



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

9-21-87

THE FOLLOWING MATERIAL IS BEING ADDED TO THE  
PUBLIC FILE OF CLOSED MUR 2322

87040654230

GCC 3483

07 MAY 29 P 3: 26

RECEIVED  
GENERAL COUNSEL

PETER B. BUNDARIN, SR.  
LIC. B-535-680-088-557  
38554 BART PH. 455-3028  
CANTON, MICH. 48187

1802

May 25 1987 9-32/720

PAY TO THE ORDER OF Federal Election Commission \$ 500.00  
Five Hundred DOLLARS

National Bank of Detroit  
Ford Road-Canton Center Office  
Canton, Michigan 48187

Peter B. Bundarin

MEMO  
+00720003261 1802 76325405

GCC 3483

RECEIVED

Cecilia Lieber

704054231

MEMORANDUM

TO: Debra A. Reed *Trimiew*

FROM: *Cecilia Lieber*

TO: *Cecilia Lieber*

FROM: Debra A. Reed *Trimiew*

CHECK NO. 1802 (a copy of which is attached) RELATING  
TO MUR 2322 (Drury) AND NAME Bundarin for Congress  
WAS RECEIVED ON 5/29/87 Michael J. Zelenock, as treas.  
WHICH IT SHOULD BE DEPOSITED:

- / ☒ BUDGET CLEARING ACCOUNT (#95F3875.16)
- / / CIVIL PENALTIES ACCOUNT (#95-1099.160)
- / / OTHER \_\_\_\_\_

SIGNATURE Debra A. Trimiew DATE 5/29/87



LAW OFFICES  
Bundarin and Associates  
North Canton Plaza  
7264 Sheldon Road  
Canton, Michigan 48187

87040542



Federal Election Commission  
Washington D.C. 20463

87 MAY 26 49:08

RECEIVED - IE-FEC



**FEDERAL ELECTION COMMISSION**  
WASHINGTON, D.C. 20463

THIS IS THE BEGINNING OF MUR # 2322  
DATE FILMED 10/29/87 CAMERA NO. 3  
CAMERAMAN LPC

87040561400

PUBLIC RECORD INDEX - MUR 2322

1. Memo, 11 Dec 86, John D. Gibson (Reports Analysis Division) to Charles N. Steele (Reports Analysis Division) to Charles N. Steele (General Counsel), Subj: Referral of Bundarin for Congress, w/atch (RAD Referral Package).
2. First General Counsel's Report, 9 Jan 87.
3. Certification of Commission action, 14 Jan 87.
4. Ltr, dtd 21 Jan 87, Scott E. Thomas (Chairman, FEC) to Michael J. Zelenock (Treas, Bunderin for Congress).
5. Ltr, dtd 11 Feb 87, Peter B. Bandzrin to FEC.
6. General Counsel's Report, 17 Apr 87.
7. Certification of Commission action, 22 Apr 87.
8. Ltr, dtd 24 Apr 87, Lawrence M. Noble (Acting General Counsel) to M.J. Zelenock.
9. Coy of Civil Penalty Penalty check, 25 May 87.
10. General Counsel's Report, 1 Jun 87.
11. Certification of Commission action, 5 Jun 87.
12. Clsg. ltr, dtd 8 Jun 87, L.M. Noble to M.J. Zelenock, w/atch (Executed Conciliation Agreement).

-END-

NOTE: In preparing its file for the public record, O.G.C. routinely removes those documents in which it perceives little or no public interest, and those documents, or portions thereof, which are exempt from disclosure under the Freedom of Information Act.

87040561401

**FEDERAL ELECTION COMMISSION**

WASHINGTON, D.C. 20463

December 11, 1986

**MEMORANDUM**

**TO:** CHARLES N. STEELE  
GENERAL COUNSEL

**THROUGH:** JOHN C. SURINA  
STAFF DIRECTOR

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

**SUBJECT:** REFERRAL OF BUNDARIN FOR CONGRESS

This is a referral of the Bundarin for Congress committee (the "Committee"). The Committee has failed to file the 1986 October Quarterly Report of Receipts and Disbursements.

If you have any questions, please contact Linda Tangney at 376-2480.

