



FEDERAL ELECTION COMMISSION
WASHINGTON, D C 20463

THIS IS THE BEGINNING OF MUR # 2704^E

DATE FILMED 1/6/89 CAMERA NO. 4

CAMERAMAN AS

33040730715

OGC # 505

RECEIVED
FEDERAL ELECTION COMMISSION

THEODORE M. CORMANEY

Communications Consultant

3701 MASSACHUSETTS AVE., N.W. • WASHINGTON, DC 20016 • (202) 966-8901

88 SEP 27 AM 9:19

Turn 2704

September 23, 1988

General Counsel
Federal Election Commission
999 E Street, NW
Washington, DC 20463

88 SEP 27 AM 11:46

RECEIVED
FEDERAL ELECTION COMMISSION

Sir:

This is to ask the Commission to look into the activities of one Marty Gleason (aka Martin Joseph Gleason), an apparent agent of the campaign of the Honorable George Edward Sangmeister, the Democratic nominee for Congress in the 4th District of Illinois.

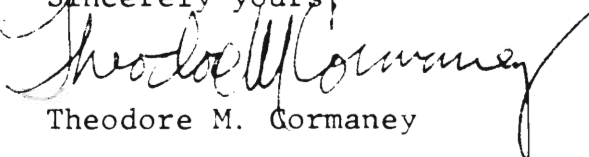
Mr. Gleason and the Sangmeister campaign appear to be in serious breach of federal election campaign reporting laws. According to recent press reports (see Enclosure A), Mr. Gleason has made a number of trips from Chicago to Washington to perform research and political chores for the benefit of the Sangmeister campaign. Yet there is no record of payments by the Sangmeister Committee to Mr. Gleason for these services.

On the other hand, if Mr. Gleason has performed these services for the Sangmeister campaign as an "in-kind" contribution, then he appears to be in gross violation of the "in-kind" contribution limits. For instance, the expenses of travel for a couple of trips between Chicago and Washington would easily surpass the \$1,000 contribution limit. Current rates list the lowest commercial rate for round trip Chicago-Washington air travel at \$610. Not to mention hotel and other travel expenses.

The Commission may wish to note that Mr. Gleason has a history of campaign work for pay. It might also be noted that Mr. Gleason has had earlier scrapes with election fraud when he was accused of voting in a county where he had no residence.

I appreciate your prompt attention to these matters.

Sincerely yours,


Theodore M. Cormaney

93040730716

Page 2
Federal Election Commission

RECEIVED
FEDERAL ELECTION COMMISSION
MAIL ROOM

88 SEP 27 AM 9:19

DISTRICT OF COLUMBIA)

WASHINGTON, DC)

Before me personally appeared Theodore M. Cormaney who by me being duly sworn upon oath, says the statements set forth above are true and correct, to the best of his knowledge.

Subscribed and sworn to before me this
23rd day of September, 1988.

Philip A. Guarino
Notary Public

My Commission Expires June 14, 1991

88040730717



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

October 4, 1988

Mr. Theodore W. Cornane
3701 Massachusetts Avenue, NW
Washington, DC 20016

RE: MUR 2704


Dear Mr. Cornane:

This letter acknowledges receipt on September 27, 1988, of your complaint alleging possible violations of the Federal Election Campaign Act of 1971, as amended (the "Act"), by Sangmeister For Congress and James B. Harvey, as treasurer. The respondents will be notified of this complaint within five days.

You will be notified as soon as the Federal Election Commission takes final action on your complaint. Should you receive any additional information in this matter, please forward it to the Office of the General Counsel. Such information must be sworn to in the same manner as the original complaint. We have numbered this matter MUR 2704. Please refer to this number in all future correspondence. For your information, we have attached a brief description of the Commission's procedures for handling complaints. If you have any questions, please contact Petra Dixon, Docket Chief, at (202) 376-3110.

