



FEDERAL ELECTION COMMISSION  
WASHINGTON, D C 20463

THIS IS THE BEGINNING OF MUR # 2922

DATE FILMED 8/24/90 CAMERA NO. 3

CAMERAMAN AS

90040792005

**REPORTS ANALYSIS REFERRAL**

**TO**

**OFFICE OF GENERAL COUNSEL**

**DATE:** 14 April 89

**ANALYST:** Margo Herbert

**I. COMMITTEE:**

National Pro-Life PAC  
(C00084483)  
Charles C. Fiore, Treasurer  
(March 24, 1988 - present)  
Laura J. Halbmaier, Treasurer  
(January 1, 1987 - March 23, 1988)  
P.O. Box 4951  
Madison, WI 53711

**II. RELEVANT STATUTE:**

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

**III. BACKGROUND:**

Failure to File the 1988 30 Day Post-General and Year End Reports

The National Pro-Life PAC ("the PAC") failed to file the 1988 30 Day Post-General and Year End Reports.

On October 3, 1988, the PAC was notified that a 1988 30 Day Post-General Report was due on December 8, 1988 (Attachment 2). On December 27, 1988, the PAC was notified that a 1988 Year End Report was due on January 31, 1989 (Attachment 3).

On January 6, 1989, a Non-Filer Notice was sent to the PAC for failure to file a 1988 30 Day Post-General Report (Attachment 4).

On January 11, 1989, Charles Fiore, the treasurer of the PAC, telephoned the Reports Analysis Division ("RAD") analyst. He stated that he had received the Non-Filer Notice for the 1988 30 Day Post-General Report. He explained that the PAC had had problems with filing the reports since the former treasurer had left. He said that he would have to amend the previous reports to be able to file the 1988 30 Day Post-General Report (Attachment 5).

00040792006

**NATIONAL PRO-LIFE PAC  
REPORTS ANALYSIS OGC REFERRAL  
PAGE 2**

On February 24, 1989, the PAC was sent a Non-Filer Notice for failure to file the 1988 Year End Report (Attachment 6).

On February 28, 1989, Mr. Fiore telephoned the analyst and stated that he was still in the process of compiling the reports and would try to get the reports filed as soon as possible (Attachment 7).

On March 6, 1989, Mr. Fiore filed a written response stating that he was going to file the reports by the end of March (Attachment 8).

On March 20, 1989, the RAD analyst telephoned Mr. Fiore and reminded him of the need to file the reports. Mr. Fiore reiterated that he would have the reports filed by the end of March (Attachment 9).

As of this date, the 1988 30 Day Post-General and Year End Reports have not been filed.

**IV. OTHER PENDING MATTERS INITIATED BY RAD:**

None.

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FEDERAL ELECTION COMMISSION  
1985-1986  
COMMITTEE INDEX OF DISCLOSURE DOCUMENTS - (C)

DATE 18APR89

PAGE 1

COMMITTEE	DOCUMENT	RECEIPTS	DISBURSEMENTS	COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
					TYPE OF FILER	
NATIONAL PRO-LIFE PAC				ID #C20084483	NON-PARTY QUALIFIED	
CONNECTED ORGANIZATION: NONE						
1985	MID-YEAR REPORT	4.683	7.484	1JAN85 -30JUN85	4	85FEC/378/2946
	YEAR-END	15.354	13.184	1JUL85 -31DEC85	8	86FEC/397/3942
1986	STATEMENT OF ORGANIZATION - AMENDMENT			11AUG86	2	86FEC/426/3923
	MISCELLANEOUS NOTICE FROM FEC			28NOV86	1	86FEC/446/2936
	APRIL QUARTERLY	4.343	5.982	1JAN86 -31MAR86	6	86FEC/487/1459
	JULY QUARTERLY	6.056	3.272	1APR86 -30JUN86	6	86FEC/423/2366
	OCTOBER QUARTERLY	12.921	12.339	1JUL86 -30SEP86	12	86FEC/443/5304
	OCTOBER QUARTERLY - AMENDMENT	12.921	14.062	1JUL86 -30SEP86	5	86FEC/451/3528
	OCTOBER QUARTERLY - AMENDMENT	-	-	1JUL86 -30SEP86	3	86FEC/452/2819
	NOTICE OF FAILURE TO FILE			30CT86	1	86FEC/443/3929
	REQUEST FOR ADDITIONAL INFORMATION			1JUL86 -30SEP86	1	86FEC/444/3788
	REQUEST FOR ADDITIONAL INFORMATION 2ND			1JUL86 -30SEP86	2	86FEC/451/2496
	PRE-GENERAL	250	681	1OCT86 -15OCT86	7	86FEC/443/3825
	PRE-GENERAL - AMENDMENT	250	681	1OCT86 -15OCT86	4	87FEC/453/2636
	POST-GENERAL	28.467	29.390	16OCT86 -24NOV86	14	87FEC/453/1461
	NOTICE OF FAILURE TO FILE			24NOV86	1	86FEC/452/1573
	YEAR-END	1.545	1.975	25NOV86 -31DEC86	7	87FEC/453/1475
	YEAR-END - AMENDMENT	-	-	25NOV86 -31DEC86	2	87FEC/464/2652
	YEAR-END - AMENDMENT	-	-	25NOV86 -31DEC86	3	87FEC/467/2325
	REQUEST FOR ADDITIONAL INFORMATION			25NOV86 -31DEC86	1	87FEC/463/1282
	REQUEST FOR ADDITIONAL INFORMATION 2ND			25NOV86 -31DEC86	1	87FEC/464/3932
TOTAL		73.539	0 75.868 0		91	TOTAL PAGES

All reports have been reviewed.

Cash-on-hand as of 12/31/86: \$3,508.95

Debts owed to the Committee: \$0

Debts owed by the Committee: \$3,337.36

FEDERAL ELECTION COMMISSION  
1987-1988  
COMMITTEE INDEX OF DISCLOSURE DOCUMENTS - (C)

DATE 27MAR89

PAGE 1

COMMITTEE	DOCUMENT	RECEIPTS	DISBURSEMENTS	COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
						TYPE OF FILER
NATIONAL PRO-LIFE PAC						
CONNECTED ORGANIZATION: NONE						
1987	STATEMENT OF ORGANIZATION - AMENDMENT			24FEB87	1	87FEC/461/2654
	MID-YEAR REPORT	12,153	11,699	1JAN87 -30JUN87	9	87FEC/477/0445
	MID-YEAR REPORT - AMENDMENT	-	-	1JAN87 -30JUN87	3	87FEC/497/1841
	REQUEST FOR ADDITIONAL INFORMATION			1JAN87 -30JUN87	2	87FEC/493/5340
	REQUEST FOR ADDITIONAL INFORMATION 2ND			1JAN87 -30JUN87	3	87FEC/495/4710
	YEAR-END	0	0	1JUL87 -31DEC87	3	88FEC/519/4205
	YEAR-END - AMENDMENT	-	-	1JUL87 -31DEC87	3	88FEC/525/2631
	NOTICE OF FAILURE TO FILE			31DEC87	1	88FEC/510/2916
	REQUEST FOR ADDITIONAL INFORMATION			1JUL87 -31DEC87	1	88FEC/523/4980
1988	STATEMENT OF ORGANIZATION - AMENDMENT			28MAR88	4	88FEC/515/2424
	MISCELLANEOUS REPORT TO FEC			11APR88	4	88FEC/519/4190
	APRIL QUARTERLY	0	0	1JAN88 -31MAR88	3	88FEC/519/4202
	APRIL QUARTERLY - TERMINATED	210	316	1JAN88 -31MAR88	3	89FEC/588/0668
	APRIL QUARTERLY - AMENDMENT	-	-	1JAN88 -31MAR88	2	88FEC/528/4865
	JULY QUARTERLY	617	438	1APR88 -30JUN88	4	88FEC/533/4473
	OCTOBER QUARTERLY	4,382	1,608	1JUL88 -30SEP88	5	88FEC/551/4864
	REQUEST FOR ADDITIONAL INFORMATION			1JUL88 -30SEP88	1	89FEC/584/3370
	REQUEST FOR ADDITIONAL INFORMATION 2ND			1JUL88 -30SEP88	2	89FEC/586/4263
	NOTICE OF FAILURE TO FILE			28NOV88	1	89FEC/576/1961
	NOTICE OF FAILURE TO FILE			29NOV88 -31DEC88	1	89FEC/586/1511
1989	MISCELLANEOUS REPORT TO FEC			6MAR89	2	89FEC/588/1731
	MISCELLANEOUS REPORT TO FEC			9MAR89	2	89FEC/588/0267
TOTAL		17,362	0 14,061	0	60	TOTAL PAGES