Attachment

87040361402

## REPORTS ANALYSIS REFERRAL

TO

OFFICE OF GENERAL COUNSEL

DATE: December 11, 1986

ANALYST: Linda Tangney

I. COMMITTEE: Bundarin for Congress  
(C00203976)  
Michael J. Zelenock  
P.O. Box 87068  
7264 Sheldon Road  
Canton, MI 48187

II. RELEVANT STATUTE: 2 U.S.C §434(a)(2)(A)(iii)  
11 CFR 104.5(a)(1)(iii)

## III. BACKGROUND:

Failure to File a Required Report of Receipts  
and Disbursements

The Bundarin for Congress committee (the "Committee") failed to file the 1986 October Quarterly Report of Receipts and Disbursements. Prior Notice was sent September 19, 1986, informing the Committee that the 1986 October Quarterly Report was due on October 15, 1986 (Attachment 2). A Non-Filer Notice was sent to the Committee on November 13, 1986, for failure to file the October Quarterly Report (Attachment 3). The Non-Filer Notice informed the Committee that failure to file this report might result in audit or legal enforcement action.

On December 5, 1986, a Reports Analysis Division analyst telephoned the candidate to inquire about the October Quarterly Report. Mr. Bundarin stated that they were having problems with their computer, but intended to file the report within two weeks (Attachment 4).

To date, no response has been received.

## IV. OTHER PENDING MATTERS INITIATED BY RAD:

None.

97040561403

## CANDIDATE INDEX OF SUPPORTING DOCUMENTS - (E)

PAGE 1

CANDIDATE/COMMITTEE/DOCUMENT	OFFICE SOUGHT/	PARTY	RECEIPTS		DISBURSEMENTS		COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
			PRIMARY	GENERAL	PRIMARY	GENERAL			
BUNDARIN, PETER BRUCE	HOUSE 15 REPUBLICAN PARTY				MICHIGAN		1986 ELECTION	ID# H6N115010	
1. STATEMENT OF CANDIDATE									
1986 STATEMENT OF CANDIDATE							19MAR86		1 86HSE/298/4254
2. PRINCIPAL CAMPAIGN COMMITTEE									
BUNDARIN FOR CONGRESS							ID# C00203976 HOUSE		
1986 STATEMENT OF ORGANIZATION							19MAR86		1 86HSE/298/4253
STATEMENT OF ORGANIZATION - AMENDMENT							24JUL86		1 86HSE/310/4684
PRE-PRIMARY			5,575		4,468		1APR86 -16JUL86		16 86HSE/311/0239
REQUEST FOR ADDITIONAL INFORMATION							1APR86 -16JUL86		2 86FEC/427/4407
NOTICE OF FAILURE TO FILE							16JUL86 -30SEP86		1 86FEC/444/1287
TOTAL			5,575	0	4,468	0			21 TOTAL PAGES
3. AUTHORIZED COMMITTEES									
4. JOINT FUNDRAISING COMMITTEES AUTHORIZED BY THE CAMPAIGN									

The 12 Day Pre-Primary Report has been reviewed.  
 Outstanding debts as of 7/16/86: \$2350\*  
 Ending cash-on-hand as of 7/16/86: \$1106

\*The 12 Day Pre-Primary Report did not disclose this amount on Line 10 of the Summary Page; however, this amount was reflected as a loan on Line 13(a) of the Detailed Summary Page, and supporting Schedules A and C.



# QUARTERLY REPORT NOTICE

## FEDERAL ELECTION COMMISSION

### CANDIDATE COMMITTEES

September 19, 1986

#### WHO MUST FILE

The principal campaign committee of each Congressional candidate seeking election in 1986 must file a quarterly report by October 15, 1986. All other candidate committees should see below (Semiannual Filers) for their reporting schedule.

#### WHAT MUST BE REPORTED

The report must disclose all financial activity that occurred from the close of books for the last report through September 30, 1986. Political committees that have not previously filed a financial disclosure report should report all financial activity through September 30, 1986.\* NOTE: In addition, if the campaign has more than one committee, the principal campaign committee must also file a consolidated report (FEC Form 32). For details, see page 14 of the Campaign Guide For Congressional Candidates and Committees, or 11 CFR 104.3(f).

#### FILING DATE

Reports sent by registered or certified mail must be postmarked no later than midnight October 15, 1986. Reports hand delivered or mailed first class must be received no later than close of business October 15, 1986.