Sincerely,

Lawrence M. Noble
General Counsel

By: 
Lois G. Lerner
Associate General Counsel

Enclosure
Procedures

30040730718



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

October 4, 1988

James B. Harvey, Treasurer
Sangmeister For Congress
2455 Glenwood Avenue
Joliet, IL 60435

RE: MUR 2704
Sangmeister For Congress
and James B. Harvey, as
Treasurer

Dear Mr. Harvey:

The Federal Election Commission received a complaint which alleges that Sangmeister For Congress and you, as treasurer, 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 2704. 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 you and Sangmeister For Congress in this matter. 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. Your response, which should be addressed to the General Counsel's Office, 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.

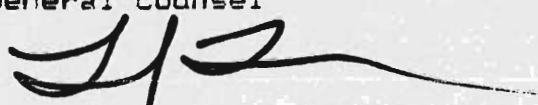
This matter will remain confidential in accordance with Section 437g(a)(4)(B) and Section 437g(a)(12)(A) of Title 2 unless you notify the Commission in writing that you wish the matter to be made public. If you intend to be represented by counsel in this matter, please advise the Commission by completing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

89040730719

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

Sincerely,

Lawrence M. Noble
General Counsel



By: Lois G. Lerner
Associate General Counsel

Enclosures

1. Complaint
2. Procedures
3. Designation of Counsel Statement

cc: Mr. George Edward Sangmeister
Route 4
Box 87
Mokena, IL 60448

89040730720

06C#442
RECEIVED
FEDERAL ELECTION COMMISSION
MAIL ROOM

THEODORE M. CORMANEY

Communications Consultant

3701 MASSACHUSETTS AVE., N.W. • WASHINGTON, DC 20016 • (202) 968-8801

88 OCT 11 PM 12:15

October 7, 1988

Sandra Dunham
Office of the General Counsel
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463

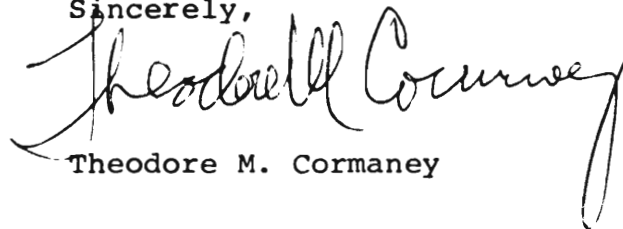
RE: MUR 2704

Dear Ms. Dunham:

Enclosed please find clipping from the Joliet Herald News for August 11th to be incorporated as Enclosure A to MUR 2704 in the matter of Mr. Gleason's travel expenses on behalf of the Sangmeister campaign.

Thanks again for bringing this to my attention.

Sincerely,


Theodore M. Cormaney

TC/hw

RECEIVED
FEDERAL ELECTION COMMISSION
88 OCT 12 PM 2:44

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Funding for Davis ad questioned

By Lea B. Kerr
HERALD NEWS WRITER

The Federal Election Commission has been asked by a Democratic political activist to investigate a possible funding violation of election laws for Rep. Jack Davis' 4th Congressional District 1986 campaign.

Martin J. Gleason said today that on July 27 he asked the FEC to investigate and hold a hearing based on what Gleason says could be a violation of the maximum individual \$1,000 donations to a congressional campaign or non-reporting of in-kind contributions.

Davis, R-New Lenox, won a close race over Democrat Shawn Collins of Joliet, whom Gleason supported. The district includes parts of Will, Kane, Kendall and southern Cook County.

"I believe Davis and Robert Tezak, the Will County coroner, who is also Davis' foremost financial backer, violated federal election law," Gleason said at a news conference today at the Holiday Inn.

Davis, who is in Washington at a defense policy panel hearing, denied the allegations.

Gleason, a long-time supporter of George Sangmeister of Mokena, Davis' opponent in the upcoming congressional election, contends the violation is due to a Nov. 2, 1986, newspaper advertisement that supported Davis. Gleason said the ad cost more than \$1,800. Federal law sets a \$1,000 maximum for in-kind

contribution, such as an ad by another person supporting a candidate.

The full page ad was signed by Tezak as chairman and chief executive officer of International Games Inc. In small print was a notation: "Paid for by Mark Robert Tezak (Tezak's son). Not authorized by the Davis for Congress committee."

