a country as rich as ours, it's a national disgrace. As an American, it makes me ashamed. As a mother, it breaks my heart.

Although I asked you to put yourself in Rachel and Isidro's place, the

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AMERICAN PRINTING HOUSE FOR THE BLIND INC
1839 FRANKFORT AVENUE
P O BOX 6435 • LOUISVILLE, KENTUCKY 40206
Telephone 502 495-2405



Dear Friend,

one person who is blind.

For these individuals, is more

the Printing House can replace
path view of the events and
housands, the world comes alive
ogram.

reviews and views from the
orial commentary and much more,
EK.

dient.

on to receive the recorded news
o need these records to stay in
for them.

make sure that everyone who will
azine has the opportunity to do
vice absolutely FREE OF CHARGE.

o you.

that people with visual handicaps
tive as anyone else. We're not
takes a lot of hard work and...a

You can be a friend.

With your gift, you bring the world to those who cannot see
it without your help. Please give the most generous gift you can.
It could make a world of difference!

Sincerely yours,

Joseph B. Woodlief
Joseph B. Woodlief
Chairman of the Board

THE AMERICAN PRINTING HOUSE FOR THE BLIND IS A NON-PROFIT CORPORATION SERVING THE NATION'S BLIND FOR OVER 125 YEARS
Upon request, gifts to the Newsweek Talking Magazine Fund for the
Blind will be acknowledged as you direct:

In Memory of

In Honor of

In Celebration of

PLEASE NOTIFY: NAME

ADDRESS

CITY

STATE & ZIP

AND WHEN YOU WRITE YOUR WILL, WON'T YOU REMEMBER OUR SERVICE TO THE NATION'S BLIND?



LAW OFFICES
SILVER, FREEDMAN & TAFF
A PARTNERSHIP INCLUDING PROFESSIONAL CORPORATIONS

1735 EYE STREET, N.W.
ELEVENTH FLOOR
WASHINGTON, D.C. 20006
(202) 429-6100

RECEIVED
FEDERAL ELECTION COMMISSION
MAIL ROOM

88 MAR 14 AM 8:42
OF COUNSEL

ROBERT N. LEVIN
SUSAN BIRG

TELECOPIER NUMBERS

(202) 833-3298

(202) 296-0710

WRITER'S DIRECT DIAL NUMBER

202 429-

S. J. SILVER
ROBERT L. FREEDMAN, P.C.
BARRY P. TAFF, P.C.
HOWARD J. ROSS, P.C.
DAVID S. MYATT, P.C.
JAMES S. FLEISCHER, P.C.
JEFFREY M. WERTMAN, P.C.
LOIS G. JACOBS
KIP A. WEISSMAN
EARL L. METHENY, P.C.
CHERYL R. FRANK
STEPHEN J. O'CONNOR
ILSA R. BUSH
DIANA M. SAVIT
JOHN J. SPIDI
MARTIN L. MEYROWITZ
DANIEL C. MCKAY II
RICHARD S. GARABEDIAN
STEVEN M. ABRAMSON
JANE M. KASPERAVICH
CHRISTOPHER R. KELLY
BRIAN L. ALPERT
NANCY M. STILES
RICHARD E. BYER

* NOT ADMITTED IN D.C.

March 10, 1988

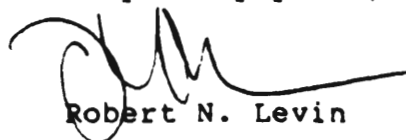
Mr. Michael Marinelli
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463

Re: MUR 2293

Dear Mr. Marinelli:

Please find enclosed Responses to Discovery Filed on Behalf
of Respondents Working Names, Inc. and Meyer T. Cohen in the
above captioned matter.

Very truly yours,


Robert N. Levin

RNL:mf
cc: George P. Birnbaum, Esq.

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BEFORE THE FEDERAL ELECTION COMMISSION

IN RE: Meyer T. Cohen, Preident)
Working Names, Inc.)

MUR 2293

RESPONSES TO DISCOVERY FILED ON BEHALF OF
RESPONDENTS WORKING NAMES, INC. AND MEYER T. COHEN

Come now Respondents Working Names, Inc. ("WNI") and Meyer T. Cohen ("Cohen") and for responses to the discovery requested pursuant to the Commission's Subpoena dated February 4, 1988, Respondents respond as follows:

I. Objection. For reasons stated in Respondents' Motion to Dismiss, the subject investigation involves a single name. The Commission's own documents, particularly the complaining letter indicate clearly that the suspect name had been utilized in the industry for at least several years before any activity began with the list entitled "Human Rights Proponents." All of the Respondents have said repeatedly to the Commission that it is simply impossible to identify how a single name got into the flow of information utilized in compiling the list. Repeated requests for discovery cannot change Respondents answer that they do not know how the name appeared. Respondents do know that the complaint letter that the Commission received indicated that Senator Benson's campaign committee had used salted names. Respondents again point out that if there had been a simple lift of FEC documents, all of the salts would have

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been activated. Reserving all of their rights in regard to this matter, Respondents will now respond to the Interrogatories and Requests for Production attached to the Subpoena.

II. Answers to Interrogatories.

Q1. You have stated that you are the owner of the list entitled "Human Rights Proponents" ("the List"), that is described in the Factual and Legal Analysis in MUR 2293.

Q1a. State whether you or those under your direction and control compiled the List from the original document sources.

A1A. Yes.

Q1b. If the List is a composite of other lists or if you purchased the documents or information to produce the List from some other sources, identify all persons who supplied you with the material used to create the List.

A1b. See Answer to Interrogatory 2 below.

Q2. You have stated the ultimate sources of the names on the List is the Office of the Secretary of the Senate and various filings maintained in that Office under laws other than the Federal Election Campaign Act. Identify the exact filings and reports from which the names were drawn.

A2. The Secretary of the Senate's Office maintained in microfiche form filings from lobbying organizations and campaign organizations devoted solely to Senate races. In 1985, WNI purchased the complete set of microfiche records available from that office. A copy of the check paying for the materials is attached. Using a microfiche reader, WNI personnel were instructed to identify every page of every document that disclosed both an individual contributor and the dollar amount contributed. Each such page was hard copied. The information

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contained on the hard copies was then key punched. Once these procedures were completed, most of the original documentation namely the sheets of microfiche film and the hard copies of made from those films were discarded. Examples of such materials which WNI has located and which may have been used in compiling the subject list are attached.

The key punched names, having been recorded on magnetic tape, were then run through a process pursuant to which the names and addresses on the list were matched with other data bases that included telephone numbers because it was Respondents' desire to be able to market a list complete with telephone numbers. Other editing and selecting procedures were followed typical of the industry. Editorial decisions were made regarding ethnicity, income, political interests of persons who might have contributed to the various causes represented in the microfiche records, etc. When all of those steps were completed, Respondents had compiled the Human Rights Proponents list.

No names not originating in the microfiche records should have found their way onto the list. Respondents can only surmise that some of the earlier mailings identified in the complaint letter match up with something filed by one of the entities reporting to the Senate.

Q3. Describe your business relationship with the Carol Enters List Company and Supreme Lists, Inc. including but not limited to:

Q3a. the length of the relationship;

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A3a. Approximately 10 years.

Q3b. number of transactions with Supreme Lists and Carol Enters List Company; and

A3b. Approximately 100 with Supreme Lists and hundreds if not thousands with CELCO.

Q3c. whether Working Names operated in the capacity of a list owner, broker, manager or list compiler in these transactions.

A3c. As to the list which is the subject of this inquiry these Respondents were the compilers of the list. The list was then sold to Supreme Lists and these Respondents continued as managers. In regard to the multiple transactions between WNI and Supreme Lists and CELCO, Respondent functioned as list manager.

III. Response to Request for Request for Documents Materials

The Commission requests that you produce the following documents and materials.

Q1. Copies of the original documents from which the names and addresses for the List were compiled.

A1. See Answer to Interrogatory 2.

Q2. Copies of all documents and materials pertaining to Working Names' acquisition and development of the List.

A2. A copy of Respondents' check to the Secretary of the Senate is attached. Samples of the other records are attached. Counsel for respondents has additional microfiche materials which may be inspected at his office.

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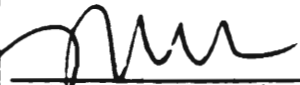
Meyer T. Cohen on behalf of himself
and Working Names, Inc.

Sworn and subscribed to before me this 10th day of
March, 1988.


Notary Public

My Commission Expires: May 31, 1990

Respectfully submitted.


Robert N. Levin, Esq.
1735 Eye Street, N.W., 11th Floor
Washington, D.C. 20006
(202) 429-6100

Certificate of Service

I hereby certify that on this 10th day of March,
1988, a copy of the foregoing Response to Discovery Filed on
Behalf of Respondents Working Names, Inc. and Meyer T. Cohen
was served by first-class mail, postage prepaid on:

Michael Marinelli, Esq.
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463

George P. Birnbaum, Esq.
Richenthal, Birnbaum & Beck, P.C.
950 Third Avenue
New York, New York 10022


Robert N. Levin

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WORKING PHONES 11602 BOILING BROOK PLACE ROCKVILLE, MD 20852 301-231-8020		1319
<i>August 13, 1955</i>		7-11 530 065
<i>Pay to the order of Senate Office & Public Records</i>		
<i>Four hundred fifty and 00/100</i>		<i>\$ 450.00</i>
		DOLLARS
First National Bank BALTIMORE, MARYLAND ACCOUNTING CENTER		
FOR		<i>Harold Feyman</i>
⑈001319⑈ ⑆052000113⑆ 411-4784 2⑈		⑈0000046000⑈

⑈001319⑈ ⑆052000113⑆ 411-4784 2⑈ ⑈0000046000⑈



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OFFICE OF PUBLIC RECORDS
U. S. SENATE

BY *Alfred G. Fisher*
Alfred G. Fisher 7 3 4
Superintendent

A3 10/27/18
PAY ANY BANK OF
THE FEDERAL RESERVE
WASHINGTON, D.C.

84030071667

CONTRIBUTORS OF \$500 OR MORE

1st Quarter 1984

\$1000.00 Sally Irvine 495 Portland Ave., St. Paul, MN 55102

\$1000.00 Richard Crosby PO Box 8329, Mpls., MN 55408

\$4500.00 (500.00) Ned Crosby/Pat Benn 2124 West 24th St. Mpls, MN 55405
loaned

\$500.00 Ellen and Sheldon Sturgis 2212 Oliver Ave So., Mpls., MN 55405

\$7000.00 TOTAL

92040893905

Committee for Humane Legislation

SECOND QUARTER

Question E-15: Recipients of Expenditures of \$10.00 or more

300.00	4-4	Laurence G. Thoma, CPA
	5-3	
	6-7	
\$4179.82	4-1	Laverne Sorrento, Hanks
	5-11	& Lustig
	6-4	
\$6,180.55	6-1	Sanford Harrell
\$50,476.30	5-17	Shrewsbury State Bank
\$1,054.94		Shrewsbury State Bank

Accountant

Lobbying & Expenses

Lobbying & Expenses

transferred funds to CD

Debit Memos & Service Charges

Question D-14: Contributors of \$500.00 or more

\$1,000.00

Lady Kinnoull Claude
Box 2442
Carmel, CA 93921

92040893906

MINN for Peace
in Central America

8 4 7 3 0 3 7 1 6 5 7

Contributors of \$500 or more

3rd Quarter 1983

Amount	Name and Address
\$2500	Ned Crosby & Patt Benn 2114 W. 24th St Mpls MN
\$500	Martha Platt 2000 W. Lake of the Isles Pkwy, Mpls, MN
\$500	St. Lukes Presbyterian Church 3121 Groveland School Rd. Wayzata, MN
\$500	Elizabeth Lane Crosby Mpls, MN
<hr/> \$ 4000	Total

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*U.S. Family Planning
Health Foundation*

National Family Planning
2nd Quarter Quarterly Report
August 24, 1964
Page 3

D. 14. Contributors of \$500 or More

Amount	Name & Address of Contributor ("Period" from 1/1/64 - 6/30/64)
\$15,000	Edward John Noble Foundation 32 East 57th Street New York, New York 10022
\$30,000	William & Flora Hewlett Foundation 125 Middlefield Road Menlo Park, California 94025
\$20,000	Ruber Foundation Box 100 New York, New York 10022
\$ 7,000	Family Health Council of Western Pennsylvania 1200 Algonquin Tower 625 Oakland Street Pittsburgh, Pennsylvania 15222
\$20,000	Robert Sterling Clark Foundation 112 East 64th Street New York, New York 10021
\$10,000	Cable Family Charitable Fund 125 High Street Boston, Massachusetts 02110

E. 15. Recipients of Expenditures of \$10 or More

Amount	Date	Name & Address of Recipient - Purpose
\$ 2,447	During Quarter	Scott A. Quirling National Family Planning & Reproductive Health Association Suite 4220, 1110 Vermont Ave., N.W. Washington, D.C. 20005 Salary & Expenses Travel
\$ 15	During Quarter	Fry & Associates, N.W. 10615 Redwood Avenue Silver Spring, Maryland 20901 Accountants
\$ 111	During Quarter	Bernhard Cole, Olsen, Stone & Williams 1110 Vermont Avenue, N.W. Washington, D.C. 20005 Rent

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DOMESTIC WILDCATTERS ASSOCIATION
SECOND QUARTER 1984
CONTRIBUTORS OF \$500 OR MORE (INCLUDING LOANS)

AMOUNT NAME AND ADDRESS OF CONTRIBUTOR

For the Quarter Ended March 31, 1984

\$ 7,000.00	L. R. French, 1010 West Wall, Midland, TX	77210
7,000.00	Allan C. Kinn, P. O. Box 4394, Houston, TX	77210
29,000.00	J. M. Warren, P. O. Box 4794, Houston, TX	77210 (Loan)
7,000.00	Jack Bender, P. O. Box 24116, Houston, TX	77029
<u>\$50,000.00</u>	TOTAL, FIRST QUARTER 1984	

For the Quarter Ended June 30, 1984

\$ 7,000.00	Harry Cullen, 601 Jefferson, 40th Floor, Houston, TX	77002
7,000.00	Roy Cullen, 601 Jefferson, 40th Floor, Houston, TX	77002
7,000.00	Alfred Glassell, Jr., 2320 First City Nat'l. Bank Bldg., Houston, TX	77002
7,000.00	Meredith Long, 601 Jefferson, 40th Floor, Houston, TX	77002
7,000.00	John Schwarz, 3300 First International Plaza, Houston, TX	77002
7,000.00	Clayton W. Williams, Jr., 62 Petroleum Center, Ste. 105, Midland, TX	79701
1,000.00	J. G. Stone, P. O. Box 179, Lolita, TX	77071
7,000.00	Payton M. Lake, P. O. Box 179, Tyler, TX	75710
7,000.00	Jim Roh Moffatt, 2421 N. Causeway Blvd., Metairie, LA	70002
7,000.00	George Hatford, 700 Citicorp Center, Houston, TX	77002
7,000.00	Rich Brinkerhoff, 1200 Milan, Houston, TX	77002
7,000.00	Ernest Cockrell, 949 The Main Building, Houston, TX	77002
7,000.00	Mack Rankin, 16475 Dallas Parkway, Ste. 601, Dallas, TX	75244
7,000.00	Pat and Mike Rutherford, 2550 Two Shell Plaza, Houston, TX	77002
7,000.00	Joe C. Walter, Jr., 242 The Main Building, Houston, TX	77002
7,000.00	Reynolds Reddett, P. O. Drawer M, Madisonville KY	40018
<u>\$106,000.00</u>	TOTAL, SECOND QUARTER 1984	

\$156,000.00

GRAND TOTAL

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Page 4.

Contributions of \$500 or more. Period: January 1 through June 30, 1985.

D.14

\$555 Frank Washburn
Blue Ridge Assembly
Black Mountain, NC 28711

\$500 John Holden
7930 Indian Hill Road
Cincinnati, OH 45212

\$500 Mrs. Ruth Howe
The Villages
8417 Chenin Place
San Jose, California 95128

\$600 YNCA Kinderhook
Mr. Roger Hill
Blue Ridge Assembly
Black Mountain, NC 28711

\$1000 Susan Smith
107 West 17th Street
N.Y., N.Y.

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ADPR
Page-Four

9-14. Contributions of ADPR

Amount

(Period from Jan. 1 to Dec. 31, 1964)

\$12,535.14

\$12,535.14

Total

*Contributions were for expenditures reported in C-25 but also estimates of the in-kind value of personal services of John L. [Name] involving the use of the following items of his property:

- Computer systems, supplies \$4,263.66
- Typewriter 377.40
- Misc. office fixtures 235.70
- Books 732.73
- Periodicals 188.65

These were reported in a prior report and are noted here as they are part of the cumulative total for the year. They reflect the investment cost of equipment, etc. that will be available to ADPR on an ongoing basis but which ADPR does not own.

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 2293
Working Names, Inc. and)
Meyer T. Cohen)
Carol Enters List Company,)
Inc.)
Supreme Lists, Inc.)
Names in the News, Inc.)
Russ Reid Company, Inc.)

SENSITIVE

COMPREHENSIVE INVESTIGATIVE REPORT #2

On January 27, 1988, the Commission found reason to believe that an additional respondent, Supreme Lists, Inc., had violated 2 U.S.C § 438(a)(4) by selling or using for commercial purposes information copied from reports or statements filed with the Commission. In addition, the Commission issued a second set of subpoenas and interrogatories to Working Names, Inc., and Meyer T. Cohen; and Carol Enters List Company, Inc. Interrogatories were sent to the new respondent, Supreme Lists, Inc. Questions were also directed to the original complainant in the Matter, Mrs. Sue Elsenbrook.

Mrs. Sue Elsenbrook answered the questions directed to her in a response dated March 3, 1988.

Her response included copies of solicitations received since the time the complaint and supplement were filed.

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This Office received a response on March 14, 1988, from Mr. Cohen and his company Working Names. Mr. Cohen stated that the contributor list, Human Rights Proponents ("the list"), containing the name _____ was compiled under his direction and control. This list is the subject of MUR 2293. He stated that the source of the names on the list are reports maintained in the Office of the Secretary of the Senate. Mr. Cohen described the reports as "microfiche from filings from lobbying organizations and campaign organizations devoted solely to Senate races." See Attachment 2 at 12. Mr. Cohen went on to describe the method by which information was extracted from the reports and combined to create the list. As to how the name _____ appeared on the list, Mr. Cohen stated "Respondents can only surmise that some of the earlier mailings identified in the complaint letter match up with something filed by one of the entities reporting to the Senate." See Attachment 2 at 13. Included in the response is a copy of the August 13, 1985, check used to pay the Secretary of the Senate's Office and sample copies of the filings Mr. Cohen stated were used to create the list.

In a response dated February 23, 1988, Mrs. Carol Enters, the president of Supreme Lists, answered the interrogatories addressed to her company. Her response outlined the working

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relationship between Supreme Lists, Inc. ("Supreme Lists"); the Carol Enters List Company, Inc. ("CELCO"); and Working Names, Inc. ("Working Names"). The response states that Mrs. Enters holds the controlling interest in both Supreme Lists and CELCO and that with the assistance of counsel she has been the negotiator in list marketing arrangements with Working Names and its president, Mr. Cohen. In these arrangements, including the one that marketed the list, Working Names has acted as a list manager, Supreme Lists has acted as a list owner, and CELCO has acted as the list broker. Included in the response is the August 16, 1985, Contract of Sale between Supreme Lists and Working Names which passed title to the list to Supreme Lists.

In her capacity as president of CELCO, Mrs. Enters submitted a second response dated March 3, 1988. In it she again outlined the business relationship between her two companies and Working Names. As to the legality of use of the names on the list, she stated that in Supreme Lists' purchase of the list from Working Names, Supreme Lists relied on a warranty of legitimacy which was placed in the contract. See Attachment 3 at 34 and Attachment 4 at 47. CELCO in brokering the list relied on the integrity and reputation of Mr. Cohen as well as the past working relationship between Mr. Cohen and Mrs. Enters.

This Office is presently completing a review of all responses and information received in this Matter and will prepare a report

making the appropriate recommendations when the review is concluded. None of the respondents has requested pre-probable cause conciliation.

Lawrence M. Noble
General Counsel

Date _____ BY: Lois G. Lerner
Associate General Counsel

Attachments

1. Response of Mrs. Sue Elsenbrook
2. Response of Mr. Meyer T. Cohen and Working Names
3. Response of Supreme Lists
4. Response of Carol Enters List Company

Staff person: Michael Marinelli

92040893915



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

MEMORANDUM

TO: LAWRENCE M. NOBLE
GENERAL COUNSEL

FROM: MARJORIE W. EMMONS
SECRETARY OF THE COMMISSION *MWE*

DATE: AUGUST 9, 1988

SUBJECT: MUR 2293
Comprehensive Investigative Report #2,
Signed August 5, 1988.

The above-captioned report was received in the Secretariat at 3:32 p.m. on Friday, August 5, 1988 and circulated to the Commission on a 24-hour no-objection basis at 11:00 a.m. on Monday, August 8, 1988.

There were no objections to the report.

92040893916



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

August 30, 1988

HAND DELIVERED

David G. Gartner
Special Deputy to Ex Officio Member
Walter J. Stewart, Secretary of the U.S. Senate
Washington, D.C. 20463

RE: MUR 2293
Meyer T. Cohen and Working
Names, Inc.

Dear Mr. Gartner:

For purposes of the Commission's investigation in MUR 2293, the Office of the General Counsel requests that it be permitted to examine internal records of the Office of the Secretary of the U.S. Senate for 1984 and 1985 that list individuals who reviewed FEC reports filed with the Secretary of the Senate by the Senator Lloyd Bentsen Election Committee.

An examination of Senate records is needed in order to determine whether certain persons reviewed FEC reports filed by the Senator Lloyd Bentsen Election Committee. We were informed by staff at the Office of the Secretary of the Senate that our request should be put in the form of a letter to you.

We would be most grateful for your assistance in this matter and the aid you will be giving this Office and the Commission in completing the investigation. If you wish further information regarding our request, please contact Michael Marinelli, the attorney assigned to this matter, at (202) 376-8200.

Sincerely,

Lawrence M. Noble
General Counsel

A handwritten signature in dark ink, appearing to be "L. G. Lerner", is written over the typed name.

BY: Lois G. Lerner
Associate General Counsel

9240893917

89 OCT 13 PM 3:00

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of
Working Names, Inc. and
Meyer T. Cohen
Carol Enters List Company,
Inc.
Supreme Lists, Inc.
Names in the News, Inc.
Russ Reid Company, Inc.

MUR 2293

SENSITIVE

GENERAL COUNSEL'S REPORT

I. BACKGROUND

On January 27, 1988, the Commission found reason to believe that an additional respondent, Supreme Lists, Inc., had violated 2 U.S.C § 438(a)(4) by selling or using for commercial purposes information copied from reports or statements filed with the Commission. In addition, the Commission issued a second set of subpoenas and interrogatories to Working Names, Inc., and Meyer T. Cohen; and Carol Enters List Company, Inc. Interrogatories were sent to the new respondent, Supreme Lists, Inc. Questions were also directed to the original complainant in the matter, Mrs. Sue Elsenbrook.

Mrs. Sue Elsenbrook answered the questions directed to her in a response dated March 3, 1988. By March 14, 1988, Responses had been received from Working Names, Inc., and Meyer T. Cohen; Carol Enters List Company, Inc. and Supreme Lists, Inc. A Comprehensive Investigative Report was circulated on August 8, 1988 concerning the responses.

Mrs. Elsenbrook stated that subsequent to the filing of her original complaint received more solicitations

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addressed to the seeded name which had been placed by the complainant in the Senator Lloyd Bentsen Election Committee's 1983 Mid-Year Report. The name has been traced to the Respondents through a contributor list entitled "Human Rights Proponents" (the "List") which is the subject of the Matter Under Review. One of the solicitations was addressed to another seeded name in the same 1983 Mid-Year Report. This is the first appearance in the investigation of a seeded name other than The new solicitations are from six organizations: /The American Foundation for the Blind; The Laubach Literacy International; A.D. Alzheimer's Disease and Related Disorders Association, Inc.; The Urban Institute; Children Defense Fund and American Printing House for the Blind / (see Attachment 1).

This Office has conducted a complete review of all responses and information received in this matter. Additional investigation is necessary to determine if any of the Respondents are the source of the continuing solicitations and are still marketing the list "Human Rights Proponents" after having received reason-to-believe notifications in this matter. If this is the case, this may indicate a knowing and willful violation of 2 U.S.C. 438(a)(4). The continuing solicitations may also indicate the involvement of other parties in the marketing of the List. In order to complete the investigation in this matter, this Office has attached for Commission approval proposed questions to be sent to the six organizations as non-respondent witnesses.

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II. RECOMMENDATION

Approve the attached Questions and letters (6).

Lawrence M. Noble
General Counsel

10-18-88
Date

BY: 
Lois G. Lerner
Associate General Counsel

Attachments

1. Response of Mrs. Sue Elsenbrook
2. Questions (6)
3. Proposed Letters (6)

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FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

Maunell

MEMORANDUM

TO: LAWRENCE M. NOBLE
GENERAL COUNSEL

FROM: MARJORIE W. EMMONS/JOSHUA MCFADDEN *JM*
COMMISSION SECRETARY

DATE: OCTOBER 24, 1988

SUBJECT: OBJECTIONS TO MUR 2293 - General Counsel's Report
Signed October 18, 1988

The above-captioned document was circulated to the
Commission on Thursday, October 20, 1988 11:00 a.m..

Objection(s) have been received from the Commissioner(s)
as indicated by the name(s) checked below:

Commissioner Aikens	_____
Commissioner Elliott	<u> X </u>
Commissioner Josefiak	_____
Commissioner McDonald	_____
Commissioner McGarry	<u> X </u>
Commissioner Thomas	_____

This matter will be placed on the meeting agenda
for November 1, 1988.

Please notify us who will represent your Division before the
Commission on this matter.

9240893921

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of) =
Working Names, Inc. and)
Meyer T. Cohen)
Carol Enters List Company, Inc.) MUR 2293
Supreme Lists, Inc.)
Names in the News, Inc.)
Russ Reid Company, Inc.)

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission, executive session of November 1, 1988, do hereby certify that the Commission decided by a vote of 6-0 to send the Questions and six letters to the following organizations and individuals as recommended in the General Counsel's report dated October 18, 1988:

- 1) American Foundation for the Blind, Inc.,
William Gallagher, Executive Director;
- 2) Laubach Literacy International,
Bob Caswell, President;
- 3) Alzheimer's Disease and Related Disorders
Association, Inc., Richard Gelula, Associate
Executive Director;
- 4) The Urban Institute, William Gorham, President;
- 5) Children's Defense Fund, Marian Wright Edelman,
President; and

(continued)

Federal Election Commission
Certification for MUR 2293
November 1, 1988

Page 2

- 6) American Printing House for the Blind, Inc.,
Carson Y. Nolan, President.

Commissioners Aikens, Elliott, Josefiak, McDonald,
McGarry, and Thomas voted affirmatively for the decision.

Attest:

Nov. 2, 1988

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

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FEDERAL ELECTION COMMISSION

WASHINGTON D.C. 20463

November 9, 1988

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Carson Y. Nolan, President
American Printing House for the Blind, Inc.
1839 Frankfort Avenue
P.O. Box 6435
Louisville, Kentucky 40206

RE: MUR 2293

Dear Mr. Nolan:

The Federal Election Commission has the statutory duty of enforcing the the Federal Election Campaign Act of 1971, as amended, and Chapters 95 and 96 of Title 26, United States Code. The Commission has issued the attached interrogatories in connection with an investigation it is conducting. The Commission does not consider you a respondent in this matter, but rather a witness only.

Because this information is being sought as part of an investigation being conducted by the Commission, the confidentiality provision of 2 U.S.C. § 437g(a)(12)(A) applies. That section prohibits making public any investigation conducted by the Commission without the express written consent of the person with respect to whom the investigation is made. You are advised that no such consent has been given in this case.

Please submit the information under oath within 15 days of your receipt of this letter.

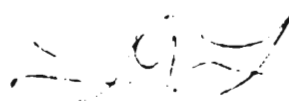
924089324

Carson Y. Nolan
Page 2

If you have any questions, please direct them to Michael
Marinelli, the attorney handling this matter, at (202) 376-8200.

Sincerely,

Lawrence M. Noble
General Counsel



BY: Lois G. Lerner
Associate General Counsel

Enclosure
Interrogatories

9 2 2 4 0 8 9 3 9 2 5

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

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) MUR 2293
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INTERROGATORIES AND REQUEST
FOR PRODUCTION OF DOCUMENTS

TO: Carson Y. Nolan, President
American Printing House for the Blind, Inc.
1839 Frankfort Avenue
P.O. Box 6435
Louisville, Kentucky 40206

In furtherance of its investigation in the above-captioned matter, the Federal Election Commission hereby requests that you submit answers in writing and under oath to the questions set forth below within 15 days of your receipt of this request.

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INSTRUCTIONS

In answering these interrogatories and request for production of documents, furnish all documents and other information, however obtained, including hearsay, that is in possession of, known by or otherwise available to you, including documents and information appearing in your records.

Each answer is to be given separately and independently, and unless specifically stated in the particular discovery request, no answer shall be given solely by reference either to another answer or to an exhibit attached to your response.

The response to each interrogatory propounded herein shall set forth separately the identification of each person capable of furnishing testimony concerning the response given, denoting separately those individuals who provided informational, documentary or other input, and those who assisted in drafting the interrogatory response.

If you cannot answer the following interrogatories in full after exercising due diligence to secure the full information to do so, answer to the extent possible and indicate your inability to answer the remainder, stating whatever information or knowledge you have concerning the unanswered portion and detailing what you did in attempting to secure the unknown information.

Should you claim a privilege with respect to any documents, communications, or other items about which information is requested by any of the following interrogatories and requests for production of documents, describe such items in sufficient detail to provide justification for the claim. Each claim of privilege must specify in detail all the grounds on which it rests.

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DEFINITIONS

For the purpose of these discovery requests, including the instructions thereto, the terms listed below are defined as follows:

"You" shall mean the named respondent in this action to whom these discovery requests are addressed, including all officers, employees, agents or attorneys thereof.

"Persons" shall be deemed to include both singular and plural, and shall mean any natural person, partnership, committee, association, corporation, or any other type of organization or entity.

"Document" shall mean the original and all non-identical copies, including drafts, of all papers and records of every type in your possession, custody, or control, or known by you to exist. The term document includes, but is not limited to books, letters, contracts, notes, diaries, log sheets, records of telephone communications, transcripts, vouchers, accounting statements, ledgers, checks, money orders or other commercial paper, telegrams, telexes, pamphlets, circulars, leaflets, reports, memoranda, correspondence, surveys, tabulations, audio and video recordings, drawings, photographs, graphs, charts, diagrams, lists, computer print-outs, and all other writings and other data compilations from which information can be obtained.

"Identify" with respect to a document shall mean state the nature or type of document (e.g., letter, memorandum), the date, if any, appearing thereon, the date on which the document was prepared, the title of the document, the general subject matter of the document, the location of the document, the number of pages comprising the document.

"Identify" with respect to a person shall mean state the full name, the most recent business and residence addresses and the telephone numbers, the present occupation or position of such person, the nature of the connection or association that person has to any party in this proceeding. If the person to be identified is not a natural person, provide the legal and trade names, the address and telephone number, and the full names of both the chief executive officer and the agent designated to receive service of process for such person.