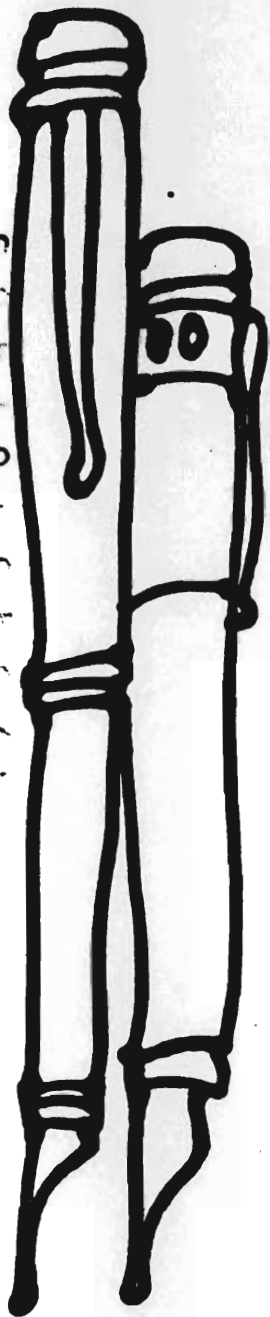
#### WHERE AND HOW TO FILE

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

#### SEMIANNUAL FILERS

Political Committees authorized by candidates for a Federal election held prior to 1986 or for a future election (i.e., a year other than 1986) need only file a year-end report by January 31, 1987, covering all financial activity from the last report filed through December 31, 1986.

\*The first report filed by a committee shall include all amounts received and disbursed prior to reaching the threshold for candidate registration. Activity which occurred prior to 1986, however, should be disclosed separately. See 11 CFR 101.3; 104.3(a) and (b).



**A REMINDER**

**FUTURE REPORTS FOR QUARTERLY FILERS**

Principal campaign committees participating in a general election must file a pre-and post-general election report. A notice explaining your filing requirements will be sent to you before the general election.

All committees must file the year-end report by January 31, 1987. The notice explaining this filing requirement will be sent to you after the general election.

**COMPLIANCE**

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

**FOR INFORMATION CALL: Information Services Division  
800/424-9530 or 202/376-3120**

97040361406



## FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

EQ-7

November 13, 1986

Michael J. Zelenock, Treasurer  
Bundarin for Congress  
7264 Sheldon Road  
Canton, MI 48187

Identification Number: C00203976

Reference: October Quarterly Report (7/16/86-9/30/86)

Dear Mr. Zelenock:

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

It is important that you file this report immediately with the Clerk of the House, Office of Records and Registration, 1036 Longworth House Office Building, Washington, DC 20515, or the Secretary of the Senate, 232 Hart Senate Office Building, Washington, DC 20510, as appropriate. A copy of the report should also be filed with the Secretary of State or equivalent state officer of your state.

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

If you have any questions regarding this matter, please contact Peter Kell on our toll-free number (800) 424-9530. Our local number is (202) 376-2480.

Sincerely,

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

83 76 07 43 04 46 11 42 03 77

**MEMORANDUM FOR FILES: TELECON**

**SUBJECT:** Failure to File the 1986 October Quarterly Report

**FROM:** Linda Tangney

**TO:** Peter Bundarin

**NAME OF COMMITTEE:** Bundarin for Congress Committee (MI)

**DATE:** 12/5/86

(313)455-3028

I telephoned Mr. Bundarin to inquire about the Committee's October Quarterly Report. Mr. Bundarin stated that they were having problems with their computer, but hoped to have the report out within two weeks.

8704061408



BEFORE THE FEDERAL ELECTION COMMISSION  
999 E Street, NW  
Washington, D.C. 20463

SENSITIVE

FIRST GENERAL COUNSEL'S REPORT

DATE AND TIME OF TRANSMITTAL  
BY OGC TO THE COMMISSION:

RAD Referral #86NPL37  
STAFF MEMBER: John Drury

RECEIVED  
FEC  
NOV 11 1986  
8:11 AM '86

SOURCE OF MUR: INTERNALLY GENERATED

RESPONDENTS' NAMES: Bundarin for Congress and  
Michael J. Zelenock, Treasurer

RELEVANT STATUTE: 2 U.S.C. § 434(a)(2)(A)(iii)

INTERNAL REPORTS  
CHECKED: C Index

FEDERAL AGENCIES  
CHECKED: None

GENERATION OF MATTER

This matter was referred to this Office on December 12, 1986  
by the Reports Analysis Division.