"I believe the disclaimer failed to reflect the truth and was an attempt to mislead the public and the Federal Election Commission," Gleason said. "In my opinion, the ad represented an unlawful expenditure of funds to influence the outcome of a congressional election. It is against federal election laws to accept corporate funds for a congressional campaign. The FEC should determine if corporate funds were used."

He said federal election laws also bar an individual from giving more than \$1,000 to a congressional campaign.

"Robert Tezak, his spouse, several officers, directors, shareholders, suppliers, employees of International Games, had all made the maximum \$1,000 contribution to the Davis campaign committee. In my estimation, well over half of Davis' non-PAC (Political Action Committee) contributions came from Tezak-affiliated family, business and political sources.

Gleason said he waited until now, three months before the elec-

tion, to file the complaint because of the amount of research involved. He said it was difficult to check Davis' reports to the FEC; many contributions did not list addresses, employers and other required data. He said the FEC made numerous requests for that information, based on the records he reviewed. He said the illness of one of Davis' aides may have caused the delay.

Gleason said his research of FEC files in Washington, D.C., do not include any report from Davis or Tezak for the advertisement. Gleason said he believes under FEC regulations it is an in-kind contribution and failure to report it is a violation of the federal election law.

He said the disclaimer "would ignore the unusually long, close personal and political relationship of Tezak and Davis."

Gleason said Davis was Will County Republican Central Committee chairman in 1986 when Tezak headed "The Eagles," a \$1,000-per-member fund-raising affiliate of Will County Republicans.

"Only the very naive could ... accept as fact, that the ad was 'not authorized' by the Davis for Congress committee."

Davis' statement said: "The letter was totally unsolicited by the Davis for Congressman Committee, by the candidate himself or by anyone connected with the campaign. In fact, a protest was lodged at the time with Mr. Tezak after the publication of the open letter. He in-

formed the campaign at that time the letter had been cleared by competent legal counsel and he was within his rights, and Gleason's charges have no basis in fact."

Tezak said, "Gleason has been a hatchet man for Sangmeister for some time and ... is a political has-been. The Davis committee did not want me to run the ad. It was totally my choice, my idea. It was cleared through two different legal counsel ... If Gleason wants to inform the people of Will County of anything he should start informing them about the double-dipper and Forest Preserve land-scammer George Sangmeister."

Tezak said he was referring to acquisition of properties from 1976-1979 for a Hickory Creek improvement project.

He said the ad "was not a contribution. If I wanted to give Davis a contribution I would have written a check." Reminded of the \$1,000 per person limit, Tezak said that would not have stopped him from raising funds for Davis if he needed them. He said if he felt the ad did not comply with FEC regulations "I wouldn't have done it."

Sangmeister, Davis' opponent in the upcoming election, said: "This was done by Gleason himself and not at my urging. I have not researched the facts that he alleges, although on the face of the figures he is presenting the Federal Election Commission may very well have a case it should review."

Enclosure A-



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

October 19, 1988

James B. Harvey, Treasurer
Sangmeister for Congress
2455 Glenwood Avenue
Joliet, IL 60435

RE: MUR 2704
Sangmeister for Congress
and James B. Harvey, as
treasurer

Dear Mr. Harvey:

On October 4, 1988, you were notified that the Federal Election Commission received a complaint from Theodore M. Cormaney alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended. At that time you were given a copy of the complaint and informed that a response to the complaint should be submitted within 15 days of receipt of the notification.

On October 12, 1988, the Commission received additional information from the complainant pertaining to the allegations in the complaint. Enclosed is a copy of this additional information.

If you have any questions, please contact Sandra J. Dunham, the staff member assigned to this matter, at (202) 376-8200.

Sincerely,

Lawrence M. Noble
General Counsel

BY: Lois G. Lerner
Associate General Counsel

Enclosure

83040730723

plm

SANGMEISTER

FOR U.S. CONGRESS • FOURTH DISTRICT

2455 Glenwood Avenue Joliet, Illinois 60435 815-729-4800

October 17, 1988

88 OCT 20 PM 2:55

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

Attention: Lawrence M. Noble
General Counsel

88 OCT 20 AM 10:40

Re: MUR 2704
Sangmeister for Congress
James B. Harvey, Treas.