"And" as well as "or" shall be construed disjunctively or conjunctively as necessary to bring within the scope of these interrogatories and requests for the production of documents any documents and materials which may otherwise be construed to be out of their scope.

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Questions to: **American Printing House for the Blind, Inc.**
Carson Y. Nolan, President

1. Describe in detail the method whereby you obtained the names and addresses you used for a mailing which included a solicitation addressed to a
2. Identify the list consultant or list consultants whose services you used in connection with preparing the mailing.
3. Identify the list broker or brokers whose services you used in connection with the mailing.
- 4.(a) Identify the mail order house from which mailing lists were obtained in connection with preparing the mailing.
- (b) Identify the party from whom you or your agents rented mailing lists that were used in connection with the mailing.
- (c) Identify the computer firm that performed merging, purging, or other services with respect to the lists you obtained in connection with the mailing.
- (d) Identify the data company that prepared, addressed, and mailed the letters that were disseminated in connection with the mailing.
5. Identify all other persons, apart from those referred to above, who assisted in obtaining, preparing, or marketing the mailing lists used in the mailing.
6. State whether you paid for the mailing lists used for the mailing, directly or indirectly. If so, state how much you paid for said mailing list, what interest you obtained in such mailing lists, and on what terms.
7. State whether you inquired as to the source of names used for solicitation. State what, if any, representations were made to you as to the source of the names and addresses of persons you solicited in connection with the mailing. Identify the person or persons who made each such representation.

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FEDERAL ELECTION COMMISSION

WASHINGTON D.C. 20463

November 9, 1988

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Marian Wright Edelman, President
Children's Defense Fund
122 C Street, N.W.
Washington, D.C. 20001

RE: MUR 2293

Dear Ms. Edelman:

The Federal Election Commission has the statutory duty of enforcing the the Federal Election Campaign Act of 1971, as amended, and Chapters 95 and 96 of Title 26, United States Code. The Commission has issued the attached interrogatories in connection with an investigation it is conducting. The Commission does not consider you a respondent in this matter, but rather a witness only.

Because this information is being sought as part of an investigation being conducted by the Commission, the confidentiality provision of 2 U.S.C. § 437g(a)(12)(A) applies. That section prohibits making public any investigation conducted by the Commission without the express written consent of the person with respect to whom the investigation is made. You are advised that no such consent has been given in this case.

Please submit the information under oath within 15 days of your receipt of this letter.

Marian Wright Edelman
Page 2

If you have any questions, please direct them to Michael
Marinelli, the attorney handling this matter, at (202) 376-8200.

Sincerely,

Lawrence M. Noble
General Counsel


BY: Lois G. Lerner
Associate General Counsel

Enclosure
Interrogatories

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

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) MUR 2293
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INTERROGATORIES AND REQUEST
FOR PRODUCTION OF DOCUMENTS

TO: Marian Wright Edelman, President
Children's Defense Fund
122 C Street, N.W.
Washington, D.C. 20001

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Questions to: Children's Defense Fund
Marian Wright Edelman, President

1. Describe in detail the method whereby you obtained the names and addresses you used for a mailing which included a solicitation addressed to a
The mailing contained a story about Mr. and Mrs. Aquinagas and their child.
2. Identify the list consultant or list consultants whose services you used in connection with preparing the mailing.
3. Identify the list broker or brokers whose services you used in connection with the mailing.
4. (a) Identify the mail order house from which mailing lists were obtained in connection with preparing the mailing.
(b) Identify the party from whom you or your agents rented mailing lists that were used in connection with the mailing.
(c) Identify the computer firm that performed merging, purging, or other services with respect to the lists you obtained in connection with the mailing.
(d) Identify the data company that prepared, addressed, and mailed the letters that were disseminated in connection with the mailing.
5. Identify all other persons, apart from those referred to above, who assisted in obtaining, preparing, or marketing the mailing lists used in the mailing.
6. State whether you paid for the mailing lists used for the mailing, directly or indirectly. If so, state how much you paid for said mailing list, what interest you obtained in such mailing lists, and on what terms.
7. State whether you inquired as to the source of names used for solicitation. State what, if any, representations were made to you as to the source of the names and addresses of persons you solicited in connection with the mailing. Identify the person or persons who made each such representation.

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FEDERAL ELECTION COMMISSION

WASHINGTON D.C. 20461

November 9, 1988

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

William Gorham, President
The Urban Institute
2100 M Street, N.W.
Washington, D.C. 20037

RE: MUR 2293

Dear Mr. Gorham:

The Federal Election Commission has the statutory duty of enforcing the the Federal Election Campaign Act of 1971, as amended, and Chapters 95 and 96 of Title 26, United States Code. The Commission has issued the attached interrogatories in connection with an investigation it is conducting. The Commission does not consider you a respondent in this matter, but rather a witness only.

Because this information is being sought as part of an investigation being conducted by the Commission, the confidentiality provision of 2 U.S.C. § 437g(a)(12)(A) applies. That section prohibits making public any investigation conducted by the Commission without the express written consent of the person with respect to whom the investigation is made. You are advised that no such consent has been given in this case.

Please submit the information under oath within 15 days of your receipt of this letter.

9204089336

William Gorham
Page 2

If you have any questions, please direct them to Michael
Marinelli, the attorney handling this matter, at (202) 376-8200.

Sincerely,

Lawrence M. Noble
General Counsel



BY: Lois G. Lerner
Associate General Counsel

Enclosure
Interrogatories

92040893937

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

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) MUR 2293
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INTERROGATORIES AND REQUEST
FOR PRODUCTION OF DOCUMENTS

TO: William Gorham, President
The Urban Institute
2100 M Street, N.W.
Washington, D.C. 20037

In furtherance of its investigation in the above-captioned matter, the Federal Election Commission hereby requests that you submit answers in writing and under oath to the questions set forth below within 15 days of your receipt of this request.

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INSTRUCTIONS

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"Document" shall mean the original and all non-identical copies, including drafts, of all papers and records of every type in your possession, custody, or control, or known by you to exist. The term document includes, but is not limited to books, letters, contracts, notes, diaries, log sheets, records of telephone communications, transcripts, vouchers, accounting statements, ledgers, checks, money orders or other commercial paper, telegrams, telexes, pamphlets, circulars, leaflets, reports, memoranda, correspondence, surveys, tabulations, audio and video recordings, drawings, photographs, graphs, charts, diagrams, lists, computer print-outs, and all other writings and other data compilations from which information can be obtained.

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"And" as well as "or" shall be construed disjunctively or conjunctively as necessary to bring within the scope of these interrogatories and requests for the production of documents any documents and materials which may otherwise be construed to be out of their scope.

92040893940

Questions to: The Urban Institute
 William Gorham, President

1. Describe in detail the method whereby you obtained the names and addresses you used for a mailing which included a solicitation addressed to a
2. Identify the list consultant or list consultants whose services you used in connection with preparing the mailing.
3. Identify the list broker or brokers whose services you used in connection with the mailing.
- 4.(a) Identify the mail order house from which mailing lists were obtained in connection with preparing the mailing.
- (b) Identify the party from whom you or your agents rented mailing lists that were used in connection with the mailing.
- (c) Identify the computer firm that performed merging, purging, or other services with respect to the lists you obtained in connection with the mailing.
- (d) Identify the data company that prepared, addressed, and mailed the letters that were disseminated in connection with the mailing.
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6. State whether you paid for the mailing lists used for the mailing, directly or indirectly. If so, state how much you paid for said mailing list, what interest you obtained in such mailing lists, and on what terms.
7. State whether you inquired as to the source of names used for solicitation. State what, if any, representations were made to you as to the source of the names and addresses of persons you solicited in connection with the mailing. Identify the person or persons who made each such representation.

92040893941



FEDERAL ELECTION COMMISSION

WASHINGTON D.C. 20463

November 9, 1988

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Richard Gelula, Associate Executive Director
Alzheimer's Disease and Related Disorders Association, Inc.
70 East Lake Street, Suite 600
Chicago, Ill. 60601

RE: MUR 2293

Dear Mr. Gelula:

The Federal Election Commission has the statutory duty of enforcing the the Federal Election Campaign Act of 1971, as amended, and Chapters 95 and 96 of Title 26, United States Code. The Commission has issued the attached interrogatories in connection with an investigation it is conducting. The Commission does not consider you a respondent in this matter, but rather a witness only.

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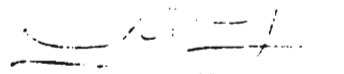
Please submit the information under oath within 15 days of your receipt of this letter.

Richard Gelula
Page 2

If you have any questions, please direct them to Michael
Marinelli, the attorney handling this matter, at (202) 376-8200.

Sincerely,

Lawrence M. Noble
General Counsel



BY: Lois G. Lerner
Associate General Counsel

Enclosure
Interrogatories

9 2 4 0 8 9 3 9 4 3

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

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) MUR 2293
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INTERROGATORIES AND REQUEST
FOR PRODUCTION OF DOCUMENTS

TO: Richard Gelula, Associate Executive Director
Alzheimer's Disease and Related Disorders Association, Inc.
70 East Lake Street, Suite 600
Chicago, Ill. 60601

In furtherance of its investigation in the above-captioned matter, the Federal Election Commission hereby requests that you submit answers in writing and under oath to the questions set forth below within 15 days of your receipt of this request.

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INSTRUCTIONS

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Questions to: Alzheimer's Disease and Related Disorders
Association, Inc.
Richard Gelula, Associate Executive Director

1. Describe in detail the method whereby you obtained the names and addresses you used for a March 2, 1987, mailing which included a solicitation addressed to a
The mailing contained an appeal made by Don McNeill.
2. Identify the list consultant or list consultants whose services you used in connection with preparing the mailing.
3. Identify the list broker or brokers whose services you used in connection with the mailing.
- 4.(a) Identify the mail order house from which mailing lists were obtained in connection with preparing the mailing.
- (b) Identify the party from whom you or your agents rented mailing lists that were used in connection with the mailing.
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5. Identify all other persons, apart from those referred to above, who assisted in obtaining, preparing, or marketing the mailing lists used in the mailing.
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FEDERAL ELECTION COMMISSION

WASHINGTON D.C. 20461

November 9, 1988

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Bob Caswell, President
Laubach Literacy International
1320 Jamesville Ave.
Syracuse, N.Y. 13210

RE: MUR 2293

Dear Mr. Caswell:

The Federal Election Commission has the statutory duty of enforcing the the Federal Election Campaign Act of 1971, as amended, and Chapters 95 and 96 of Title 26, United States Code. The Commission has issued the attached interrogatories in connection with an investigation it is conducting. The Commission does not consider you a respondent in this matter, but rather a witness only.

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Bob Caswell
Page 2

If you have any questions, please direct them to Michael
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Sincerely,

Lawrence M. Noble
General Counsel


BY: Lois G. Lerner
Associate General Counsel

Enclosure
Interrogatories

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

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) MUR 2293
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INTERROGATORIES AND REQUEST
FOR PRODUCTION OF DOCUMENTS

TO: Bob Caswell, President
Laubach Literacy International
1320 Jamesville Ave.
Syracuse, N.Y. 13210

In furtherance of its investigation in the above-captioned matter, the Federal Election Commission hereby requests that you submit answers in writing and under oath to the questions set forth below within 15 days of your receipt of this request.

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INSTRUCTIONS

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For the purpose of these discovery requests, including the instructions thereto, the terms listed below are defined as follows:

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"Persons" shall be deemed to include both singular and plural, and shall mean any natural person, partnership, committee, association, corporation, or any other type of organization or entity.

"Document" shall mean the original and all non-identical copies, including drafts, of all papers and records of every type in your possession, custody, or control, or known by you to exist. The term document includes, but is not limited to books, letters, contracts, notes, diaries, log sheets, records of telephone communications, transcripts, vouchers, accounting statements, ledgers, checks, money orders or other commercial paper, telegrams, telexes, pamphlets, circulars, leaflets, reports, memoranda, correspondence, surveys, tabulations, audio and video recordings, drawings, photographs, graphs, charts, diagrams, lists, computer print-outs, and all other writings and other data compilations from which information can be obtained.

"Identify" with respect to a document shall mean state the nature or type of document (e.g., letter, memorandum), the date, if any, appearing thereon, the date on which the document was prepared, the title of the document, the general subject matter of the document, the location of the document, the number of pages comprising the document.

"Identify" with respect to a person shall mean state the full name, the most recent business and residence addresses and the telephone numbers, the present occupation or position of such person, the nature of the connection or association that person has to any party in this proceeding. If the person to be identified is not a natural person, provide the legal and trade names, the address and telephone number, and the full names of both the chief executive officer and the agent designated to receive service of process for such person.

"And" as well as "or" shall be construed disjunctively or conjunctively as necessary to bring within the scope of these interrogatories and requests for the production of documents any documents and materials which may otherwise be construed to be out of their scope.

9 2 4 0 8 9 3 9 5 2

Questions to: Laubach Literacy International
 Bob Caswell, President

1. Describe in detail the method whereby you obtained the names and addresses you used for a January 19, 1987, mailing which included a solicitation addressed to a The mailing contained the story of a child named Angelina.
2. Identify the list consultant or list consultants whose services you used in connection with preparing the mailing.
3. Identify the list broker or brokers whose services you used in connection with the mailing.
4. (a) Identify the mail order house from which mailing lists were obtained in connection with preparing the mailing.
- (b) Identify the party from whom you or your agents rented mailing lists that were used in connection with the mailing.
- (c) Identify the computer firm that performed merging, purging, or other services with respect to the lists you obtained in connection with the mailing.
- (d) Identify the data company that prepared, addressed, and mailed the letters that were disseminated in connection with the mailing.
5. Identify all other persons, apart from those referred to above, who assisted in obtaining, preparing, or marketing the mailing lists used in the mailing.
6. State whether you paid for the mailing lists used for the mailing, directly or indirectly. If so, state how much you paid for said mailing list, what interest you obtained in such mailing lists, and on what terms.
7. State whether you inquired as to the source of names used for solicitation. State what, if any, representations were made to you as to the source of the names and addresses of persons you solicited in connection with the mailing. Identify the person or persons who made each such representation.

92040893953



FEDERAL ELECTION COMMISSION

WASHINGTON D.C. 20461

November 9, 1988

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

William F. Gallagher, Executive Director
American Foundation for the Blind, Inc.
15 West 16th Street
New York, N.Y. 10114

RE: MUR 2293

Dear Mr. Gallagher:

The Federal Election Commission has the statutory duty of enforcing the the Federal Election Campaign Act of 1971, as amended, and Chapters 95 and 96 of Title 26, United States Code. The Commission has issued the attached interrogatories in connection with an investigation it is conducting. The Commission does not consider you a respondent in this matter, but rather a witness only.

Because this information is being sought as part of an investigation being conducted by the Commission, the confidentiality provision of 2 U.S.C. § 437g(a)(12)(A) applies. That section prohibits making public any investigation conducted by the Commission without the express written consent of the person with respect to whom the investigation is made. You are advised that no such consent has been given in this case.

Please submit the information under oath within 15 days of your receipt of this letter.

9 2 4 0 8 9 3 5 4

William F. Gallagher
Page 2

If you have any questions, please direct them to Michael
Marinelli, the attorney handling this matter, at (202) 376-8200.

Sincerely,

Lawrence M. Noble
General Counsel



BY: Lois G. Lerner
Associate General Counsel

Enclosure
Interrogatories

9 2 4 0 8 9 3 9 5 5

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

)
)
) MUR 2293
)

INTERROGATORIES AND REQUEST
FOR PRODUCTION OF DOCUMENTS

TO: William F. Gallagher, Executive Director
American, Foundation for the Blind, Inc.
15 West 16th Street
New York, N.Y. 10114

In furtherance of its investigation in the above-captioned matter, the Federal Election Commission hereby requests that you submit answers in writing and under oath to the questions set forth below within 15 days of your receipt of this request.

9 2 0 4 0 8 9 3 9 5 6

INSTRUCTIONS

In answering these interrogatories and request for production of documents, furnish all documents and other information, however obtained, including hearsay, that is in possession of, known by or otherwise available to you, including documents and information appearing in your records.

Each answer is to be given separately and independently, and unless specifically stated in the particular discovery request, no answer shall be given solely by reference either to another answer or to an exhibit attached to your response.

The response to each interrogatory propounded herein shall set forth separately the identification of each person capable of furnishing testimony concerning the response given, denoting separately those individuals who provided informational, documentary or other input, and those who assisted in drafting the interrogatory response.

If you cannot answer the following interrogatories in full after exercising due diligence to secure the full information to do so, answer to the extent possible and indicate your inability to answer the remainder, stating whatever information or knowledge you have concerning the unanswered portion and detailing what you did in attempting to secure the unknown information.

Should you claim a privilege with respect to any documents, communications, or other items about which information is requested by any of the following interrogatories and requests for production of documents, describe such items in sufficient detail to provide justification for the claim. Each claim of privilege must specify in detail all the grounds on which it rests.

The following interrogatories and requests for production of documents are continuing in nature so as to require you to file supplementary responses or amendments during the course of this investigation if you obtain further or different information prior to or during the pendency of this matter. Include in any supplemental answers the date upon which and the manner in which such further or different information came to your attention.

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DEFINITIONS

For the purpose of these discovery requests, including the instructions thereto, the terms listed below are defined as follows:

"You" shall mean the named respondent in this action to whom these discovery requests are addressed, including all officers, employees, agents or attorneys thereof.

"Persons" shall be deemed to include both singular and plural, and shall mean any natural person, partnership, committee, association, corporation, or any other type of organization or entity.

"Document" shall mean the original and all non-identical copies, including drafts, of all papers and records of every type in your possession, custody, or control, or known by you to exist. The term document includes, but is not limited to books, letters, contracts, notes, diaries, log sheets, records of telephone communications, transcripts, vouchers, accounting statements, ledgers, checks, money orders or other commercial paper, telegrams, telexes, pamphlets, circulars, leaflets, reports, memoranda, correspondence, surveys, tabulations, audio and video recordings, drawings, photographs, graphs, charts, diagrams, lists, computer print-outs, and all other writings and other data compilations from which information can be obtained.

"Identify" with respect to a document shall mean state the nature or type of document (e.g., letter, memorandum), the date, if any, appearing thereon, the date on which the document was prepared, the title of the document, the general subject matter of the document, the location of the document, the number of pages comprising the document.

"Identify" with respect to a person shall mean state the full name, the most recent business and residence addresses and the telephone numbers, the present occupation or position of such person, the nature of the connection or association that person has to any party in this proceeding. If the person to be identified is not a natural person, provide the legal and trade names, the address and telephone number, and the full names of both the chief executive officer and the agent designated to receive service of process for such person.

"And" as well as "or" shall be construed disjunctively or conjunctively as necessary to bring within the scope of these interrogatories and requests for the production of documents any documents and materials which may otherwise be construed to be out of their scope.

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Questions to: **The American Foundation for the Blind
William F. Gallagher, Executive Director**

1. Describe in detail the method whereby you obtained the names and addresses you used for a November 21, 1986, mailing which included a solicitation addressed to a
2. Identify the list consultant or list consultants whose services you used in connection with preparing the mailing.
3. Identify the list broker or brokers whose services you used in connection with the mailing.
- 4.(a) Identify the mail order house from which mailing lists were obtained in connection with preparing the mailing.
- (b) Identify the party from whom you or your agents rented mailing lists that were used in connection with the mailing.
- (c) Identify the computer firm that performed merging, purging, or other services with respect to the lists you obtained in connection with the mailing.
- (d) Identify the data company that prepared, addressed, and mailed the letters that were disseminated in connection with the mailing.
5. Identify all other persons, apart from those referred to above, who assisted in obtaining, preparing, or marketing the mailing lists used in the mailing.
6. State whether you paid for the mailing lists used for the mailing, directly or indirectly. If so, state how much you paid for said mailing list, what interest you obtained in such mailing lists, and on what terms.
7. State whether you inquired as to the source of names used for solicitation. State what, if any, representations were made to you as to the source of the names and addresses of persons you solicited in connection with the mailing. Identify the person or persons who made each such representation.

92040893959



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 2295 C

DATE FILMED 3/13/92 CAMERA NO. 2

CAMERAMAN SGC

9240893960



FEDERAL ELECTION COMMISSION

WASHINGTON, D C 20463

THIS IS THE END OF MUR # 22938

DATE FILMED 3/13/92 CAMERA NO. 3

CAMERAMAN

9240893961



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

THIS IS THE BEGINNING OF MUR # 2293 E

DATE FILMED 3/13/92 CAMERA NO. 3

CAMERAMAN SEL

9 2 2 4 0 8 9 3 9 6 2



Laubach Literacy International

Laubach Literacy Action New Readers Press

November 21, 1988

Lawrence M. Noble
General Counsel
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463

RE: MUR 2293

Dear Mr. Noble:

I hereby submit under oath the information requested in your letter of November 9, 1988, concerning MUR 2293.

1. Question:
Describe in detail the method whereby you obtained the names and addresses you used for a January 19, 1987, mailing which included a solicitation addressed to a story of a child named Angelina. The mailing contained the

Answer:

Names and addresses used for the January 19, 1987, mailing came from four rented lists:

1. Human Rights Proponents
2. Central American Alert
3. Sanctuary Defense Fund
4. Key Multi Donors

Lists 1, 2 and 3 were recommended by the Carol Enters List Company. List 4 was requested by Walter Brooks, Direct Mail Specialist, Laubach Literacy International. Mr. Brooks requested List 4 as one we had used successfully in past mailings.

2. Question:
Identify the list consultant or list consultants whose services you used in connection with preparing the mailing.

Answer:

The list consultant used for this mailing was:

Carol Enters List Co.
322 Eighth Avenue
New York, NY 10001
(202) 243-8090

5. Question:
Identify all other persons, apart from those referred to above, who assisted in obtaining, preparing, or marketing the mailing lists used in the mailing.

Answer:
Walter Brooks
Direct Mail Specialist
Laubach Literacy International
P.O. Box 131
Syracuse, NY 13210

6. Question:
State whether you paid for the mailing lists used for the mailing, directly or indirectly. If so, state how much you paid for said mailing list, what interest you obtained in such mailing lists, and on what terms.

Answer:
Paid directly for mailing lists to:

Carol Enters List Co.

Invoice #31572 - \$289.50
Purchase Order #31572
Invoice Date: 1/1/87
Mail Date: 1/12/87
Paid by Check #23829, 2/17/87 - \$289.50

Invoice #31573 - \$287.50
Purchase Order #7688
Invoice Date: 12/29/86
Mail Date: 1/26/87
Paid by Check #23758, 2/18/87 - \$676.39

Invoice #31574 - \$388.89
Purchase Order #7688
Invoice Date: 1/15/87
Mail Date: 1/12/87
Paid by Check #23758, 2/18/87 - \$676.39

Invoice #31575 - \$310.25
Purchase Order #7688
Invoice Date: 1/5/87
Mail Date: 1/12/87
Paid by Check #23805, 2/23/87 - \$310.25

(Copies of the above attached.)

Laubach Literacy International obtained no interests in the mailing lists used.

9 2 0 4 3 9 6 4

November 21, 1988

7. Question:
State whether you inquired as to the source of names used for solicitation. State what, if any, representations were made to you as to the source of the names and addresses of persons you solicited in connection with the mailing. Identify the person or persons who made each such representation.

Answer:

Laubach Literacy International did not inquire as to the source of names used for solicitation. We selected the list category from those presented by Carol Enters List Company.

See September 1986 list of "Lists That Should Be Tested", Rentals and Exchanges.

All representation of lists was done by Carol Enters List Co.

Sincerely,



Robert F. Caswell
President - CEO

RFC:jk
Enclosures

9 2 4 0 8 9 3 9 6 5

CECO



carol enters list co.

322 EIGHTH AVENUE, NEW YORK, N.Y. 10001

(212) 243-8090

LAUBACH LITERACY

Sept 1986

LISTS THAT SHOULD BE TESTED:

RENTALS

EXCHANGES

ARCH DIGEST (Long Term Subs)

AMER PTG HOUSE #2

CENTRAL AMER ALERT

AMNESTY INT'L

DEDICATED HUMANITARIANS

INTERFAITH HUNGER

DON TO OVERSEAS REL \$5+

INT'L RESCUE COMMITTEE

FOOD MONITOR (Wd Hunger Year)

MEALS FOR MILLIONS

FOREIGN AFFAIRS

NAVAJO NATION HEALTH FOUND

HUMAN RIGHTS PROPONENTS

PR HOPE \$5+

HUNGER APPEAL DONORS

US COMMITTEE FOR REFUGEES

MCGRAW HILL BUS LEADERS AT HOME

U.S. ENGLISH

MEDICALLY MOTIVATED DON

WORLD MERCY \$5+

NAT'L LAWYERS GUILD

OVERSEAS ORIENTED

SANCTUARY DEFENSE FUND

US NEWS & WD REPRT Blue Chip
At Home Address

Date Cards Enclosed

9 2 0 4 0 8 9 3 9 6 6

PURCHASE ORDER

1.

LAUBACH LITERACY INTERNATIONAL

PUBLISHING DIVISION NEW READERS PRESS

1320 JAMESVILLE AVENUE, SYRACUSE, NEW YORK 13210

PHONE: (315) 422-9121

JAN 22 1987

TO

Carol Enters List Co.

322 Eighth Avenue

New York, NY 10001

SHIP TO

Economy Mailing

Attn: Lou Perricone

1200 1/2 Willis Avenue

Syracuse, NY 13204-1095

DATE	DELIVERY DATE	SHIP VIA	F.O.B.	TERMS	PURCHASE ORDER NO.
12-4-86	12-22-86				007688
QUANTITY	DESCRIPTION			PRICE	AMOUNT
	LISTS FOR 1987 TEST MAILING				
5M	Human Rights Proponents	Key No. HRP		\$60/M	\$200.00
	Key Coding/M			1/M	5.00
10M	Central American Alert	CAA		55/M	550.00
	Key/M			1.5/M	15.00
5M	Sanctuary Defense Fund	SDF		55/M	275.00
	Key/M			1.5/M	7.50
5M	Key Multi Donors	KMI		55/M	275.00
	Key/M			1.5/M	7.50
	IMPRINT KEY NO. ON EA. CHESIRE LABEL.				\$395000

Item # PR74 The Drawing Board Dallas Texas 75266-0429
Wheeler Group, Inc. 1982☐ NOT FOR RESALE☐ FOR RESALE

TAX NUMBER

AUTHORIZED SIGNATURE

ACKNOWLEDGEMENT

OUR PURCHASE ORDER NUMBER MUST APPEAR ON ALL INVOICES, SHIPPING PAPERS, AND PACKAGES

CE/CO



carol enters list co.

322 - EIGHTH AVENUE
NEW YORK, N.Y. 10001 (212) 243-8090

INVOICE # : 31571

MEMBER
ML/USA

INVOICE DATE 01/01/87 MAIL DATE 01/12/87 SALES PERSON CAROL ENTERS

PURCHASE ORDER # 768

MR. WALTER E. BROOKS
LAUBACH LITERACY INTL

743

FEB 04 1987

1320 JAMESVILLE AVENUE
BOX 131
SYRACUSE, NEW YORK 13210

PAYMENT DUE 30 DAYS AFTER M/D. JAN. 16 1987

OFFER : FUNDRAISING

List : SANCTUARY DEFENSE FUND
Segment : 1 Donors

Key(s) : SDF

Mailed

5000

Per/M

55.00

Base \$

275.00 ✓

.00

Key

PER/M

1.50

7.50 ✓

Shipping
UPS BLUE
Total Invoice

7.00

289.50 ✓

ACCOUNT NUMBER AMOUNT INIT.

~~0 7-20-00 747~~ 289.50 (init)

0 7-00-00 300

0 0-00-00 000

Check # 23829 : 2/17/87 : 289.50

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enters list co.
EIGHTH AVENUE
NEW YORK, N.Y. 10001 (212) 243-8090

INVOICE

: 31573

MEMBER
MLUS

INVOICE DATE 12/29/86 MAIL DATE 01/26/87 SALES PERSON CAROL ENTERS

PURCHASE ORDER # 76

MR. WALTER E. BROOKS
LAUBACH LITERACY INTL

743

JAN 16 1987

FEB 04 1987

1320 JAMESVILLE AVENUE
BOX 131
SYRACUSE, NEW YORK 13210

PAYMENT DUE 30 DAYS AFTER M/D.

OFFER : FUNDRAISING

List : KEY MULTI DONORS
Segment : 1 Donors

C3

Key(s) : KM7

Mailed

5000

Per/M

55.00

Base \$

275.00

.00

Key-to 5 digits PER/M

1.50

7.50

ACCOUNT NUMBER	AMOUNT	INIT.
0 7-20-03 797	287.50	(WE)
0 1-00-00 300		
0 0-00-00 000		

Check # 23758 : 2/18/87 : 67639

Shipping
UPS BLUE
Total Invoice

5.00

297.50 ✓

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enters list co.
EIGHTH AVENUE
NEW YORK, N.Y. 10001 (212) 243-8090

FEB 04 1987
JAN 21 1987
INVOICE # 31574

MEMBER
MLUSA

DATE	MAIL DATE	SALES PERSON	PURCHASE ORDER #
01/15/87	01/12/87	CAROL ENTERS	7688

MR. WALTER E. BROOKS
LAUBACH LITERACY INTL
1320 JAMESVILLE AVENUE
BOX 131
SYRACUSE, NEW YORK, 13210

743

*** CORRECTED INVOICE***

PAYMENT DUE 30 DAYS AFTER M/D.
OFFER : FUNDRAISING

List : CENTRAL AMERICAN ALERT
Segment: 1 Donors

Key (s) : CAA

Mailed 6759 Per/M 55.00 BASE \$ 371.75

KEY Per/M 1.50 10.14

SHIPPING 7.00
UPS BLUE
TOTAL INVOICE 388.89

ACCOUNT NUMBER	AMOUNT	INIT.
072000727	388.89	(100)
07-00-00-300		
0-0-0		
Check # 23758	2/12/87	67639

92040893970

CECO



carol enters list co.
322 - EIGHTH AVENUE
NEW YORK, N.Y. 10001 (212) 243-8090

JAN 14 1987

MEMBER
MLUSA

ISSUE DATE MAIL DATE SALES PERSON
01/05/87 01/12/87 CAROL ENTERS

MR. WALTER E. BROOKS
LAUBACH LITERARY INTL

743

1320 JAMESVILLE AVENUE
BOX 131

SYRACUSE, NEW YORK 13210

PAYMENT DUE 30 DAYS AFTER MAIL.

OFFER : FUNDRAISING

Net : HUMAN RIGHTS PROPONENTS (CM)
Segment : 1 Liberal Contributors

Key(s) : HRP

Mailed 5000 Per/M 50.00 Base \$ 300.00 ✓
1.00

Keying PER/M 1.00 5.00 ✓

Shipping
UPS BLUE
Total Invoice

5.00
310.25 ✓

ACCOUNT NUMBER AMOUNT INHT.