SUMMARY OF ALLEGATIONS

The attached RAD referral alleges that the Bundarin for  
Congress committee ("the committee") failed to file its 1986  
October Quarterly Report, in apparent violation of 2 U.S.C.  
§ 434(a)(2)(A)(iii).

FACTUAL AND LEGAL ANALYSIS

Pursuant to 2 U.S.C. § 434(a)(2)(A)(iii), the principal  
campaign committee of a candidate for Congress shall file  
quarterly reports in any year in which the candidate is running  
for Congress. Peter Bundarin ran for election to Congress in  
1986. Thus, his committee was obligated to file, inter alia, a  
1986 October Quarterly Report.

87040661409

Examination of the RAD referral and the current index of reports indicates that the committee has failed to file its 1986 October report. (See Attachments I, pp. 2-3 and II, page 1). Therefore, there is reason to believe the committee and Michael Zelenock have violated § 434(a)(2)(A)(iii).

**RECOMMENDATIONS**

1. Open a MUR.
2. Find reason to believe Bundarin for Congress and Michael J. Zelenock, as treasurer, have violated 2 U.S.C. § 434(a)(2)(A)(iii).
3. Approve the attached letter.

Charles N. Steele  
General Counsel

Date

1/9/87

BY:

Lawrence M. Noble  
Deputy General Counsel

**Attachments**

- I. RAD Referral
- II. C Index for 12/18/86
- III. Proposed letter
- IV. Factual & Legal Analysis

87040561410

Attachment(s) 1, 3  
to 1<sup>st</sup> G.C.'s Rpt.

have been removed from this  
position in Public Record File.

See Index Item(s) 1, 4

87040361411

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )

Bundarin for Congress and )  
Michael J. Zelenock, Treasurer )

RAD Ref. 86NF-37

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on January 14, 1987, the Commission decided by a vote of 6-0 to take the following actions in RAD Ref. 86NF-37.

1. Open a MUR.
2. Find reason to believe Bundarin for Congress and Michael J. Zelenock, as treasurer, have violated 2 U.S.C. § 434(a)(2)(A)(iii).
3. Approve the letter, as recommended in the First General Counsel's Report signed January 9, 1987.

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

Attest:

1-14-87

Date

Marjorie W. Emmons

Marjorie W. Emmons  
Secretary of the Commission

Received in the Office of Commission Secretary: Fri., 1-09-87, 3:10  
Circulated on 48 hour tally basis: Mon., 1-12-87, 11:00  
Deadline for vote: Wed., 1-14-87, 11:00

97040561412





**FEDERAL ELECTION COMMISSION**

WASHINGTON, D.C. 20463

January 21, 1987

Michael J. Zelenock, Treasurer  
Bundarin for Congress  
7264 Sheldon Road  
Canton, MI 48187

RE: MUR 2322  
Bundarin for Congress  
Michael J. Zelenock,  
as treasurer

Dear Mr. Zelenock:

On January 14, 1987, the Federal Election Commission determined that there is reason to believe Bundarin for Congress and you, as treasurer, violated 2 U.S.C. § 434(a)(2)(A)(iii), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

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

R 7 0 4 0 6 1 4 1 3

requests for pre-probable cause conciliation after briefs on probable cause have been mailed to the respondent will not be entertained.

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 John Drury, the attorney assigned to this matter, at (202) 376-8200.

Sincerely,



Scott E. Thomas  
Chairman

Enclosures

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

8704061414

Bundarin & Associates

ATTORNEYS AT LAW

87 FEB 17 AM: 11

February 11, 1987

LAW OFFICES  
Peter B. Bundarin  
John Stanley Hone  
North Canton Plaza  
7204 Sheldon Road  
Canton, Michigan 48107  
(313) 455-3028

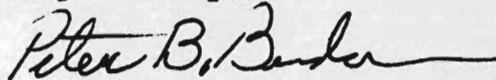
John Drury, Esq.  
40 Federal Election Commission  
Washington, DC 20463

RE: MUR 2322  
Bundarin for Congress  
Michael J. Zelenock as Treasurer

Dear Mr. Drury:

The campaign committee in the above referenced matter is interested in pursuing pre-probable cause conciliation in its alleged failure to file its October report.