Dear Mr. Noble:

This letter is in response to the above-captioned complaint filed by Theodore M. Cormaney regarding the activities of one Martin Gleason who allegedly is an agent of the Sangmeister for Congress Committee.

First of all, this is to confirm that the Sangmeister for Congress Committee has made no payments to one Martin Joseph Gleason of any kind, as Mr. Martin Joseph Gleason has never been requested or asked to provide any services of any kind for our Committee. Furthermore, Mr. Gleason has not offered, volunteered, consulted with, or approached the Committee to perform research, political chores or any other task for the Committee.

The allegations in paragraph two of Mr. Cormaney's complaint, none of which appear to be based on any personal knowledge of Mr. Cormaney, rely on certain recent press reports set forth in Enclosure A which Mr. Cormaney has either intentionally or inadvertently not enclosed.

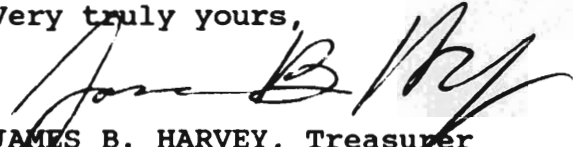
As to any alleged trips made by Mr. Gleason between Chicago and Washington, we have no information whatsoever and do not even know if said in fact occurred. Likewise, since we have no knowledge that said trips in fact occurred, we have no knowledge what Mr. Gleason's expenses could have been and whether he flew or took any other transportation. Again, we have no information as to any hotel or other travel expenses.

Federal Election Commission
October 17, 1988
Page 2

In summary I would note that this complaint cited no allegation of any section of the Election Code that was violated and was based entirely on hearsay press reports that the complainant does not even wish to enclose in his complaint and none of which is based on any personal knowledge.

Any political activity (if indeed this was) by Martin Gleason was on his own initiation without any consultation with this Committee or the candidate. Therefore, it does not qualify as an "in-kind" contribution under 2 U.S.C. Sect. 441a(a)(7)(B)(i).

Very truly yours,


JAMES B. HARVEY, Treasurer
Sangmeister for Congress
Committee

STATE OF ILLINOIS)
) SS
COUNTY OF W I L L)

A F F I D A V I T

The undersigned, being first duly sworn upon oath states that the above statements, subscribed by him are true, to the best of his knowledge and belief.


JAMES B. HARVEY

Subscribed and Sworn to before me
this 17th day of October, 1988.



Notary Public

33040730725

STATE OF ILLINOIS)
) SS
COUNTY OF W I L L)

A F F I D A V I T

The undersigned, being first duly sworn upon oath states that the above statements, subscribed by him are true, to the best of his knowledge and belief.


GEORGE E. SANGMEISTER

Subscribed and Sworn to before me

this 17th day of October, 1988.


Notary Public

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

November 7, 1988

Martin J. Gleason
600 Cornelia Street
Joliet, Illinois 60435

RE: MUR 2704
Martin J. Gleason

Dear Mr. Gleason:

The Federal Election Commission received a complaint which alleges that you 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 2704. 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 you in this matter. 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. Your response, which should be addressed to the General Counsel's Office, 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.

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 authorizing such counsel to receive any notifications and other communications from the Commission.

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Martin J. Gleason
Page 2

If you have any questions, please contact Sandra J. Dunham, the staff member assigned to this matter at (202) 376-8200. For your information, we have attached a brief description of the Commission's procedures for handling complaints.