0 ☒ - ☒ - 00 - ☒ 310.25 (103)

0 ☐ - ☐ - 00 - ☐

0 ☐ - ☐ - 00 - ☐

Check # 23805 Date 2/23/87 Inht. 310.25

9 2 0 4 0 8 9 3 9 7 1

ECONOMY MAILING SERVICES
1200 1/2/ WILLIS AVENUE
SYRACUSE, NY 13204

* I N V O I C E *

ACCOUNT NUMBER: LAUB

INVOICE NO. : 16517

INVOICE DATE: 01/21/87

JAN. 23 1987

PAGE : 1

SOLD TO LAUBACH LITERACY
POST OFFICE BOX 131
SYRACUSE, NY 13210

SHIP TO LAUBACH LITERACY
POST OFFICE BOX 131
SYRACUSE, NY 13210

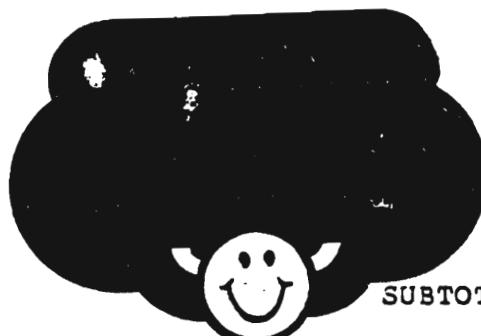
SHIP VIA :
DELIVERY :
SHIP DATE : 01/21/87
DUE DATE : 2/20/87
TERMS : NET 30

YOUR ORDER NO : 7685
OUR ORDER NO : 16517
ORDER DATE :
SALESMAN :

ITEM	ORD	SHP	DESCRIPTION	PRICE	AMOUNT
MAILING		21759	1987 TEST MAIL	859.49	859.49
POSTAGE		21759	POSTAGE - .085	0.00	3.30

ACCOUNT NUMBER
0 7 - 20 - 00 - 797 AMOUNT 559.99 INT. 0.00
0 - - - 599.91
0 - - -
Check # 23952 D.D. 3-4-87 599.91

NOTE



SUBTOTAL: 859.49

FREIGHT	TAX	SERV. CH	POSTAGE	DEPOSIT	DISCOUNT
15.90	0.00	0.00	1849.52	2125.00	0.00

TOTAL
599.91

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2 2 4 0 8 9 3 9 7 3 PURCHASE ORDER

LAUBACH LITERACY INTERNATIONAL

PUBLISHING DIVISION: NEW READERS PRESS
 1320 JAMESVILLE AVENUE, BOX 131 • SYRACUSE, NEW YORK 13210
 PHONE: (315) 422-9121

TO Economy Mailing SHIP TO rec'd
1200 1/2 Willis Avenue
Syracuse, NY 13204-1095

DATE	DELIVERY DATE	SHIP VIA	F.O.B.	TERMS	PURCHASE OR INVOICE NO.
12-4-86	*SEE BELOW				007685
QUANTITY	DESCRIPTION			PRICE	AMOUNT
	1987 TEST MAILING			39.50	\$237.50
	Process 25,000 1987 Test Mailing for Laubach Literacy (encl. 4)				
	Label, insert, seal, deliver to p.o. Use postage metered stamp.				
	*Dates for Jan. mailing to come: Pieces coming from 3 locations: LLI - 25M BRE's Dupli Graphics - 25M #10 Windows West Side Litho - 25M ea. of letter, brochure, & donation form				
	1-20-791				

Item # PR174 The Drawing Board Dallas, Texas 75266-0429
 © Wheeler Group, Inc. 1982

☐ NOT FOR RESALE ☐ FOR RESALE TAX NUMBER _____ AUTHORIZED SIGNATURE _____

ACKNOWLEDGEMENT

OUR PURCHASE ORDER NUMBER MUST APPEAR ON ALL INVOICES, SHIPPING PAPERS AND PACKAGES.

THE URBAN INSTITUTE

RECEIVED
FEDERAL ELECTION COMMISSION

89 DEC - 2 11 54

November 30, 1988

Lawrence M. Noble
General Counsel
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463

Dear Mr. Noble:

Following are answers to the questions to your letter dated November 9, 1988, with reference to MUR 2293, which we received on November 15, 1988:

(1) The Urban Institute obtained the names and addresses for the mailing that included a solicitation addressed to a through a contract with Oram Group Marketing (OGM) (Kay Partney Lautman, President), direct mail affiliate of The Oram Group, Inc. (Henry Goldstein, President), located at 1730 Rhode Island Avenue, N.W., Washington, D.C. 20036 (202-296-9660), to create and manage the Institute's new donor acquisition and renewal mailings during the period September 1, 1986, through August 31, 1987. (This agreement was cancelled by the Institute on February 24, 1987.) The services provided by OGM under this contract included, among other things, "management of list selection, list scheduling and acquisition for prospecting, [and] selection and supervision of printing and mailing suppliers" The names and addresses in question apparently were obtained by OGM from the Carol Enters List Company (CELCO), 322 Eighth Avenue, New York, New York 10001 (212-243-8090), in early 1987. Invoices from CELCO were checked for accuracy by OGM and forwarded to the Institute for direct payment. The Institute subsequently paid CELCO \$3,189.95 for name and address labels from the the following lists:

<u>List Name</u>	<u>Quantity</u>
The Economist	5,000
Human Rights Proponents	5,000
Wilson Quarterly	5,000
Beside The Golden Door	5,000
Kiplinger Tax Letter	5,000

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Lawrence M. Noble

88 FEB 2 PM 9:54

Christian Science Monitor 11,000

We also included in the mailing a sample of names from the Institute's internal mailing list for its Policy and Research Report. Our records do not indicate the size of that sample, but we believe it was around 1,000 names.

The code on the address label is 2101, which is the code for CELCO's Human Rights Proponents list.

[Note: The above response was drafted by Stephen B. Hitchner, Jr., based on Institute files and information provided by Susan Brown.]

(2) As indicated in (1) above, the Institute received advice on list selection and management from Oram Group Marketing. We believe that advice included specific advice on the lists indicated above. Fred A. deGregorio, then the Institute's Director of Development and External Relations, handled our relationship with OGM. Since he is no longer employed by the Institute, we are not sure of the exact process by which those particular lists were selected.

[Note: The above response was drafted by Stephen B. Hitchner, Jr., based on Institute files and information provided by Susan Brown.]

(3) As indicated in (1) above, the lists were obtained from the Carol Enters List Company (CELCO), 322 Eighth Avenue, New York, N.Y. 10001. CELCO identifies itself as both a list broker and list consultant. To the best of our knowledge, the acquisition of the lists was done on our behalf by OGM rather than done directly by the Institute.

[Note: The above response was drafted by Stephen B. Hitchner, Jr., based on Institute files and information provided by Susan Brown.]

(4) (a) The lists were not obtained from a mail order house.

(b) The lists were obtained from the Carol Enters List Company (CELCO), 322 Eighth Avenue, New York, N.Y. 10001 (212-243-8090). According to the invoices we received from CELCO, the salesperson was Judy Jones.

(c) We obtained the names and addresses in the form of mailing labels and are not aware of any computer firm that performed merging, purging or other services with respect to the lists from which the names were drawn.

(d) The services of affixing labels, metering and mailing the letters mailed in this campaign were provided by Capitol Mailing Services, 12200 Old Baltimore Pike, Beltsville, MD 20705. The mailing was completed on February 17, 1987.

[Note: The above response was drafted by Stephen B. Hitchner, Jr., based on Institute files and information provided by Susan Brown.]

92040893975

(5) The Institute's dealings with OGM in conjunction to obtaining, etc., the mailing lists used in the mailing were principally handled by Fred A. deGregorio, then the Institute's Director of Development and External Affairs. He apparently dealt primarily with Martin I. Lebow, Senior Account Executive in the Washington, D.C. office of The Oram Group at 1730 Rhode Island Avenue, N.W. (202-296-9660). After Fred deGregorio left the Institute's staff, Susan Brown, Associate Director of Development and External Relations, handled the final stage of the project for the Institute.

[The above response was drafted by Stephen B. Hitchner, Jr., based on Institute files and information provided by Susan Brown.]

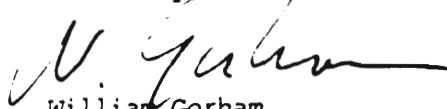
(6) As indicated in (1), the Institute paid CELCO directly for the the names and addresses, which were purchased as labels for one-time use. CELCO's invoices were sent c/o the ORAM Group, where they were checked for accuracy and forwarded to the Institute for payment. The Institute paid \$430.00 on January 16, 1987, for the labels from the Kiplinger Tax Letter, \$310.25 on February 25, 1987 for labels from the Human Rights Proponents list, and \$2,139.70 on April 22, 1987, for labels from Beside the Golden Door, Wilson Quarterly, Christian Science Monitor, and The Economist. Original copies of the invoices are enclosed.

[Note: The above response was drafted by Stephen B. Hitchner, Jr., based on Institute files.]

(7) The sources of the Christian Science Monitor, Kiplinger Tax Letter, Wilson Quarterly and Economist lists were represented to us as present or former subscribers to the publications in questions. We are not aware of any representations that were made about the source of the names and addresses for the Human Rights Proponents and Beside the Golden Door lists, and we apparently did not inquire. Fred deGregorio handled this stage of the project for the Institute, but he has left the Institute's employ and we have been unable to contact him. The descriptions of the lists that we were provided by CELCO are enclosed.

[Note: The above response was drafted by Stephen B. Hitchner, Jr., based on Institute files and information provided by Susan Brown.]

Sincerely,


William Gorham
President

Enclosures: Invoices from CELCO
Descriptions of lists

9 2 4 0 8 9 3 9 7 6

DISTRICT OF COLUMBIA

Subscribed and sworn to before me this 30th day of November,
nineteen hundred and eighty-eight.

Paul J. Hughes
Notary Public

92040893977

CHRISTIAN SCIENCE MONITOR

3350

117,000
55,000
52,000

yes
Active U.S. members
Listed in the
1975-1976

75/76
81/82
82/83

DATE 3/80

1975/76

1976/77

The Christian Science Monitor is one of the most
respected publications in the world. It is
national, positive, and covers a wide range of
food, travel, personal finance and more.

PROFILE: Median household income: \$15,000;
\$1,500; 57% married; 10% divorced; 10% single;
22% travel in U.S.; average household value:
\$155,000.

THIS LIST WILL NOT BE LOANED TO OTHERS IMMEDIATELY
AFTER THE MAILING. IT IS YOURS TO KEEP, REUSE, RESELL, OR
GIVE. BOTH PRINT AND MICROFORM AVAILABLE.

SAMPLE MAILING: 100,000 copies of the Christian Science Monitor.

MINIMUM ORDER
10,000
SELECTION

10% Commission to recognized brokers
10% Commission to recognized brokers
10% Commission to recognized brokers

10% Commission to recognized brokers

10% Commission to recognized brokers

10% Commission to recognized brokers
10% Commission to recognized brokers
10% Commission to recognized brokers

9 2 7 4 0 8 9 3 9 7 8

CEICO



10% Commission to recognized brokers

carol enters list co.

322 EIGHTH AVENUE NEW YORK, N.Y. 10001 • (212) 243-8090

LIST BROKER
LIST CONSULTANT

We believe this information is correct. We cannot guarantee accuracy of the list or the outcome of the mailing. List is in ZIP sequence unless specified.

KIPLINGER TAX LETTER

1900

156,262 Active Mail Subscribers
20,000 Quarterly Mailing Subscribers 5-577

SOURCE

A bi-weekly four page newsletter reporting current developments and forecasts for the future in the taxation field. Subscribers are lawyers, accountants, attorneys, tax consultants and specialists.

Demographic: Median age is 34; average household income is \$104,270; average household net worth is \$1,171; 33% are professionals/managers.

SAMPLE MAILING LIST AVAILABLE FOR APPROX. \$1

CElCO  **carol enters list co.**

*10% Commission to recognized brokers

322 EIGHTH AVENUE NEW YORK, N.Y. 10001 • (212) 243-8090

LIST BROKER
LIST CONSULTANT

We believe this information is correct. We cannot guarantee accuracy of the list nor the outcome of the mailing.
List is in ZIP sequence unless specified.

92040893972

92040893930

HUMAN RIGHTS PROPONENTS (CM)

3196

84,667

Liberal Contributors

100/M

DATE 1/78

SOURCE

1. MOUNTAIN VIEW

ADDRESS

100/M

SEX

MINIMUM \$100.00

100/M

100/M

100/M

100/M

100/M

100/M

100/M

100/M

100/M

100/M

100/M

Crawley Libs

... who have given and given more to organizations and now is to elevate the standard of HUMAN EXPERIENCE so "all" can enjoy the rights that are guaranteed by the constitution of the United States.

... individual backed them up with already large gifts - and now are ...

LIST WILL CONTINUE TO GROW

... WILLING TO GO WITH LIST FOR APPROX.

CEICO  10% Commission to recognized brokers
carol enters list co.

LIST BROKER
LIST CONSULTANT

322 EIGHTH AVENUE, NEW YORK, N.Y. 10001 • (212) 243-8090

We believe this information is correct — we cannot guarantee accuracy of the list nor the outcome of the mailing.

List is in ZIP sequence unless specified

WILSON QUARTERLY

2140

yes.

85,000
20,000

Subscribers
Last 9 Months Expires

\$85/M
\$57.7

DATE 3/88

SOURCE

DATE 3/88

AVERAGE

717

SEE

MAINT

DATE 3/88

DATE 3/88


Published five times annually, this Smithsonian affiliated newsmagazine explains and summarizes developments in research on politics, the environment, social sciences, technology, the arts, TV & the press, and more.

PROFILE: Average age 42; 77% are college graduates; average household income \$45,200; 77% are married; average income \$49,139; 92% attended college; 88% are business executives, managers or professionals.

SAMPLE MAILING PIECE REQUIRED FOR APPROVAL

DATE 3/88

DATE 3/88

CELCO  10% Commission to recognized brokers
carol enters list co.

322 EIGHTH AVENUE NEW YORK, N.Y. 10001 • (212) 243-8090

LIST BROKER
LIST CONSULTANT

We believe this information is correct — we cannot guarantee accuracy of the list nor the outcome of the mailing
List is in ZIP sequence unless specified

92040893981

THE ECONOMIST

644

53,000 Active Subscribers
20,000 Expires - 1978

For more information, please contact
the subscriber or territorial subscriber for the
territory.

AMPLE MAILING PITCH REQUIRED FOR APPROVAL

WEN SLOANE
WNET

10% Commission to recognized brokers

CELCO

carol enters list co.

322 EIGHTH AVENUE NEW YORK N.Y. 10001 • (212) 243-8090

LIST BROKER
LIST CONSULTANT

We believe this information is correct. We cannot guarantee accuracy of the list nor the outcome
of the mailing. List is in ZIP sequence unless specified.

AT THE
SOURCE
ALL
TEXT
MINIMUM ORDER
DELIVERY
ADDRESS INFORMATION
P.O. BOX 1010

22040893932

BESIDE THE GOLDEN DOOR

227

221,348

Active Donors

100%

100%

Scale 1
Direct Mail

Activists who have made sizable contributions to a number of liberal groups. No contributions of less than \$25.00 are included, with a majority of contributions ranging from \$25.00 to \$99.00.

AVERAGE
See Copy

100%
60% N 10

MINIMUM ORDER
5,000

SELECTION

State 100%
Scale 100%

NOTE: No secondary usage can be made on these names.

SAMPLE MAILING DIRECT MAILING FOR 100% MAIL

DECC
Common Cause

10% Commission to recognized brokers

CELCO  **carol enters list co.**

322 EIGHTH AVENUE, NEW YORK, N.Y. 10018 • (212) 243-8090

LIST BROKER
LIST CONSULTANT

We believe this information is correct. We cannot guarantee accuracy of the list for the purpose of the mailing. List is in ZIP sequence unless specified.

100%
100%
ADDRESS ONLY - NO MAIL
100%
100%
100%

9
2
0
4
0
8
9
3
9
8
3

CECC



carol enters list co.

322 - EIGHTH AVENUE
NEW YORK, N.Y. 10001 (212) 243-8090

RECEIVED

3556

MEMBER
MLUSA

INVOICE NUMBER 41, 141

SALESPERSON J. J.

JUDY JONES

INVOICE DATE	MAILERS NO.	MAIL DATE	OFFER	PRICE
01/07/87		21 19 87	FUNDRAISING	1125

URBAN INSTITUTE

C/O GRAM GROUP

1730 RHODE ISLAND AVE. N.W.
WASHINGTON, D.C. 20036

LIST NO. :

KIPLINGER TAX LETTER

QUANTITY :	5000	PER M :	35.20	TOTAL :	405.20
------------	------	---------	-------	---------	--------

EXTRA CHARGES	PER M	PRICE	CHARGE
Handling		1.22	1.22
Shipping		3.20	3.20

INVOICE TOTAL

NOTE: LIST OWNER WILL NOT RELEASE LABELS UNTIL PAYMENT IS RECEIVED
AND CREDIT IS ESTABLISHED.

REC.
M. L. Jones

CF/CO



carol enters list co.
322 - EIGHTH AVENUE
NEW YORK, N.Y. 10001 (212) 243-8090

C3556

INVOICE # : 31826

MEMBER
ML/USA

300.00

5.00

5.25

310.25

Approved for
payment
9998.00
Susan Brown
2/10/87

all
M. Lebow
2/9/87

2 2 4 0 8 9 3 9 3 5



carol enters list co.
322 - EIGHTH AVENUE
NEW YORK, N.Y. 10001 (212) 243-8090

INVOICE # : 31860

MEMBER
MLUSA

INVOICE DATE 02/11/87
MAIL DATE 01/19/87
SALES PERSON JUDY JONES

PURCHASE ORDER #

3425

URBAN INSTITUTE

C/O ORAM GROUP
1730 RHODE ISLAND AVE. N.W.
WASHINGTON, D.C. 20036

PAYMENT DUE 30 DAYS AFTER M.D.

OFFER : FUNDRAISING

List : THE ECONOMIST
Segment : 1 Active U.S. Subscribers

Key(s) : 2105

Mailed	5000	Per/M	100.00	Base \$	500.00
					.00

Keying	PER/M	1.50	7.50
--------	-------	------	------

Shipping	10.00
UPS RED	
Total Invoice	517.50

OK Susan
Brown
4/17/87

OK
M. Lebow
2/25/87

9
2
2
4
0
8
9
3
9
8
6

CECO



carol enters list co

322 - EIGHTH AVENUE
NEW YORK, N.Y. 10001 (212) 243-8090

INVOICE # : 31999

MEMBER
MLUSA

INVOICE DATE MAIL DATE SALES PERSON
02/11/87 01/26/87 JUDY JONES

PURCHASE ORDER # :

3425

URBAN INSTITUTE

C/O ORAM GROUP
1730 RHODE ISLAND AVE. N.W.
WASHINGTON, D.C. 20036

PAYMENT DUE 30 DAYS AFTER M.D.

OFFER : FUNDRAISING

List : CHRISTIAN SCIENCE MONITOR
Segment : 1 Active U.S. Subscribers

Key(s) : 2105

Mailed	11000	Per/M	75.00	Base \$	825.00
					.00

Key	PER/M	2.00	22.00
-----	-------	------	-------

Shipping	7.10
UPS BLUE	
Total Invoice	854.10

OK
Susan Brown
4/17/87

OK
Mr. Librows
2/25/87

9
2
2
4
0
8
9
3
9
8
7

CECO



caro. enters list co.

322 - EIGHTH AVENUE
NEW YORK, N.Y. 10001 (212) 243-8090

INVOICE # : 31927

MEMBER
MLA

INVOICE DATE MAIL DATE SALES PERSON
02/11/87 01/19/87 JUDY JONES

PURCHASE ORDER # :

3425

URBAN INSTITUTE

C/O ORAM GROUP
1730 RHODE ISLAND AVE. N.W.
WASHINGTON, D.C. 20036

PAYMENT DUE 30 DAYS AFTER M.D.

OFFER : FUNDRAISING

List : WILSON QUARTERLY
Segment : 1 Subscribers

Key(s) : 2102

Mailed	5000	Per/M	85.00	Base \$	425.00	.00

8
3
9
3
9
8
0
4
2
2
9

Shipping 5.50
UPS BLUE
Total Invoice 430.50

OK to pay
Susan Brown
3/18/87

OK
M. Lebow
2/25/87



carol enters list co.
 322 - EIGHTH AVENUE
 NEW YORK, N.Y. 10001 (212) 243-8090

INVOICE # 4 51

MEMBER
MLUSA

MAIL DATE 01/19/86
 SALE PERSON JUDY GIBBS

3425

URBAN INSTITUTE

C/O URBAN GROUP
 1140 RHODE ISLAND AVE. N.W.
 WASHINGTON, D.C. 20036

PAYMENT DUE 30 DAYS AFTER MAIL

OFFER : FUNDRAISING

List : RESIDE THE GOLDEN DOG
 Segment : 1 Donors

Regist : 2124

Mailed 3000 Per M \$5.00 Base \$ 125.00
 .00

Reg PER M 1.00

*OK to
 Mary
 Susan Brown
 3/18/87*

SHIPPING
 PS BLUE
 Total Invoice

Urban Institute *Pilot Test*

M. LEBOW

3/5/87

M. Lebow

92040893989



AB DEC 12 1988 9:50

DATE: December 6, 1988

TO: Michael Marinelli, Attorney/Office of the General Counsel

FROM: Patricia M. Campbell, Director/Program Support Jmc

RE: MUR 2293

The copy of the solicitation received yesterday, was for the Newsweek Talking Magazine Fund of the American Printing House for the Blind. It was mailed in January of 1987 and the name on the form came from a list known to us as 'Human Rights Proponents'. APH obtained that list through our broker in New York City, CELCO located at 322 8th Ave., #701, NYC 10001.

I hope you find this additional information helpful.

92040893990

0664-1338
HAND DELIVERED

SHEARMAN & STERLING

88 DEC 12 11:10:04

FAX (212) 848-5255
(212) 848-5257
TELETYPE 126698 WU
668769 WU

WRITER'S DIRECT DIAL NUMBER

CITICORP CENTER
153 EAST 53RD STREET
NEW YORK, N.Y. 10022
212 848-4000
(212) 848-4231

SAN FRANCISCO
LOS ANGELES
WASHINGTON, D.C.
PARIS
TOKYO
LONDON
HONG KONG
ABU DHABI

December 9, 1988

Federal Election Commission
Office of General Counsel
999 E Street Northwest
Room 657
Washington, D.C. 20463

ATTENTION: MICHAEL MARINELLI, ESQ.

RE: MUR 2293

Dear Mr. Marinelli:

Enclosed please find an affidavit of Mr. William Gallagher responding to your Interrogatories and Request for Documents.

Thank you for your extension of time. If we can be of any further assistance or you need additional information, please do not hesitate to call.

Very truly yours,


Barbara A. Breen

is
Enclosure

920893991

DEC 12 11:10:04



HELEN KELLER
Counselor
1924-1968

American Foundation for the Blind, Inc.

15 West 16th Street, New York, New York 10011

(212) 620-2000

Founded 1921

OFFICERS

JOHN S. CROWLEY
Saugatuck Capital
Stamford, CT
Chairman

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Ann Arbor, MI
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Little Rock, AR
Vice President

EARL E. GARRIS, JR.
Bankers Trust Company
of New York
New York, NY
Treasurer

NATHAN A. TURKHEIMER
Pittsboro, NC
Secretary

December 9, 1988

Ms. Barbara A. Breen
Shearman & Sterling
Citicorp Center
153 East 53rd Street
New York, New York 10022

Re: Federal Election Commission

Dear Barbara:

As you requested, enclosed is the affidavit executed by Mr. Gallagher and notarized. We have retained one copy for our records.

If you need any additional information, please let me know.

Thank you for your assistance in this matter.

Very truly yours,

Walter L. Decker
Associate Executive Director
for Finance and Administration

WLD:arr
Enclosure

cc: W. F. Gallagher
M. Petell
E. Martucci

WILLIAM F. GALLAGHER
Executive Director

REGIONAL CENTERS

NORTHEAST
15 West 16th Street
New York, NY 10011
(212) 620-2003

MID-ATLANTIC
1615 M Street, NW
Washington, DC 20036
(202) 457-1487

MIDWEST
20 North Wacker Drive
Chicago, IL 60606
(312) 269-0095

SOUTHEAST
100 Peachtree Street
Atlanta, GA 30303
(404) 525-2303

SOUTHWEST
260 Treadway Plaza
Exchange Park
Dallas, TX 75235
(214) 352-7222

WESTERN
111 Pine Street
San Francisco, CA 94111
(415) 392-4845

GOVERNMENTAL RELATIONS
1615 M Street, NW
Washington, DC 20036
(202) 457-1487

TDD: (212) 620-2158
HOTLINE: 1-800-232-5463
CABLE ADDRESS:
FOUNDATION NEW YORK

An Equal Opportunity Employer

FEDERAL ELECTION COMMISSION

-----X
IN THE MATTER OF
MUR 2293
-----X

AFFIDAVIT OF
WILLIAM F. GALLAGHER

I, WILLIAM F. GALLAGHER, Executive Director of the American Foundation for the Blind, Inc., being duly sworn state that the following answers are provided on information and belief through consultation with the staff employees of the American Foundation for the Blind, Inc., ("the Foundation") pursuant to the Interrogatories and Requests for Documents served upon me on November 17, 1988 in my capacity as Executive Director.

INTERROGATORIES

Interrogatory No. 1

Describe in detail the method whereby you obtained the names and addresses you used for a November 21, 1986 mailing which included a solicitation addressed to a

Answer to Interrogatory No. 1

The names and addresses used for the November 21, 1986 mailing were obtained from the merging of thirty-five separate mailing lists. The lists were either rented from or exchanged through a list broker.

The specific list containing name is owned by an organization known to the Foundation as Human Rights Proponents.

Interrogatory No. 2

Identify the list consultant or list consultants whose services you used in connection with preparing the mailing.

Answer to Interrogatory No. 2

No list consultant was used in compiling the names and addresses for the November 21, 1986 mailing.

Interrogatory No. 3

Identify the list broker or brokers whose services you used in connection with the mailing.

Answer to Interrogatory No. 3

The services of Celco, Inc. were engaged as a list broker in connection with the mailing of November 21, 1986.

The business address of Celco, Inc. is:

Celco, Inc.
Carol Enters List Co.
322 Third Avenue
New York, NY 10001

The specific person at Celco, Inc. with whom the Foundation dealt for the purposes of compiling the November 21, 1986 mailing was Ms. Judy Jones.

Interrogatory No. 4

a) Identify the mail order house from which mailing lists were obtained in connection with preparing the mailing.

b) Identify the party from whom you or your agents rented mailing lists that were used in connection with the mailing.

c) Identify the computer firm that performed merging, purging, or other services with respect to the lists you obtained in connection with the mailing.

d) Identify the data company that prepared, addressed, and mailed the letters that were disseminated in connection with the mailing.

Answer to Interrogatory No. 4

a) No outside mail order house services were utilized in connection with the November 21, 1986 mailing. The Foundation maintains its own facilities to perform the functions of a mail order house.

b) The party from whom mailing lists were rented and/or exchanged was Celco, Inc., whose business address is provided in the answer to Interrogatory No. 3.

c) The computer firm that performed the merging and purging services with respect to the lists obtained for the November 21, 1986 mailing was Wiland Services. The business address of Wiland Services is:

Wiland Services
1101 International Parkway
Fredericksburg, VA 22403

The specific person with whom we dealt at Wiland Services was Ms. Carol Perkins.

22043925

d) The preparation, addressing and mailing of the letters that were disseminated in connection with the November 21, 1986 mailing was performed inhouse. No outside data company was employed for this purpose.

Interrogatory No. 5

Identify all other persons, apart from those referred to above, who assisted in obtaining, preparing, or marketing the mailing lists used in the mailing.

Answer to Interrogatory No. 5

The staff employee at the Foundation who coordinated the November 21, 1986 mailing was Elizabeth Martucci. To our knowledge, no other persons or entities exclusive of those identified in Interrogatories Nos. 3 and 4(c) above, directly assisted the Foundation in obtaining, preparing or marketing the mailing lists used in the November 21, 1986 mailing.

Interrogatory No. 6

State whether you paid for the mailing lists used for the mailing, directly or indirectly. If so, state how much you paid for said mailing list, what interest you obtained in such mailing lists, and on what terms.

Answer to Interrogatory No. 6

The Foundation paid Celco, Inc. \$14,120.37, which reflects the cumulative total for all the lists obtained for the November 21, 1986 mailing. The monies paid were for one-time rental fee of the lists. The verbal agreement which the Foundation has with Celco, Inc. is that the lists were rented or exchanged for the specific use and time period.

Following the mailing, the lists, or computer tapes were returned to the list owners or their data processing firms, or were destroyed. This follows the customary practice in the direct mail industry.

The specific rental fee for the "Human Rights Proponents" list was \$905.25.

Interrogatory No. 7


State whether you inquired as to the source of names used for solicitation. State what, if any, representations were made to you as to the source of the names and addresses of persons you solicited in connection with the mailing. Identify the person or persons who made each such representation.

Answer to Interrogatory No. 7

The Foundation is unable to determine through its records, whether any inquiry as to the source of names used for solicitation was made for the Human Rights Proponents list of November 21, 1986 mailing. However, it would appear that this was not the first time the Foundation used a list from this organization. Ordinarily, when a list is being used for the first time, the Foundation will "test" the list by using only approximately 5,000 names. Our records indicate that 15,000 names from the list were used for this mailing.

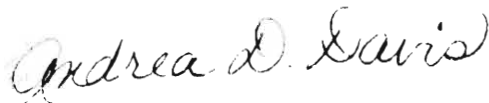
In addition, if the list is a test list, the identifying code numbers imprinted on the address label would normally be scrambled. The Human Rights Proponents list did not have a scrambled identifying code.

2 2 4 0 8 9 3 9 9 7



WILLIAM F. GALLAGHER
Executive Director of the
American Foundation For
The Blind, Inc.

Sworn to before me this
8 day of December, 1988



ANDREA D. DAVIS
Notary Public, State of New York
No. 24-4812764
Qualified in Kings County
Commission Expires May 31, 1990

2240893998



FEDERAL ELECTION COMMISSION

89 JAN -3 AM 9:29

December 29, 1988

Mr. Michael Marinelli
Federal Election Commission
Washington, DC 20463

Re: MUR 2293

Dear Mr. Marinelli:

In reply to the letter from Lawrence M. Noble of November 9, 1988 and the additional information you mailed to me on December 1, 1988, following are answers to the questions contained in Mr. Noble's letter:

1. Alzheimer's Disease and Related Disorders Association employed the services of the Alan Drey Company, Inc., a commercial list broker, located at 333 N. Michigan Avenue, Chicago, Illinois 60604 to rent a list for fund raising purposes. The specific list from which name was obtained was called "Human Rights."
2. See #1 above. The salesman who handles our account is Donald Hoika.
3. See #1 & #2 above.
4. a. Would have to be determined from Alan Drey Company, Inc.
b. See #1 above.
c. May and Speh, 1501 Opus Place
Downers Grove, IL 60515-5713
d. Mail house: Continental Mail
15 North North Avenue,
Maywood, IL 60153
5. Alzheimer's Association staff member:
Ronald Sears
Director of Direct Marketing
6. The mailing list was rented for one time use; Alan Drey Company can verify the cost. We no longer have a record for a specific list.