All reports have been reviewed.  
Cash-on-hand as of 9/30/88: \$ 2953.16  
Debts owed to the Committee: \$ 0  
Debts owed by the Committee: \$ 750.00

Attachment 2  
page 1 of 2

# GENERAL ELECTION REPORT NOTICE

## FEDERAL ELECTION COMMISSION

PARTIES AND PACs

October 3, 1988

### I. ALL MONTHLY FILERS

Report	Reporting Period	Reg./Cert. Mailing Date*	Filing Date
Pre-General	10/01/88**-10/19/88	10/24/88	10/27/88
Post-General	10/20/88 -11/28/88	12/08/88	12/08/88

### II. QUARTERLY FILERS THAT MAKE GENERAL ELECTION CONTRIBUTIONS OR EXPENDITURES FROM OCTOBER 1 THROUGH OCTOBER 19\*\*\*

Report	Reporting period	Reg./Cert. Mailing Date*	Filing Date
Pre-General	10/01/88**-10/19/88	10/24/88	10/27/88
Post-General	10/20/88 -11/28/88	12/08/88	12/08/88

### III. QUARTERLY FILERS WHICH DO NOT MAKE GENERAL ELECTION CONTRIBUTIONS OR EXPENDITURES FROM OCTOBER 1 THROUGH OCTOBER 19\*\*\*

Report	Reporting Period	Reg./Cert. Mailing Date*	Filing Date
Post-General	10/01/88**-11/28/88	12/08/88	12/08/88

#### WHO MUST FILE

Party committees and PACs must follow the above charts in order to determine whether they must file the pre-general election report. All Party committees and PACs, regardless of financial activity, must file the post-general election report.

#### WHAT MUST BE REPORTED

All financial activity (not previously reported) that occurred during the reporting period.

\*Reports sent by registered or certified mail must be postmarked by the mailing date. Otherwise, they must be received by the filing date.

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

\*\*\*Committees that made general election contributions or expenditures prior to October 1 which have not been previously reported must also follow the Chart II reporting requirements.

FOR INFORMATION, Call: 202/376-3120 or 800/424-9530

(over)

00040720

**REPORTING FORMS**

Party committees and PACs use Form 3X (enclosed).

**WHERE TO FILE**

Consult the instructions on the back of the Form 3X Summary Page.  
Note State filing requirements also.

**LABEL**

Committees should affix the peel-off label from the envelope to Line 1 of the report. Corrections should be made on the label.

**LAST-MINUTE INDEPENDENT EXPENDITURES**

Any PAC which makes any independent expenditures aggregating \$1,000 or more during the period beginning October 20 and ending November 6 must report them within 24 hours. Call the FEC for more information.

**COMPLIANCE**

TREASURERS OF POLITICAL COMMITTEES ARE RESPONSIBLE FOR FILING ALL REPORTS ON TIME. FAILURE TO DO SO IS SUBJECT TO ENFORCEMENT ACTION. COMMITTEES FILING ILLEGIBLE REPORTS OR USING NON-FEC FORMS WILL BE REQUIRED TO REFILE.

00040792011



# YEAR-END REPORT NOTICE

## FEDERAL ELECTION COMMISSION

PARTIES AND PACs

December 27, 1988

REPORT	REPORTING PERIOD	REG./CERT.	FILING
		MAILING DATE*	DATE
Year-End	11/29/88**-12/31/88	01/31/89	01/31/89

**WHO MUST FILE**

ALL PARTY COMMITTEES AND PACs (NONCONNECTED COMMITTEES AND SEPARATE SEGREGATED FUNDS) must file a Year-End Report.

**WHAT MUST BE REPORTED**

All financial activity (not previously reported) that occurred during the reporting period must be disclosed.

**REPORTING FORMS**

Party committees and PACs use Form 3X (enclosed).

**WHERE TO FILE**

Consult the instructions on the back of the Form 3X Summary Page. Note State filing requirements also.

**LABEL**

Committees should affix the peel-off label from the envelope to Line 1 of the report. Corrections should be made on the label.

**COMPLIANCE**

TREASURERS OF POLITICAL COMMITTEES ARE RESPONSIBLE FOR FILING ALL REPORTS ON TIME. FAILURE TO DO SO IS SUBJECT TO ENFORCEMENT ACTION. COMMITTEES FILING ILLEGIBLE REPORTS OR USING NON-FEC FORMS WILL BE REQUIRED TO REFILE.

\*Reports sent by registered or certified mail must be postmarked by the mailing date. Otherwise, they must be received by the filing date.

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

FOR INFORMATION, Call: Information Services Division  
202/376-3120 or 800/424-9530

(over)

2004074012



**1989 REPORTING SCHEDULE  
PARTIES AND PACS**

**I. SEMIANNUAL FILERS\***

REPORT	PERIOD COVERED	REG./CERT.	FILING
		MAILING DATE**	DATE
Mid-Year	01/01/89-06/30/89	07/31/89	07/31/89
Year-End	07/01/89-12/31/89	01/31/90	01/31/90

**II. MONTHLY FILERS\*\*\***

REPORT	PERIOD COVERED	REG./CERT.	FILING
		MAILING DATE	DATE
February	01/01/89-01/31/89	02/20/89	02/20/89
March	02/01/89-02/28/89	03/20/89	03/20/89
April	03/01/89-03/31/89	04/20/89	04/20/89
May	04/01/89-04/30/89	05/20/89	05/20/89
June	05/01/89-05/31/89	06/20/89	06/20/89
July	06/01/89-06/30/89	07/20/89	07/20/89
August	07/01/89-07/31/89	08/20/89	08/20/89
September	08/01/89-08/31/89	09/20/89	09/20/89
October	09/01/89-09/30/89	10/20/89	10/20/89
November	10/01/89-10/31/89	11/20/89	11/20/89
December	11/01/89-11/30/89	12/20/89	12/20/89
Year-End	12/01/89-12/31/89	01/31/90	01/31/90

\*Committees that filed quarterly reports in 1988 are only required to file semiannually in 1989.

\*\*Reports sent by registered or certified mail must be postmarked by the mailing date. Otherwise, they must be received by the filing date.

\*\*\*Monthly filers that wish to change their filing status must notify the Commission in writing.

90740742013



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

EO-7

January 4, 1989

Charles C. Fiore, Treasurer  
National Pro-Life PAC  
P.O. Box 4951  
Madison, WI 53711

Identification Number: C00004483

Reference: 30 Day Post-General Report (through 11/28/88)

Dear Mr. Fiore:

It has come to the attention of the Federal Election Commission ("the Commission") that your committee may be in violation of 2 U.S.C. §434(a) for failing to file the above referenced Report of Receipts and Disbursements. You were notified previously of the due date for this report.

It is important that you file this report immediately with the Federal Election Commission, 999 E Street, NW, Washington, DC 20463 (or with the Clerk of the House or the Secretary of the Senate, as appropriate). A copy of the report or the relevant portions should also be filed with the Secretary of State or equivalent State officer. See 2 U.S.C. §439.

Although the Commission may initiate an audit or legal enforcement action concerning this matter, your prompt response and a letter of explanation will be taken into consideration.

If you have any questions, please contact Margo Herbert on our toll-free number (800) 424-9530. Our local number is (202) 376-2480.

Sincerely,

John D. Gibson  
Assistant Staff Director  
Reports Analysis Division

00040742014  
3:233761961

TELECON

ANALYST: Margo Herbert

CONVERSATION WITH: Charles Fiore, Treasurer

DATE: January 11, 1989

SUBJECT: Non-Filing of the 1988 30 Day Post-General Report

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Mr. Fiore called the analyst in reference to the Non-Filer Notice he had received for the 30 Day Post-General Report. He explained that the committee had had problems filing the reports since the old treasurer had left. He stated that he would have to amend the previous report to be able to file the 30 Day Post-General Report.