Sincerely,

Lawrence M. Noble
General Counsel



BY: Lois G. Lerner
Associate General Counsel

Enclosures

1. Complaint
2. Procedures
3. Designation of Counsel Statement

89040730728

MARTIN J GLEASON
600 CORNELIA ST
JOLIET IL 60435 29AM

Western Union Mailgram

4-0163948334003 11/29/88 ICS IPMRNCZ CSP WHSB
2 2138228555 MGM TORN UG LOS ANGELES CA 11-29 0148P EST

SANDRA J DUNHAM
FEDERAL ELECTION COMMISSION
999 E ST NW
WASHINGTON DC 20463

THIS IS A CONFIRMATION COPY OF A TELEGRAM ADDRESSED TO YOU:

RE: MUR 2704

AM PREPARING RESPONSE
WILL FORWARD UPON RETURN JOLIET
REGARDS

MARTIN J GLEASON
600 CORNELIA ST
JOLIET IL 60435

13149 EST

MGMCOMP

RECEIVED
FEDERAL ELECTION COMMISSION
NOV 30 PM 1:19

RECEIVED
FEDERAL ELECTION COMMISSION
NOV 30 PM 2:24

MARTIN J. GLEASON

GCC#1453
RECEIVED
FEDERAL ELECTION COMMISSION
MAIL ROOM

88 DEC 27 AM 10:37

November 30, 1988

CLOSED

Ms. Sandra J. Dunham
Federal Election Commission
999 E. Street, N.W.
Washington, D.C. 20463

RE; MUR 2704
Martin J. Gleason

Dear Ms. Dunham:

As you know, I called to explain that I had received your letter about November 19. I sent a telegram to you on November 29 advising that this letter would be forthcoming upon my return to Joliet, since I have been out of Joliet for several days recently.

The following points are made in response to Mr. Theodore M. Cormaney's letters to the F.E.C. dated September 23 and October 7, 1988.

I am prepared to provide further information, if needed, to the Commission.

Very truly yours,

Martin J. Gleason
Martin J. Gleason

MJG/lt
Encl.

88 DEC 27 PM 2:11

RECEIVED
FEDERAL ELECTION COMMISSION

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MARTIN J. GLEASON

A F F I D A V I T

1) I am not an "Agent of the campaign of the Honorable George Edward Sangmeister".

2) I did not make any trips "from Chicago to Washington to perform research and political chores for the benefit of the Sangmeister campaign". The trips to Washington, D.C. were made primarily for reasons totally unconnected to the Sangmeister campaign or any other campaign for that matter. Further, had they been connected, the travel expenses are exempt and not reportable expenditures. No commercial lodging was used since I was a guest in a family residence while in Washington. Please note, however, that lodging expenses are also exempt and not reportable. See F.E.C. booklet titled "Volunteer Activity" citing 11 CFR 100 7(6)(8) as it refers to "Travel and Living Expenses".

3) I believe any expenses incurred in my research regarding compliance with F.E.C. regulations do not constitute campaign contributions or expenditures as described in the F.E.C. regulations I have read.

4) The statement "that Mr. Gleason has a history of campaign work for pay", is completely erroneous. I have never been paid for volunteer citizen activity in my lifetime. I am a modest contributor to the campaigns of many persons in whom I believe.

5) If Mr. Cormaney has any evidence of any "scrapes" I have had with election fraud, he should be very specific and present such evidence to proper authorities. There are none.

6) The newspaper article referred to by Ted Cormaney involves a 1986 campaign matter - not 1988 - which is when I served as planning chairman for the campaign of Shawn Collins, the 1986 Democratic nominee for Congress, opposed to Mr. Cormaney's client and employer, Congressman Jack Davis. (I understand Mr. Cormaney resigned from Mr. Davis' staff on election day, 1988, when Mr. Davis was defeated by George Sangmeister.) Therefore, this matter has no connection whatsoever to the 1988 campaign. Nevertheless, it deals with compliance which I don't believe constitutes a campaign contribution.

MARTIN J. GLEASON

7) In 1988, I performed volunteer activity on behalf of several Federal, State and local candidates completely within F.E.C. regulations.

8) In my short visit to the F.E.C., I examined the campaign records of over 40 candidates for Congress, Senator, President and Delegate for both political parties - as well as the F.E.C. reports of several Federal Political Action Committees.