ALZHEIMER'S DISEASE AND RELATED DISORDERS ASSOC. INC.
70 E. Lake Street, Suite 600 • Chicago, Illinois 60601 • Phone: (312) 853-3060

A nonprofit, charitable, tax-exempt organization dedicated to Family Service, Education and Research

666 1777

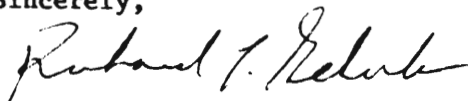
Board of Directors
Chairman
Honorary Chairman
Vice Chairmen
Secretary
Treasurer

Executive Committee
President
Vice President
Secretary
Treasurer
Member at Large

7. All representations regarding the list are made by Alan Drey Company, Inc.

I hope this will prove appropriate for your needs.

Sincerely,



Richard L. Gelula
Vice President
of Development

RLG/vw

vw

92040894000

1. Describe in detail the method whereby you obtained the names and addresses you used for a March 2, 1987, mailing which included a solicitation addressed to a _____ The mailing contained an appeal made by Don McNeill.
2. Identify the list consultant or list consultants whose services you used in connection with preparing the mailing.
3. Identify the list broker or brokers whose services you used in connection with the mailing.
4. (a) Identify the mail order house from which mailing lists were obtained in connection with preparing the mailing.
(b) Identify the party from whom you or your agents rented mailing lists that were used in connection with the mailing.
(c) Identify the computer firm that performed merging, purging, or other services with respect to the lists you obtained in connection with the mailing.
(d) Identify the data company that prepared, addressed, and mailed the letters that were disseminated in connection with the mailing.
5. Identify all other persons, apart from those referred to above, who assisted in obtaining, preparing, or marketing the mailing lists used in the mailing.
6. State whether you paid for the mailing lists used for the mailing, directly or indirectly. If so, state how much you paid for said mailing list, what interest you obtained in such mailing lists, and on what terms.
7. State whether you inquired as to the source of names used for solicitation. State what, if any, representations were made to you as to the source of the names and addresses of persons you solicited in connection with the mailing. Identify the person or persons who made each such representation.

Children's Defense Fund

122 C Street, N.W.
Washington, D.C. 20001

RECEIVED
FEDERAL ELECTION COMMISSION
ADMINISTRATIVE DIVISION

89 MAR -2 AM 10:54 *Mar 2293*

DEAR LORD
BE GOOD TO ME
THE SEA IS SO
WIDE AND SO
MY BOAT IS
SO SMALL

Marian Wright Edelman
President

Peggy Lampi
Executive Director

James Weill
Program Director

Telephone (202) 628-8787

February 27, 1989

Mr. Michael Marinelli
Attorney
Office of the General Counsel
Federal Election Commission
Washington, D.C. 20463

Dear Mr. Marinelli:

Enclosed are the answers to the interrogatories
you issued, including responses based on the later,
more complete information you sent regarding one of
the two solicitations.

Sincerely yours,

James D. Weill

James D. Weill
General Counsel

JDW:kmd

Enclosure

Board of Directors

Hillary Rodham Clinton, Chair
Attorney, The Rose Law Firm

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Director, NAACP Legal Defense and
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Bailus Walker
Commissioner of Public Health,
The Commonwealth of Massachusetts

Eddie N. Williams
President, Joint Center for Political Studies

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

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MUR 2293

ANSWERS TO INTERROGATORIES AND REQUEST
FOR PRODUCTION OF DOCUMENTS

The Children's Defense Fund, by Roberta Ross, Director of Development, submits the following answers, under oath, to the Interrogatories and Request for Production of Documents propounded by the FEC and supplemented by the FEC's provision to CDF, at a date subsequent to the initial Interrogatories, of one of the two documents which are the subject of the FEC's interrogatories.

1. Describe in detail the method whereby you obtained the names and addresses you used for a mailing which included a solicitation addressed to a
The mailing contained a story about Mr. and Mrs. Aquinagas and their child.

The Children's Defense Fund ("CDF") only maintains records of names of donors. If a person becomes a donor, the source of the list from which the name was taken for the mailing which resulted in his/her becoming a donor is normally coded along with the name. Prospecting mailings to persons other than CDF donors are to names on rented or borrowed computer tapes which are erased after one use or returned to the organization providing the names and addresses.

CDF has no record of ever receiving a donation from a
For this reason, CDF does not know what solicitation mailing, if any, was ever sent to a person with that name. CDF can not answer any of the interrogatories with reference to a mailing to a person of that name.

CDF did send a mailing containing a story about Mr. and

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Mrs. Aquinas and their child. Names and addresses for the Aquinas mailing were obtained in two ways:

(a) One set consisted of names and addresses on two lists of CDF's own former donors who had not renewed their support. These lists were obtained from Terminal Systems Corp. of Vienna, Virginia, CDF's computer service company at that time.

(b) The other names and addresses were obtained by rental or exchange of 25 lists from other organizations. The names and addresses were obtained through CDF's fund raising consultant at the time, The Oram Group, Inc. The Oram Group secured the lists from the list broker, Carol Enters List Co., which was responsible for arranging the use of the lists with each individual organization. Once permission was granted, computer tape lists were rented or exchanged.

CDF also has no record of ever receiving a donation from a For this reason, CDF would also not know what solicitation mailing, if any, was sent to a person with that name. But a subsequent letter to CDF from the FEC enclosed the solicitation to

According to the code on that solicitation provided by the FEC, the name was on a list of "Human Rights Proponents" secured by the Oram Group for us from Carol Enters List Co.

2. Identify the list consultant or list consultants whose services you used in connection with preparing the mailing.

CDF did not have a list consultant, per se. The Oram Group, Inc., 1730 Rhode Island Avenue, NW, Washington, D.C. 20036, was CDF's fund raising consultant and functioned as a list consultant.

3. Identify the list broker or brokers whose services you used in connection with the mailing.

Carol Enters Lists Co., 322 Eighth Avenue, New York, New York 10001.

4. (a) Identify the mail order house from which mailing lists were obtained in connection with preparing the mailing.

Carol Enters Lists Co. provided the lists, with the exception of the lists of CDF's former donors.

- (b) Identify the party from whom you or your agents rented mailing lists that were used in connection with the mailing.

The Oram Group rented lists through Carol Enters Lists Co. The groups whose lists were rented or exchanged were: ACLU; Americans with Hart; Atlantic Monthly; Committee of 100; Common Cause; "Contributors to a National Youth Organization"; Democratic Study Group; Fortune Society; Fresh Air Fund; Handgun Control; "Human Rights Proponents"; "Key Multi Donors"; League of Women Voters; Legal Aid Society (Metro New York); MADD; MS. Magazine; Native American Rights; New Republic; Opportunity Industrial Centers; Planned Parenthood; Project HOPE; United Negro College Fund; Volunteers of America; Washington Opera; and WETA.

"Human Rights Proponents," was a list of individuals who had given to a variety of organizations which were not separately identified to CDF by Carol Enters Lists.

- (c) Identify the computer firm that performed merging, purging, or other services with respect to the lists you obtained in connection with the mailing.

There was no merge/purge performed on the lists at a computer firm. Duplicate names were not purged from the files.

- (d) Identify the data company that prepared, addressed, and mailed the letters that were disseminated in connection with the mailing.

PMA Industries, 160 Rt 109, W. Babylon, Long Island, NY 11704 performed all mailshop services.

5. Identify all other persons, apart from those referred to above, who assisted in obtaining, preparing, or marketing the mailing lists used in the mailing.

Two CDF employees, Roberta Ross, Director of Development, and Diane Williams, Donor List Coordinator, acted as liaison to the consultants and oversaw the process.

6. State whether you paid for the mailing lists used for the mailing, directly or indirectly. If so, state how much you paid for said mailing list, what interest you obtained in such mailing lists, and on what terms.

Of the 25 lists used (other than the 2 CDF lapsed donor lists), 15 were rented for a fee and 10 were exchanged. Rental fees ranged from \$228 to \$610 per list. Exchanged lists involved a nominal fee for copying services, plus an agreement to provide an equal number of names at a later date. The fees were as follows:

ACLU	\$375.00
Americans with Hart	383.50
Atlantic Monthly	435.50
Committee of 100	37.50
Common Cause	409.50
Contrib. to Nat'l Youth	37.50
Democratic Study Group	378.00
Fortune Society	297.50
Fresh Air Fund	397.50
Handgun Control	345.00
Human Rights Proponents	610.00
Key Multi	595.00
League of Women Voters	369.00
Legal Aid Society	297.50
MADD	37.50
MS. Magazine	288.00
Native American Rights	60.00
New Republic	355.00
Opportunity Industrial Centers	37.50
Planned Parenthood	60.00
Project HOPE	43.42
United Negro College Fund	67.50
Volunteers of America	45.00
Washington Opera	317.50
WETA	60.00

The interest obtained in the lists was a right to mail one time to the names on the lists. Once CDF uses the names from an organization's list, the computer tape is either returned to the organization or it is erased, depending on the organization's preference.

7. State whether you inquired as to the source of names used for solicitation. State what, if any, representations were made to you as to the source of the names and addresses of persons you solicited in connection with the mailing. Identify the person or persons who made each such representation.

CDF inquired as to the source of names only to the extent of choosing which organizations' lists were used. CDF made no inquiries as to the source of names on a particular organization's list. Carol Enters Lists and/or The Oram Group represented to us that each list contained the names of individuals who have sent money (e.g. as subscribers or purchasers) to the group indicated.


ROBERTA ROSS

22040894006

Sworn and acknowledged before me by Robert Cross, this
day of February, 1989.

Janice A. Lull

NOTARY PUBLIC

My commission expires:

10/31/89

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)

Working Names, Inc. and)
Meyer T. Cohen)

MUR 2293

SENSITIVE

GENERAL COUNSEL'S REPORT

The Office of the General Counsel is prepared to close the investigation in this matter as to Working Names, Inc. and Meyer T. Cohen based on the assessment of the information presently available.

Date

3/1/89


Lawrence M. Noble
General Counsel

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

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SENSITIVE

March 20, 1989

MEMORANDUM

TO: The Commission
FROM: Lawrence M. Noble
General Counsel
SUBJECT: MUR 2293

Attached for the Commission's review is a brief stating the position of the General Counsel on the legal and factual issues of the above-captioned matter. A copy of this brief and a letter notifying the respondents of the General Counsel's intent to recommend to the Commission findings of probable cause to believe were mailed on March 20, 1989. Following receipt of the respondent's reply to this notice, this Office will make a further report to the Commission.

Attachments

1. Brief
2. Letter to respondent

Staff person: Michael Marinelli

9204094009



FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

March 20, 1989

Robert N. Levin, Esquire
Huduck & Levin
1101 Connecticut Ave
Suite 9
Washington D.C. 20036

RE: MUR 2293
Working Names, Inc. and
Meyer T. Cohen

Dear Mr. Levin:

Based on a complaint filed with the Federal Election Commission on November 18, 1986 and information supplied by your clients, the Commission, on April 16, 1987, found that there was reason to believe your clients violated 2 U.S.C. § 438(a)(4), and instituted an investigation of this matter.

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

The Commission may or may not approve the General Counsel's recommendation. Submitted for your review is a brief stating the position of the General Counsel on the legal and factual issues of the case. Within 15 days of your receipt of this notice, you may file with the Secretary of the Commission a brief (ten copies if possible) stating your position on the issues and replying to the brief of the General Counsel. (Three copies of such brief should also be forwarded to the Office of the General Counsel, if possible.) The General Counsel's brief and any brief which you may submit will be considered by the Commission before proceeding to a vote of whether there is probable cause to believe a violation has occurred.

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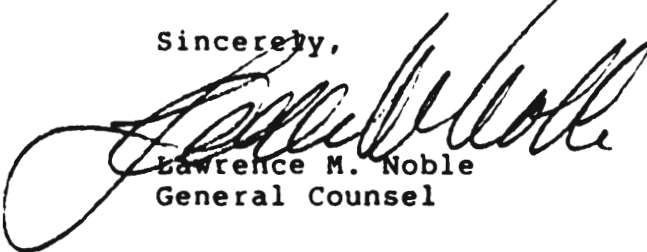
Robert N. Levin, Esquire
page 2

If you are unable to file a responsive brief within 15 days, you may submit a written request for an extension of time. All requests for extensions of time must be submitted in writing five days prior to the due date, and good cause must be demonstrated. In addition, the Office of the General Counsel ordinarily will not give extensions beyond 20 days.

A finding of probable cause to believe requires that the Office of the General Counsel attempt for a period of not less than 30, but not more than 90 days, to settle this matter through a conciliation agreement.

Should you have any questions, please contact Michael Marinelli, the attorney assigned to this matter, at (202) 376-8200

Sincerely,



Lawrence M. Noble
General Counsel

Enclosure
Brief

92240894011

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Working Names, Inc. and) MUR 2293
Meyer T. Cohen)

GENERAL COUNSEL'S BRIEF

I. STATEMENT OF THE CASE

When the Senator Lloyd Bentsen Election Committee (the "Committee") prepared its 1983 Mid-Year Report, it decided to place pseudonyms in the Schedule A of the Report.

One of the names placed in the report was

Another name was The addresses attached to these fictitious contributors was that of

The Committee has stated that the name has only been used in the 1983 Mid-Year Report and had not been used "in any other way or by any other person" other than by staff in this single report of the Committee.

Mr. Meyer T. Cohen is the president of Working Names, Inc. (Working Names), a company which manages for the list owners lists containing the names of potential donators. In 1985 under his direction and control a list of potential donators was created for Working Names that used as its sole source reports maintained in the Office of the Secretary of the Senate. Mr. Cohen described the reports as "microfiche from filings from lobbying organizations and campaign organizations devoted solely to Senate races." The list created was entitled Human Rights Proponents ("the List") and is the subject of this matter. The microfiche copies were paid for with an August 13, 1985 check for

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\$460 made out to the Senate Office of Public Records.

After compiling the List, Working Names utilized the services of two New York corporations owned by Mrs. Carol Enters, Carol Enters List Company, Inc. and Supreme Lists, Inc. ("CELCO/Supreme List"). The List was sold by Working Names to CELCO/Supreme Lists in an August 16, 1985 contract. In that contract Supreme Lists became the List owner. Working Names retained certain rights and access to the List because it became the manager of the List after the sale. CELCO/Supreme Lists acting as a list broker, from July 1985 to August 1986, arranged the renting of the List to thirteen organizations (Friends Committee on National Legislation, Meals for Millions/Freedom from Hunger, International Rescue Committee, United Negro College Fund, Berea College, Children's Hopes and Dreams Foundation, National Jewish Center for Immunology and Respiratory Medicine, Navajo Nation Health Foundation, Project Lifeline, American Foundation for the Blind, American Printing House for the Blind, Urban Institute, and Laubach Literacy International).

CELCO/Supreme Lists and Working Names used the services of two California based list brokers, Names in the News, Inc. ("Names in the News") and Russ Reid Company, Inc. ("Russ Reid") to further market the List. Russ Reid arranged the renting of the List to Prison Fellowship on August 8, 1986 and to Habitat for Humanity on April 30, 1986. Names in the News arranged the lease of the list to Amnesty International on August 26, 1986. A third Chicago based broker, Alan Drey Company, Inc., arranged the renting of the list to Alzheimer's Disease and Related

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Disorders Association, Inc., for a March 2, 1987 solicitation. Finally, after receiving notice of the Matter, Supreme Lists resold the List to Working Names on August 20, 1987, who again became the list owner.

After the Committee filed its 1983 Mid-Year Report, received solicitations addressed to from Amnesty International; Friends Committee on National Legislation; Habitat for Humanity, Meals for Millions/Freedom from Hunger; International Rescue Committee, Inc.; Prison Fellowship Ministries; United Negro College Fund; Berea College; Children's Hopes and Dreams Foundation; National Jewish Center for Immunology and Respiratory Medicine; Navajo Nation Health Foundation; Project Lifeline; Alzheimer's Disease and Related Disorders Association, Inc.; Urban Institute; and Laubach Literacy International. also received solicitations addressed to from American Foundation for the Blind and the American Printing House for the Blind.

The Office of the General Counsel received a complaint on November 18, 1986, from Mrs. Sue Elsenbrook. A supplement to this complaint was received on December 11, 1986. On April 16, 1987, the Commission found reason to believe that Respondents violated 2 U.S.C. § 438(a)(4) and instituted an investigation into this matter.

II. FACTUAL AND LEGAL ANALYSIS

The Federal Election Campaign Act of 1971, as amended (the "Act"), requires that all reports and statements filed with the Federal Election Commission (the "Commission") be made available

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for public inspection within forty-eight hours after the time of receipt by the Commission. Such reports may be copied "except that any information copied from such reports or statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes." 2 U.S.C. § 438(a)(4). An amendment to this provision of the Act, in 1979, provides an exception such that names and addresses of any political committee on file at the Commission may be used to solicit contributions from that committee.

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This provision also allows committees required to file reports with the Commission to include up to ten pseudonyms in their reports "in order to protect against the illegal use of names and addresses of contributors." 2 U.S.C. § 438(a)(4). A list of pseudonyms included in any report must be attached to such reports. The Clerk, Secretary, or Commission shall exclude these lists of pseudonyms from the public record. 2 U.S.C. § 438(a)(4). Further, the regulations explaining this provision provide that its prohibitions apply to "Any information copied or otherwise obtained, from any report or statement, or copy, reproduction, or publication thereof, filed with the Commission, Clerk of the House, Secretary of the Senate, or other equivalent State officers...." 11 C.F.R. § 104.15(a). Thus, Section 438(a)(4) applies to reports filed initially with the Clerk of the House and the Secretary of the Senate, as well as those filed initially with the Commission. See also, 2 U.S.C. § 432(g). Commission regulations explain that under the Act, "soliciting contributions" includes soliciting any type of

contribution or donation, such as political or charitable contributions. 11 C.F.R. § 104.15(b).

This provision was incorporated into the original Act by an amendment to the Senate bill proposed by Senator Henry Bellmon (R-Oklahoma). By prohibiting the use of individual contributor information for soliciting contributions or for commercial purposes, Congress sought to avoid undermining the Act's disclosure purposes, and subjecting "the citizens who are generous and public spirited enough to support our political activities to all kinds of harassment, and in that way tend to discourage them from helping out as we need to have them do." 117 Cong. Rec. 30057-58 (1971).

The sponsor of this provision further stated that "the purpose of this amendment is to protect the privacy of the generally very public-spirited citizens who may make a contribution to a political campaign or a political party." Id. "This amendment is intended to protect, at least to some degree, the men and women who make contributions to candidates or political parties from being victimized" by the practice of list brokering. Id. The "list brokers, under this amendment, would be prohibited from selling the list or using it for commercial solicitation." Id.

As this legislative history demonstrates, Congress intended the prohibition on the sale or use of individual contributor information to (1) limit the potential infringement of the privacy rights of individual contributors, arising by virtue of their political contributions, to that necessary to serve the

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disclosure purposes of the Act; (2) protect the rights of individuals to contribute to candidates and political committees of their choice; and (3) preserve the rights of association between individual contributors and the candidate and political committees they support.

Moreover, in order to enhance the Commission's ability to enforce this provision, Congress amended Section 438(a)(4) in 1979 to permit the use of pseudonyms in reports filed with the Commission to aid in protecting against the illegal use of names and addresses of contributors. These "salt or seeded names," as they are referred to, provide a better means of identifying and proving when names are copied from reports filed with the Commission and used for solicitation.

The Commission has consistently interpreted and applied Section 438(a)(4) to prohibit any person from using or selling the names of individual contributors themselves for commercial purposes or as the product or service itself that is being sold or used. See American International Demographic Services, Inc. 629 F.Supp. 317 (E.D. Va. 1986); Advisory Opinion 1986-25 and Matters Under Review 1472, 1542, and 1549. The Commission has also interpreted this provision to prohibit certain ancillary uses or sales undertaken in connection with, or to support, the trade or commerce in the names themselves as the product or service. See Advisory Opinion 1985-16.

Marketing a contributor list is a complex process with many participants. The process starts with the original creator of the list or the list compiler. This person may or may not be the

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one holding ultimate legal title to the list, the list owner. Acting on behalf of the list owner in the negotiations to market the list is a list manager. Completing the process is the list broker who for a fee helps to arrange the use of names from the list for organizations wishing access to contributors lists for their fundraising activities. These organizations, such as the twelve charities in this matter, will pay the list broker's commission. For a description of how the list marketing industry operates see the comments of Judge Cacheris in FEC v American International Demographic Services, Inc. 629 F.Supp. 317, 318 (E.D. Va. 1986). Some of these roles can be combined. For example, while it usually has acted as list managing company, in this matter Working Names was a list compiler and manager and owner at the same time as well as at different stages of the process.

The legislative history of the 1976 amendments to the Act discusses knowing and willful violations of the Act. Knowing and willing violations are "violations as to which the Commission has clear and convincing proof that the acts were committed with a knowledge of all the relevant facts and a recognition that the action is prohibited by law." H.R. Rep. No. 94-917, 94th Cong. 2d Sess. 3-4 (1976). Congressman Hays during the House debates on the Conference Report stated that the phrase "knowing and willing" referred "to actions taken with full knowledge of all of the facts and a recognition that the action is prohibited by law." 122 Cong. Rec. H3778 (daily ed. May 3, 1976)(remarks of Congressman Hays). The knowing and willful standard has also

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been discussed in Federal Election Commission v. John A. Dramesi for Congress Committee, 640 F.Supp. 985 (D.N.J. 1986), where the court noted that the knowing and willful standard requires knowledge that one is violating a law.

Seventeen charitable organizations named above identified the List called "Human Rights Proponents" as the list from which the names _____ were drawn. CELCO/Supreme Lists, Russ Reid, and Names in the News have identified Working Names and Meyer T. Cohen as the owners and/or manager of the List. Respondents have stated that they are also the original compilers of the "Human Rights Proponents List". The evidence establishes that the names _____ were fictitious and were used solely by the Bentsen Committee on its 1983 Mid-Year Report filed with the Secretary of the Senate.

Therefore, the evidence shows that the Respondents copied individual contributor information from reports filed with the Commission and compiled a list known as "Human Rights Proponents" which they sold, managed and repurchased for solicitation and commercial purposes.

Working Names and Meyer T. Cohen have previously been involved in matters under review which concerned violations of 2 U.S.C. § 438(a)(4). In MUR 1472 Respondents helped to compile and acted as list manager for a list which was found to contain individual contributor information acquired from reports filed with the Commission. In MUR 1542 Respondents again were the list managers for a list, the creation and use of which was found to violate section 438(a)(4). Working Names and Meyer T. Cohen in

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both matters signed conciliation agreements admitting to the violations of Section 438(a)(4). Finally, respondents obtained a July 10, 1986 statement of counsel prior to selling the list to CELCO/Supreme Lists. Portions of copy obtained by this Office as part of its investigation were blotted out by the Respondents; however, the letter refers to Section 438(a)(4) and states it "expressly prohibits the commercial use of information obtained from Federal Election Commission reports filed with the Commission." Therefore, Respondents were aware of the prohibitions of the Act in this area.

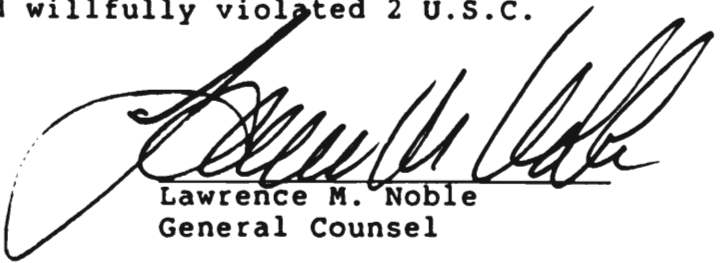
Accordingly, the General Counsel recommends that the Commission find probable cause to believe that Meyer T. Cohen and Working Names knowingly and willfully violated 2 U.S.C. § 438(a)(4).

III. GENERAL COUNSEL'S RECOMMENDATION

Find probable cause to believe that Meyer T. Cohen and Working Names knowingly and willfully violated 2 U.S.C. § 438(a)(4).

Date

3/17/89


Lawrence M. Noble
General Counsel

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In the Matter of)
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Working Names, Inc. and)
Meyer T. Cohen)

OBJECTIONS OF RESPONDENTS TO GENERAL COUNSEL'S BRIEF

5. The only Complaint that the Commission has shared with the Respondents in the instant action fails on its face. Mrs. Elsenbrook's letter of November 18, 1986 demonstrates that [redacted] had been receiving letters to the salt [redacted] for several year prior to the compilation of the Human Rights

Proponents list. She reported an increase in activities after the list was compiled and put into the stream of commerce which corresponds exactly with Respondents' position in this case. That position, which is ignored in the General Counsel's Brief, is that it is obvious that the name _____ was loose upon the land prior to the List being put together and thus available from a number of possible sources. Respondents' do not know and can not account for how a single name got on the list.

6. It seems equally obvious that if Respondent had copied a Commission filing, that all of the Bentsen Committee salts should have turned up. Lists can be purged, but if this List had been cleaned up to eliminate salts, which Respondents deny doing, then why are two of the Bensten salts

still on the List?

7. In a word, to the extent that the Commission has chosen to show the Respondents the complaints and evidence in this matter, the record does not support any conclusion of intentional wrong doing on the part of Respondents.

Conclusion

Respondents deny any wrongdoing, never mind intentional wrongdoing. Respondents object to the absence of due process in this case. Respondents do not understand why this matter has dragged on for two and one-half years or why so slight a record is deemed to merit further proceedings.

Respectfully submitted,

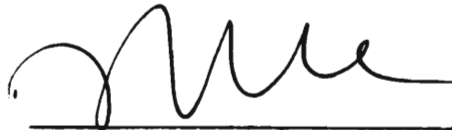


Robert N. Levin, Esq.
Hudock & Levin
1101 Connecticut Avenue, N.W.
Suite 910
Washington, D.C. 20036
(202) 833-0311

Certificate of Service

I hereby certify that on this 15th day of April,
1989, a copy of the foregoing was served by first-class mail,
postage prepaid on:

Lawrence M. Noble
General Counsel
Federal Election Commission
Washington, D.C. 20463



Robert N. Levin

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 2293
Working Names, Inc. and)
Meyer T. Cohen)
Names in the News, Inc.)
Russ Reid Company, Inc.)

6-6-89 Rec'd
SENSITIVE

EXECUTIVE SESSION

AUG 15 1989

GENERAL COUNSEL'S REPORT

I. BACKGROUND

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The Office of the General Counsel received a complaint on November 18, 1986, from Mrs. Sue Elsenbrook of the staff of Senator Lloyd Bentsen. A supplement to this complaint was received on December 11, 1986. The complaint and supplement state that on July 20, 1983, the Senator Lloyd Bentsen Election Committee submitted a list of pseudonyms, including the name to the Commission as permitted by 2 U.S.C. § 438(a)(4) and that has received solicitations from 12 charities addressed to that name. On April 16, 1987, the Commission found reason to believe that Working Names, Inc. ("Working Names") and Meyer T. Cohen; Carol Enters List Company, Inc. ("CELCO"); Names in the News, Inc. ("Names in the News"); and Russ Reid Company Inc. ("Russ Reid") violated 2 U.S.C. § 438(a)(4) and instituted an investigation into this matter. On January 27, 1988, the Commission found reason to believe that an additional respondent, Supreme Lists, Inc. ("Supreme Lists"), had violated 2 U.S.C. § 438(a)(4).

On March 20, 1989, this Office sent its brief to Working Names and Meyer T. Cohen recommending that the Commission

find probable cause to believe that Working Names and Meyer T. Cohen knowingly and willfully violated 2 U.S.C. § 438(a)(4). A reply to the brief was received on April 13, 1989.

II. ANALYSIS

A. Working Names and Meyer T. Cohen

The analysis of the Office of General Counsel is set out in its probable cause brief circulated to the Commission on March 20, 1989.

In their reply Working Names and Meyer T. Cohen argue that they have not been given an adequate opportunity to respond to the brief since it is only in the brief that they first learned the investigation has discovered the presence of a second pseudonym, on a list they created. Working Names and Meyer T. Cohen further state that they have never received a copy of the supplement to the complaint.

The reply also contends that while Working Names and Meyer T. Cohen cannot account for how the seeded names appeared on the Human Rights Proponents list (the "List"), which they admit they generated, the names must have been in circulation long before the creation of the List in 1985. The reply cites to the letter in which Sue Elsenbrook made her complaint:

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The Act requires that within 5 days of the filing of the complaint, the Commission notify in writing any person alleged in the complaint to have committed a violation. 2 U.S.C.

§ 437g(a)(1). To carry out this obligation, the Commission has mailed to individuals named in the complaint a copy of the original complaint and any supplements. Under 2 U.S.C.

§ 437g(a)(2), when the Commission determines there is reason to believe an individual has violated the Act, the Commission is required to provide notice of the violation that includes the factual basis for the violation. In compliance with this requirement, all respondents are sent a factual and legal analysis providing them with the basis for Commission findings. Copies of the complaint are not provided to respondents internally generated subsequent to the filing of the complaint.

The original complaint and supplement filed by Sue Elsenbrook named 12 charitable organizations as users of the seeded name

These organizations were the original respondents. Following Commission procedure, they received a copy of the complaint and supplement. On December 15, 1986 this Office received a letter from Meyer T. Cohen stating that he had knowledge of the complaint and was the owner of the List. It was on the basis of this letter and the response from the 12 charitable organizations that Working Names and Meyer T. Cohen were added as respondents and were sent a factual and legal analysis notifying them of the basis for the Commission's finding. This factual and legal analysis contained the

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allegations and information contained in the complaint and supplement.

The contents of Meyer T. Cohen's December 15, 1989 letter, and other submissions made by Working Names and Meyer T. Cohen, indicate that these respondents have obtained a copy of the complaint. However, there is no statutory obligation for the Commission to provide Working Names and Meyer T. Cohen with a copy of the complaint itself, or the supplement. Further, they are not entitled to access to the further responses received from Mrs. Sue Elsenbrook as a non-respondent witness.¹

In the complaint, Sue Elsenbrook stated that, since the pseudonymous names had been placed in the Senator Lloyd Bentsen Election Committee's 1983 Mid-Year Report, received one or two [solicitations] per year." This indicates the possibility that Working Names was not the only list company to use the Bentsen Committee's reports to compile commercial lists. However, this does not alter the evidence that the two seeded names have been traced back to the list created by Working Names. Further, during the period of time that Working Names was not the owner of the List, it retained rights to the List as the list

1. Working Names and Meyer T. Cohen apparently believe that the supplement to the complaint provided the Commission with information regarding the use of the name The Supplement, the existence of which was noted in the factual and legal analysis sent to Cohen, identified further organizations which sent mail addressed to Sue Elsenbrook's response to questions addressed to her as a nonrespondent witness subsequent to the filing the complaint provided information on solicitations addressed to the seeded name,

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manager. There is no evidence suggesting that the subsequent owner of the List, Supreme Lists, added any names to the List.² As noted in the General Counsel's Brief, two of the previous MURs involving Meyer T. Cohen resulted in conciliation agreements signed prior to the creation of the List. See MURs 1472 and 1542. Finally, Working Names and Meyer T. Cohen obtained a July 10, 1985 statement of counsel prior to selling the List to Supreme Lists, thus indicating a recognition of the prohibitions of the Act in this area. This Office also notes there is an outstanding Default Judgment against Meyer T. Cohen and Working Names for the failure to pay the civil penalty in MUR 1542. See FEC v Working Names, No 87-2467(D.D.C. 1988)(order granting Default Judgment).