00040792013



## FEDERAL ELECTION COMMISSION

EQ-7

WASHINGTON, D.C. 20541

February 24, 1989

Charles C. Fiore, Treasurer  
National Pro-Life PAC  
P.O. Box 4951  
Madison, WI 53711

Identification Number: C00084483

Reference: Year End Report (11/29/88-12/31/88)

Dear Mr. Fiore:

It has come to the attention of the Federal Election Commission ("the Commission") that your committee may be in violation of 2 U.S.C. §434(a) for failing to file the above referenced Report of Receipts and Disbursements. You were notified previously of the due date for this report.

It is important that you file this report immediately with the Federal Election Commission, 999 E Street, NW, Washington, DC 20463 (or with the Clerk of the House or the Secretary of the Senate, as appropriate). A copy of the report or the relevant portions should also be filed with the Secretary of State or equivalent State officer. See 2 U.S.C. §439.

Although the Commission may initiate an audit or legal enforcement action concerning this matter, your prompt response and a letter of explanation will be taken into consideration.

If you have any questions, please contact Margo Herbert on our toll-free number (800) 424-9530. Our local number is (202) 376-2480.

Sincerely,

A handwritten signature in cursive script that reads "John D. Gibson".

John D. Gibson  
Assistant Staff Director  
Reports Analysis Division

000407432061511

TELECON  
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ANALYST: Margo Herbert

CONVERSATION WITH: Charles Fiore, Treasurer

COMMITTEE: National Pro-Life PAC  
C00084483

DATE: February 28, 1989

SUBJECT: Non-Filing of the 1988 Year End Report

Mr. Fiore telephoned the analyst in reference to the Non-Filer Notice he had received regarding the failure to file the 1988 Year End Report. He stated that he was still in the process of compiling the 30 Day Post-General and Year End Reports and that he would try to file them as soon as possible.

2040792017

March 6th 1989

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

FEDERAL  
ELECTION  
COMMISSION

09 MAR -9 AM 10:53

Attachment 8

page 1 of 2

BY CERTIFIED MAIL  
P-481-162-538

ID # C00084483

Reference: Reports: Year-End, 1987, Revised  
Quarterlies, 1988, Revised  
Year-End, 1988, Revised

Attn. Margo Herbert

Dear Ms. Herbert:

This will confirm our telephone conversation last week with regard to this Committee's failure to file its year-end report for 1988.

As I explained to you, because our previous treasurer, Peter Gemma, failed to turn over complete records to us at the time of his dismissal in 1987; and because the First American Bank of Virginia (our former depository) also failed to notify me until late last year that Mr. Gemma had continued activity in two (2) PAC accounts until mid-1988 (despite previous assurances to me that both accounts had been closed in November, 1987), it has been very difficult for us to reconstruct complete and accurate records for reporting purposes.

As I assured Susan Beard, of the F.E.C.'s Office of the General Counsel (Letter 12/30/88), I had hoped to be able to file the above-referenced reports by the end of January. Unfortunately, I still have been unable to discover several key pieces of information.

It is my intention to file reports for the above-referenced periods (as well as for the first Quarter of 1989) by the end of this month, whether or not I have been able to acquire complete information by that time. In the event that other information comes to hand later, I will file revised reports.

I hope this explains our difficulties. Please consult with Susan Beard or call me if you have any questions.

Sincerely,



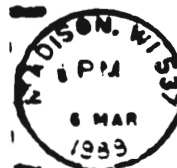
Mr. Charles C. Fiore,  
Chairman & Treasurer  
National Pro-Life Political Action Committee  
P. O. Box 4951  
Madison, WI 53711-4951

cc: Susan Beard, F.E.C., Office of General Counsel.

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61002620000  
National Pro-Life Political Action Committee

17 Leesburg Pike, Suite 305 • Falls Church, Virginia 22041



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

Attn. Susan Beard, Office of Gen. Counsel

89MAR-9 AM 10:53

FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C.





TELECON

ANALYST: Margo Herbert

CONVERSATION WITH: Charles Fiore, Treasurer

COMMITTEE: National Pro-Life PAC  
C000B4483

DATE: March 20, 1989

SUBJECT: Failure to file the 1988 30 Day Post-General and Year End  
Reports

The analyst telephoned Mr. Fiore and reminded him that the  
Thirty Day Post-General and Year End Reports needed to be filed.

Mr. Fiore reiterated that he would have the reports filed  
by the end of March.

00040792020

09 JUN 20 PM 1:31

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

**SENSITIVE**

**FIRST GENERAL COUNSEL'S REPORT**

RAD Referral: #89NF-66  
Staff Member: Phillip L. Wise

**SOURCE: I N T E R N A L L Y G E N E R A T E D**

**RESPONDENTS:** National Pro-Life PAC and Charles C. Fiore,  
as treasurer

**RELEVANT STATUTES:** 2 U.S.C. § 434(a)(4)(A)(i)  
2 U.S.C. § 434(a)(4)(A)(iii)  
11 C.F.R. 104.5(c)(1)(i)  
11 C.F.R. 104.5(c)(1)(iii)

**INTERNAL REPORTS CHECKED:** Disclosure Reports

**FEDERAL AGENCIES CHECKED:** None

**I. GENERATION OF MATTER**

The National Pro-Life PAC and Charles C. Fiore, as treasurer (hereinafter, "Respondents"), were referred to the Office of the General Counsel by the Reports Analysis Division ("RAD") for failure to file its 1988 30 Day Post-General and Year End Reports. (Attachment 1).

**II. FACTUAL AND LEGAL ANALYSIS**

The Federal Election Campaign Act of 1971, as amended ("the Act"), provides that unauthorized committees filing quarterly reports, in a calendar year in which a regularly scheduled general election is held, shall file such reports no later than the 15th day after the last day of each calendar quarter; except that the report for the quarter ending on December 31 of such calendar year shall be filed no later than January 31 of the

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following calendar year. 2 U.S.C. § 434(a)(4)(A)(i). Thus, for unauthorized committees filing quarterly, the 1988 Year End Report was required to be filed no later than January 31, 1989. The committee, however, did not file the 1988 Year End Report by January 31, 1989 which appears to be in violation of 2 U.S.C. § 434(a)(4)(A)(i).

The Act also provides that unauthorized committees filing quarterly reports, in a calendar year in which a regularly scheduled general election is held must file a post-general election report, which shall be filed no later than the 30th day after the general election. 2 U.S.C. § 434(a)(4)(A)(iii). Thus, for unauthorized committees filing quarterly, the 1988 30 Day Post-General Election Report was required to be filed no later than December 8, 1988. The committee, however, did not file the 30 Day Post-General Election Report by December 8, 1988 which appears to be in violation of 2 U.S.C. § 434(a)(4)(A)(iii).

Respondents have been the subject of other RAD referrals (MUR 2328 and 2627) with similar failure to file violations. MUR 2328 resulted in a signed conciliation agreement prior to a finding of probable cause to believe with a \$1,200 civil penalty. MUR 2627 resulted in a signed conciliation agreement prior to a finding of probable cause to believe with a \$750.00 civil penalty. (The civil penalties in both have been paid in full). In addition, Respondents to date have not filed the reports which are the subject of this instant RAD referral.

0040792022

III. DISCUSSION OF CONCILIATION AND CIVIL PENALTY

00040792023

**IV. RECOMMENDATIONS**

1. Open a MUR.
2. Find reason to believe National Pro-Life PAC and Charles C. Fiore, as treasurer, violated 2 U.S.C. §§ 434(a)(4)(A)(i) and 434(a)(4)(A)(iii), and enter into conciliation prior to a finding of probable cause to believe.
3. Approve the attached letter, Factual and legal Analysis, and proposed conciliation agreement.

Lawrence M. Noble  
General Counsel

6-19-89  
Date

BY:

  
Lois G. Lerner  
Associate General Counsel

**Attachments**

1. Referral Materials
2. Proposed Agreement
3. Letter and Factual and Legal Analysis

00040792024

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )

National Pro-Life PAC and Charles )  
C. Fiore, as treasurer )

RAD Ref. 89NF-66

(MUR  
2922)

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on June 23, 1989, the Commission decided by a vote of 5-0 to take the following actions in RAD Ref. 89NF-66:

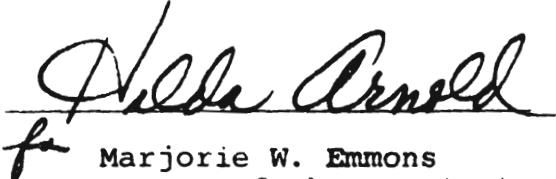
1. Open a MUR.
2. Find reason to believe National Pro-Life PAC and Charles C. Fiore, as treasurer, violated 2 U.S.C. §§ 434(a)(4)(A)(i) and 434(a)(4)(A)(iii), and enter into conciliation prior to a finding of probable cause to believe.
3. Approve the letter, Factual and Legal Analysis, and proposed conciliation agreement, as recommended in the First General Counsel's report signed June 19, 1989.