9) I also visited the Federal Communications Commission regarding the broadcast license of WJOL-AM and WLLI-~~FM~~. I subsequently filed a request with the F.C.C. urging them to revoke the licenses of these stations due to their ownership by Robert Tezak. Mr Tezak was also the subject of other complaints I have filed with the F.E.C. regarding his illegal campaign financial activities at the Federal, State and local levels.

11) It is my understanding that none of these activities constitutes a campaign contribution that I am required to report to the F.E.C. While they do clearly involve my efforts to assure compliance with appropriate laws and regulations, they are not campaign contributions, and were not undertaken at the request or direction of any candidate. To require reporting of expenses in this kind of activity would only tend to discourage vigilant citizens from insisting that the electoral campaign process be conducted in full compliance with appropriate Federal, State and local regulations. That was and is my purpose and it doesn't constitute a campaign contribution or independent expenditure as I understand the law.

89040730732

MARTIN J. GLEASON

I believe no action should be taken against me in this matter for the reasons expressed above.

If you require additional information or clarification, please be assured of my prompt and complete cooperation.



Martin J. Gleason

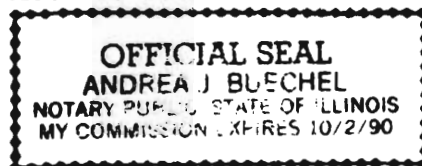
STATE OF ILLINOIS)
) SS.
COUNTY OF Kendall)

MARTIN J. GLEASON, being first duly sworn on oath, deposes and states that he has read the above and foregoing Affidavit and that the contents are true and correct to the best of his knowledge and belief.



Subscribed and sworn to
before me this 24th day
of December, 1988.


Notary Public Andrea J. Buechel



89040730733

RECEIVED
FEDERAL ELECTION COMMISSION
SECRET

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

88 DEC 15 PM 4:04

FIRST GENERAL COUNSEL'S REPORT

SENSITIVE

MUR # 2704
DATE COMPLAINT RECEIVED
BY OGC September 29, 1988
DATE OF NOTIFICATION TO
RESPONDENTS October 4, 1988
STAFF MEMBER Sandra J. Dunham

COMPLAINANT: Theodore M. Cormaney
RESPONDENTS: Martin J. Gleason
Sangmeister for Congress and James B. Harvey,
as treasurer
RELEVANT STATUTES: 2 U.S.C. § 431(8)(B)(iv)
2 U.S.C. § 434(b)(3)(A)
2 U.S.C. § 434(b)(5)(A)
INTERNAL REPORTS
CHECKED: C Index
FEDERAL AGENCIES
CHECKED: None

I. GENERATION OF MATTER

On September 29, 1988, the Office of the General Counsel received a complaint filed by Theodore M. Cormaney against Martin J. Gleason and Sangmeister for Congress and James B. Harvey, as treasurer. This complaint alluded to a newspaper article which was supposed to be attached to the complaint but was not. Mr. Cormaney sent a copy of the newspaper article on October 7, 1988 after this Office informed him it was not enclosed with the complaint.

SUMMARY OF ALLEGATIONS

The complaint alleges that Sangmeister for Congress and James B. Harvey, as treasurer (the "Committee") violated campaign

82040730734

reporting laws by not reporting as either contributions or disbursements the reimbursement of purported travel expenses and other miscellaneous expenses incurred by Martin J. Gleason, who allegedly "made a number of trips from Chicago to Washington to perform research and political chores for the benefit of the Sangmeister Campaign." Complainant further alleges that if Mr. Gleason performed such services as "in-kind contributions," then Mr. Gleason violated the contribution limits. Complainant bases his allegations on an August 11, 1988, article which appeared in the Joliet Herald News.

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The South Holland, Illinois Star published an article concerning this complaint on September 25, 1988. (Attachment 1). The article identified the complainant as an Administrative Assistant to Representative Jack Davis, Mr. Sangmeister's opponent in the general election. The article also revealed that Respondent Martin Gleason had filed two complaints against associates of Mr. Davis. According to the article, Mr. Gleason denied any connection with the Committee and stated that he reviewed the Federal Election files while in Washington, D.C. on personal matters.