Respectfully,



Peter B. Bundarin  
Attorney at Law

PBB/ekt  
cc Michael Zelenock, Esq.

87 FEB 17 AM: 55

RECEIVED  
OFFICE OF THE  
GENERAL COUNSEL

87040561415

**CONFIDENTIAL**

**BEFORE THE FEDERAL ELECTION COMMISSION**

In the Matter of )  
Bundarin for Congress and )  
Michael J. Zelenock, Treasurer )

MUR 2322

87 APR 17 P 4: 21

66 MAY 1987  
FEC  
CLERK

**GENERAL COUNSEL'S REPORT**

**I. BACKGROUND**

On January 14, 1987, the Commission found reason to believe the Bundarin for Congress committee and Michael J. Zelenock, as treasurer, violated 2 U.S.C. § 434(a)(2)(A)(iii). On January 21, 1987, this Office forwarded a letter to the respondents informing them of the Commission's action. On February 17, 1987, this Office received a written request for pre-probable cause conciliation. (See Attachment I).

**II. LEGAL ANALYSIS**

Pursuant to 2 U.S.C. § 434(a)(2)(A)(iii), the respondents were obligated to file a 1986 October Quarterly Report by October 15, 1986. The report was filed on February 6, 1987, in violation of § 434(a)(2)(A)(iii).

**III. DISCUSSION OF CONCILIATION PROVISIONS AND CIVIL PENALTY**

8704061416



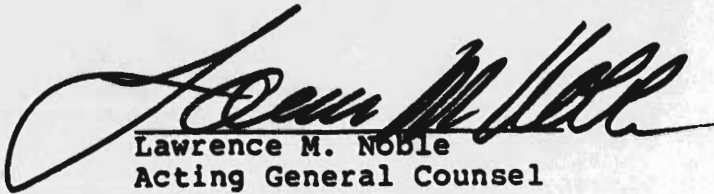
87040561417

IV. RECOMMENDATIONS

1. Enter into conciliation with Bundarin for Congress and Michael J. Zelenock, as treasurer, prior to a finding of probable cause to believe.
2. Approve the attached proposed conciliation agreement.
3. Approve and send the attached letter and conciliation agreement.

Date

4/17/87

  
Lawrence M. Noble  
Acting General Counsel

Attachments

1. Request for Conciliation
2. Proposed Conciliation Agreement
3. Letter to Respondents

R 7 0 4 0 5 6 1 4 1 8

Attachment(s) 1, 2, 3  
to G.C.'s Rpt  
have been removed from this  
position in Public Record File.  
See Index Item(s) 5, 12, 8

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )

Bundarin for Congress and )  
Michael J. Zelenock, Treasurer )

MUR 2322

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on April 22, 1987, the Commission decided by a vote of 6-0 to take the following actions in MUR 2322:

1. Enter into conciliation with Bundarin for Congress and Michael J. Zelenock, as treasurer, prior to a finding of probable cause to believe.
2. Approve the proposed conciliation agreement, as recommended in the General Counsel's Report signed April 17, 1987.
3. Approve and send the letter and conciliation agreement, as recommended in the General Counsel's Report signed April 17, 1987.

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

Attest:

4-22-87

Date

Marjorie W. Emmons

Marjorie W. Emmons  
Secretary of the Commission

Received in the Office of Commission Secretary: Fri., 4-17-87, 4:21  
Circulated on 48 hour tally basis: Mon., 4-20-87, 11:00  
Deadline for vote: Wed., 4-22-87, 11:00

/jm/

7

87040561419



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

April 24, 1987

Michael J. Zelenock  
Bundarin for Congress  
7264 Sheldon Road  
Canton, MI 48187

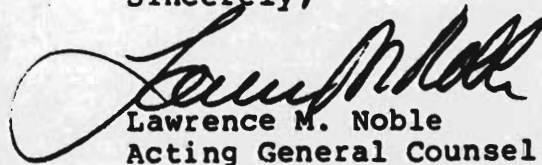
RE: MUR 2322  
Bundarin for Congress  
Michael J. Zelenock,  
as treasurer

Dear Mr. Zelenock:

On January 14, 1987, the Commission found reason to believe that the Bundarin for Congress committee and you, as treasurer, violated 2 U.S.C. § 434(a)(2)(A)(iii). At your request, the Commission determined on April 22, 1987, to enter into negotiations directed towards reaching a conciliation agreement in settlement of this matter prior to a finding of probable cause to believe.