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

Attest:

June 23, 1989

Date

  
for Marjorie W. Emmons  
Secretary of the Commission

Received in the Office of Commission Secretary:	Tues.,	6-20-89,	1:31
Circulated on 48 hour tally basis:	Wed.,	6-21-89,	11:00
Deadline for vote:	Fri.,	6-23-89,	11:00

00040792025



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

July 6, 1989

Charles C. Fiore, Treasurer  
National Pro-Life PAC  
P.O. Box 4951  
Madison, WI 53711

RE: MUR 2922  
National Pro-Life PAC and  
Charles C. Fiore, as treasurer

Dear Mr. Fiore:

On June 23, 1989, the Federal Election Commission found that there is reason to believe National Pro-Life PAC ("Committee") and you, as treasurer, violated 2 U.S.C. §§ 434(a)(4)(A)(i) and (iii), provisions 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 Committee and you, as treasurer. You may submit any factual or legal materials that you believe are relevant to the Commission's consideration of this matter. Please submit such materials to the General Counsel's Office within 15 days of your receipt of this letter. Where appropriate, statements should be submitted under oath.

In the absence of any additional information demonstrating that no further action should be taken against the Committee and you, as treasurer, the Commission may find probable cause to believe that a violation has occurred and proceed with conciliation.

In order to expedite the resolution of this matter, the Commission has also decided to offer 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.

90040792020



Charles C. Fiore, Treasurer  
Page 2

If you are interested in expediting the resolution of this matter by pursuing preprobable cause conciliation and if you agree with the provisions of the enclosed agreement, please sign and return the agreement, 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.

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 the General Counsel ordinarily will not 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 authorizing such counsel to receive any notifications and other communications from the Commission.

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 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 Phillip L. Wise, the attorney assigned to this matter, at (202) 376-8200.

Sincerely,

  
Danny L. McDonald  
Chairman

**Enclosures**

Factual and Legal Analysis  
Procedures  
Designation of Counsel Form  
Conciliation Agreement

90040792027



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

July 24, 1989

**CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

Charles C. Fiore, Treasurer  
National Pro-Life PAC  
P.O. Box 4951  
Madison, WI 53711

RE: MUR 2922  
National Pro-Life PAC and  
Charles C. Fiore, as  
treasurer

Dear Mr. Fiore:

On July 6, 1989, you were notified that the Federal Election Commission on June 23, 1989 found reason to believe National Pro-Life PAC and you, as treasurer, violated 2 U.S.C. §§ 434(a)(4)(A)(i) and (iii). In order to expedite the resolution of this matter you were sent a conciliation agreement offered by the Commission in settlement of this matter.

Please note that conciliation negotiations entered into prior to a finding of probable cause to believe are limited to a maximum of 30 days. To date, you have not responded to the proposed agreement. The 30 day period for negotiations will soon expire. Unless we receive a response from you within five days, this Office will consider these negotiations terminated and will proceed to the next stage of the enforcement process.

Should you have any questions, please contact Phillip L. Wise, the attorney assigned to this matter, at (202) 376-8200.

Sincerely,

Lawrence M. Noble  
General Counsel

BY: Lois G. Lerner  
Associate General Counsel

90040792020

National Pro-Life PAC  
P. O. Box 4951  
Madison, Wisconsin 53711-0010

HAND DELIVERED 03C374  
RECEIVED  
FEDERAL ELECTION COMMISSION  
MAIL ROOM

89 AUG -9 AM 9:07

August 7th, 1989

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

Re: MUR-2922

Attn.: Mr. Phillip L. Wise

Dear Mr. Wise:

This is to confirm our telephone conversation last Friday, relative to the above matter.

As I explained, since assuming the responsibilities of Treasurer as well as Chairman of this Committee, in January, 1988, I have been severely hampered in my ability to provide the F.E.C. with timely and accurate Reports on past activities of our Committee by the failure of our previous Executive Director and Treasurer, Mr. Peter B. Gemma, Jr., and Ms. Laura Halbmaier, to turn over substantial portions of the Committee's records to me.

Ms. Halbmaier, now working in California, told me that although listed as Treasurer of the Committee, she merely <sup>\*signed</sup> PAC Reports compiled by Mr. Gemma, and that Mr. Gemma handled all financial matters of the PAC. Since late 1987, and despite the efforts of an attorney I hired, Mr. Gemma has failed to turn over substantial portions of the PAC records to me, including check books, stubs, correspondence and copies of Reports. What records I do have are partial, not in sequence, and for the most part not substantial.

Attempts to contact Mr. Gemma at his last address have gone unanswered, and phone calls are unreturned. Last week I turned over Mr. Gemma's last-known address and telephone numbers to Mr. Robert Raich of the F.E.C. so that the F.E.C. might attempt to contact him directly.

Your records should contain copies of my correspondence over the past year with Susan Beard and Margo Herbert of the General Counsel's Office relative to our failure previously to file Reports.

Mr. Gemma and Ms. Halbmaier failed to file a year-end Report for 1987, and because of my inability to file that and subsequent Reports with no records, I undertook to reconstruct PAC records by obtaining some of our banking records from the First American Bank of Virginia.

That effort proved difficult, expensive and only partially successful, because of the uncooperativeness of some bank officials. Only a series of trips to Virginia from Wisconsin, many phone calls and complaints to higher bank officials resulted in my obtaining some of our bank records.

89 AUG -9 AM 11:13  
FEDERAL ELECTION COMMISSION  
OFFICE OF GENERAL COUNSEL

00040792027

Federal Election Commission  
August 7th, 1989  
Page 2

Re: MUR-2922

As I explained in my letter to Ms. Herbert (03/06/89), attached, after compiling and filing what I thought to be accurate Reports, I learned from the First American Bank of Virginia that despite what one of their officers had told me earlier, the accounts had not been closed at the end of 1987, and that Mr. Gemma had con-tinued (for more than a year after his dismissal) illegally to deposit to and write checks from PAC bank accounts, i.e., into mid-1988.

Consequently, I could not file additional Reports until I was able to determine the nature and scope of the additional activity by Mr. Gemma in the PAC accounts, after the time that the bank had informed me that the accounts were closed!

It is that difficulty that has delayed all subsequent Reports, and which I now feel that I can address.

As I mentioned in our conversation, I will file all Reports for this Committee (i.e., 1987 year-end, all Reports for 1988, and all Reports to date for 1989) with the F.E.C., to the best of my ability on the basis of what information I now have, by the end of this month.

I ask the Committee's indulgence until September 1st for that purpose, in hopes that we will then be current.

Sincerely,



(Father) Charles C. Fiore,  
Chairman & Treasurer

National Pro-Life PAC  
P. O. Box 4951  
Madison, WI 53711-0010

608-233-7990 - PAC Office  
608-273-3377 - Alternate

## Board of Directors

Rev. Charles C. Fiore

Chairman  
Wisconsin

Mr. Thomas F. Rorer  
Vice Chairman  
Illinois

Miss Laura J. Helbender  
Treasurer  
Virginia

Hon. Gary Giordano  
State Representative  
Arizona

Mr. William J. Inaccone  
Attorney  
Illinois

## Executive Director

Mr. Peter B. Gemma, Jr.  
Virginia

## National Advisory Board

Hon. Robert K. Dornan  
U.S. Congressman  
California

Mrs. Randy Engel  
President, U.S. Coalition for Life  
Pennsylvania

Dr. John F. Hillebrand, M.D.  
Chairman, Alternatives to Abortion  
International  
Ohio

Hon. Harold Froehlich  
former U.S. Congressman  
Wisconsin

Rev. Morris Sheets  
Pastor and Author  
Texas

Professor William H. Marshner  
Christendom College  
Virginia

Hon. Ron Paul, M.D.  
former U.S. Congressman  
Texas

Rev. Harold O.J. Brown  
Chairman, Christian Action Council  
Illinois

Hon. Harold L. Volkmer  
U.S. Congressman  
Missouri

Mrs. Kathryn McDonald  
Chairman, Larry McDonald  
Foundation  
Georgia

Hon. Thomas N. Kindness  
U.S. Congressman  
Oregon

Dr. Herbert J. Ratner, M.D.  
Editor, Child and Family Quarterly  
Illinois

Mr. Anthony J. Lauinger  
Chairman, Oklahomans for Life  
Oklahoma

Mr. Ed McAteer  
President, Religious Roundtable  
Tennessee

Mrs. Judy Tomsic  
Attorney, Vice Chairman, California Right  
to Life Political Action Committee  
California

Hon. Donald E. (Buz) Lukens  
State Senator, former U.S. Congressman  
Ohio

Dr. Francis P. Filice, Ph.D.  
Biologist  
California

Rev. Donald M. Parker  
Executive Director, Illinois Right to  
Life Committee  
Illinois

Hon. Larry Pratt  
former member, Virginia legislature  
Virginia

Dr. Donald T. Manion, M.D.  
Physician and Surgeon  
Oregon

Hon. Louis (Woody) Jenkins  
State Representative  
Louisiana

Professor Victor G. Rosenbloom  
Vice Chairman, Americans United for Life  
Illinois

Tapes for identification only

A copy of our report is on file and may be  
purchased from the Federal Election Commission,  
Washington, D.C.