In a letter dated October 17, 1988, the Committee's treasurer, James B. Harvey, stated that Mr. Gleason never provided any services for the Committee, was never asked to provide any services, was never paid and never served as an agent of the Committee. (Attachment 2).

II. FACTUAL AND LEGAL ANALYSIS

Pursuant to 2 U.S.C. § 441a(a)(1)(A), no person shall make contributions to any candidate and his authorized political committee with respect to any election for Federal office, which in the aggregate, exceed \$1,000. Pursuant to 2 U.S.C. § 441a(f), no political committee can knowingly accept a contribution in violation of any limitation imposed on contributions and expenditures. Pursuant to 2 U.S.C. § 431(8)(B)(iv), the term contribution does not include any unreimbursed payment for travel expenses made by an individual on behalf of a candidate committee if the cumulative value of such activity does not exceed \$1,000 with respect to any single election. Pursuant to 2 U.S.C. § 434(b)(3)(A), financial disclosure reports filed with the Commission must identify each person (other than a political committee) who makes a contribution or contributions to the reporting committee during the reporting period, which have an aggregate amount or value in excess of \$200. Pursuant to 2 U.S.C. § 434(b)(5)(A), financial disclosure reports filed with the Commission must include the name and address of each person to whom an expenditure in an aggregate amount or value in excess of \$200 within the calendar year is made by the reporting committee, together with the date, amount and purpose of such operating expenditure.

Relying on a statement in the Joliet Herald News, Complainant alleges that Mr. Gleason made a number of trips from Chicago to Washington and was either reimbursed for his travel

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and services performed, such services involving the researching of FEC files and the filing of complaints against Mr. Davis' associates on behalf of the Committee, or the travel and services performed were in-kind contributions, neither of which the Committee reported. Complainant claims that the cost of these trips to Washington and the services performed exceeded the \$1,000 contribution limit. However, Complainant does not provide any evidence that Mr. Gleason traveled and performed services on behalf of the Committee. The newspaper articles in both the Joliet Herald News and the Star contain statements from Mr. Gleason and the Committee indicating Mr. Gleason was not working for the Committee. Furthermore, the Committee has unequivocally stated in a letter to this Office that Mr. Gleason did not provide any services for it. Based on the information available, it does not appear that Mr. Gleason violated 2 U.S.C. § 441a(a)(1)(A) by traveling and performing services as in-kind contributions which exceeded the \$1,000 limit. Nor does it appear that the Committee violated 2 U.S.C. §§ 434(b)(3)(A), 434(b)(5)(A) and 441a(f) by accepting and not reporting in-kind contributions which exceeded the \$1,000 limit and/or reimbursing Mr. Gleason for expenses incurred by traveling and performing services for the Committee without reporting them as disbursements.

Accordingly, this Office recommends that the Commission find no reason to believe that Martin J. Gleason violated 2 U.S.C.

§ 441a(a)(1)(A) and no reason to believe that Sangmeister for Congress and James B. Harvey, as treasurer, violated 2 U.S.C. §§ 434(b)(3)(A), 434(b)(5)(A) and 441a(f), and close the file.

III. RECOMMENDATIONS

1. Find no reason to believe that Martin J. Gleason violated 2 U.S.C. § 441a(a)(1)(A).
2. Find no reason to believe that Sangmeister for Congress and James B. Harvey, as treasurer, violated 2 U.S.C. §§ 434(b)(3)(A), 434(b)(5)(A) and 441a(f).
3. Approve the attached letters.
4. Close the file.

Lawrence M. Noble
General Counsel

Date

12-15-88

By:



Lois G. Lerner
Associate General Counsel

Attachments

1. Newspaper article dated September 25, 1988
2. Response to Complaint from James B. Harvey
3. Proposed Letters

83040730738

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

Martin J. Gleason
Sangmeister for Congress and James B.
Harvey, as treasurer

)
)
)
)
)
)
)
MUR 2704

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal
Election Commission, do hereby certify that on December 20,
1988, the Commission decided by a vote of 5-0 to take
the following actions in MUR 2704:

1. Find no reason to believe that Martin J.
Gleason violated 2 U.S.C. § 441a(a)(1)(A).
2. Find no reason to believe that Sangmeister
for Congress and James B. Harvey, as treasurer,
violated 2 U.S.C. §§ 434(b)(3)(A), 434(b)(5)(A)
and 441a(f).
3. Approve the letters, as recommended in the
First General Counsel's report signed
December 15, 1988.