Therefore, the Office of the General Counsel recommends that the Commission find probable cause to believe Meyer T. Cohen and Working Names knowingly and willfully violated 2 U.S.C. § 438(a)(4).

B. Names in the News and Russ Reid

Names in the News and Russ Reid are two of the list brokers responsible for helping to market the List. Because of this, in a technical sense, both companies are involved in the commercial

2. As indicated in the brief, Working Names sold the List to Supreme Lists soon after it was created. The August 16, 1985 contract of sale not only named Working Names the manager of the List, but required that Supreme Lists "inform Working Names of any resale or commingling of lists, which commingling shall contain information sufficient to identify the source of the names." Working Names has never identified any alternate source for the names. On August 20, 1987, Supreme Lists exercised its rights under the contract and resold the List to Working Names which is the current owner of the List.

use of a name obtained unlawfully. It is therefore difficult to draw a legal conclusion that there is no probable cause to believe that Names in the News and Russ Reid violated the Act. However, both list brokers have stated in response to Commission interrogatories that as list brokers they never had physical possession of the List and had no reason to believe that the List was tainted.

Previously, after finding reason to believe, the Commission has taken no further action against list brokers when evidence has indicated that there were no special circumstances giving them notice that a particular list contained unlawfully obtained names. See MURs 1542 and 1549. Therefore, based on the evidence presented, the Office of the General Counsel recommends that the Commission take no further action with respect to Names in the News and Russ Reid.³

III. DISCUSSION OF CONCILIATION AND CIVIL PENALTY

3. The Office of the General Counsel will address the issues involving the two remaining respondents, CELCO and Supreme Lists, in briefs.

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IV. RECOMMENDATIONS

1. Find probable cause to believe Working Names, Inc. and Meyer T. Cohen knowingly and willfully violated 2 U.S.C. § 438(a)(4).
2. Take no further action with respect to Names in the News, Inc. and Russ Reid Company, Inc.
3. Approve the attached conciliation agreement and letters(3).

Date

8/8/89


Lawrence M. Noble
General Counsel

Attachments:

1. Response of the Committee to the March 20, 1989 brief.
2. Proposed conciliation agreement.
3. Letters(3).

Staff assigned: Michael Marinelli

92040894030

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Working Names, Inc. and) MUR 2293
Meyer T. Cohen)
Names in the News, Inc.)
Russ Reid Company, Inc.)

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the
Federal Election Commission executive session of August 15,
1989, do hereby certify that the Commission decided by a
vote of 6-0 to take the following actions in MUR 2293:

1. Find probable cause to believe Working Names, Inc. and Meyer T. Cohen knowingly and willfully violated 2 U.S.C. § 438(a)(4).
2. Take no further action with respect to Names in the News, Inc. and Russ Reid Company, Inc.
3. Approve the conciliation agreement and letters attached to the General Counsel's report dated August 8, 1989.

Commissioners Aikens, Elliott, Josefiak, McDonald, McGarry, and Thomas voted affirmatively for the decision.

Attest:

8-15-89

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 21, 1989

Elaine Murphy, Vice President
Names in the News, Inc.
530 Bush Street
San Francisco, California 94108

RE: MUR 2293
Names in the News, Inc.

Dear Ms. Murphy:

On April 24, 1987, you were notified that the Federal Election Commission had found reason to believe that Names in the News, Inc., violated 2 U.S.C. § 438(a)(4). On June 29, 1988, you submitted a response to the Commission's reason to believe finding in this matter.

After considering the circumstances of the matter, the Commission determined on August 15, 1989, to take no further action against Names in the News, Inc., and closed the file as it pertains to Names in the News, Inc. The file will be made part of the public record within 30 days after this matter has been closed with respect to all other respondents involved. Should you wish to submit any factual or legal materials to appear on the public record, please do so within ten days of your receipt of this letter. Such materials should be sent to the Office of the General Counsel.

The confidentiality provisions of 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A) remain in effect until the entire matter is closed. The Commission will notify you when the entire file has been closed.

92040894032

Elaine Murphy, Vice President
page 2

The Commission reminds you that brokering a list which contains information obtained from reports filed at the Federal Election Commission appears to be a violation of 2 U.S.C. § 438(a)(4). You should take immediate steps to insure that this activity does not occur in the future.

If you have any questions, please contact Michael Marinelli, the attorney assigned to this matter, at (202) 376-8200.

Sincerely,

Lawrence M. Noble
General Counsel



BY: Lois G. Lerner
Associate General Counsel

9240894033



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

August 21, 1989

Calvin A. Slater, Esquire
Scolinos, Slater & Sweetman
215 North Marengo Avenue, Third Floor
Pasadena, California 91101

RE: MUR 2293
Russ Reid Company, Inc.

Dear Ms. Murphy:

On April 24, 1987, your client, Russ Reid Company, Inc. was notified that the Federal Election Commission had found reason to believe that Russ Reid Company, Inc., violated 2 U.S.C. § 438(a)(4). On May 14, 1987, you submitted on behalf of your client a response to the Commission's reason to believe finding in this matter.

After considering the circumstances of the matter, the Commission determined on August 15, 1989, to take no further action against Russ Reid Company, Inc., and closed the file as it pertains to Russ Reid Company, Inc. The file will be made part of the public record within 30 days after this matter has been closed with respect to all other respondents involved. Should you wish to submit any factual or legal materials to appear on the public record, please do so within ten days of your receipt of this letter. Such materials should be sent to the Office of the General Counsel.

The confidentiality provisions of 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A) remain in effect until the entire matter is closed. The Commission will notify you when the entire file has been closed.

92240894034

Calvin A. Slater, Esquire
page 2

The Commission reminds you that brokering a list which contains information obtained from reports filed at the Federal Election Commission appears to be a violation of 2 U.S.C. § 438(a)(4). Your client should take immediate steps to insure that this activity does not occur in the future.

If you have any questions, please contact Michael Marinelli, the attorney assigned to this matter, at (202) 376-8200.

Sincerely,

Lawrence M. Noble
General Counsel

BY: 
Lois G. Lerner
Associate General Counsel

92040894035



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

August 21, 1989

Robert N. Levin, Esquire
Huduck & Levin
1101 Connecticut Ave
Suite 9
Washington D.C. 20036

RE: MUR 2293
Working Names, Inc. and
Meyer T. Cohen

Dear Mr. Levin:

On August 15, 1989, the Federal Election Commission found that there is probable cause to believe your clients, Working Names, Inc. and Meyer T. Cohen knowingly and willfully violated 2 U.S.C. § 438(a)(4), a provision of the Federal Election Campaign Act of 1971, as amended.

The Commission has a duty to attempt to correct such violations for a period of 30 to 90 days by informal methods of conference, conciliation, and persuasion, and by entering into a conciliation agreement with a respondent. If we are unable to reach an agreement during that period, the Commission may institute a civil suit in United States District Court and seek payment of a civil penalty.

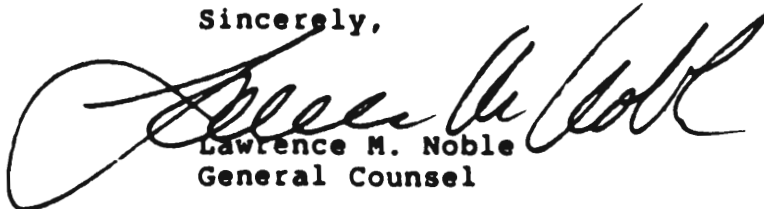
Enclosed is a conciliation agreement that the Commission has approved in settlement of this matter. If you agree with the provisions of the enclosed agreement, please sign and return it, along with the civil penalty, to the Commission within ten days. I will then recommend that the Commission accept the agreement. Please make your check for the civil penalty payable to the Federal Election Commission.

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Robert N. Levin, Esquire
page 2

If you have any questions or suggestions for changes in the enclosed conciliation agreement, or if you wish to arrange a meeting in connection with a mutually satisfactory conciliation agreement, please contact Michael Marinelli, the attorney assigned to this matter, at (202) 376-8200.

Sincerely,



Lawrence M. Noble
General Counsel

Enclosure
Conciliation Agreement

9240894037



FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20461

November 29, 1989

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Meyer T. Cohen, President
Working Names, Inc.
11600 Boiling Brook Place
Rockville, Maryland 20854

RE: MUR 2293
Working Names, Inc. and
Meyer T. Cohen

Dear Mr. Cohen:

On August 21, 1989, you were notified that the Federal Election Commission found probable cause to believe that you and Working Names, Inc., knowingly and willfully violated 2 U.S.C. § 438(a)(4). On that same date, you were sent a conciliation agreement offered by the Commission in settlement of this matter.

Please note that pursuant to 2 U.S.C. § 437g(a)(4)(A)(i), the conciliation period in this matter may not extend for more than 90 days. Insofar as the ninety days have elapsed without a response from you, a recommendation concerning the filing of a civil suit will be made to the Commission by the Office of the General Counsel unless we receive a response from you within 10 days of receipt of this letter.

Should you have any questions, please contact Michael Marinelli, the attorney assigned to this matter, at (202) 376-8200.

Sincerely,

Lawrence M. Noble
General Counsel


BY: Lois G. Lerner
Associate General Counsel

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BEFORE THE FEDERAL ELECTION COMMISSION

SENSITIVE
EXECUTIVE SESSION
JAN 23 1990

In the Matter of)
) MUR 2293
Working Names, Inc. and)
Meyer T. Cohen)

GENERAL COUNSEL'S REPORT

I. BACKGROUND

On August 15, 1989, the Commission found probable cause to believe that Working Names, Inc. and Meyer T. Cohen, its president, knowingly and willfully violated 2 U.S.C. § 438(a)(4). Respondents were notified of the Commission's findings in correspondence dated August 21, 1989, which also included a copy of the proposed conciliation agreement approved by the Commission. The letter explicitly stated that, if the Commission failed to receive a signed conciliation agreement, it would consider instituting a civil suit for relief in United States District Court.

On November 14, 1989, this Office contacted counsel for Respondents concerning Respondents' failure to reply. It was then learned that counsel is no longer representing Working Names and Meyer T. Cohen.¹ Counsel stated, however, that he had forwarded the proposed conciliation agreement and letter to Mr. Cohen shortly after they were received. This Office then

1. Counsel stated that notification had been sent to this Office apprising the Commission of this fact. However, an examination of relevant Commission records provides no evidence that this communication was received.

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contacted Mr. Cohen directly by telephone on November 17, 1989. During the conversation, Mr. Cohen took the position that he and his company had committed no violation of the Act and refused to consider the payment of a civil penalty. He did, however, offer to meet with this Office to discuss the case. Mr. Cohen stated he would contact this office again on November 20, 1989, to confirm his offer and set up a meeting date.

After he failed to contact this Office either on November 20 or thereafter, a letter was sent to Mr. Cohen by certified mail on November 29, 1989. This letter informed Respondents of the end of the ninety day period for negotiations and warned them that if no response was received within 10 days of the letter's receipt, a recommendation concerning the filing of civil suit would be made to the Commission. The return receipt demonstrates that Respondents received the letter on December 8, 1989. To date, no response has been received from Respondents. Therefore, this Office recommends that the Commission authorize this Office to file a civil suit for relief in United States District Court against Respondents.

II. RECOMMENDATIONS

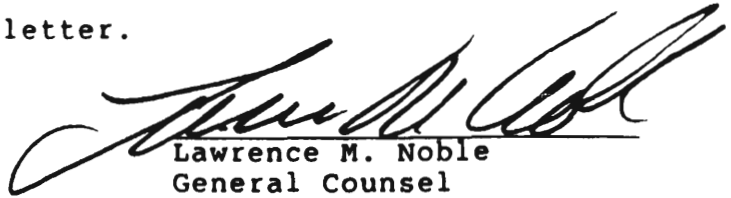
1. Authorize the Office of the General Counsel to file a civil suit for relief in United States District Court against Working Names, Inc. and Meyer T. Cohen.

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2. Approve the attached letter.

Date

1/4/80



Lawrence M. Noble
General Counsel

Attachments:

1. November 29, 1989 Commission Letter and certified return receipt.
2. Proposed letter.

Staff assigned: Michael Marinelli

2240894041

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Working Names, Inc. and) MUR 2293
Meyer T. Cohen)

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session on January 30, 1990, do hereby certify that the Commission decided by a vote of 6-0 to take the following actions in MUR 2293:

1. Authorize the Office of the General Counsel to file a civil suit for relief in United States District Court against Working Names, Inc. and Meyer T. Cohen.
2. Approve the letter attached to the General Counsel's report dated January 4, 1990.

Attest:

Jan. 30, 1990
Date

Marjorie W. Emmons
Marjorie W. Emmons
Secretary of the Commission

92040894042



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

February 9, 1990

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Meyer T. Cohen, President
Working Names, Inc.
11600 Boiling Brook Place
Rockville, Maryland 20854

RE: MUR 2293
Working Names, Inc. and
Meyer T. Cohen

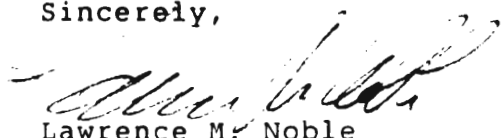
Dear Mr. Cohen:

You were previously notified that on August 21, 1989, the Federal Election Commission found probable cause to believe that Working Names and you knowingly and willfully violated 2 U.S.C. § 438(a)(4), a provision of the Federal Election Campaign Act of 1971, as amended.

As a result of our inability to settle this matter through conciliation within the allowable time period, the Commission has authorized the General Counsel to institute a civil action for relief in the United States District Court.

Should you have any questions, or should you wish to settle this matter prior to suit, please contact Richard Bader, Associate General Counsel, at (202) 376-8200, within five days of receipt of this letter.

Sincerely,


Lawrence M. Noble
General Counsel

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BEFORE THE FEDERAL ELECTION COMMISSION

SENSITIVE

In the Matter of)
)
Carol Enters List Company) MUR 2293
Supreme Lists)

GENERAL COUNSEL'S REPORT

I. BACKGROUND

The Office of the General Counsel received a complaint on November 18, 1986, from Mrs. Sue Elsenbrook of the staff of Senator Lloyd Bentsen. A supplement to this complaint was received on December 11, 1986. The complaint and supplement stated that on July 20, 1983, the Senator Lloyd Bentsen Election Committee had submitted a list of pseudonyms, including the name to the Commission as permitted by 2 U.S.C. § 438(a)(4) and that had received solicitations from several charities addressed to that name. On April 16, 1987, the Commission found reason to believe that Working Names, Inc. ("Working Names") and Meyer T. Cohen; Carol Enters List Company, Inc. ("CELCO"); Names in the News, Inc. ("Names in the News"); and Russ Reid Company Inc. ("Russ Reid") violated 2 U.S.C. § 438(a)(4) and instituted an investigation into this matter. On January 27, 1988, the Commission found reason to believe that an additional respondent, Supreme Lists, Inc. ("Supreme Lists"), had violated 2 U.S.C. § 438(a)(4).

II. ANALYSIS

Meyer T. Cohen is the president of Working Names, Inc. a company which manages for list owners lists containing the

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names of potential donors. In 1985, under Cohen's direction and control, a list of potential donors was created for Working Names that used as its sole source reports maintained in the Office of the Secretary of the Senate. Mr. Cohen described the reports as "microfiche from filings from lobbying organizations and campaign organizations devoted solely to Senate races." The list created was entitled Human Rights Proponents ("the List") and is the subject of this matter. The microfiche copies were paid for with an August 13, 1985 check for \$460 made out to the Senate Office of Public Records.

After compiling the List, Working Names utilized the services of two New York corporations owned by Mrs. Carol Enters, Carol Enters List Company, Inc. and Supreme Lists, Inc. ("CELCO/Supreme Lists").¹ The List was sold by Working Names to CELCO/Supreme Lists pursuant to an August 16, 1985 contract. In that contract Supreme Lists became the List owner. CELCO/Supreme Lists, acting as a list broker, from November 1985 to August 1986

1. Supreme Lists' date of incorporation was July 31, 1985, shortly before the August 16, 1985 contract. Therefore, it appears likely that Supreme Lists, Inc. was created by Carol Enters specifically to allow an entity technically separate from CELCO to obtain ownership of the List.

However, since both companies are owned by the same individual, the president of both entities, and both have been involved in the same industry and, in particular, in the marketing of the List which is the subject of this matter, CELCO and Supreme Lists will be referred to as one unit for purposes of this report. This Office also notes that Carol Enters has stated in her response to Commission interrogatories addressed to CELCO that knowledge held by one company can be fairly imputed to the other.

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arranged the renting of the List to thirteen organizations²
CELCO/Supreme Lists and Working Names used the services of two
California based list brokers, Names in the News, Inc. ("Names in
the News") and Russ Reid Company, Inc. ("Russ Reid") to further
market the List. Russ Reid arranged the renting of the List to
Prison Fellowship on August 8, 1986 and to Habitat for Humanity
on April 30, 1986. Names in the News arranged the lease of the
list to Amnesty International on August 26, 1986. A third
Chicago based broker, Alan Drey Company, Inc., arranged the
renting of the list to Alzheimer's Disease and Related Disorders
Association, Inc., for a March 2, 1987 solicitation.
Finally, after receiving notice of the present Matter, Supreme
Lists resold the List to Working Names on August 20, 1987.

After the Committee filed its 1983 Mid-Year Report,
received solicitations addressed to a
from Amnesty International; Friends Committee on
National Legislation; Habitat for Humanity, Meals for
Millions/Freedom from Hunger; International Rescue Committee,
Inc.; Prison Fellowship Ministries; United Negro College Fund;
Berea College; Children's Hopes and Dreams Foundation; National
Jewish Center for Immunology and Respiratory Medicine; Navajo
Nation Health Foundation; Project Lifeline; Alzheimer's Disease

2. These organizations were Friends Committee on National
Legislation, Meals for Millions/Freedom from Hunger,
International Rescue Committee, United Negro College Fund, Berea
College, Children's Hopes and Dreams Foundation, National Jewish
Center for Immunology and Respiratory Medicine, Navajo Nation
Health Foundation, Project Lifeline, American Foundation for the
Blind, American Printing House for the Blind, Urban Institute,
and Laubach Literacy International.

and Related Disorders Association, Inc.; Urban Institute; and Laubach Literacy International. also received solicitations addressed to from the American Foundation for the Blind and the American Printing House for the Blind.

Seventeen charitable organizations named above identified the List called "Human Rights Proponents" as the list from which the names were drawn.

CELCO/Supreme Lists, Russ Reid, and Names in the News have identified Working Names and Meyer T. Cohen as the compilers and/or managers of the List. The evidence in hand establishes that the names were fictitious and were used solely by the Bentsen Committee on its 1983 Mid-Year Report filed with the Secretary of the Senate.

Although not the creator of the list, CELCO/Supreme Lists has admitted being the broker and owner in 1985-86 of the list in question and admits to having marketed it. The Commission has not generally pursued probable cause against brokers. However, in previous Matters Under Review the Commission has found probable cause to believe against participants in the list marketing process who were not involved in the original creation of list in situations but who had knowledge or should have had knowledge of the tainted nature of the particular list. See e.g.. MUR 1549.

CELCO/Supreme Lists has claimed that it had no knowledge that the list in this MUR may have contained information taken from FEC reports. Carol Enters has stated that, to safeguard

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against this possibility, a clause was inserted in the August 16, 1985, contract of sale warranting that the use of the names was legal. Further, a letter of counsel was prepared by Working Names for CELCO/Supreme Lists affirming that the source of the names on the List would be lobbying disclosure reports and that the use of such reports was legitimate.

There exist in the present case several circumstances that together raise the possibility that CELCO/Supreme Lists knew or should have known about the tainted nature of the list. This Office notes that Carol Enters has admitted a long business relationship with Meyer T. Cohen. More important is the fact that corporations controlled by Mrs. Carol Enters have been respondents in prior Matters involving Section 438 violations.³ Further, in one Matter, MUR 1542, Mrs. Enters, answering on behalf of CELCO as a nonrespondent witness, was asked to respond to questions dealing precisely with CELCO's brokering of a tainted list managed by Working Names.

Given the above cited prior dealings with Working Names, the involvement of CELCO/Supreme Lists in other FEC enforcement matters and the claims made by CELCO/Supreme Lists, this Office concludes that further discovery is warranted to settle the issue of respondents' knowledge. It is recommended, therefore, that Carol Enters be deposed to determine the exact nature of

3. CELCO was a respondent in MUR 1549 as a result of its role as list broker. More recently, CELCO was a respondent in MUR 2571 and currently is a respondent in MUR 2926. Both MURS deal with CELCO's role as broker in marketing lists containing information drawn from FEC reports.

CELC0/Supreme Lists' awareness of the contents of the list.

The Office of the General Counsel recommends that the Commission approve the attached subpoena to be sent to Carol Enters.

III. RECOMMENDATIONS

1. Approve the attached Subpoena to Carol Enters.
2. Approve the attached letter.

Lawrence M. Noble
General Counsel

Date 4/6/90

BY: 
Lois G. Lerner
Associate General Counsel

Attachments

1. Proposed letter
2. Subpoena

Staff Assigned: Michael Marinelli

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
Carol Enters List Company) MUR 2293
Supreme Lists)

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on April 13, 1990, the Commission decided by a vote of 6-0 to take the following actions in MUR 2293:

1. Approve the Subpoena to Carol Enters, as recommended in the General Counsel's memorandum dated April 11, 1990.
2. Approve the letter, as recommended in the General Counsel's report dated April 6, 1990.

Commissioners Aikens, Elliott, Josefiak, McDonald, McGarry and Thomas voted affirmatively for the decision.

Attest:

4-13-90

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

Deadline for vote:

Fri., April 13, 1990 11:00 a.m.

92040894050



FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

May 3, 1990

George P. Birnbaum, Esquire
Richenthal, Birnbaum & Beck P.C.
950 Third Avenue
New York, N.Y. 10022

RE: MUR 2293
Supreme Lists, Inc.
Carol Enters List
Company, Inc.

Dear Mr. Birnbaum:

On April 24, 1987, your client, Carol Enters List Company, Inc., was notified that the Federal Election Commission had found reason to believe that it violated 2 U.S.C. § 438(a)(4). On May 29, 1988, previous counsel for Carol Enters List Company, Inc., submitted on behalf of your client a response to the Commission's reason to believe finding in this matter. On January 27, 1988, your client, Supreme Lists, Inc., was notified that the Federal Election Commission had found reason to believe that it violated 2 U.S.C. § 438(a)(4). On February 23, 1988, you submitted on behalf of Supreme Lists, Inc., a response to the Commission's reason to believe finding in this matter. Pursuant to its investigation of this matter, the Commission has issued the attached subpoena requiring Mrs. Carol Enters, the president of Supreme Lists and Carol Enters List Company, Inc., to appear and give sworn testimony on May 17, 1990, which will assist the Commission in carrying out its statutory duty of supervising compliance with the Federal Election Campaign Act of 1971, as amended.

Pursuant to 11 C.F.R. § 111.14, a witness summoned by the Commission shall be paid \$30.00 plus mileage at the rate of 24 cents per mile. Your client will be given a check for the witness fee and mileage at the time of the deposition.


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George P. Birnbaum, Esquire
Page 2

Within two days of your receipt of this notification, please confirm the scheduled appearance with Michael Marinelli, the attorney assigned to this matter, at (202) 376-8200.

Sincerely,

Lawrence M. Noble
General Counsel


BY: Lois G. Lerner
Associate General Counsel

Enclosure
Subpoena

92040894052

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

)
)
) MUR 2293
)

SUBPOENA

TO: Carol Enters, President
Supreme Lists, Inc. and
President, Carol Enters List Company, Inc.
c/o Richenthal & Birnbaum P.C.
950 Third Avenue
New York, New York 10022

Pursuant to 2 U.S.C. § 437d(a)(3), and in furtherance of its investigation in the above-captioned matter, the Federal Election Commission hereby subpoenas you to appear for deposition with regard to MUR 2293. Notice is hereby given that the deposition is to be taken on May 17, 1990, in Room 1434 at 26 Federal Plaza, Jacob K. Javits Building, New York, New York 10007, beginning at 10:00 am and continuing each day thereafter as necessary.

WHEREFORE, the Chairman of the Federal Election Commission has hereunto set her hand at Washington, D.C., this *Third* day of *May*, 1990.

Lee Ann Elliott
Lee Ann Elliott, Chairman
Federal Election Commission

ATTEST:

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

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MAIL ROOM

RICHENTHAL & BIRNBAUM, P.C.
ATTORNEYS AT LAW

90 MAY 21 AM 11:37

GEORGE P. BIRNBAUM
DAVID G. RICHENTHAL

950 THIRD AVENUE
NEW YORK, N. Y. 10022

(212) 758-8686
TELEX: 408163 RICHENL
FAX (212) 593-9189

May 17, 1990

Mr. Michael Marinelli
Federal Election Commission
999 "E" Street, NW - 6th Floor
Washington, D.C. 20463

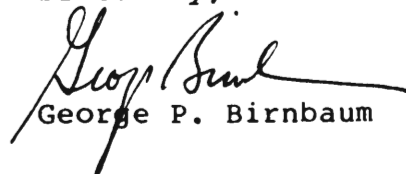
Re: MUR 2293
CELCO w/FEC

Dear Mr. Marinelli:

This will confirm our telephone conversation of May 14, 1990, in which you agreed to adjourn the deposition of Carol Enters in this matter from May 17 to May 31, 1990. The deposition will take place in New York City on that day at a location and hour to be chosen by you.

Kind regards.

Sincerely,


George P. Birnbaum

GPB:tsk

cc: Carol Enters

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OFFICE OF RECORDS & COMM-FI

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FEDERAL ELECTION COMMISSION

WASHINGTON D.C. 20461

May 18, 1990

George P. Birnbaum, Esquire
Richenthal, Birnbaum & Beck P.C.
950 Third Avenue
New York, N.Y. 10022

RE: MUR 2293
Supreme Lists, Inc.
Carol Enters List
Company, Inc.

Dear Mr. Birnbaum:

On May 3, 1990, you were sent a subpoena issued by the Commission for the deposition of Carol Enters to be taken on May 17, 1990. Pursuant to a telephone conversation on May 15, 1990, between you and staff of this Office, it was agreed to reschedule the date of this deposition. This letter confirms the agreement that the deposition will be held on Thursday, May 31, 1990, in Room 1400 at 26 Federal Plaza, Jacob K. Javits Building, New York, New York 10007, at 10:00 am.

If you have any questions, please direct them to Michael Marinelli, the attorney handling this matter, at (202) 276-8200.

Sincerely,

Lawrence M. Noble
General Counsel

Lois G. Lerner
BY: Lois G. Lerner
Associate General Counsel

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FEDERAL ELECTION COMMISSION

WASHINGTON D.C. 20463

June 8, 1990

**CERTIFIED MAIL
RETURN RECEIPT REQUESTED**

Ms. Carol Enters
9663C Main Street
Fairfax, Virginia 22032

RE: MUR 2293
Carol Enters List Company, Inc.
Supreme Lists, Inc.

Dear Ms. Enters:

Enclosed is a check for thirty dollars (\$30.00), which represents the witness fee for your May 31, 1990 deposition. At the deposition, you were informed that the check would be mailed to you once it had been prepared.

If you have any questions, please have your attorney contact me at (202) 376-8200.

Sincerely,

Michael Marinelli
Michael Marinelli
Enforcement Attorney

E **United States Treasury** ¹⁵⁻⁵¹ W 045,471,201
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Pay to
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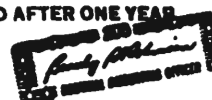
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JAN 21 1987
BEFORE THE FEDERAL ELECTION COMMISSION

SENSITIVE

In the Matter of)
) MUR 2293
Carol Enters List Company, Inc.)
Supreme Lists, Inc.)

GENERAL COUNSEL'S REPORT

I. BACKGROUND

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The Office of the General Counsel received a complaint on November 18, 1986, from Mrs. Sue Elsenbrook, a staff member in Senator Lloyd Bentsen's office. A supplement to this complaint was received on December 11, 1986. The complaint and supplement stated that received solicitations from 12 charities addressed to a pseudonym placed by the Senator Lloyd Bentson Election Committee (the "Bentson Committee") in a report it filed with the Commission. Based on the information contained in the complaint and the responses provided by the charities' list brokers and other respondents, the Commission found reason to believe on March 4, 1987 that Working Names, Inc. ("Working Names") and Meyer T. Cohen, its president; Carol Enters List Company, Inc. ("CELCO"); Names in the News, Inc. ("Names in the News"); and Russ Reid Company Inc. ("Russ Reid") violated 2 U.S.C. § 438(a)(4) and instituted an investigation into this matter. After a review of information obtained in the course of the investigation, the Commission found reason to believe on January 27, 1988 that an additional respondent, Supreme Lists, Inc. ("Supreme Lists"), had violated 2 U.S.C. § 438(a)(4).

On May 31, 1990, this Office deposed Carol Enters, the

president and owner of CELCO and Supreme Lists.¹

II. ANALYSIS

A. Creation and Marketing of the List

When the Bentson Committee prepared its 1983 Mid-Year Report, it decided to place pseudonyms in the Schedule A of the Report. One of the names placed in the report was

Another name was The addresses attached to these fictitious contributors were that of

The Committee has stated that the name has only been used in the 1983 Mid-Year Report and has not been used "in any other way or by any other person" other than by staff in this single report of the Committee. It is unclear that the same was true of the name

Meyer T. Cohen is the president of Working Names, Inc. (Working Names), a company which manages lists containing the names of potential donors for list owners. In 1985, under Cohen's direction and control, a list of potential donors was created for Working Names that used as its sole source reports maintained in the Office of the Secretary of the Senate. Mr. Cohen described the reports as "microfiche from filings from lobbying organizations and campaign organizations devoted solely to Senate races." The list created was entitled "Human Rights

1. With regard to the other respondents in this matter, on August 8, 1990, the Commission found probable cause to believe that Meyer T. Cohen and Working Names knowingly and willfully violated 2 U.S.C. § 438(a)(4). The Commission voted that same day to take no further action against Russ Reid and Names in the News. On January 30, 1990, the Commission authorized the filing of suit against Meyer T. Cohen and Working Names.

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Proponents" (the "List") and is the subject of this matter. The microfiche copies were paid for with an August 13, 1985 check for \$460 made out to the Senate Office of Public Records. The check was written on the account of Working Phones, another company owed by Mr. Cohen.

According to the testimony of Carol Enters, president of CELCO, Meyer T. Cohen approached CELCO in the Spring of 1985 with the prospect of owning the List.² CELCO had operated as a broker and a list manager in the past but had never owned a list before. It was following the preliminary negotiations with Mr. Cohen that Carol Enters then created Supreme Lists, which was incorporated on July 13, 1985. According to Carol Enters' testimony, Supreme Lists was created specifically to allow an entity technically separate from CELCO to obtain ownership of the List.³

The List was sold by Working Names to Supreme Lists pursuant to an August 16, 1985 contract. In that contract Supreme Lists became the List owner. Working Names retained certain rights and access to the List because it became the manager of the List after the sale. CELCO/Supreme Lists, acting as a list broker, from November 1985 to August 1986 arranged the renting of the List to thirteen organizations: Friends Committee on National

2. According to the evidence in hand, it is not certain whether the List was already in existence at the time Meyer T. Cohen approached CELCO or whether it was created soon after Mr. Cohen's initial discussions with Carol Enters.