# National Pro-Life Political Action Committee

7777 Leesburg Pike, Suite 305 - Falls Church, Virginia - 22043 - (703) 893-1440

December 30th, 1988

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

Attn.: Susan Beard, Office of the General Counsel

Dear Ms. Beard:

Enclosed please find our check (#1011) in the sum of \$125.00, which represents the fifth and final payment in this committee's conciliation agreement with the Commission (MU#2627).

Because the records we requested from the 1st American Bank of Virginia did not arrive here until after December 1st and were incomplete, and because of illness on my part this month, I have been unable to complete this aspect of the agreement in the past several weeks.

It is my intention to complete the 1987 Year-End Report on the basis of what records I now have, to revise all previously submitted 1988 Reports on the basis of that information and the only-recently discovered activity in the Committee's accounts with the 1st American Bank into 1988 (cf. previous correspondence), and to file post-Election and Year-End 1988 Reports before the end of January.

I am most anxious to put the mistakes and failures of the past months behind us, and to get the Committee back on a business-like status with all Reports submitted in a complete and timely fashion.

Please allow me this small added period to complete the difficult tasks I set out to do last Spring.

You have my sincere thanks, and best wishes for the New Year.

Sincerely,



(Fr.) Charles C. Fiore  
P. O. Box 4951  
Madison, WI 53711-4951

Enclosure.

March 6th,

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

BY CERTIFIED MAIL  
P-481-162-538

ID # C00084483

Reference: Reports: Year-End, 1987, Revised  
Quarterlies, 1988, Revised  
Year-End, 1988, Revised

Attn. Margo Herbert

Dear Ms. Herbert:

This will confirm our telephone conversation last week with regard to this Committee's failure to file its year-end report for 1988.

As I explained to you, because our previous treasurer, Peter Gemma, failed to turn over complete records to us at the time of his dismissal in 1987; and because the First American Bank of Virginia (our former depository) also failed to notify me until late last year that Mr. Gemma had continued activity in two (2) PAC accounts until mid-1988 (despite previous assurances to me that both accounts had been closed in November, 1987), it has been very difficult for us to reconstruct complete and accurate records for reporting purposes.

As I assured Susan Beard, of the F.E.C.'s Office of the General Counsel (Letter 12/30/88), I had hoped to be able to file the above-referenced reports by the end of January. Unfortunately, I still have been unable to discover several key pieces of information.

It is my intention to file reports for the above-referenced periods (as well as for the first Quarter of 1989) by the end of this month, whether or not I have been able to acquire complete information by that time. In the event that other information comes to hand later, I will file revised reports.

I hope this explains our difficulties. Please consult with Susan Beard or call me if you have any questions.

Sincerely,



(Fr.) Charles C. Fiore,  
Chairman & Treasurer  
National Pro-Life Political Action Committee  
P. O. Box 4951  
Madison, WI 53711-4951

cc. Susan Beard, F.E.C., Office of General Counsel

90040792032



89 NOV -9 PM 12: 18

BEFORE THE FEDERAL ELECTION COMMISSION

**SENSITIVE**

In the Matter of )  
 )  
National Pro-Life PAC and Charles ) MUR 2922  
C. Fiore, as treasurer )

**GENERAL COUNSEL'S REPORT**

On June 23, 1989, the Federal Election Commission found that there was reason to believe that National Pro-Life PAC ("Pro-Life") and Charles C. Fiore, as treasurer, violated 2 U.S.C. §§ 434(a)(4)(A)(i) by failing to file its 1988 Year End Report by January 31, 1989, and 434(a)(4)(A)(iii) by failing to file its 1988 30 Post-General Election Report by December 8, 1988

On July 6, 1989, notification of the Commission's findings and a proposed conciliation agreement were mailed to Pro-Life. No response was received to this initial correspondence, therefore, on July 24, 1989, this Office mailed Respondents a reminder requesting a response to the reason to believe findings and the proposed conciliation agreement. On August 9, 1989, Pro-Life filed its response. (Attachment 1). This response asserted that the reports at issue in this matter were not filed because the present treasurer is unable to obtain necessary records from the former treasurer. Respondents also asserted with additional time the necessary reports would be filed by September 1, 1989. To date neither the 1988 Year End nor the 1988 Post General Reports have been filed. In addition, Respondents have made not attempt to conciliate this matter.

00040792035



Based on the foregoing, this Office is proceeding to the next step in the enforcement process.

Lawrence M. Noble  
General Counsel

Date

11-9-89

BY:

Lois G. Lerner  
Associate General Counsel

Attachments

1. Response
2. Letter

Staff assigned: Phillip L. Wise

90040742034



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

December 5, 1989

Charles C. Fiore, Treasurer  
National Pro-Life PAC  
P.O. Box 4951  
Madison, WI 53711

RE: MUR 2922  
National Pro-Life PAC  
and Charles C. Fiore,  
as treasurer

Dear Mr. Fiore:

On July 6, 1989, you were notified that the Federal Election Commission on June 23, 1989, found reason to believe National Pro-Life PAC and you, as treasurer, violated 2 U.S.C. §§ 434(a)(4)(A)(i) and (iii). In order to expedite the resolution of this matter you were sent a conciliation agreement offered by the Commission in settlement of this matter. In addition, On July 24, 1989 this Office mailed you a reminder requesting your response to the Commission's notification and proposed conciliation agreement.

Insofar as the period for pre-probable cause conciliation has elapsed, and your response made no reference to the conciliation agreement, further attempts at such conciliation appear to be fruitless, therefore, this matter will proceed to the next stage of the enforcement process.

Should you have any further questions, please contact Phillip L. Wise, the attorney assigned to this matter, at (202) 376-8200

Sincerely,

Lawrence M. Noble  
General Counsel

  
BY: Lois G. Lerner  
Associate General Counsel

00040742035



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RECEIVED  
FEDERAL ELECTION COMMISSION  
SECRETARIAT

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**SENSITIVE**

December 19, 1989

**MEMORANDUM**

**TO:** The Commission  
**FROM:** Lawrence M. Noble  
General Counsel *LM*  
**SUBJECT:** MUR 2922

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 respondent of the General Counsel's intent to recommend to the Commission a finding of probable cause to believe were mailed on December 19, 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

90040792030

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 )  
National Pro-Life PAC and Charles ) MUR 2922  
C. Fiore, as treasurer )

GENERAL COUNSEL'S BRIEF

I. STATEMENT OF THE CASE

On June 23, 1989, the Federal Election Commission found that there was reason to believe that National Pro-Life PAC ("Pro-Life") and Charles C. Fiore, as treasurer, violated 2 U.S.C. §§ 434(a)(4)(A)(i) by failing to file its 1988 Year End Report by January 31, 1989, and 434(a)(4)(A)(iii) by failing to file its 1988 30 Post-General Election Report by December 8, 1988. To date neither the 1988 Year End nor the 1988 Post General Reports have been filed.