(Continued)

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Federal Election Commission
Certification for MUR 2704
December 20, 1988

Page 2

4. Close the file.

Commissioners Aikens, Elliott, Josefiak, McDonald, and
Thomas voted affirmatively for the decision;
Commissioner McGarry did not cast a vote.

Attest:

December 20, 1988

Date

Hella Arnold
for Marjorie W. Emmons
Secretary of the Commission

Received in the Office of Commission Secretary:	Thurs.,	12-15-88,	4:04
Circulated on 48 hour tally basis:	Fri.,	12-16-88,	12:00
Deadline for vote:	Tues.,	12-20-88,	4:00

89040730740



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20461

December 29, 1988

Martin J. Gleason
600 Cornelia Street
Joliet, Illinois 60435

RE: MUR 2704
Martin J. Gleason

Dear Mr. Gleason:

On November 7, 1988, the Federal Election Commission notified you of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended.

On December 20, 1988, the Commission found, on the basis of the information in the complaint, and information provided by James B. Harvey, that there is no reason to believe you violated 2 U.S.C. § 441a(a)(1)(A). Accordingly, the Commission closed its file in this matter.

This matter will become a part of the public record within 30 days. If you wish to submit any materials to appear on the public record, please do so within ten days. Please send such materials to the Office of the General Counsel.

Sincerely,

Lawrence M. Noble
General Counsel

By: Lois G. Lerner
Associate General Counsel

Enclosure
General Counsel's Report

89040730741



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20461

December 29, 1988

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Theodore M. Cormaney
3701 Massachusetts Avenue, N.W.
Washington, D.C. 20016

RE: MUR 2704

Dear Mr. Cormaney:

On December 20, 1988, the Federal Election Commission reviewed the allegations of your complaint dated September 23, 1988, and found that on the basis of the information provided in your complaint, and information provided by James B. Harvey, treasurer of Sangmeister for Congress, there is no reason to believe that Martin J. Gleason violated 2 U.S.C. § 441a(a)(1)(A) or that Sangmeister for Congress and James B. Harvey, as treasurer, violated 2 U.S.C. §§ 434(b)(3)(A), 434(b)(5)(A) and 441a(f). Accordingly, on December 20, 1988, the Commission closed the file in this matter. The Federal Election Campaign Act of 1971, as amended ("the Act") allows a complainant to seek judicial review of the Commission's dismissal of this action. See 2 U.S.C. § 437g(a)(8).

Sincerely,

Lawrence M. Noble
General Counsel

By: Lois G. Lerner
Associate General Counsel

Enclosure
General Counsel's Report

89040730742



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20461

December 29, 1988

James B. Harvey, Treasurer
Sangmeister for Congress
2455 Glenwood Avenue
Joliet, Illinois 60435

RE: MUR 2704
Sangmeister for Congress and
James B. Harvey, as treasurer

Dear Mr. Harvey:

On October 4, 1988, the Federal Election Commission notified Sangmeister for Congress ("Committee") and you, as treasurer, of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended.

On December 20, 1988, the Commission found, on the basis of the information in the complaint, and information provided by you, that there is no reason to believe Sangmeister for Congress and you violated 2 U.S.C. §§ 434(b)(3)(A), 434(b)(5)(A) and 441a(f). Accordingly, the Commission closed its file in this matter.

This matter will become a part of the public record within 30 days. If you wish to submit any materials to appear on the public record, please do so within ten days. Please send such materials to the Office of the General Counsel.

Sincerely,

Lawrence M. Noble
General Counsel


By: Lois G. Lerner
Associate General Counsel

Enclosure
General Counsel's Report

89040730743



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 2704^E

DATE FILMED 1/6/89 CAMERA NO. 4

CAMERAMAN AS

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