3. During the May 31, 1990 deposition, Carol Enters stated that this was done because on principle she felt that the same entity should not own and broker the same list. She also stated that this was done to avoid possible legal problems that might emerge.

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Legislation, Meals for Millions/Freedom from Hunger, International Rescue Committee, United Negro College Fund, Berea College, Children's Hopes and Dreams Foundation, National Jewish Center for Immunology and Respiratory Medicine, Navajo Nation Health Foundation, Project Lifeline, American Foundation for the Blind, American Printing House for the Blind, Urban Institute, and Laubach Literacy International.

CELCO/Supreme Lists and Working Names used the services of two California based list brokers, Names in the News, Inc. ("Names in the News") and Russ Reid Company, Inc. ("Russ Reid") to further market the List. Russ Reid arranged the renting of the List to Habitat for Humanity on April 30, 1986 and to Prison Fellowship on August 8, 1986. Names in the News arranged the lease of the list to Amnesty International on August 26, 1986. A third Chicago based broker, Alan Drey Company, Inc., arranged the renting of the list to Alzheimer's Disease and Related Disorders Association, Inc., for a March 2, 1987 solicitation. Finally, after receiving notice of the present matter, Supreme Lists resold the List to Working Names on August 20, 1987.

received solicitations addressed to
from Amnesty International; Friends Committee on National Legislation; Habitat for Humanity, Meals for Millions/Freedom from Hunger; International Rescue Committee, Inc.; Prison Fellowship Ministries; United Negro College Fund; Berea College; Children's Hopes and Dreams Foundation; National Jewish Center for Immunology and Respiratory Medicine; Navajo Nation Health Foundation; Project Lifeline; Alzheimer's Disease

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and Related Disorders Association, Inc.; Urban Institute; and Laubach Literacy International. received solicitations addressed to from the American Foundation for the Blind and the American Printing House for the Blind.

B. Examination of the Role played by CELCO/Supreme Lists

1. Relationship between Meyer T. Cohen and CELCO/Supreme Lists

Mr. Cohen has been a respondent, because of his role as a list manager, in several MURs involving 2 U.S.C. § 438(a)(4) violations. See MURs 1472 and 1542. 'As noted above, CELCO and Supreme Lists are both owned and controlled by Carol Enters, who is the president of both companies.⁴

As president of CELCO and the owner of Supreme Lists, Carol Enters has had a lengthy working relationship with Mr. Cohen.⁵ During that relationship Carol Enters has been the sole person, aside from counsel, involved in the frequent negotiations between her companies and Mr. Cohen and his company.⁶

4. Carol Enters admitted in responding to interrogatories addressed to CELCO that knowledge held by one company can be fairly imputed to the other.

5. Ms. Enters has stated that she has been involved in direct marketing for 38 years and has been specializing in fund raising for 25 years. Prior to her forming her own companies she was employed with other list brokers, the last company she was employed with was Prescott Lists. Her business relationship with Meyer T. Cohen dates back to 1977, during her employment at Prescott Lists.

6. Illustrative of their business association is Carol Enters' investment of in Working Phones of Iowa, another company owned by Cohen, which was incorporated February 20, 1987. At the May 31, 1990 deposition, Ms. Enters stated that she is no longer directly dealing with Meyer T. Cohen but stated that CELCO

CELCO, itself, was a respondent in several other matters.⁷ At her deposition, Carol Enters stated that she was aware of rumors concerning Meyer T. Cohen's problems with the Commission, but she stated that she continued to deal with Working Names based on her perceptions of his honest performance in their working relationship. As part of the investigation of Meyer T. Cohen's activities in MUR 1542, this Office addressed questions to Carol Enters, as a nonrespondent witness, on July 15, 1983 regarding CELCO's brokering of a list managed by Working Names. Carol Enters testified at her May 31, 1990 deposition that her awareness of the investigation in MUR 1542 did not alter business dealings with Meyer T. Cohen since "the fact of this action in no, way at least in my mind, in no way said [sic] that he had done something wrong."

2. CELCO/Supreme Lists role in the development of the present list

According to the testimony of Ms. Enters, CELCO/Supreme Lists played no role in the creation of the list. When Mr. Cohen proposed that CELCO/Supreme Lists purchase lists from Working Names, Ms. Enters states she was not told nor did she ask from

(Footnote 6 continued from previous page)
is brokering a list she believes is owned by Mr. Cohen, but is being managed by company not owned by him.

7. CELCO was a respondent in MUR 1549 as a result of its role as a list broker. More recently, CELCO was a respondent in MUR 2571 and currently is a respondent in MUR 2926. Both MURS deal with CELCO's role as broker in marketing lists containing information drawn from FEC reports. In MURS 1549 and 2571, the investigation indicated that CELCO had acted purely as a list broker of lists the use of which was found to violate 2 U.S.C. § 438(a)(f). The Commission therefore voted to take no further action against CELCO.

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what specific sources the names would be drawn. Her lack of inquiry on this point was based, Ms. Enters asserts, on her understanding that the source of the names on the list constituted a trade secret Mr. Cohen was entitled to protect.

However, according to the evidence available certain precautions were taken. At Ms. Enters' insistence, a July 10, 1985 letter of counsel was prepared warranting that the use of the names on the List was legal. During her deposition, Ms. Enters stated that the purpose of the letter was her desire to avoid legal difficulties.⁸ Besides the letter of counsel, an additional precaution was the insertion of a clause in the August 16, 1985, contract of sale warranting that the use of the names was legal.

3. Conclusions and recommendations

While CELCO acted primarily as a list broker regarding the List, Supreme Lists' involvement was greater in that Supreme Lists became the owner of the List when it purchased the List from Working Names on August 16, 1985. As already noted, however, Carol Enters has stated that she had no knowledge that the List may have contained information from FEC reports and indeed took precautions to ensure that use of the names on the

8. During the May 31, 1990 deposition, Ms. Enters stated that:

When Mike [Cohen] told me that they [the names on the List] were political names and not having specific knowledge about politics but knowing that there was prohibition about certain names being used commercially, I wanted to be very sure that I wasn't using names that were not viable. I wanted proof. This [the July 15, 1985 letter of counsel] was what he sent to me.

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List was legal.

This Office notes that in prior matters the Commission has found probable cause to believe against list owners who were not involved in the original creation of the list only where there was evidence indicating respondents had knowledge or should have had knowledge of the tainted nature of the particular list. See MUR 1549. While Carol Enters had knowledge of Meyer T. Cohen's reputation and certain precautions therefore were taken, there is no evidence in hand that Supreme Lists had actual knowledge or should have had actual knowledge that the List contained information from FEC reports.

As with the other brokers in this matter, Names in the News and Russ Reid, because Supreme Lists purchased the List and CELCO brokered the List it would be difficult to conclude there is no probable cause to believe that either respondent violated 2 U.S.C. § 438(a)(4). However, in line with Commission precedent and because of the lack of evidence indicating knowledge of the source of the names on the List or involvement in its creation, this Office recommends that the Commission take no further action against Supreme Lists and CELCO.

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IV. RECOMMENDATIONS

1. Take no further action with respect to Supreme Lists, Inc. and Carol Enters List Company, Inc.
2. Close the file as it pertains to Supreme Lists, Inc. and Carol Enters List Company, Inc.
3. Approve the appropriate letter.

Lawrence M. Noble
General Counsel

11/26/90
Date

BY: 
Lois G. Lerner
Associate General Counsel

Staff assigned: Michael Marinelli

92040894065

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 2293
Carol Enters List Company, Inc.;)
Supreme Lists, Inc.)

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on November 29, 1990, the Commission decided by a vote of 6-0 to take the following actions in MUR 2293:

1. Take no further action with respect to Supreme Lists, Inc. and Carol Enters List Company, Inc.
2. Close the file as it pertains to Supreme Lists, Inc. and Carol Enters List Company, Inc.
3. Approve the appropriate letter, as recommended in the General Counsel's Report dated November 26, 1990.

Commissioners Aikens, Elliott, Josefiak, McDonald, McGarry and Thomas voted affirmatively for the decision.

Attest:

11/30/90
Date

for Hilda Arnold
Marjorie W. Emmons
Secretary of the Commission

Received in the Secretariat: Tues., November 27, 1990 11:29 p.m.
Circulated to the Commission: Tues., November 27, 1990 4:00 p.m.
Deadline for vote: Thurs., November 29, 1990 4:00 p.m.

dr

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

December 6, 1990

George P. Birnbaum, Esquire
Richenthal, Birnbaum & Beck P.C.
950 Third Avenue
New York, N.Y. 10022

RE: MUR 2293
Supreme Lists, Inc.
Carol Enters List
Company, Inc.

Dear Mr. Birnbaum:

On March 4, 1987, your client, Carol Enters List Company, Inc. ("CELCO"), was notified that the Federal Election Commission found reason to believe that it had violated 2 U.S.C. § 438(a)(4). On January 27, 1988 your client, Supreme Lists, Inc. ("Supreme Lists") was also informed that the Commission had found reason to believe that it had violated 2 U.S.C. § 438(a)(4). On May 29, 1987, CELCO submitted a response to the Commission's reason to believe finding. Supreme Lists submitted its response on February 23, 1988.

After considering the circumstances of the matter, the Commission determined on November 29, 1990, to take no further action against CELCO and Supreme Lists, and closed the file as it pertains to CELCO and Supreme Lists. The file will be made part of the public record within 30 days after this matter has been closed with respect to all other respondents involved. Should you wish to submit any factual or legal materials to appear on the public record, please do so within ten days of your receipt of this letter. Such materials should be sent to the Office of the General Counsel.

The confidentiality provisions of 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A) remain in effect until the entire matter is closed. The Commission will notify you when the entire file has been closed. In the event you wish to waive confidentiality under 2 U.S.C. § 437g(a)(12)(A), written notice of the waiver must be submitted to the Commission. Receipt of the waiver will be acknowledged in writing by the Commission.

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George P. Birnbaum, Esquire
page 2

The Commission reminds you that the marketing of lists created using information contained in FEC reports is a violation of 2 U.S.C. § 438(a)(4). Your clients, CELCO and Supreme Lists, should take immediate steps to insure that this activity does not occur in the future.

If you have any questions, please contact Michael Marinelli, the attorney assigned to this matter, at (202) 376-8200.

Sincerely,

Lawrence M. Noble
General Counsel


BY: Lois G. Lerner
Associate General Counsel

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RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE SERVICES BRANCH

RICHENTHAL & BIRNBAUM, P.C.
ATTORNEYS AT LAW

91 JAN -8 AM 9:00

GEORGE P. BIRNBAUM
DAVID G. RICHENTHAL

950 THIRD AVENUE
NEW YORK, N. Y. 10022

(212) 758-8686
TELEX: 408163 RICHENTH
FAX (212) 593-8189

January 2, 1991

Lois G. Lerner, Esq.
Associate General Counsel
Federal Election Commission
999 "E" Street, NW - 6th Floor
Washington, D.C. 20463

Re: Your Reference: MUR 2293
Supreme Lists, Inc.
Carol Enters List Co., Inc. (CELCO)

Dear Ms. Lerner:

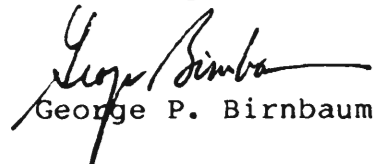
Reference is made to your letter to me dated December 6, 1990, a copy of which is enclosed for your convenience.

This law firm was the designated representative of Supreme Lists, Inc. and CELCO in that proceeding.

Obviously we and our clients are pleased with the Commission's decision to close this file as it pertains to Supreme Lists, Inc. and CELCO, a decision which we believe to be eminently correct and supported by the evidence.

The fourth paragraph of your letter is troubling, however, since it suggests that our clients did violate the law and should do something to prevent a repetition. As you know, the purpose of our extensive submissions on behalf of our clients in response to this proceeding was designed to demonstrate that our clients did not violate the law and, indeed, here, conducted (and have always conducted) their business with due regard for the law. I can only assume that, by reason of its finding, the Commission agreed with us. Accordingly, I respectfully submit that the fourth paragraph of your December 6, 1990 letter is inapposite and you will surely understand why we cannot allow it to pass unchallenged on the record.

Sincerely,


George P. Birnbaum

GPB:tsk
Enclosure

91 JAN -8 PM 1:19

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL

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UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

FEDERAL ELECTION COMMISSION

Plaintiff,

v.

WORKING NAMES, INC. et al.

Defendants.

)
)
) CA No. 90-1009 (GAG)
)
) STIPULATION AND ORDER
)
)
)

AND

FEDERAL ELECTION COMMISSION,

Plaintiff,

v.

WORKING NAMES, INC., et al.,

Defendants.

)
)
) CA No. 87-2467 (GAG)
)
) STIPULATION AND ORDER
)
)
)

STIPULATION AND ORDER

Civil Action Number 90-1009 is an action for declaratory, injunctive and other relief and was instituted by the plaintiff Federal Election Commission ("Commission") against the defendants Working Names, Inc. and Meyer T. Cohen ("Defendants") pursuant to the express authority granted the Commission by sections 307(a)(6) and 309(a)(6)(A) of the Federal Election Campaign Act of 1971, as amended, codified at 2 U.S.C. § 437d(a)(6) and 437g(a)(6)(A). The complaint in

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Civil Action 90-1009 alleges a knowing and willful violation of 2 U.S.C § 438(a)(4) by Defendants Working Names, Inc. and Meyer T. Cohen for the commercial use of reports maintained by the Secretary of the Senate as required by the Federal Election Campaign Act. Defendants' answer denied the violation.

This Court has original jurisdiction over the suit pursuant to 28 U.S.C. § 1345 as an action brought by an agency of the United States expressly authorized to sue by an Act of Congress. Venue is properly found in the District of Columbia in accord with 2 U.S.C. § 437g(a)(6)(A) as the defendants can be found, reside, or transact business in this district. The plaintiff Commission has satisfied all jurisdictional requirements which are prerequisites to filing this suit.

Civil Action Number 87-2467 is an action for the enforcement of a conciliation agreement, entered into pursuant to 2 U.S.C. § 437g(a)(4). On May 19, 1988, the Court ordered defendants Working Names, Inc. and Meyer T. Cohen to comply with the terms of the conciliation agreement and to pay an additional civil penalty, and awarded the Commission its costs. On May 10, 1990, the Court found defendants to be in contempt for violation of this Court's order of May 19, 1988 and directed defendants to pay the full amount plus daily contempt sanctions. The Court also awarded the Commission interest, costs and attorneys fees in bringing the contempt action.

Reasonable attorneys fees were set by the Court at \$2,962.50 on September 19, 1990.

The parties, through plaintiff's counsel and defendant pro se, now stipulate and agree to the entry of this order as evidenced by the signatures hereto:

I. IT IS HEREBY DECLARED that Defendants Working Names, Inc. and Meyer T. Cohen knowingly and willfully violated 2 U.S.C. § 438(a)(4) as alleged in the plaintiff's complaint in Civil Action Number 90-1009.

II. IT IS HEREBY ORDERED that Defendants Working Names, Inc. and Meyer T. Cohen are permanently enjoined from the sale or use of any information copied from public records maintained pursuant to the Federal Election Campaign Act for the purpose of soliciting contributions or for commercial purposes, pursuant to 2 U.S.C. § 438(a)(4),

III. IT IS FURTHER ORDERED that Defendants Working Names, Inc. and Meyer T. Cohen shall pay a total of \$15,000.00 to the Plaintiff Federal Election Commission, in settlement of Civil Action Numbers 87-2467 and 90-1009, to be paid as follows:

A. Two thousand dollars (\$2,000.00) to be due and received by the plaintiff on execution of this agreement;

B. One thousand three hundred (\$1,300) to be due and received by the plaintiff on or before April 1, 1991,

C. One thousand three hundred dollars (\$1,300) to be due and received by the plaintiff on or before the first

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day of each subsequent month up to and including January 1, 1992;

D. All payments are to be made by certified check;

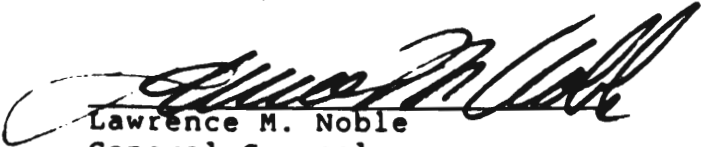
IV. The Commission agrees to waive the accumulated contempt penalties of \$150 a day, and any additional costs and attorney fees, awarded by the Court on May 10, 1990 in Civil Action Number 87-2467, after all requirements specified herein have been satisfied in a timely fashion. Until all such requirements have been satisfied in a timely manner, the contempt penalties under the May 10, 1990 order shall continue to accrue. In the event that Defendants Working Names, Inc. and Meyer T. Cohen fail to comply in a timely fashion with any requirement of this stipulation and order, all contempt fines accruing under the May 10, 1990 order, as well as interest, full attorneys fees, and costs shall be due immediately, and


V. If the defendants fail to comply in a timely fashion with any requirement of this stipulation, additional sanctions for contempt may be imposed, after further hearing, in Civil Action Numbers 87-2467 and 90-1009.

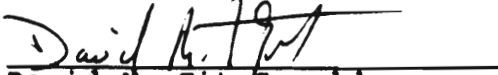
The undersigned parties hereby stipulate and agree to the

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entry of the foregoing order.


Lawrence M. Noble
General Counsel
(D.C. Bar No. 244434)


Richard B. Bader
Associate General Counsel
(D.C. Bar No. 911073)


David M. FitzGerald
Assistant General Counsel


V. Colleen Miller
Attorney

FOR THE PLAINTIFF
FEDERAL ELECTION COMMISSION
999 E Street, N.W.
Washington, D.C. 20463
(202) 376-8200


Meyer T. Cohen, pro se

FOR DEFENDANTS

Meyer T. Cohen, President
Working Names, Inc.
c/o Working Phones, Inc
1308 17th Avenue East
Oskaloosa, IA 52577

SO ORDERED, this day of , 1991, in Washington, D.C.

GERHARD A: GESSEL, JUDGE
United States District Court

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UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

FEDERAL ELECTION COMMISSION

Plaintiff,

v.

WORKING NAMES, INC. et al.

Defendants.

)
)
) CA No. 90-1009 (GAG)
)
) SATISFACTION OF
) JUDGMENT
)
)
)

AND

FEDERAL ELECTION COMMISSION,

Plaintiff,

v.

WORKING NAMES, INC., et al.,

Defendants.

)
)
) CA No. 87-2467 (GAG)
)
) SATISFACTION OF
) JUDGMENT
)
)
)

PLAINTIFF FEDERAL ELECTION COMMISSION'S
ACKNOWLEDGMENT OF SATISFACTION OF JUDGMENT

On February 28, 1991, this Court entered the parties' proposed stipulation, containing a declaration of violations, an injunction, and a schedule of payments for a civil penalty.

WHEREAS, the monetary portion of said judgment has been paid to the satisfaction of the plaintiff Federal Election Commission;

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THEREFORE, satisfaction of the monetary portion of this judgment is hereby acknowledged, and the Commission authorizes the Clerk of the Court to cancel and discharge the same.

Respectfully submitted,


Lawrence M. Noble
General Counsel


Richard B. Sader
Associate General Counsel


Stephen E. Herchkowitz
Assistant General Counsel


V. Colleen Miller
Attorney

January 30, 1992

FOR THE PLAINTIFF
FEDERAL ELECTION COMMISSION
999 E Street, N.W.
Washington, D.C. 20463

(202) 219-3400

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Washington, D.C. 20001
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(800) 336-6646

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STENOTYPE REPORTERS

FAX 202/737-3638

23 July 1990

Federal Election Commission
ATTN: Michael G. Marinelli, Esquire
999 E Street, Northwest
Washington, DC 20463

Re: Deposition of CAROL ENTERS KERLE,
New York NY, 31 May 1990.

Dear Mr. Marinelli:

Enclosed is the Original copy of the above-entitled deposition,
which has been read and signed by the Deponent. Changes in this
transcript are noted on the list of corrections enclosed.

Sincerely,



Edwin G. Crowley
Deposition Supervisor

90 JUL 25 PM 12:05

RECEIVED
FEDERAL ELECTION COMMISSION

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TRANSCRIPT OF PROCEEDINGS

ORIGINAL

UNITED STATES OF AMERICA
FEDERAL ELECTION COMMISSION

-----x
IN RE: :
: :
M U R 2293 :
: :
-----x

DEPOSITION OF CAROL ENTERS KERLE

New York, New York

Thursday, May 31, 1990

ACE-FEDERAL REPORTERS, INC.

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920408978

1 BEFORE THE FEDERAL ELECTION COMMITTEE

2 -----x

3 In the Matter of:

4 CAROL ENTERS LIST COMPANY, INC.
5 AND SUPREME LISTS, INC.

MUR 2293

6 -----x

7 26 Federal Plaza
8 Room 1400
9 New York, N.Y.
Thurs., May 31, 1990

10 The above-entitled matter came on for
11 examination, at 10:13 a.m.

12 APPEARANCES:

13 On behalf of the FEC:

14 FEDERAL ELECTION COMMISSION
15 999 E Street, N.W.

Washington, D.C. 20463

16 BY: MICHAEL G. MARINELLI, ESQ.

ANNE A. WEISSENBORN, ESQ.

Assistant General Counsel

17 On behalf of the witness, Carol Enters Kerle
18 and Carol Enters List Company, Inc.:

19 RICHENTHAL & BIRNBAUM, P.C.

950 Third Avenue

20 New York, New York 10022

21 BY: GEORGE P. BIRNBAUM, ESQ.

22 TANKOOS REPORTING COMPANY, INC.

11 John Street

23 New York, N.Y. 10038

(212)349-9692

223 Jericho Turnpike

Mineola, N.Y. 11501

(516)741-5235

I N D E XWITNESSPAGE NO.

Carol Enters Kerle

3

EXHIBITSFECDESCRIPTIONPAGE

1	Letter dated July 15, 1983 from FEC to Carol Enters, interrogatories and response dated July 27, 1983	23
2	Letter dated July 10th to Meyer T. Cohen	28
3	Contract dated August 16, 1985	30
4	Letter addressed to Patty Reilly	35
5	Answers to Interrogatories dated May 28, 1987	45

2 1 C A R O L E N T E R S K E R L E ,
2 having been first duly sworn, was examined and
3 testified as follows:

4 MR. MARINELLI: My name is Michael
5 Marinelli and I am representing the Federal Election
6 Commission. Assisting me at this deposition is Anne
7 Weissenborn, also with the Federal Election
8 Commission.

9 This is a civil and not a criminal
10 proceeding and the commission is conducting this
11 deposition pursuant to its authority under section
12 437(g) of the Federal Campaign Act of 1971 as
13 amended.

14 EXAMINATION BY MR. MARINELLI:

15 Q Can we have your full name?

16 A Carol Enters Kerle.

17 Q What is your address?

18 A 1808 Old Meadow Road, apartment 914,
19 McLean, Virginia 22102.

20 Q What is your phone number?

21 A Home?

22 Q Home.

23 A

24 Q And your business number?

25 A 703-425-0052.

COMPUTER AIDED TRANSCRIPTION/keyword index

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1 MR. BIRNBAUM: If I may, Mr. Marinelli,
2 let me interrupt. I have no problem with Miss Enters
3 giving you her home phone number.

4 I wonder, is this deposition covered by
5 some sort of government confidentiality in testimony
6 of giving out her home phone number? I doubt that
7 there will be much in the deposition that is of great
8 import to keep confidential but something like that,
9 I am curious.

10 MR. MARINELLI: There is a confidentiality
11 statute that applies generally to this proceeding
12 which prevents the information being given out by any
13 of the parties at all in this case until the MUR is
14 concluded.

15 I would suppose that would apply to the
16 phone number as well. After the matter is closed the
17 entire case will go on the public record.

18 MR. BIRNBAUM: Can you take that down and
19 strike it from the transcript?

20 MR. MARINELLI: It is possible when we
21 prepare a file for any place in the public record we
22 do sanitize and you can make a request that certain
23 information be excluded.

24 We would review the request. Anything of
25 a personal nature of that kind, I don't think there

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1 would be any problem removing it.

2 MR. BIRNBAUM: Thank you.

3 Q Are you being represented by counsel
4 today?

5 A I am.

6 Q What is your counsel's name?

7 A George Birnbaum.

8 Q He is present here?

9 A Yes.

10 Q Is he representing you personally or
11 representing corporations that you own or both?

12 A Both.

13 Q Have you ever been deposed before?

14 A No.

15 Q Let me explain the way the process is
16 handled that we are going to be doing today. I will
17 be asking you a series of questions and the court
18 reporter will be making a record. This will have the
19 same effect as if we were at a trial and the purgery
20 statute applies.

21 Please respond using words and not
22 gestures and if you don't understand a question
23 please ask me to clarify, repeat and I will.

24 Again, if you don't understand a question
25 just ask.

1 If my instructions aren't clear at this
2 point you can ask for clarification.

3 A Okay.

4 Q If you need to take a break at any point
5 because depositions can be wearing, just ask and we
6 will take a break.

7 A Thank you.

8 Q Have you reviewed any documents relevant
9 to this deposition before you came here today?

10 A Yes, the two depositions--interrogatories
11 that were done before.

12 Q What is your current occupation?

13 A I am president of the Carol Enters List
14 Company which is a list brokerage firm, we specialize
15 in fund raising.

16 Q Where is the Carol Enters Company?

17 A 9663C Main Street in Fairfax, Virginia
18 22032.

19 Q Where was it previously?

20 A In New York City at 322 Eighth Avenue, New
21 York, New York 10003--1.

22 MR. BIRNBAUM: If you know.

23 A I've forgotten. 10001 was correct, I'm
24 sorry.

25 Q This case has been on for quite a while.

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1 When did the Carol Enters List Company move?

2 A We closed the office February 28th of this
3 year but I moved more than a year ago.

4 Q We will be referring to it as CELCO
5 throughout the proceedings. Did you have offices
6 elsewhere before that time?

7 A From New York I moved into Washington,
8 then I moved to McLean and then I moved to Fairfax
9 where I am now.

10 Q You didn't have simultaneous offices?

11 A We were ^{open} opened at the same time. I have *CEK/ly GAB*
12 ultimately closed down the New York office.

13 Q Did you have an office in New York and
14 Washington?

15 A We were operating in both places at the
16 same time, yes.

17 Q How long have you been in the list
18 business?

19 A I have been in direct marketing, I hate to
20 tell you, 38 years and I have been specializing in
21 fund raising for 25, almost 26.

22 Q What does a broker do in the list
23 industry?

24 A A list broker arranges for the rental or
25 exchange of lists for a mailer in order to, in my

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1 case in order to raise funds.

2 Q How different is your position from that
3 of a list manager?

4 A The list manager is in essence the
5 wholesaler and represents the list owner. The list
6 broker is the retailer and represents the mailer.

7 Q What does a list owner do basically, does
8 he do anything in the industry?

9 A The list owner has the privilege of either
10 representing the list himself or hiring a list
11 manager or sometimes not even having a manager but
12 going directly to a list broker. The owner can be
13 behind the scene or can be active.

14 Q Is it common in the list industry to
15 combine roles?

16 A Oh, yes. Yes, definitely.

17 Q How many roles has CELCO played, is it
18 primarily list brokering?

19 A The Carol Enters List Company was
20 initially only a broker. In a period of about two
21 years, I guess, started to manage some lists and as
22 of October of last year sold the management portion
23 of it. I'm no longer doing any managing whatsoever.

24 Q What was your first position in the list
25 industry?

1 A I was hired by the Coolidge Company in
2 1967, I believe, as a list broker. And specialized in
3 fund raising from that point on. *NSK*

4 Q How long were you with that company?

5 A Five years.

6 Q And then after that?

7 A Went to Richard A. *VIGIERIE* *Vigurie* in Washington *NSK*
8 where I worked with my late husband as an assistant
9 vice president and I was not brokering at that time
10 at all, I was doing everything else but not
11 brokering. I was there for seven months.

12 Then went to Prescott Lists or, excuse me,
13 I guess we opened CELCO for a very short period of
14 time and then went to Prescott Lists as a vice
15 president where I was there five years and then in
16 1979 started the Carol Enters List Company.

17 Q What attracted you to the list industry?

18 MR. BIRNBAUM: I understand that this is
19 background. Obviously I am permitting it and that's
20 fine and everything. Off the record

21 MR. MARINELLI: Off the record.

22 (Discussion held off the record.)

23 MR. BIRNBAUM: Back on the record.

24 I will note my objection to that as far as
25 it is outside the scope of background information

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1 much less this proceeding but I will not direct you
2 not to answer.

3 A How comprehensive an answer do you want?

4 MR. BIRNBAUM: Responsive.

5 A After working for 14 and a half years with
6 Reply-O-Letter I was refused the ability to start to
7 sell with the company and had the opportunity open to
8 me to sell for the Coolidge Company in the list area.
9 Fund raising appealed to me very much so.

10 Q What is the extent of your ownership of
11 Carol Enters List Company?

12 A I own it.

13 Q Completely?

14 A Except for three percent of the stock
15 which belong to Judy Jones (ph.).

16 Q What other corporations do you have
17 ownership in?

18 A Presently none.

19 MR. BIRNBAUM: Well, active corporations
20 presently none. It still exists, I think Mr.
21 Marinelli in asking you about it will determine the
22 status of Supreme Lists. It technically still exists
23 and you technically still own it. You will find out
24 upon your questions that it is inactive.

25 Q Let's get to Supreme Lists.

COMPUTER AIDED TRANSCRIPTION/keyword index

1 When was Supreme Lists created?

2 A In August of '85.

3 MR. BIRNBAUM: If you know when it was
4 formed.

5 A I think we signed the papers in August of
6 '85.

7 MR. BIRNBAUM: That's not what he is
8 asking you. I would be happy to supply the date of
9 formation of incorporation.

10 A The date of incorporation, I don't know.

11 MR. BIRNBAUM: Sometime in '85, I believe.

12 Q Sometime summer of '85?

13 A But the date of incorporation, I do not
14 know.

15 MR. BIRNBAUM: Earlier perhaps but I think
16 in '85.

17 Q What was your degree of ownership of
18 Supreme Lists?

19 A 100 percent.

20 Q What is the current status of Supreme
21 Lists?

22 A Supreme Lists still exists but the
23 properties are no longer part of Supreme Lists. It's
24 an empty shell. It owns nothing. It will be
25 disbanded.

1 Q What was the purpose of Supreme Lists,
2 what type of business did Supreme Lists do?

3 A Supreme Lists bought names from Mike Cohen
4 and Working Names and there was an agreement that he
5 would supply a certain amount of names for Supreme to
6 own and earn from--and earn up to a certain level of
7 profit within a certain period of time.

8 That did not come to fruition. He never
9 supplied the full amount of names and the proper
10 amount of profit was never made.

11 Ultimately he has arranged now to take the
12 company back by paying the differential to Supreme.
13 So Supreme is now only a shell because that has all
14 been accomplished.

15 Q Why did you form Supreme Lists to own
16 lists instead of having CELCO own lists?

17 A Brokers are not supposed to own lists.

18 Q You mean a brokerage firm--

19 A Should not own the list.

20 Q What is the reason for that?

21 A The broker gets either 10 or 20 percent
22 commission. If they own it, they get 100 percent
23 commission. I have always felt that is too much
24 temptation. The broker should really not own the
25 list.