II. ANALYSIS

The Federal Election Campaign Act of 1971, as amended ("the Act"), provides that unauthorized committees filing quarterly reports, in a calendar year in which a regularly scheduled general election is held, shall file such reports no later than the 15th day after the last day of each calendar quarter; except that the report for the quarter ending December 31 of such calendar year shall be filed no later than January 31 of the following calendar year. 2 U.S.C. § 434(a)(4)(A)(i). Thus, for unauthorized committees filing quarterly, the 1988 Year End Report was required to be filed no later than January 31, 1989. The committee, however, did not file the 1988 Year End Report by January 31, 1989, in violation of 2 U.S.C. § 434(a)(4)(A)(i).

90040792037

The Act also provides that unauthorized committees filing quarterly reports, in a calendar year in which a regularly scheduled general election is held must file a post-general election report, which shall be filed no later than the 30th day after the general election. 2 U.S.C. § 434(a)(4)(A)(iii). Thus, for unauthorized committees filing quarterly, the 1988 30 Day Post-General Election Report was required to be filed no later than December 8, 1988. The committee, however, did not file the 30 Day Post-General Election Report by December 8, 1988, in violation of 2 U.S.C. § 434(a)(4)(A)(iii).

Accordingly, this Office recommends that the Commission find probable cause to believe that the Respondents violated 2 U.S.C. §§ 434(a)(4)(A)(i), and 434(a)(4)(A)(iii).

III. GENERAL COUNSEL'S RECOMMENDATIONS

1. Find probable cause to believe that National Pro-Life PAC and Charles C. Fiore, as treasurer, violated 2 U.S.C. §§ 434(a)(4)(A)(i) and 434(a)(4)(A)(iii).

Date

12/15/89

  
Lawrence M. Noble  
General Counsel



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20543

RECEIVED  
FEDERAL ELECTION COMMISSION  
SECRETARIAT

89DEC 19 PM 4:17

December 19, 1989

Charles C. Fiore, Treasurer  
National Pro-Life PAC  
P.O. Box 4951  
Madison, WI 53711

RE: MUR 2922  
National Pro-Life PAC and  
Charles C. Fiore, as  
treasurer

Dear Mr. Fiore:

Based on information ascertained in the normal course of carrying out its supervisory responsibilities, on June 3, 1989, the Federal Election Commission found reason to believe that National Pro-Life PAC ("Committee") and you, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(i) and (iii), and instituted an investigation in 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 violations have 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.

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.

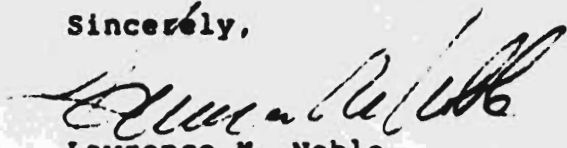
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Charles C. Fiore, treasurer  
Page 2

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 Phillip L. Wise, the attorney assigned to this matter, at (202) 376-8200.

Sincerely,



Lawrence M. Noble  
General Counsel

Enclosure  
Brief

20040792040





FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

January 23, 1990

**CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

Charles C. Fiore, Treasurer  
National Pro-Life PAC  
P.O. Box 4951  
Madison, WI 53711

RE: MUR 2922  
National Pro-Life PAC and  
Charles C. Fiore, as  
treasurer

Dear Mr. Fiore:

On December 19, 1989, you were mailed a brief stating the position of the General Counsel on the legal and factual issues in this matter under review. This brief and accompanying letter notified you of the General Counsel's intent to recommend to the Commission a finding of probable cause to believe National Pro-Life PAC and you, as treasurer, violated 2 U.S.C. §§ 434(a)(4)(A)(i) and (iii).

To date, you have not responded to the General Counsel's Brief. Unless we receive a response from you within ten (10) days, this Office will circulate a report to the Commission recommending a finding of probable cause.

Should you have any questions, please contact Phillip L. Wise, the attorney assigned to this matter, at (202) 376-8200.

Sincerely,

Lawrence M. Noble  
General Counsel

BY: Lois G. Lerner  
Associate General Counsel

0004072041

February 3rd, 1990

OGC 5378

Federal Election Commission  
Washington, D. C. 20463

Attn. Phillip L. Wise  
Ref. MUR-2922

Via Certified Mail  
P-259-787-091

90 FEB 12 PM 2:17

RECEIVED  
FEDERAL ELECTION COMMISSION  
OFFICE OF THE CLERK

Dear Mr. Wise:

This will confirm our telephone conversation last week.

As you will understand from an examination of our file, our problems with filing complete and timely reports with the FEC date back to the failure by our former Executive Director, Peter B. Gemma, Jr., and our former treasurer, Laura Halbmaier, to file reports in 1987, and Mr. Gemma's refusal after his firing to turn over to me files and records of the committee, including checkbooks, banking statements, etc.

As I pointed out in correspondence with the FEC, and in a meeting with several of its attorneys in 1989, it has been impossible for us to file reports until such time as I could procure those records or, in some manner, reconstruct them.

Efforts to obtain full records from the First American Bank of Virginia---the depository for the Committee during Mr. Gemma's tenure---provided only incomplete documents of banking transactions, and were unsatisfactory.

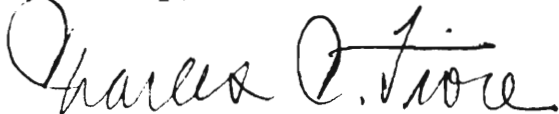
In conjunction with legal actions in the past few months undertaken by third parties against Mr. Gemma, in which banking records of the Committee were subpoenaed from the bank, I have been able to obtain copies of some additional records previously unavailable to me.

I am now compiling and correlating these documents so that this Committee can file reports for the entire period from 1987 through 1989, and expect to have these completed and filed on or before March 1st.

As a sign of our good faith (and in an effort to keep these matters as uncomplicated as possible pending their resolution), this Committee has voluntarily suspended virtually all activity (fund-raising, candidate support and extraordinary disbursements) in the interim, as our reports will, in due course, indicate.

I beg your forbearance for a few more weeks until I can analyze and complete our reports.

Sincerely,



(Rev.) Charles C. Fiore,  
Chairman & Treasurer  
National Pro-Life PAC  
P. O. Box 4951  
Madison, WI 53711

90 FEB 12 PM 2:17

RECEIVED  
FEDERAL ELECTION COMMISSION  
MAIL ROOM

RECEIVED  
FEDERAL ELECTION COMMISSION

COMM 10 11:10

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

National Pro-Life PAC  
and Charles C. Fiore,  
as treasurer

)  
) MUR 2922  
)  
)

**SENSITIVE**  
**EXECUTIVE SESSION**  
**APR 3 1990**

GENERAL COUNSEL'S REPORT

I. BACKGROUND

On June 23, 1989, the Federal Election Commission found that there was reason to believe that National Pro-Life PAC ("Pro-Life") and Charles C. Fiore, as treasurer, violated 2 U.S.C. §§ 434(a)(4)(A)(i) by failing to file its 1988 Year End Report by January 31, 1989, and 434(a)(4)(A)(iii) by failing to file its 1988 30 Day Post-General Election Report by December 8, 1988. To date neither the 1988 Year End nor the 1988 30 Day Post-General Reports have been filed. The General Counsel's Brief was mailed to the Respondents on December 19, 1989. Rev. Fiore submitted a response for Pro-Life on February 12, 1990. (Attachment 1).

II. FACTUAL & LEGAL ANALYSIS

For the legal and factual analysis, this office relies on the General Counsel's Brief dated December 15, 1989. Reverend Fiore's response is directed to his difficulties in obtaining the necessary information to file complete reports for 1987. Those reports are not involved in this matter. Instead, they were addressed in MUR 2627. On August 29, 1988, the Commission accepted a conciliation agreement in 2627 that provided for the payment of a \$750.00 civil penalty and the

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filing of appropriate amended reports for 1987. Thus, it appears Rev. Fiore is continuing to address his problems in complying with the conciliation agreement in 2627 rather than the issues in this matter. In a telephone conversation on February 15, 1990, Reverend Fiore told staff from this Office that due to his difficulties obtaining information to complete and file the 1987 reports, he is unable to file the subsequent reports with any accuracy. He stated that when he has collected the necessary financial data from 1987, he will file all subsequent reports.

We note that Rev. Fiore became treasurer of Pro-Life in the Spring of 1988. The change in leadership of the Committee and the difficulty in obtaining the Committee's financial records may explain his difficulties in filing amended reports for 1987. This Office, however, does not see how these factors affect the Respondent's failure to file the 1988 Year End and Post-General Reports.