Enclosed is a conciliation agreement that the Commission has approved in settlement of this matter. If you agree with the provisions of the enclosed agreement, please sign and return it, along with the civil penalty, to the Commission. In light of the fact that conciliation negotiations, prior to a finding of probable cause to believe, are limited to a maximum of 30 days, you should respond to this notification as soon as possible. If you have any questions or suggestions for changes in the agreement, or if you wish to arrange a meeting in connection with a mutually satisfactory conciliation agreement, please contact John Drury, the attorney assigned to this matter at (202) 376-8200.

Sincerely,

  
Lawrence M. Noble  
Acting General Counsel

Enclosures



GCC 3485

87 MAY 29 P 3: 26

RECEIVED  
GENERAL INVESTIGATIVE  
DIVISION

<b>PETER S. BUNDARIN, SR.</b> LIC. B-536-680-088-557 38584 BART PH. 485-3028 CANTON, MICH. 48187		1802
PAY TO THE ORDER OF <u>Federal Election Commission</u>		<u>May 25</u> 19 <u>87</u> 9-32/720
<u>Five Hundred</u>		\$ <u>500.00</u> 100 DOLLARS
National Bank of Detroit Ford Road-Canton Center Office Canton, Michigan 48187		
MEMO <u>Peter S. Bundarin</u>		

77040561421

TO: Debra A. Reed Trimiew

TO: Cecilia Lieber  
~~Debra A. Reed~~

FROM: Cecilia Lieber  
~~Debra A. Reed~~

FROM: Debra A. Reed Trimiew  
87 MAY 29 P 3: 26

CHECK NO. 1802 (a copy of which is attached) RELATING  
 TO MUR 2322 AND NAME Bundarin for Congress  
Michael J. Zelenock, as treas.  
 WAS RECEIVED ON 5/29/87. PLEASE INDICATE THE ACCOUNT INTO  
 WHICH IT SHOULD BE DEPOSITED:

<input checked="" type="checkbox"/>	BUDGET CLEARING ACCOUNT	(#95F3875.16)
<input type="checkbox"/>	CIVIL PENALTIES ACCOUNT	(#95-1099.160)
<input type="checkbox"/>	OTHER <u>Attachment II</u>	

SIGNATURE Debra A. Trimiew DATE 5/29/87 9

**SENSITIVE**

**BEFORE THE FEDERAL ELECTION COMMISSION**

In the Matter of

Bundarin for Congress and  
Michael J. Zelenock, Treasurer

MUR 2322

**GENERAL COUNSEL'S REPORT**

**I. BACKGROUND**

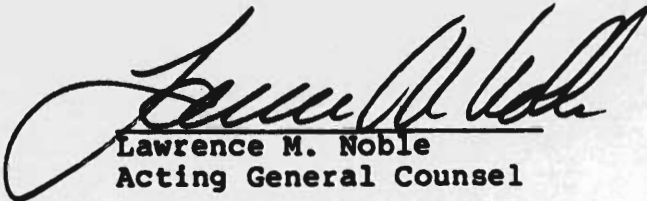
Attached is a conciliation agreement which has been signed by Michael J. Zelenock, the treasurer of the Bundarin for Congress committee.

**II. RECOMMENDATIONS**

1. Accept the attached conciliation agreement with Bundarin for Congress and Michael J. Zelenock, as treasurer.
2. Close the file.
3. Approve the attached letter.

Date

6/1/87

  
Lawrence M. Noble  
Acting General Counsel

**Attachments**

1. Conciliation Agreement
2. Photocopy of civil penalty check
3. Letter to Respondent

R 7 0 4 0 6 1 4 2 2

87 JUN 2 P 2: 26

COMMUNICATIONS SECTION

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
Bundarin for Congress and ) MUR 2322  
Michael J. Zelenock, Treasurer )

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on June 5, 1987, the Commission decided by a vote of 6-0 to take the following actions in MUR 2322:

1. Accept the conciliation agreement with Bundarin for Congress and Michael J. Zelenock, as treasurer, as recommended in the General Counsel's Report signed June 1, 1987.
2. Close the file.
3. Approve the letter, as recommended in the General Counsel's Report signed June 1, 1987.