1 Q Is it because of any legal problems that
2 might emerge?

3 A Possibly, I don't know.

4 MR. BIRNBAUM: Is that your reason?

5 MR. MARINELLI: Off the record.

6 (Discussion held off the record.)

7 MR. MARINELLI: Back on the record.

8 A To my knowledge, no. I didn't understand
9 the question.

10 Q When you say temptation, can you be more
11 specific? What do you mean by that, there would be
12 more temptation if you had 100 percent profit or
13 revenue from the list?

14 A A list broker should recommend a list
15 because they think it is going to work, which I have
16 very proudly done over the years.

17 Q What type of lists did CELCO broker?

18 A Lists that were available generally
19 through various sources. Heavily of course
20 ^{Contributors} contributory lists.

21 Q What type of ^{Contributors} contributories?

22 Did you specialize in any particular type
23 ^{Contributors} of contributories?

24 A Mostly charitable.

25 Q Anything else other than charitable?

COMPUTER AIDED TRANSCRIPTION/keyword index

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CEK

1 A Are you asking me whether I specialized in
2 political, because I don't. Have I done a political
3 campaign? Yes, I have.

4 It is easier to tell you what I don't do.
5 I don't specialize in political although I have done
6 it. I don't specialize in Catholic although I had
7 had one Catholic account. It is mostly health and
8 welfare and education.

9 Q Do you remember the type of political list
10 that you have brokered?

11 A The list that I have brokered. There are
12 hundreds.

13 Q Do they fall into any type of category?

14 A Both liberal and conservative.

15 Q Republican and Democrat?

16 A Yes.

17 Q How did CELCO choose the type of lists it
18 would like to broker?

19 MR. BIRNBAUM: Can you limit that by a
20 time period, if indeed there is any difference but it
21 is a broad question.

22 A That would take hours to answer. I would
23 be happy to answer it but how much time do you want
24 me to answer it?

25 MR. BIRNBAUM: He wants a finite response.

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1 Q Let's say in 1985 what criteria did you
2 use to choose what lists--first of all, how would you
3 hear about lists, how would you obtain them, how
4 would you gain your business as it were?

5 A I don't obtain them. To gain knowledge of
6 the list being available, either through SRDS,
7 Standard Rate and Data, which is a book that contains
8 the names of thousands of lists, either through
9 promotions received by CELCO from various lists
10 managers or list owners; word of mouth; by seeing
11 returns from a mailer on a campaign that had been
12 handled through another broker. That's about where I
13 would find them.

14 Q How important was reputation, let's say
15 reputation of the manager?

16 A Very important, extremely important.

17 Q What actions would you take to learn about
18 the reputation of an individual?

19 MR. BIRNBAUM: I object to the question to
20 the extent it talks about what would you do.

21 If you want to ask her what did you do,
22 which I think is your question, I don't have any
23 problem.

24 Objection to the hypothetical nature but I
25 think the question can be answered with what you did

1 do in that regard.

2 Q What did you do to ascertain the
3 reliability or reputation of a list manager?

4 A If a list came to my attention and it was
5 represented by somebody with whom I had worked for
6 many years, and of course I have been in the industry
7 for many, many years, there was never a question.

8 If a list came to my attention and I had
9 any suspicion about it, I did as much investigation
10 on that as I could and sometimes you could find out
11 mostly through word of mouth, mostly through
12 networking as to the validity of the list.

13 If I wasn't sure, I didn't represent it.
14 If I had any doubt, I did not represent it.

15 Q What made you want to own a list rather
16 than broker a list?

17 A Profit.

18 Q When did you first get the idea to own a
19 list?

20 MR. BIRNBAUM: When you are talking about
21 "you," I take it we are talking for instance
22 ownership through a corporate entity?

23 MR. MARINELLI: That's right.

24 A Mike Cohen approached me with this idea.

25 Q When did he approach you with it?

COMPUTER AIDED TRANSCRIPTION/keyword index

5 1 A Sometime in '85.

2 Q Can you be more specific? Do you remember
3 if it was winter, spring, summer?

4 A That was a long time ago.

5 MR. BIRNBAUM: I instruct you not to
6 guess. You are only required to give your best
7 recollection.

8 A My best recollection is sometime in the
9 spring, that's my best recollection. It was a short
10 period of time before the papers were signed.

11 Q How long had you known Mr. Cohen?

12 A Many years.

13 Q When did you first start dealing with him?

14 A I met him while I was still with Prescott
15 Lists, that was our first meeting, and I cannot tell
16 you what year and I was with Prescott for five years,
17 probably somewhere in the middle of those five years,
18 I can guesstimate the year to be maybe '77. That's a
19 guesstimate.

20 Q In what capacity did you know him at that
21 time?

22 A Initially just as friendship within the
23 industry. I didn't work with him specifically.

24 Q What did he do in the industry at the time
25 you knew him?

1 A When I first met him I didn't know. He
2 was in the company of another gentleman with whom I
3 was having an argument. I said hello and good-bye.
4 I don't know.

5 Q When you began dealing with him on a
6 business level, in what capacity did you deal with
7 him?

8 A He was a list manager with the company
9 Working Names in Maryland.

10 Q Are you still dealing with him in business
11 matters?

12 A Yes, as the broker of his lists which are
13 now managed by Affinity. The reason I hesitated was
14 I really represent them from Affinity and they in
15 turn pay Mike. Am I working directly with Mike
16 Cohen, no. I am working his ^{list} ~~list~~ through a list
17 ~~management~~ ^{manager} company. CEK

18 Q You are brokering those lists?

19 A I am brokering those lists. CEK

20 Q Have you ever heard of ^{Accredited} Credited Mailing
21 Lists? CEK

22 A Yes.

23 Q Can you identify what that company does?

24 A It is a list broker.

25 Q How long do you know that it has been in

1 existence?

2 A Prior to the time that I became a broker.
3 When it started I can't tell you. A long time ago.

4 Q Do you know where it's located generally,
5 whether it is in New York, Wash--

6 A New York and Washington.

7 Q Do you know its current status, is it in
8 business?

9 A The owner died, Annette Brodsky is dead,
10 and Jordan Lowenstein had multiple sclerosis and is
11 quite ill. The company to my knowledge is not in
12 good shape.

13 Q Do you know Meyer Cohen's current
14 location, where he is currently?

15 A Oskaloosa, Iowa under Working Phones--

16 MR. BIRNBAUM: Where he is residing or
17 where he is this morning?

18 Q Where he is residing?

19 A His company is there, I assume he is
20 residing there.

21 MR. BIRNBAUM: Don't assume.

22 A His company is in Oskaloosa, Iowa, Working
23 Phones of Iowa.

24 Q Do you have any business relationship,
25 what is the name of that company?

COMPUTER AIDED TRANSCRIPTION/keyword index

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1 A Working Phones of Iowa.

2 Q Do you have any business dealings with
3 Working Phones of Iowa?

4 (Counsel and witness confer.)

5 MR. MARINELLI: Let the record reflect
6 that the attorney is consulting with his client.

7 A I have no business relationships
8 specifically but I do have an investment in Working
9 Phones of Iowa.

10 Q What is the extent of that investment?

11 A

12 Q You have stated that you are brokering
13 lists that are owned by Meyer Cohen currently.

14 A I can't assume that he owns them. There
15 are lists that Affinity is the manager of that have
16 some relation to Mike Cohen. Whether he owns them or
17 not, I don't know. I can't swear to that "yes" or
18 "no." I assume he owns some of them.

19 Q Does CELCO have any relationship at the
20 present time with Working Names?

21 A No, only in that capacity.

22 Q You can't be more specific about what the
23 relationship of Meyer Cohen is to the lists that are
24 being managed by, I think you said Affinity Mailing
25 Lists?

1 A Do I know as a fact that he owns them or
2 doesn't own them, no, I have no way of saying.

3 Q In 1985 what would you say was Meyer
4 Cohen's reputation in the listing industry?

5 MR. BIRNBAUM: Objection to the question.
6 You can tell them what your understanding of his
7 reputation was. I don't want you to testify on what
8 someone else thought his reputation was.

9 Q I would like to know both.

10 What you felt his reputation was and what
11 you knew through the network his reputation was.

12 MR. BIRNBAUM: I think those are proper
13 questions. Answer them in series.

14 A I personally have never known him to do
15 anything that was untoward, illegal, unethical. My
16 dealings with him have always been absolutely fine.
17 Have there been rumors about his reputation within
18 the industry? Yes. I think rumors stink.

19 Q Could you state what those rumors were?

20 A Must I do that? To state a rumor, you are
21 repeating a rumor which means you are perpetuating a
22 rumor.

23 MR. BIRNBAUM: I will object. Let's limit
24 it. What time frame?

25 MR. MARINELLI: 1985.

1 MR. BIRNBAUM: If you know what the rumors
2 were in 1985.

3 A How can I remember what the rumors were in
4 1985?

5 MR. BIRNBAUM: If you can, you have to
6 tell him. If you can't, I don't want you to tell
7 him.

8 A I can't possibly specifically remember
9 1985. I can say this--

10 MR. BIRNBAUM: That is the question that
11 is being asked you, 1985.

12 A I wouldn't have entered into a business
13 arrangement with the gentleman if I thought he was
14 not legal.

15 MR. BIRNBAUM: That is not the question.
16 Do you recall 1985 a rumor?

17 A No, I do not, I'm sorry.

18 MR. MARINELLI: I would like to introduce
19 Exhibit Number 1 to the record.

20 I would like you to take a few minutes to
21 look at it and state whether you have seen this
22 before.

23 (Pause.)

24 MR. MARINELLI: Let me describe the
25 document which you are looking at. It's a letter

COMPUTER AIDED TRANSCRIPTION/keyword index

92040894100

1 dated July 15, 1983 from the Federal Election
2 Commission addressed to Mrs. Carol Enters of CELCO
3 and it consists of a letter informing that CELCO is
4 being asked as a non-respondent witness questions
5 regarding Meyer T. Cohen. The second page is the
6 interrogatories of questions themselves. The third
7 page consists of a response made by Carol Enters List
8 Company July 27, 1983 answering those questions

9 (FEC Exhibit No. 1 was so marked
10 for identification.)

11 Q Miss Enters, is this document familiar to
12 you?

13 A Is it familiar to me?

14 Q Have you seen it before?

15 A Obviously, I signed it.

16 Q Then you do remember answering those
17 questions?

18 MR. BIRNBAUM: Objection. That is not
19 what she's testified to.

20 A I see now that I answered the questions,
21 yes. I had forgotten about this.

22 Q Were you aware of this at the time you
23 began your business negotiations with Mr. Cohen
24 pursuant to Supreme Lists?

25 A Are you asking me was I aware or had I
COMPUTER AIDED TRANSCRIPTION/keyword index

101-894029

1 remembered it?

2 Q Did you remember this during your
3 negotiations?

4 A Obviously I had not remembered it. Even
5 if I had remembered it, this is as far as I'm
6 concerned, no proof of him having done anything
7 wrong.

8 Q In other words, did this change your,
9 after you received this notification from the
10 Commission asking you to answer questions on your
11 dealings with Meyer Cohen, did that change your way
12 of business at all? Did it affect your negotiations
13 with Mr. Cohen?

14 MR. BIRNBAUM: Back in 1983 and then going
15 forward from that date?

16 MR. MARINELLI: That's right.

17 MR. BIRNBAUM: I am going to object on the
18 record as well outside the scope of this proceeding.

19 MR. MARINELLI: Answer the question.

20 MR. BIRNBAUM: I will put my objection on
21 the record. I will decide whether she can respond.
22 In this instance, she may respond but I want my
23 objection noted for the record.

24 A I reiterate the fact of this action in no
25 way, at least in my mind, in no way said that he had

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1 done something wrong.

2 Q How many deals did Supreme Lists have with
3 Meyer T. Cohen, approximately?

4 A What do you mean by deals, please?

5 Q Business transactions.

6 A How do I answer that?

7 MR. BIRNBAUM: Supreme Lists?

8 MR. MARINELLI: Supreme Lists.

9 MR. BIRNBAUM: Ask Mr. Marinelli for a
10 clarification. He said if you don't understand, ask
11 him.

12 A When you say deals, at one time Supreme
13 bought one batch of names from him, that was the only
14 deal, as you use the word "deal." You are not asking
15 me how many orders were placed?

16 Q No, I mean how many contracts?

17 A This was it, one.

18 Q And after that contract there were no
19 other contracts signed between Supreme Lists and
20 Meyer Cohen?

21 A Contracts, no.

22 Q So are you saying that the--

23 MR. BIRNBAUM: Contracts on other deals?

24 Q Contracts as far as list ownership or
25 purchasing lists?

1 A Just that one contract with Supreme Lists
2 with that one batch of names.

3 Q That covered all the business
4 relationships, all the lists--

5 A That is all Supreme ever did.

6 MR. BIRNBAUM: The reason, it's certainly
7 no mystery, there may have been, I am not sure there
8 is, frankly I don't remember, there may have been
9 correspondence vis-a-vis that deal going forward.
10 She already told you it didn't measure up and in
11 effect he took the names back.

12 A That is why I object to the word "deal."
13 There has been correspondence. You are talking about
14 a deal.

15 MR. BIRNBAUM: Contract on other deals,
16 the answer is no.

17 Q Is it fair to say that all the other
18 correspondence, transactions from Supreme Lists to
19 Working Names all related back to that one contract?

20 A Yes, sir. That is why I didn't know. The
21 word "deal" threw me.

22 Q When Meyer Cohen approached you about
23 owning lists, what did he tell you about the lists
24 that he wished you to purchase?

25 A That he had the ability to compile names.

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1 They were political and humanitarian and that they
2 would be very good lists for the mailers to use and
3 be very successful.

4 Q At the time that he contacted you were
5 those lists already created or was he in the process
6 of making them?

7 A I don't know. I don't know whether he had
8 begun to compile them prior to speaking to me. I
9 really don't know.

10 Q And we are referring back to the spring of
11 '85 time period that we referred to earlier. Did
12 Supreme Lists play any role in creating the lists
13 that he was talking about?

14 A No way.

15 Q Was anyone from CELCO involved in the
16 creation of the lists?

17 A No.

18 Q Did Meyer Cohen tell you anything specific
19 about the source of the lists, where the names would
20 be coming from?

21 A No.

22 MR. MARINELLI: I would like to introduce
23 Exhibit Number 2.

24 Q Please take a few minutes to look at it.

25 A I am familiar with this.

COMPUTER AIDED TRANSCRIPTION/keyword index

9204089A105

1 MR. BIRNBAUM: When you say introduce, you
2 mean mark for the record?

3 MR. MARINELLI: Correct.

4 (FEC Exhibit No. 2 was so marked
5 for identification.)

6 Q Could you describe the document, Miss
7 Enters?

8 MR. BIRNBAUM: Objection. The document
9 speaks for itself. You can tell about the
10 circumstance under which you received it

11 MR. MARINELLI: It is a letter dated July
12 10th. On the letterhead is Meyer T. Cohen's name, as
13 president. It is a letter addressed to Meyer T.
14 Cohen from Epstein Becker, a law firm in Washington,
15 D.C.

16 Q You've stated you've seen this letter
17 before?

18 A Yes, sir.

19 Q What were the circumstances when you saw
20 it?

21 A When Mike told me that they were political
22 names and not having specific knowledge about
23 politics but knowing that there was a prohibition
24 about certain names being used commercially, I wanted
25 to be very sure that I wasn't using names that were

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1 not viable. I wanted proof. This is what he sent to
2 me.

3 Q The deal in which this letter relates to,
4 is this the first time you had ever purchased lists
5 outright?

6 A Yes.

7 Q What was your understanding of the source
8 of those names?

9 A Just that they were political names.
10 Political and humanitarian.

11 Q He never told you where the raw material
12 for these lists came from?

13 A Specifically no, sir. I didn't wish to
14 know.

15 Q Did you receive this letter in this
16 particular fashion, for example, several portions of
17 it are blocked out completely?

18 A Yes.

19 Q You never saw the full text of the letter?

20 A Correct, I never saw the full text of the
21 letter.

22 Q I will refer to the bottom portion of the
23 letter on the first page, could you read that last
24 paragraph, please?

25 A "It s our understanding that you and/or

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22 ~ 4089 A 107

1 individuals from your company, Working Names, Inc,
2 plan to copy lobbying reports filed with the
3 Secretary and Clerk, and, subsequently, to use
4 information included in the reports in compiling
5 direct-mail lists. These lists will then be marketed
6 and otherwise placed into commerce by Working Names."

7 MR. MARINELLI: I would like to have
8 marked as Exhibit 3 a contract dated August 16th of
9 1985.

10 (FEC Exhibit No. 3 was so marked
11 for identification.)

12 Q Please take a few minutes to look at it.

13 (Pause.)

14 MR. BIRNBAUM: Do you want her to read the
15 entire thing?

16 A You want me to read the whole thing?

17 (Pause.)

18 A I've read the eight pages very quickly. I
19 hope I retained as much as I should.

20 Q Have you seen this document before?

21 A Yes, sir.

22 Q In order to put this contract in the right
23 context, would it be correct to say that this is the
24 first ownership contract for the ownership of lists,
25 that you were involved in at Supreme Lists?

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1 A Yes.

2 Q CELCO had never signed any type of
3 contract similar to this?

4 A To own names?

5 Q To own name.

6 A No.

7 Q Were you ever involved in the negotiation
8 of contracts to own lists?

9 MR. BIRNBAUM: Who is the "you"?

10 Q You as an individual, Carol Enters?

11 A The Carol Enters List Company?

12 Q No, as yourself.

13 MR. BIRNBAUM: Let's try insofar as
14 possible to keep those separate. If you have any
15 question, ask Mr. Marinelli. He is asking you
16 questions, sometimes you as an individual, sometimes
17 as CELCO, sometimes as Supreme List.

18 A Which one of me are you talking to?

19 Q In your personal capacity have you been
20 involved in the negotiation of ownership, list
21 ownership contracts, prior to this contract?

22 A Have I worked with other individuals on
23 contracts for the ownership of lists? I have
24 consulted with individuals, yes, for them to buy
25 names.

1 Q This type of a contract, would you say
2 that it's typical of the contracts that you had dealt
3 with prior to Supreme Lists' creation? In other
4 words, when you made this contract did you draw on
5 your experience from prior contracts that you had
6 worked on?

7 MR. BIRNBAUM: There is really two
8 questions in there. Do you want the latter question
9 answered, which is did she draw, in making this
10 contract, did she draw on her experience with prior
11 contracts?

12 MR. MARINELLI: Right.

13 A I don't know how to answer that.

14 MR. BIRNBAUM: Ask Mr. Marinelli what your
15 confusion is.

16 A Did I use knowledge obtained over the
17 years in working with people to have this contract
18 drawn up? I guess the answer has to be yes.

19 Q I would like to discuss some various
20 clauses in the contract and draw your attention to
21 them. Looking at page three of the contract
22 paragraph five which is entitled exclusivity and
23 non-disclosure.

24 Could you read, it is very long. It
25 states that for a period of ten years from the date

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9 2 4 0 8 9 4 1 1 0

1 of this agreement W.N.I., that is Working Names,
2 Incorporated, shall not sell the purchased names or
3 any other names from the grouping criteria to any
4 other party.

5 When you bought the names, the purchased
6 names, did you have ownership of them only for a
7 limited period of time?

8 MR. BIRNBAUM: "You" being Supreme Lists?

9 Q "You" being Supreme Lists?

10 A Under this contract, yes.

11 Q At the point after that ten years the
12 ownership would revert back to Working Names?

13 A We never got to that.

14 MR. BIRNBAUM: Objection.

15 Q As the contract is written, it is stated
16 that after ten years time, Working Names would regain
17 title to the names on the list?

18 MR. BIRNBAUM: Hold on a minute. My
19 objection goes to the fact that the contract that is
20 sitting before us speaks for itself. Are you saying
21 is that what this clause says?

22 MR. MARINELLI: I am saying how did
23 Supreme Lists interpret this clause, how was this
24 clause expected to operate?

25 MR. BIRNBAUM: How was this clause

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1 expected to operate? Well, I object to the extent
2 that the document speaks for itself. It is a clause
3 in a contract. If she breached it, somebody would
4 sue her.

5 Q What type of ownership did you get when
6 you received the purchased names, what rights did you
7 have to the names you received under the contract?

8 MR. BIRNBAUM: I object but I will let you
9 answer about Supreme List what your understanding was
10 about what ownership rights Supreme Lists had. Well,
11 noting my objection that you are not a lawyer and
12 that the document speaks for itself, but what
13 understanding you had about what ownership rights
14 Supreme Lists got under this contract, if any, if you
15 have any understanding about that.

16 A I understood what the contract said. Let
17 me read something.

18 (Pause.)

19 MR. MARINELLI: Off the record.

20 (Discussion held off the record.)

21 MR. MARINELLI: On the record.

22 Q Is it your understanding that after ten
23 years the names would revert back to Meyer T. Cohen?

24 A I had really no understanding about that
25 because the contract indicated that had this worked,

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9 2 2 4 0 8 9 4 1 1 2

1 this would have gone on, if you see number six on
2 page four, that if this had worked that he would then
3 continue to supply names.

4 So this was to have been a long standing
5 arrangement, which unfortunately didn't come to
6 fruition.

7 Q Was it under this contract that you
8 received ownership of the list known as Human Rights
9 Proponents?

10 A That was one of them.

11 MR. BIRNBAUM: "You" being Supreme Lists?

12 MR. MARINELLI: Supreme Lists.

13 Q Would it be fair to say that you as
14 Supreme Lists was the owner of the list that is
15 discussed here, the purchased names which I think are
16 referred to in the first paragraph?

17 MR. BIRNBAUM: What time period?

18 Q From the time the contract was signed in
19 1985?

20 A Yes, I had purchased them.

21 MR. MARINELLI: I will now introduce for
22 marking Exhibit 4 which I don't know if you've seen
23 before.

24 (FEC Exhibit No. 4 was so marked
25 for identification.)

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1 Q Please take some time to look at this
2 document. Have you ever seen this letter before?

3 A I do not recall ever seeing this letter
4 before.

5 Q Let me describe the document. It is a
6 letter from Working Names signed by Meyer T. Cohen
7 addressed to Patty Reilly, the Federal Election
8 Commission which the letter was received in
9 relationship to MUR 2293. The letter states that
10 Meyer T. Cohen--

11 MR. BIRNBAUM: Is that the matter we are
12 here on today?

13 MR. MARINELLI: Yes. The letter says,
14 "With regard to MUR 2293, we are the owners of the
15 list in question, and therefore the suppliers of the
16 alleged "Decoy" names to the numerous nonprofit
17 organizations names in the complaint."

18 Q I realize you haven't seen this letter
19 before but how would you interpret the statement made
20 by Meyer T. Cohen that he is the owner of the list?

21 MR. BIRNBAUM: I object to the question.
22 I will direct her not to answer. It's a document she
23 has never seen before, the letter speaks for itself.

24 Q Would you categorize that statement made
25 by Meyer Cohen that he is the owner of the list as

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1 accurate?

2 A Under the terms of this agreement, no.

3 MR. BIRNBAUM: As of the date of that
4 letter.

5 A As of the date of that letter.

6 Q Returning back to the contract, I would
7 like to call your attention to page three--

8 MR. BIRNBAUM: Let me say one thing about
9 it. We are assuming here, and maybe for the purposes
10 of getting the foundation for your question, this
11 doesn't mention a list, it mentions the MUR that
12 apparently deals with this Human Rights Proponents
13 list.

14 As part of that question are you
15 representing to Miss Enters that this letter was in
16 answer, when he says we are the owner of the list in
17 question, it is the Human Rights Proponents list?

18 MR. MARINELLI: This was received in
19 relation to that.

20 MR. BIRNBAUM: You have given your answer.

21 Q I would like to call your attention to
22 page three paragraph four which is marked management.
23 That clause states that Working Names would manage
24 the lists--the purchased names and the lists that
25 were received under the contract.

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1 Why was Meyer T. Cohen chosen as the
2 manager of the lists you received under the contract?

3 MR. BIRNBAUM: Why was Working Names
4 chosen is your question?

5 MR. MARINELLI: Yes.

6 A Because it was part of the agreement. I
7 have no other answer for that. It was something part
8 of the agreement. It was agreeable between us that
9 Working Names would manage them and that CELCO would
10 broker them.

11 Q Did you ever discuss the Federal Election
12 law prohibition with Meyer T. Cohen during these
13 contract negotiations?

14 A Only to the extent that I asked for that
15 letter that you have marked as an exhibit.

16 Q I would like to draw your attention to
17 clause seven of the contract which is on page five.
18 From your experience--

19 A Which one are we looking at?

20 Q Page five, clause seven, the clause is
21 marked warranties and representations. From your
22 experience, prior experience, with these types of
23 contracts, is this a common clause in a contract of
24 this kind?

25 MR. BIRNBAUM: I will object only to the
COMPUTER AIDED TRANSCRIPTION/keyword index

1 lack of foundation but if you can answer that, go
2 ahead.

3 A In the few, I have not seen many
4 contracts, but in the few contracts that I have seen
5 there is usually a phrase in there to protect the
6 buyer from purchasing names that have been illegally
7 obtained and there's usually some kind of a phrase
8 that is similar to this, yes.

9 Q Referring to clause eight indemnity, which
10 is on page six, the next page, the clause which
11 states that Working Names will indemnify and hold
12 purchaser harmless from all damages, costs, expenses
13 and losses, attorneys fees, et cetera. Is this
14 clause, from your past experience, also common in
15 purchase contracts?

16 A I have seen similar clauses, yes, in other
17 contracts.

18 Q When Supreme Lists received ownership of
19 the names, did Supreme Lists add anything to those
20 names?

21 A Decoys only.

22 Q Could you describe what a decoy is?

23 A Uniquely spelled name that is registered
24 within my files to prove that a name has been placed
25 within a file, a specific file on a specific date.

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1 It's deliverable, it is a deliverable name.

2 Q Where do those names come from?

3 A Out of my head. I make them up. It has
4 to be deliverable.

5 Q Meaning?

6 A The post office has to be able--in other
7 words, if I was having a name sent to my home and I
8 used the name Rodowsky, it would never be delivered
9 because the postman would not be able to deliver that
10 name. It has to be in some way deliverable.

11 Q What is the purpose for putting decoy
12 names in?

13 A To make sure the person who mails the list
14 is mailing on time, is mailing the proper material
15 and to make sure the list has not been stolen.

16 Q Who is responsible for updating the names
17 on the list?

18 A Forgive me, updating in what sense?

19 MR. BIRNBAUM: Objection.

20 Q Let me rephrase that. You've stated that
21 Supreme Lists did not add any names to the purchased
22 names that it received other than decoy names?

23 A Correct.

24 Q Did Working Names add any names to the
25 purchased names?

1 A Working Names was delivering to Supreme
2 names at the rate of 15,000 per month or thereabouts
3 so names were added up to a certain level. They
4 never reached 400,000.

5 Q About what did they reach?

6 A Somewhere around 200,000. It is in
7 records someplace but somewhere in that vicinity. I
8 don't remember the exact figure.

9 Q What was the reason that was given for
10 Cohen, for Working Names not fulfilling its terms of
11 the agreement?

12 A He said he was not able to find that same
13 quality of names in that amount.

14 Q He never stated where he was getting these
15 names from?

16 A Specifically, no.

17 Q And you never asked him where these names
18 were coming from?

19 A That's his privilege. That is his
20 information to have and that is why the phrase within
21 the contract says, how do they phrase it, it's a
22 trade secret, that was his trade secret.

23 Q He never told you it?

24 A No. Specifically, no.

25 Q Referring back to Exhibit 2 which you

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1 received earlier, the paragraph which I had you read
2 from the bottom of the page. What was your
3 understanding regarding lobbying reports filed with
4 the Secretary and Clerk?

5 A I have no idea what that means. I am not
6 political, I know nothing about politics, I'm sorry.
7 This letter made me comfortable of the fact that he
8 had answered my question that the names he was to
9 supply me were not illegal. That is why I required
10 or asked for this letter.

11 Q If we can return to the contract, I think
12 you alluded to this earlier but I just want to be
13 sure about your statement. Clause six which talks
14 about right of first offer and first refusal and
15 option for additional names?

16 A What page?

17 Q This is on page four. I take it from this
18 provision that you envisioned a long term business
19 relationship between Supreme Lists and Working Names?

20 A Yes, sir, I did.

21 Q Could you repeat again what was the reason
22 that this long term relationship didn't emerge?

23 A Two reasons. He was not able to supply
24 the 400,000 that he said he could. Secondly, the
25 amount of profit that I was to have made did not come

1 to fruition.

2 Q When did you first receive an indication
3 that the purchased names contained a name drawn from
4 FEC reports?

5 MR. BIRNBAUM: Objection. When did she
6 first hear someone make that allegation?

7 MR. MARINELLI: When did she first receive
8 information, I think the question speaks for itself.

9 MR. BIRNBAUM: I object to her answering
10 because the foundation simply is not there.

11 Q Let me rephrase the question. Did you
12 receive any word that there was trouble with the list
13 from any sides, that there was any legal
14 difficulties?

15 A Yes. The first indication I had I
16 received word from one, I believe one of my clients
17 that they had been contacted by, I believe the FEC,
18 for having a name that the FEC felt was improper and
19 that was the first time. I don't remember the date,
20 I'm sorry. It has to be in the papers somewhere but
21 I don't remember the date.

22 Q Do you remember who the client was?

23 A No, sir, I do not.

24 Q What steps did you take when you learned
25 that, when you received that information?

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1 A You are asking me to remember a long time
2 ago.

3 MR. BIRNBAUM: Objection. If any.

4 A It's all in the papers that we put in. I
5 would have to refer to the papers to remember
6 specifically the dates. Forgive me, I don't remember
7 the dates but it's all in the papers that had been
8 filed on this.

9 MR. BIRNBAUM: Off the record.

10 MR. MARINELLI: Off the record.

11 (Discussion held off the record.)

12 MR. MARINELLI: Back on the record.

13 Q When did CELCO cease to broker the list?

14 A The list was withdrawn physically October
15 of '87.

16 Q What was the reason that the list was
17 withdrawn?

18 A Because there had been some problems with
19 the list. I didn't wish to have it on the market at
20 that time, I withdrew.

21 Q When you say "problems," can you please be
22 more specific?

23 A The FEC had contacted some of my clients.
24 Whether at that time I had received something from
25 the FEC myself I do not remember. Again, I'm sorry,

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1 It's not possible for me to remember this.

2 MR. BIRNBAUM: It is not a memory test.

3 Q Whatever you can remember.

4 MR. MARINELLI: I would like to introduce,
5 I believe this would be Exhibit 5.

6 MR. BIRNBAUM: When you say that, you mean
7 you want to mark it for identification?

8 MR. MARINELLI: Right, mark it for
9 identification.

10 Q Please take a few moments to look at this.

11 (FEC Exhibit No. 5 was so marked
12 for identification.)

13 Q Let me describe the document which you are
14 looking at. It is called answers to interrogatories.
15 It was received--it was addressed to the Federal
16 Election Commission and received from Carol Enters
17 List Company. The last page of the document, which
18 is the third page has the date May 28, 1987.