Accordingly, this Office recommends that the Commission find probable cause to believe that the Respondents violated 2 U.S.C. §§ 434(a)(4)(A)(i) and 434(a)(4)(A)(iii).

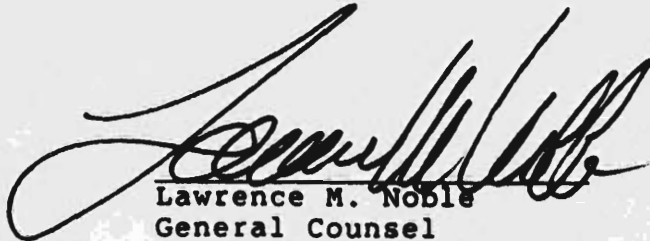
### III. DISCUSSION OF CONCILIATION AND CIVIL PENALTY

93040792045

IV. GENERAL COUNSEL'S RECOMMENDATIONS

1. Find probable cause to believe that National Pro-Life PAC and Charles C. Fiore, as treasurer, violated 2 U.S.C. §§ 434(a)(4)(A)(i) and 434(a)(4)(A)(iii).
2. Approve the attached letter and conciliation agreement.

3/13/90  
Date

  
Lawrence M. Noble  
General Counsel

Attachments

1. Response
2. Proposed Letter and Conciliation Agreement

Staff Assigned: Jeffrey Long

90040742040

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 ) MUR 2922  
National Pro-Life PAC )  
and Charles C. Fiore, as treasurer )

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session of April 3, 1990, do hereby certify that the Commission decided by a vote of 6-0 to take the following actions in MUR 2922:

1. Find probable cause to believe that National Pro-Life PAC and Charles C. Fiore, as treasurer, violated 2 U.S.C. §§ 434(a)(4)(A)(i) and 434(a)(4)(A)(iii).
2. Approve the letter and conciliation agreement attached to the General Counsel's report dated March 13, 1990.

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

Attest:

4-5-90  
Date

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

90040742047





FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

April 9, 1990

Charles C. Fiore, Treasurer  
National Pro-Life PAC  
P.O. Box 4951  
Madison, Wisconsin 53711

RE: MUR 2922  
National Pro-Life  
PAC and Charles C.  
Fiore, as treasurer

Dear Rev. Fiore:

On April 3, 1990, the Federal Election Commission found that there is probable cause to believe National Pro-Life PAC and you, as treasurer, violated 2 U.S.C. §§ 434(a)(4)(A)(i) and (iii), provisions 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.

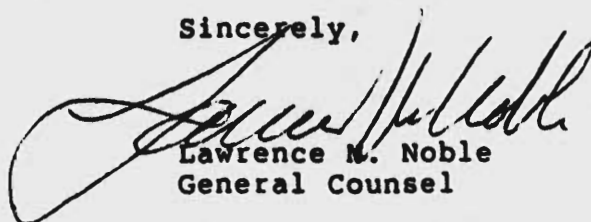
If you have any questions or suggestions for changes in the enclosed conciliation agreement, or if you wish to arrange a meeting in connection with a mutually satisfactory

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Rev. Charles C. Fiore, Treasurer  
Page 2

conciliation agreement, please contact Jeffrey Long, the staff member assigned to this matter, at (202) 376-5690.

Sincerely,



Lawrence M. Noble  
General Counsel

Enclosure  
Conciliation Agreement

90040742049

# REPORT OF RECEIPTS AND DISBURSEMENTS

For Other Than An Authorized Committee  
(Summary Page)

USE FEC MAILING LABEL  
OR  
TYPE OR PRINT

1. NAME OF COMMITTEE (in full) <b>NATIONAL PRO-LIFE POLITICAL ACTION COMM.</b>		90 JUL 12 PM 12:23
ADDRESS (number and street) <input type="checkbox"/> Check if different than previously reported <b>P. O. Box 4951</b>		2. FEC IDENTIFICATION NUMBER <b>C00084483</b>
CITY, STATE and ZIP CODE <b>MADISON, WI 53711</b>		3. <input type="checkbox"/> This committee qualified as a multicandidate committee DURING THIS Reporting Period on _____ (date).

## 4. TYPE OF REPORT

- (a) ☐ April 15 Quarterly Report  
☐ July 15 Quarterly Report  
☐ October 15 Quarterly Report  
☒ January 31 Year End Report  
☐ July 31 Mid Year Report (Non-election Year Only)

Monthly Report Due On:

- ☐ February 20 ☐ June 20 ☐ October 20  
☐ March 20 ☐ July 20 ☐ November 20  
☐ April 20 ☐ August 20 ☐ December 20  
☐ May 20 ☐ September 20 ☐ January 31

☐ Twelfth day report preceding \_\_\_\_\_ (Type of Election)

election on \_\_\_\_\_ in the State of \_\_\_\_\_

☐ Thirtieth day report following the General Election on \_\_\_\_\_ in the State of \_\_\_\_\_

☒ Termination Report

(b) Is this Report an Amendment? ☐ YES ☒ NO

## SUMMARY

	COLUMN A This Period	COLUMN B Calendar Year-to-Date
5. Covering Period <u>1/01/88</u> through <u>12/31/88</u> <u>As per MUR 2922 (6/20/90)</u>		
6. (a) Cash on Hand January 1, 19 <u>88</u>		\$ None
(b) Cash on Hand at Beginning of Reporting Period	\$ None	
(c) Total Receipts (from Line 18)	\$ 6,882.40	\$ 6,882.40
(d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)	\$ 6,882.40	\$ 6,882.40
7. Total Disbursements (from Line 28)	\$ 2,337.54	\$ 2,337.54
8. Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))	\$ 4,544.86	\$ 4,544.86
9. Debts and Obligations Owed TO the Committee (Itemize all on Schedule C and/or Schedule D)	\$ None	For further information contact: Federal Election Commission 999 E Street, NW Washington, DC 20463 Toll Free 800-424-9530 Local 202-376-3120
10. Debts and Obligations Owed BY the Committee (Itemize all on Schedule C and/or Schedule D)	\$ Close-out	

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

Type or Print Name of Treasurer

Charles C. Fiore

Signature of Treasurer

*Charles C. Fiore*

Date

7/18/90

NOTE: Submission of false, erroneous, or incomplete information may subject the person signing this Report to the penalties of 2 U.S.C. §437g.

FEC FORM 3X

(revised 4/87)

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# DETAILED SUMMARY PAGE

of Receipts and Disbursements  
(Page 2, FEC FORM 3X)

Name of Committee (in full) <b>NATIONAL PRO-LIFE P.A.C., Madison, Wi</b>		Report Covering the Period From: <b>1/01/88</b> To: <b>12/31/88</b>	
		<b>COLUMN A</b> Total This Period	<b>COLUMN B</b> Calendar Year-To-Date
<b>I. RECEIPTS</b>			
11. CONTRIBUTIONS (other than loans) FROM:			
(a) Individuals/Persons Other Than Political Committees			
(i) Itemized (use Schedule A)		\$6,882.40	\$6,882.40
(ii) Unitemized		0.00	0.00
(iii) Total of contributions from individuals		\$6,882.40	\$6,882.40
(b) Political Party Committees		0.00	0.00
(c) Other Political Committees (such as PACs)		0.00	0.00
(d) TOTAL CONTRIBUTIONS (add 11(a)(iii), (b), and (c))		\$6,882.40	\$6,882.40
12. TRANSFERS FROM AFFILIATED/OTHER PARTY COMMITTEES		0.00	0.00
13. ALL LOANS RECEIVED		None	None
14. LOAN REPAYMENTS RECEIVED		None	None
15. OFFSETS TO OPERATING EXPENDITURES (Refunds, Rebates, etc.)		None	None
16. REFUNDS OF CONTRIBUTIONS MADE TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES		None	None
17. OTHER RECEIPTS (Dividends, Interest, etc.)		None	None
18. TOTAL RECEIPTS (add 11(d), 12, 13, 14, 15, 16 and 17)		\$6,882.40	\$6,882.40
<b>II. DISBURSEMENTS</b>			
19. OPERATING EXPENDITURES		\$ 587.54	\$ 587.54
20. TRANSFERS TO AFFILIATED/OTHER PARTY COMMITTEES		None	None
21. CONTRIBUTIONS TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES		\$1,000.00	\$1,000.00
22. INDEPENDENT EXPENDITURES (use Schedule E)		None	None
23. COORDINATED EXPENDITURES MADE BY PARTY COMMITTEES (2 U.S.C. 441a(d)) (use Schedule F)		None	None
24. LOAN REPAYMENTS MADE		None	None
25. LOANS MADE		None	None
26. REFUNDS OF CONTRIBUTIONS TO:			
(a) Individuals/Persons Other Than Political Committees			
(b) Political Party Committees			
(c) Other Political Committees (such as PACs)			
(d) TOTAL CONTRIBUTION REFUNDS (add 26(a), (b), and (c))		None	None
27. OTHER DISBURSEMENTS		\$ 750.00	\$ 750.00
28. TOTAL DISBURSEMENTS (add 19, 20, 21, 22, 23, 24, 25, 26(d) and 27)		\$2,337.54	\$2,337.54
<b>III. NET CONTRIBUTIONS/OPERATING EXPENDITURES</b>			
29. TOTAL CONTRIBUTIONS (other than loans) (from Line 11(d))		\$6,882.40	\$6,882.40
30. TOTAL CONTRIBUTION REFUNDS (from Line 26(d))		None	None
31. NET CONTRIBUTIONS (other than loans) (subtract Line 30 from 29)		\$6,882.40	\$6,882.40
32. TOTAL OPERATING EXPENDITURES (from Line 19)		\$ 587.54	\$ 587.54
33. OFFSETS TO OPERATING EXPENDITURES (from Line 15)		None	None
34. NET OPERATING EXPENDITURES (subtract Line 33 from 32)		\$ 587.54	\$587.54