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

Attest:

6-5-87

Date

Marjorie W. Emmons  
Marjorie W. Emmons *for*  
Secretary of the Commission

Received in Office of Commission Secretary: Tue., 6-2-87, 2:26  
Circulated on 48 hour tally basis: Wed., 6-3-87, 11:00  
Deadline for vote: Fri., 6-5-87, 11:00

8704061423



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

June 8, 1987

Michael J. Zelenock  
Bundarin for Congress  
7624 Sheldon Road  
Canton, MI 48187

RE: MUR 2322  
Bundarin for Congress and  
Michael J. Zelenock, as  
treasurer

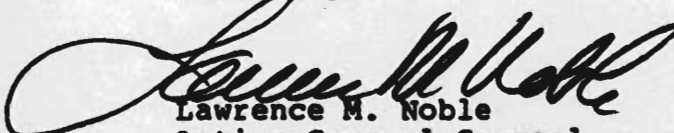
Dear Mr. Zelenock:

On June 5, 1987, the Federal Election Commission accepted the signed conciliation agreement and civil penalty submitted on your behalf in settlement of a violation of 2 U.S.C. § 434(a)(2)(A)(iii), a provision of the Federal Election Campaign Act of 1971, as amended. Accordingly, the file has been closed in this matter. This matter will become a part of the public record within 30 days. If you wish to submit any factual or legal materials to appear on the public record, please do so within ten days. Such materials should be sent to the Office of the General Counsel.

Please be advised that information derived in connection with any conciliation attempt will not become public without the written consent of the respondent and the Commission. See 2 U.S.C. § 437g(a)(4)(B). The enclosed conciliation agreement, however, will become a part of the public record.

Enclosed you will find a copy of the fully executed conciliation agreement for your files. If you have any questions, please contact John Drury, the attorney assigned to this matter at (202) 376-8200.

Sincerely,

  
Lawrence M. Noble  
Acting General Counsel

Enclosure  
Conciliation Agreement

6CC 3483

RECEIVED  
OFFICE OF THE  
GENERAL COUNSEL

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
Bundarin for Congress )  
Michael J. Zelenock, as treasurer )

MUR 2322

87 MAY 27 P2:42

CONCILIATION AGREEMENT

This matter was initiated by the Federal Election Commission (hereinafter "the Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. Reason to believe was found that Bundarin for Congress and Michael J. Zelenock, as treasurer ("Respondents") violated 2 U.S.C. § 434(a)(2)(A)(iii) by failing to file their October 1986 Quarterly report.

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

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

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

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

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

1. Respondent, Bundarin for Congress is the principal campaign committee of former candidate Peter B. Bundarin, and respondent Michael J. Zelenock is the treasurer of that committee.

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2. Respondents were required by 2 U.S.C. § 434(a)(2)(A)(iii) to file their 1986 October Quarterly report by October 15, 1986.

3. Respondents failed to file said report until February 6, 1987.

V. Respondents' failure to file their 1986 October Quarterly report in a timely manner violated 2 U.S.C. § 434(a)(2)(A)(iii).

VI. Respondents will pay a civil penalty to the Federal Election Commission in the amount of Five Hundred Dollars (\$500) pursuant to 2 U.S.C. § 437g(a)(5)(A).

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

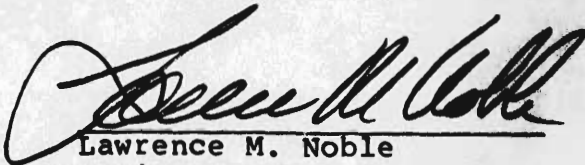
VIII. This agreement shall become effective as of the date all parties hereto have executed the same and the Commission has approved the entire agreement.

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

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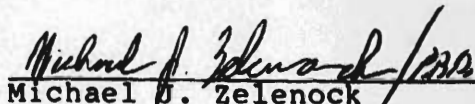
X. This Conciliation Agreement constitutes the entire agreement between the parties on the matters raised herein, and no other statement, promise, or agreement, either written or oral, made by either party or by agents of either party, that is not contained in this written agreement shall be valid.

FOR THE COMMISSION:

  
Lawrence M. Noble  
Acting General Counsel

6/8/87  
Date

FOR THE RESPONDENTS:

  
Michael J. Zelenock  
Treasurer

5/25/87

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 2322

DATE FILMED 10/29/87 CAMERA NO. 3

CAMERAMAN GPC

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