19 Have you seen this document before?

20 A Yes, I have.

21 Q Does it help refresh your memory as to
22 whatever actions you might have taken when you first
23 learned that there was some problems with the list?

24 A What I specifically did that moment, I
25 don't know. I know at one point I certainly

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1 contacted Mike Cohen and I believe contacted my
2 attorney. You asked me when the list was withdrawn
3 physically. It was physically withdrawn in October.
4 I had stopped renting it prior to that and I cannot
5 tell you the date.

6 Q What did Mike Cohen tell you when you
7 contacted him?

8 A That there was no problem, that I was to
9 answer this and he would take care of it.

10 Q When he said "take care of it," was he any
11 more specific?

12 A No.

13 Q What did he do, what steps did he take,
14 that you are aware of, regarding taking care of it,
15 do you know?

16 A I have no way of knowing. I assume he
17 answered the FEC.

18 MR. BIRNBAUM: The notations in the bottom
19 left-hand corner here, are those FEC notations as to
20 the pagination. I don't know that that was on the
21 document we submitted. My copy where it says 16--

22 MR. MARINELLI: That is our notation.

23 Q Referring back again to the August
24 contract clause eight of the contract which is on
25 page six indemnification. Did you take any action

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1 pursuant to that clause after you received
2 information that there was a problem with the list?

3 MR. BIRNBAUM: Off the record.

4 (Discussion held off the record.)

5 MR. MARINELLI: On the record. The
6 attorney for the respondent is conferring with his
7 client.

8 Off the record.

9 (Discussion held off the record.)

10 MR. MARINELLI: On the record.

11 Q Did Meyer T. Cohen take any action to
12 reimburse you for any expenses you had?

13 A He did reimburse me for my answers to the
14 FEC, yes.

15 Q Did he take any other actions?

16 MR. BIRNBAUM: For some attorneys' fees in
17 connection with that?

18 A Yes.

19 Q Did he take any other action to mitigate
20 your expenses other than the attorneys' fees?

21 A No.

22 Q Did you ask for anything else?

23 A No.

24 Q I'd like to refer your attention on page
25 six to repurchase guarantee, if I may describe, which

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1 indicates that "In the event that purchaser, having
2 made good faith efforts to market the use of the
3 purchased names, has not received a total of \$100,000
4 in fees from the use or sale of the purchased names
5 or those purchased under paragraph six...."

6 The clause requires that the seller
7 repurchase the list. Did Meyer Cohen repurchase the
8 list?

9 A Ultimately, yes.

10 Q What was the reason he repurchased the
11 list?

12 A I had not received the amount of profit
13 that he said I would.

14 Q Was the list profitable?

15 MR. BIRNBAUM: We are talking about the
16 list or all the lists?

17 MR. MARINELLI: All the lists.

18 MR. BIRNBAUM: We are talking about all
19 the names.

20 A All the names purchased by Supreme?

21 Q Yes.

22 A Were they profitable? Did I make a profit
23 over and above what I paid for them?

24 Q Yes.

25 A I don't know. I would have to look at

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1 figures. I don't remember.

2 Are you asking me did I have a loss?

3 Q Did you have a loss?

4 MR. BIRNBAUM: At the end of the
5 transaction?

6 MR. MARINELLI: At the end of the
7 transaction.

8 A Before he repurchased them?

9 Q That's right. Let me rephrase.

10 A Forgive me, without looking at a figure I
11 can't answer this. I'm not a bookkeeper.

12 MR. BIRNBAUM: Don't explain. You know or
13 you don't.

14 Q Did you receive a total of \$100,000 in
15 fees for the use of sale of the purchased names?

16 A Prior to his repurchasing it, no, I did
17 not.

18 Q So it was under this particular provision
19 of the contract that he repurchased the names?

20 A Did I then make a profit on it?

21 Q No. I mean to say, when he rebought the
22 names, he rebought them pursuant to this particular
23 provision of the contract, in other words; is that
24 correct?

25 A Yes.

1 Q I wanted to be sure on that. Generally
2 what types of representations do brokers make
3 regarding legality of the lists that they broker?

4 MR. BIRNBAUM: Is this limited at all in
5 time or segments of the industry? I will object and
6 I will let you answer if you have any understanding.

7 A The only norm in the industry is that the
8 data cards that they send out usually say to the best
9 of their knowledge the information here is correctly
10 represented.

11 Q There's no, to the best of your knowledge,
12 in the industry there's no warranty made that the
13 list is not drawn from illegal sources?

14 A Warranty, no.

15 Q Did CELCO make any particular warranties
16 to customers regarding the legality of the lists that
17 it was brokering?

18 A No.

19 Q Let me see if I understand this. Even
20 though you had the contract which gave you a special
21 warranty, gave Supreme Lists a warranty that the use
22 of the names was legal, you didn't make any special
23 warranty to any of the companies, to any of the
24 customers that CELCO brokered the list to?

25 MR. BIRNBAUM: I object. It has been
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1 asked and answered but also you've got Supreme, then
2 you've got CELCO. I think you got the answer:

3 MR. MARINELLI: I would like to get a
4 specific answer.

5 A CELCO never represented these lists in any
6 way different than any other--

7 MR. BIRNBAUM: No, my objection--

8 Q No special steps were taken?

9 A No.

10 MR. MARINELLI: I would like to take a
11 break now for a few minutes.

12 (Recess taken.)

13 MR. MARINELLI: Back on the record.

14 Q I know this is repetitious but I wanted to
15 review some of the information that you have given us
16 earlier in the deposition to make sure we are clear
17 about certain issues.

18 I know this is repetitious, but did anyone
19 from CELCO or Supreme Lists have any role in creating
20 the list, in helping Meyer Cohen compile the list?

21 A Absolutely not.

22 Q Do you remember what Meyer Cohen told you
23 about the origin of the names on the list?

24 MR. BIRNBAUM: Objection.

25 A Only what I told you before

1 MR. MARINELLI: I would like to begin the
2 process now of closing this session--I'm sorry, if
3 you would like to ask any questions to examine of the
4 witness at this time you may.

5 MR. BIRNBAUM: I appreciate that and I
6 don't have anything, thank you.

7 MR. MARINELLI: I would like to begin the
8 process of closing this particular session of the
9 deposition.

10 First, I would like to remind you that the
11 confidentiality provisions of 2 U.S.C. section
12 437g(a) applies to the investigation and nothing in
13 this investigation can be made public without written
14 consent of the respondents. Written consent has not
15 been given in this matter from the other respondents
16 in this matter.

17 Are you waiving your ^{right} ~~write~~ to read and
18 sign the transcript? B.G.=K

19 MR. BIRNBAUM: No.

20 MR. MARINELLI: There is a witness fee and
21 a mileage check--witness fee that you will be
22 receiving. We don't have it prepared at this time
23 but you will be receiving it.

24 What address would you like it to be sent
25 to?

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1 MR. BIRNBAUM: If you have Mrs. Kerle's
2 address in Virginia, send it to her.

3 MR. MARINELLI: Also we will need a
4 statement of the amount of mileage traveling to the
5 deposition here in New York.

6 THE WITNESS: Not from Virginia?

7 MR. MARINELLI: That also would be needed.

8 MR. BIRNBAUM: How is that computed? How
9 much is that per mile?

10 MR. MARINELLI: 24 cents.

11 MR. BIRNBAUM: 24th Street. We will
12 accept whatever you deem appropriate on that.

13 THE WITNESS: I won't sue you for the
14 difference.

15 MR. MARINELLI: Rather than closing the
16 deposition outright, we will be closing this session
17 but continuing it so if sometime if it's necessary we
18 may be deposing your client again.

19 MR. BIRNBAUM: I obviously, I will note my
20 objection to that. We are here today, we are
21 prepared to stay and answer whatever questions you
22 have.

23 I will note my objection to any
24 continuation of the deposition and having her brought
25 back.

1 Obviously you and I will have a chance at
2 that point to discuss this. I do want to ask, I want
3 to ask about this confidentiality provision that you
4 referred to. Really ask for an explanation of what
5 that means in terms of what we can and can't talk
6 about. I was unaware of that.

7 MR. MARINELLI: The confidentiality
8 provision of course allows you can talk with your
9 client regarding the elements of the case. It means
10 you can't make public any information in these
11 proceedings.

12 MR. BIRNBAUM: Information that she has
13 given or that we have learned?

14 MR. MARINELLI: I believe it applies both
15 ways. You can't discuss it with anyone outside of
16 the attorney-client area, other than your paralegals
17 and things like that, that relate to representation.

18 MR. BIRNBAUM: Okay. I mean in terms of
19 information we have either given you or the questions
20 you've asked.

21 MR. MARINELLI: Right.

22 MR. BIRNBAUM: It doesn't include the fact
23 of going to a deposition or the fact of answering
24 questions.

25 MR. MARINELLI: We would have to--I would

COMPUTER AIDED TRANSCRIPTION/keyword index

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1 have to get guidance to that particular issue.

2 MR. BIRNBAUM: If you have the reporter
3 read back what's the reference

4 MS. WEISSENBORN: 437g(a). It is the
5 General Confidentiality Provision.

6 MR. BIRNBAUM: What's the beginning?

7 MR. MARINELLI: Two U.S.C. That's it.

8 Thank you.

9 (TIME NOTED: 11:39 a.m.)

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Carol Emery Kerle

Embossed Hereon is My
Commonwealth of Virginia, Notary Public Seal
My Commission Expires April 8, 1993
MARIE BERTUCCI

Subscribed and sworn to before

me this 9th day of July, 1990

Maria B. Burt Notary Public

C E R T I F I C A T I O N

I, IRENE TRIGNANI, a shorthand reporter
and notary public, within and for the State of New
York, do hereby certify:

That I reported the examination in the
matter of Carol Enters List Company, Inc. and Supreme
Lists, Inc., on May 31, 1990, 26 Federal Plaza, New
York, New York, and that this is an accurate copy of
what transpired at that time.



IRENE TRIGNANI,

Shorthand Reporter



FEDERAL ELECTION COMMISSION

WASHINGTON, DC 20463

EXHIBIT

S-31-70
EX 1 for ID JT

July 13, 1983

Mrs. Carol Enters
CELCO
381 Park Avenue South
Room 919
New York, New York 10016

Dear Mrs. Enters:

Pursuant to an investigation being conducted by the Federal Election Commission, the Commission seeks responses from you to the attached interrogatories. Please submit responses to these interrogatories within ten days of your receipt of this letter. Your responses should be submitted under oath.

Since this information is being sought as part of an investigation being conducted by the Commission, the confidentiality provisions of 2 U.S.C. § 437g(a)(12)(A), a section of the Federal Election Campaign Act of 1971, as amended, will apply. This section prohibits the making public of any investigation conducted by the Commission without the express written consent of the person with respect to whom the investigation is made. No such consent has been given in this matter.

If you have any questions, please contact Jonathan Levin at 202-523-4529.

Sincerely,

Charles N. Steele
General Counsel


By: Kenneth A. Gross
Associate General Counsel

Enclosure
Interrogatories

9374051-733

FEDERAL ELECTION COMMISSION

TO: Carol Enters
CELCO

INTERROGATORIES

For purposes of these interrogatories, the term "you" refers to either Carol Enters or CELCO, whichever is appropriate.

1. State the name, address, and phone number of the individual or entity for whom you brokered the list known as "Truly Conservative" that you later rented to the American Printing House for the Blind. If an entity is involved, state the principals of the entity and the address and phone number of these principals.

2. Have you ever inquired as to the origin of the list?

a. What information did you receive as to the origin of the list?

b. Provide the name, address, and phone number of the person who provided this information to you.

3. Have you ever done business with Working Names, Inc., or Meyer T. Cohen?

a. If so, list the occasions when you have done business with Working Names or Meyer T. Cohen and describe the circumstances surrounding such dealings.

b. State what, if any, representations were made to you as to the origin of the lists involved in the transactions referred to in your answer to question 3a. State who made each such representation and state the name, address, and phone number of this person.

4. At the time that you brokered the "Truly Conservative" list were you aware whether or not Meyer Cohen or Working Names was in the business of producing or managing lists for political organizations?

92040894136



381 PARK AVENUE SOUTH, NEW YORK, N.Y. 10016
(212) 684-1881

PO: 10

July 27, 1983

Mr. Kenneth A. Gross
Associate General Counsel
FEDERAL ELECTION COMMISSION
Washington, DC 20463

Dear Mr. Gross:

In answer to your letter of July 15th -- received by me
at the above address July 20th -- I have answered the
interrogatories (per the attached sheet) as follows:

1. WORKING NAMES
4421A East-West Highway
Bethesda, MD 20014
301/656-5103
Mike Cohen
Harriet Heyman
Their new address:
1600 Boiling Brook Place
Rockville, MD 20824
301/231-8001

2a&2b:

When I inquired as to the origin of the list TRULY CONSERVATIVE
I was told that the names on the list were taken solely from
information gathered by and made available to the public by the
Secretaries of State in those states who maintain records on
political contributions. I was informed that this information
is available for review and use by any member of the public for
any purpose.

3. I have been doing business with WORKING NAMES and Mike Cohen
since I started CELCO in 1979, and had worked with him for a time
while employed by Prescott Lists. I do not know the exact date that
I started working with WORKING NAMES, as the records of PRESCOTT
LISTS are not available to me at this time.

3a. WORKING NAMES (Mike Cohen) recommended various lists to me
for me to represent to my various clients, and I arranged for
test quantities to be ordered. In many cases the tests were suc-
cessful and continuation orders of larger quantities were placed.

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page two

3b. Where I made inquiries as to the origin of the various lists Mike Cohen (name and address above) told me what I have already stated in the answer to Item #1.

4. To my knowledge WORKING NAMES and/or Mike Cohen has never been in the business of "PRODUCING" lists for any organization. I also have no knowledge of any affiliation with any "political organization" nor that they ever managed lists for any "political organizations."

I hereby swear under the penalties of perjury that the above information is true and correct to my personal knowledge.

Carol Enters

Carol Enters
President

July 27, 1983

NEW YORK
JUL 27 1983

Joanna Palmer

JOANNE V. PALMER
New York
New York County
Commission Expires March 30, 1985

92040894138

EXHIBIT

5-31-90
EX 2 for ID

EPSTEIN BECKER BORSODY & GREEN, P.C.

ATTORNEYS AT LAW

1140 19TH STREET, N.W.

WASHINGTON, D.C. 20036

(202) 861-0900

250 PARK AVENUE
NEW YORK, NEW YORK 10177
(212) 370-9800

MALLICK TOWER
ONE SUMMIT AVENUE
FORT WORTH, TEXAS 76102
(817) 334-0701

1875 CENTURY PARK EAST
LOS ANGELES, CALIFORNIA 90067
(213) 556-8861

FOUR EMBARCADERO
SAN FRANCISCO, CALIFORNIA 94111
(415) 398-5565

P.C. IN NEW YORK AND
WASHINGTON, D.C. ONLY

July 10, 1985

Mr. Meyer T. Cohen
President
Working Names, Inc.
11600 Boiling Brook Place
Rockville, Maryland 20852

Dear Mike:

You have asked us whether federal law prohibits the copying and subsequent commercial use of information obtained from publicly-available [REDACTED] reports which are filed pursuant to the Federal Regulation of [REDACTED] Act, 18 U.S.C. [REDACTED] et seq. ("the Act"). In short, it is our opinion that such activity is not prohibited by federal law.

[REDACTED]

It is our understanding that you and/or individuals from your company, Working Names, Inc., plan to copy lobbying reports filed with the Secretary and Clerk, and, subsequently, to use information included in the reports in compiling direct-mail lists. These lists will then be marketed and otherwise placed into commerce by Working Names.

9 2 0 4 0 8 9 4 1 3 9

Mr. Meyer Cohen
July 10, 1985
Page 2

Our research has not revealed any federal statutes which prohibit the copying and commercial use of information obtained from publicly-available [REDACTED] reports filed pursuant to the Act. Unlike the Federal Election Campaign Act of 1971 which expressly prohibits the commercial use of information obtained from Federal Election Commission reports filed with the Commission, see 2 U.S.C. § 438(a)(4), the Act does not address, and therefore does not prohibit, the copying and subsequent commercial use [REDACTED]. Nor have we found any other federal statutes which would prohibit such activity.

Accordingly, it is our opinion that federal law does not prohibit the copying and subsequent commercial use of information obtained from [REDACTED] filed pursuant to the Act. Moreover, representatives from the General Counsel's Offices [REDACTED] orally concurred with this opinion.

If you have any further questions regarding this matter, please do not hesitate to contact this office.

Very truly yours,


William C. Oldaker


Leslie J. Kerman

WCO/LJK:ms

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provide to Purchaser, on the delivery schedule set forth in Paragraph 2 hereof, all available documents showing each contributor's name(s), address, city, state, zip code, the dollar amount of contributions made, the name of the political entity to which the contributions were made and the date of the report listing such contributions.

2. Delivery of the Purchased Names. WNI shall deliver to Purchaser the Purchased Names at the rate of no less than Fifteen Thousand (15,000) names per week, commencing with the week following the date on which this Agreement is executed, in a manner determined by Purchaser in consultation with WNI to take account of the frequency of updating of the List so as to obtain the latest version of the List and the most current information on the Purchased Names.

3. Price and Payment. In consideration of the purchase and sale of the Purchased Names described in Paragraph 1 and the other terms and conditions of this Agreement, Purchaser agrees to pay WNI the sum of Sixty-four Thousand Dollars (\$64,000.00), to be paid as follows: Fifteen Thousand Dollars (\$15,000.00) upon execution of this Agreement; Twenty-five Thousand Dollars (\$25,000.00) on October 1, 1985, as evidenced by a non-negotiable promissory note executed by Purchaser on the date of execution of this Agreement; and Twenty-four Thousand Dollars (\$24,000.00) on January 1, 1986, as evidenced by a non-negotiable promissory note executed by Purchaser on the date of execution of this Agreement. Said promissory notes shall not bear any interest if paid on the due date or within five (5) days. If not paid on the due date or within five (5) days thereafter, the notes shall bear interest from the due date at the rate of the prime rate per annum charged by Riggs National Bank as of the due date.

4. Management. WNI agrees to manage the use of the Purchased Names, and WNI shall receive a fee therefor in the amount of Ten Percent (10%) of the rental fees received by Purchaser for use of the Purchased Names. Said amounts shall be deducted from rental fees collected by WNI from the users or brokers of the Purchased Names and the balance of said rental fees promptly remitted to Purchaser.

5. Exclusivity; Non-Disclosure. For a period of ten (10) years from the date of this Agreement, WNI shall not (a) sell the Purchased Names or any other names from the Grouping Criteria to any other party; or (b) reveal, disclose, or make known to any other party, the Purchased Names, any other names from the Grouping Criteria, the Grouping Criteria themselves or the source of the List or any other information furnished to WNI from Purchaser, if such disclosure results in the use of the names sold hereunder or the source of the List (except to those employees, agents and attorneys of WNI necessary to obtain or make use of the List in the manner provided for in this Agreement); or (c) retain a copy of the Purchased Names in any form, whether in hard copy, computer or any other recorded or mechanical format. For a period of ten (10) years from the date of this Agreement, neither party shall reveal, disclose, or make known to any other party the origin or source of the List, if such disclosure results in the use of the source of the List. In the event either party violates their respective obligations under this exclusivity portion of the Agreement, the parties agree that the other party shall be entitled to immediate injunctive relief to restrain the disclosing party's actions in violation of this Agreement without the necessity of the other party having to prove irreparable injury. In addition, since the damages which would be caused to Purchaser by WNI by a violation of WNI's obligations under this exclusivity portion of this Agreement would be

difficult or impossible of measurement, WNI agrees to pay liquidated damages to the Purchaser in the amount of Three Hundred Thousand Dollars (\$300,000.00) upon a showing of a violation by WNI of its obligations under this exclusivity portion of this Agreement if such violation results in the use of the names sold hereunder or the use of the source of the List.

6. Right of First Offer and First Refusal; Option for Additional Names.

(a) In the event that WNI wishes to sell names on the List other than the Purchased Names and names from the Grouping Criteria, WNI shall first offer to sell such other names to Purchaser and shall thereafter allow Purchaser an opportunity for thirty (30) days to match any offer to purchase such other names by a third party, provided, however, that if Purchaser knows that Purchaser has no interest in the names offered by WNI, Purchaser will promptly inform WNI that it may sell such names to a third party. If Purchaser matches such offer within said thirty (30) day period, WNI shall sell such other names to Purchaser on the offered terms and conditions; otherwise, Purchaser shall have no further rights to such other names.

(b) By way of addition to and not limitation of subparagraph (a) of this Paragraph 6, upon completion of delivery to Purchaser by WNI of the entire Four Hundred Thousand (400,000) Purchased Names as provided hereinabove, WNI hereby grants to Purchaser, and Purchaser shall have, the option for five (5) years thereafter, exercisable in Purchaser's sole discretion, to require WNI to continue to furnish and sell to Purchaser additional names from the Grouping Criteria ("Additional Names") on the same delivery schedule set forth in Paragraph 2 (i.e., Fifteen Thousand names per week). WNI shall pay the costs of collecting and furnishing the Additional Names to Purchaser, and Purchaser shall pay the costs of keypunching the Additional Names. WNI shall manage the use of the Additional Names, and any

monies received from the rental or commercial use of the Additional Names (not including the Purchased Names) shall be divided between WNI and the Purchaser, after brokerage commissions, management fees, computer charges, and shipping charges, as follows: thirty-five percent (35%) to WNI and sixty-five percent (65%) to Purchaser. The Additional Names shall become the property of and shall be solely owned by Purchaser. In the event that WNI continues to furnish and sell Additional Names to Purchaser after the end of the ten (10) year exclusivity period set forth in Paragraph 5, the exclusivity period shall be extended until two (2) years after the last date on which WNI furnishes and sells Additional Names to Purchaser.

7. Warranties and Representations. WNI agrees, warrants, and represents to Purchaser that: -

(a) WNI has not revealed, disclosed, or made known to any other person except those attorneys, agents, and employees of WNI necessary to obtain or make use of the List in the manner provided for in this Agreement, the origin or source of the List or any of the names on or from the List, nor has WNI previously used or sold any of the names on or from the List;

(b) WNI has not previously sold or licensed to any person any of the names on or from the List or the origin or source of the List;

(c) WNI believes that it is and will be lawful and proper for WNI and Purchaser freely to copy and commercially use the names on the List, and that WNI has no information which would lead a reasonable person to believe that the copying and commercial use of names on or from the List is or will be unlawful, improper, or unauthorized by any Federal, State, or local government agency;

(d) WNI has obtained an opinion from counsel (a redacted copy of which is attached hereto) that the copying and commercial use of names on or

from the List is neither unlawful nor unauthorized by any government or agency and has made Purchaser the beneficiary of such opinion of counsel by informing counsel that Purchaser is relying on such opinion.

8. Indemnity. WNI shall indemnify and hold Purchaser harmless from all damages, costs, expenses, losses, and attorneys' fees incurred by Purchaser as a result of any violation by WNI of any of the terms of this Agreement, including but not limited to the warranties and representations contained in Paragraph 7 or in the event that the use of the list is declared to be illegal or unauthorized by any governmental agency or political entity, provided that if the names purchased hereunder are mixed by the Purchaser with names from other sources this indemnity shall be null and void unless the names for which the claim is made are identified as having been purchased hereunder.

9. Repurchase Guarantee. In the event that Purchaser, having made good faith efforts to market the use of the Purchased Names, has not received a total of One Hundred Thousand Dollars (\$100,000.00) in fees from the use or sale of the Purchased Names or those purchased under Paragraph 6 by a date two (2) years from the date of this Agreement, WNI agrees, at the option and in the sole discretion of Purchaser, to repurchase from Purchaser the Purchased Names and other names purchased under Paragraph 6 and to pay Purchaser therefor the sum of One Hundred Thousand Dollars (\$100,000.00), less the gross earnings of Purchaser from the Purchased Names and the names purchased under Paragraph 6 minus computer keypunching and running and shipping charges incurred, such sum to be paid to Purchaser by WNI within three (3) months thereafter.

10. Reservation of Rights. So long as the source of the List is known only to WNI, WNI reserves all rights to the List other than (a) the Purchased

Names and (b) any other names provided to Purchaser under Paragraph 6.

11. Assignment. This Agreement may not be assigned by either party, provided, however, that Purchaser may make unrestricted commercial use, including rental or resale, of the Purchased Names and any other names provided to Purchaser under Paragraph 6. Purchaser shall inform WNI of any resale or commingling of lists, which commingling shall contain information sufficient to identify the source of the names.

12. Default. In the event Purchaser fails to pay any of the payments described in Paragraph 3 when due, upon ten (10) days written notice to Purchaser by WNI and Purchaser's failure to make the outstanding payment within an additional five (5) days, WNI shall have no further obligation to continue to deliver the Purchased Names to Purchaser.

13. Jurisdiction and Consent to Service of Process. WNI and its principals agree that any dispute or controversy related to, arising out of, or concerning this Agreement or the purchase and sale of names from the List hereunder shall be decided by a court of competent jurisdiction (whether Federal or State) in New York State. WNI and its principals hereby waive any objection to and agree not to contest the personal jurisdiction of the New York courts in any such dispute or controversy. WNI and its principals also hereby consent and agree that, without excluding any other lawful means of service of process on them in such dispute or controversy, it shall be complete, good, and sufficient service of process on WNI and its principals to mail a copy of such process by certified mail, return receipt requested, to WNI and its principals at the address for WNI set forth in Paragraph 15.

14. Construction. This Agreement sets forth the entire Agreement between the parties, and may not be amended or modified without a written document

executed by the parties. This Agreement shall be construed in conformity with the laws of the State of New York. Should any provision of this Agreement be void or unenforceable, such provision shall be deemed omitted, and this Agreement with such provision omitted shall remain in effect.

15. Notice. Any notice required by this Agreement shall be addressed as follows:

to WNI: **WORKING NAMES, INC.**
c/o Meyer T. Cohn
11600 Boiling Brook Parkway
Rockville, Maryland 20852

with a copy to: **Jeffrey M. Axelson, Esquire**
VAN GRACK, AXELSON & WILLIAMOWSKY
109 North Adams Street
Rockville, Maryland 20850

and if to Purchaser: **SUPREME LISTS, INC.**
c/o Richenthal & Birnbaum, P.C.
950 Third Avenue
New York, New York 10022

with a copy to: **George Birnbaum, Esquire**
Richenthal & Birnbaum, P.C.
950 Third Avenue
New York, New York 10022

IN WITNESS WHEREOF, the parties have executed this Agreement as of the date first above written.

WORKING NAMES, INC.

Gina Longchella
Witness

By: Meyer T. Cohn

Meyer T. Cohn, President

SUPREME LISTS, INC.

George Birnbaum
Witness

By: Carol Enters

Carol Enters, President

WORKING NAMES, INC.

11600 Bolling Brook Place
Rockville, Maryland 20852

301/231-8001

DIRECT MAIL CONSULTANTS
FUND RAISING
LIST MANAGEMENT



ENC 1

December 11, 1986

Miss Patty Reilly
Federal Election Committee
Washington, DC 20463

Dear Miss Reilly:

With regard to MUR 2293, we are the owners of the list in question, and therefore the suppliers of the alleged "Decoy" name to the numerous non-profit organizations named in the complaint.

This name did not come from the FEC files, but is the result of a merge/purge of several sources from our own files.

We are prepared to give you full detail as needed.

Sincerely,

Meyer T. Cohen
President

MTC/elf
cc: Tom Johnson

EXHIBIT

5-31-90
EX 4 for ID

DEC 15 10:27

86 DEC 15 10:58

RECEIVED AT THE FEC

11050

BEFORE THE FEDERAL ELECTION COMMISSION

IN RE: Carol Enters List Company, Inc.)

MUR 2293

Answers to Interrogatories

Q1. Identify the person from whom you obtained the List or the rights to a List entitled "Human Rights Proponents."

A1. Carol Enters List Co., Inc. ("CELCO") is a list broker. Working Names, Inc. is the manager of the list known as "Human Rights Proponents." The owner of this list is Supreme Lists, Inc. ("Supreme"). Carol Enters is the owner and/or controlling shareholder of both CELCO and Supreme. By contract dated August 16, 1985, Working Names, Inc. sold the list to Supreme. Thereafter, on occasion CELCO as broker arranged for the rental of that List to its mailers. Copies of the data card from Working Names, Inc. dated October 1985 and CELCO's data card dated April 1987 are attached as Exhibits.

Q2. Identify the person that first informed you about the existence of the List.

A2. Knowledge of the List was first presented to CELCO by Mike Cohen of Working Names, Inc.

Q3. Describe the negotiations between your organization and the person noted in your answer to question one, including but not limited to:

- a. the date the negotiations began and ended
- b. the price paid for the rights to the List

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c. representations or warranties made (if any) regarding the sources of names contained on the List and whether any names had been illegally obtained.

A3. As presented Interrogatory 3 is non-descriptive of the relationship between CELCO and Working Names, Inc. As per the data cards, the rental price, terms, etc. of the list are shown. CELCO received a commission of 20% of the rental fee on those occasions when its mailers rented names from the List.

With respect to the sale of the list by Working Names, Inc. to Supreme, the answers to parts (b) and (c) of Interrogatory 3 are contained in that certain contract between the parties dated August 16, 1985, a copy of which will be produced herewith. Negotiations concerning that contract began in July, 1985 and ended with the signing of the contract in August, 1985.

Q4. Identify all persons you have provided with the List, the dates of the provision and the fee paid by such person.

A4. See attached computer printout. It is believed that this list is complete. We are searching our records to see if there were any other mailers or transactions.

Q5. Describe the negotiations relating to your rental of the List to each person listed in your answer to question 4, including but not limited to, any warranties or representations regarding sources of the names on the List and whether any of these names had been illegally obtained.

A5. CELCO presented to mailers the data card attached. In a typical transaction mailers test the List and make their own

determinations based on the results of the test as to whether they have any further interest in using the List. CELCO makes no warranties or representations in that CELCO is not the compiler of the List. CELCO had no knowledge and indeed today has no knowledge that any of the names on the subject List were obtained illegally.

Q6. State whether you modified the List prior to its rental to third parties.

A6. No.

RESPONSES TO REQUEST FOR DOCUMENTS AND MATERIALS

1. As noted above, CELCO arranges for the rental of the list to its mailers. Typical invoices or rental orders are attached. In addition, although arguably not called for, in order to make a complete response documents pertaining to the acquisition of the list from Working Names, Inc. by Supreme are also attached.

2. None.

I have answered the foregoing Interrogatories and responded to the foregoing Request for Documents and Materials on behalf of Carol Enters List Co., Inc. having been so authorized by said corporation to do so. My answers are based upon personal knowledge and are made under the pains and penalties of perjury.

Carol Enters List Co., Inc.

By: Carol Enters

Carol Enters, President

Sworn and subscribed to before me this 28 day of May, 1987.

George P. Birnbaum
Notary Public

My Commission Expires: 1/31/89

GEORGE P. BIRNBAUM
Notary Public, New York
No. 250002
Qualified in New York County
Commission Expires March 29, 1989

Apr 31, 1989

CORRECTIONS TO DEPOSITION

[illegible]

22040894153

THIS IS THE END OF MUR # 2293

9 2 0 4 0 8 9 4 1 5 4



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 2293

DATE FILMED 3/13/72 CAMERA NO. 1

CAMERAMAN SGG

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