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**SCHEDULE A**

**ITEM RECEIPTS**

Use separate schedule(s) for each category of the Receipt Summary Page

PAGE 01 OF 01  
FOR LINE NUMBER

Any information copied from such Reports and Statements 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 committee.

NAME OF COMMITTEE (in Full)

NATIONAL PRO-LIFE P.A.C., Madison, WI

<b>A. Full Name, Mailing Address and ZIP Code</b> Charles C. Fiore 4521 Fox Bluff Lane Middleton, WI 53562	<b>Name of Employer</b> Fiore Co's.  <b>Occupation</b> Catholic Priest	<b>Date (month, day, year)</b> 05/28/88 08/29/88	<b>Amount of Each Receipt this Period</b> \$ 500.00 \$4,382.40
<b>Receipt For:</b> <input checked="" type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):	<b>Aggregate Year-to-Date</b> > \$ 54,882.40		
<b>B. Full Name, Mailing Address and ZIP Code</b> Thomas F. Roeser 200 Cherry Street Park Ridge, IL 60068	<b>Name of Employer</b> Quaker Oats, Co.  <b>Occupation</b> Executive	<b>Date (month, day, year)</b> 11/03/88	<b>Amount of Each Receipt this Period</b> \$ 500.00
<b>Receipt For:</b> <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):	<b>Aggregate Year-to-Date</b> > \$ 500.00		
<b>C. Full Name, Mailing Address and ZIP Code</b> Perry B. Whitt The Boyd Group 3000 Las Vegas Blvd, So. Las Vegas, NV 89209	<b>Name of Employer</b> The Boyd Group  <b>Occupation</b> Executive	<b>Date (month, day, year)</b> 11.04/88	<b>Amount of Each Receipt this Period</b> \$1,500.00
<b>Receipt For:</b> <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):	<b>Aggregate Year-to-Date</b> > \$		
<b>D. Full Name, Mailing Address and ZIP Code</b>  (Empty)	<b>Name of Employer</b>  <b>Occupation</b>	<b>Date (month, day, year)</b>	<b>Amount of Each Receipt this Period</b>
<b>Receipt For:</b> <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	<b>Aggregate Year-to-Date</b> > \$		
<b>E. Full Name, Mailing Address and ZIP Code</b>  (Empty)	<b>Name of Employer</b>  <b>Occupation</b>	<b>Date (month, day, year)</b>	<b>Amount of Each Receipt this Period</b>
<b>Receipt For:</b> <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	<b>Aggregate Year-to-Date</b> > \$		
<b>F. Full Name, Mailing Address and ZIP Code</b>  (Empty)	<b>Name of Employer</b>  <b>Occupation</b>	<b>Date (month, day, year)</b>	<b>Amount of Each Receipt this Period</b>
<b>Receipt For:</b> <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	<b>Aggregate Year-to-Date</b> > \$		
<b>G. Full Name, Mailing Address and ZIP Code</b>  (Empty)	<b>Name of Employer</b>  <b>Occupation</b>	<b>Date (month, day, year)</b>	<b>Amount of Each Receipt this Period</b>
<b>Receipt For:</b> <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	<b>Aggregate Year-to-Date</b> > \$		

SUBTOTAL of Receipts This Page (optional)

TOTAL This Period (last page this line number only)

\$6,882.40

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**SCHEDULE B**

**ITEMIZED DISBURSEMENTS**

Use separate schedule(s)  
for each category of the  
Detailed Summary Page

PAGE 01 OF 01  
FOR LINE NUMBER

Any information copied from such Reports and Statements 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 committee.

NAME OF COMMITTEE (in Full)

NATIONAL PRO-LIFE P.A.C., Madison, WI

A. Full Name, Mailing Address and ZIP Code Wis. Bell Telephone	Purpose of Disbursement Statements	Date (month, day, year) 5/28/88	Amount of Each Disbursement This Period \$ 206.79
	Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input checked="" type="checkbox"/> Other (specify) Expenses	6/27/88 10/05/88	40.78 101.95
B. Full Name, Mailing Address and ZIP Code F.E.C., Washington, D.C.	Purpose of Disbursement MUR-2627	Date (month, day, year) 12/19/88	Amount of Each Disbursement This Period \$ 106.92
	Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input checked="" type="checkbox"/> Other (specify) Penalties	8/29/88 10/01/88 11/01/88	\$ 250.00 125.00 125.00
C. Full Name, Mailing Address and ZIP Code King for U. S. Senate Wisconsin	Purpose of Disbursement Primary Campaign	Date (month, day, year) 12/01/88	Amount of Each Disbursement This Period \$ 125.00
	Disbursement for: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	08/30/88	\$1,000.00
D. Full Name, Mailing Address and ZIP Code Atty. Ron Kuehn DeWitt, Porter et al. Madison, WI	Purpose of Disbursement Legal Expenses	Date (month, day, year) 10/05/88	Amount of Each Disbursement This Period \$ 131.10
	Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input checked="" type="checkbox"/> Other (specify) Expenses		
E. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
	Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)		
F. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
	Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)		
G. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
	Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)		
H. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
	Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)		
I. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
	Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)		

SUBTOTAL of Disbursements This Page (optional)

TOTAL This Period (last page this line number only)

\$2,337.54

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**SCHEDULE D**  
(Revised 3/80)

**DEBTS AND OBLIGATIONS**  
**Excluding Loans**

Page 01 of 01 for  
LINE NUMBER \_\_\_\_\_  
(Use separate schedules  
for each numbered line)

Name of Committee (in Full)	Outstanding Balance Beginning This Period	Amount Incurred This Period	Payment This Period	Outstanding Balance at Close of This Period
NATIONAL PRO-LIFE P.A.C.				
A. Full Name, Mailing Address and Zip Code of Debtor or Creditor Wis. Bell Telephone, Milwaukee U. S. Postal Service, Madison Charles C. Fiore, Madison	Close-out expenses in 1989-1990 Monthly Telephone Bills P. O. Box Rental Postage/Mileage/Expenses incurred in 1989&1990 trips to F.E.C.			
Nature of Debt (Purpose):				
B. Full Name, Mailing Address and Zip Code of Debtor or Creditor				
Nature of Debt (Purpose):				
C. Full Name, Mailing Address and Zip Code of Debtor or Creditor				
Nature of Debt (Purpose):				
D. Full Name, Mailing Address and Zip Code of Debtor or Creditor				
Nature of Debt (Purpose):				
E. Full Name, Mailing Address and Zip Code of Debtor or Creditor				
Nature of Debt (Purpose):				
F. Full Name, Mailing Address and Zip Code of Debtor or Creditor				
Nature of Debt (Purpose):				
1) SUBTOTALS This Period This Page (optional) . . . . .				
2) TOTAL This Period (last page this line only) . . . . .				
3) TOTAL OUTSTANDING LOANS from Schedule C (last page only) . . . . .				
4) ADD 2) and 3) and carry forward to appropriate line of Summary Page (last page only) . . . . .				

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90 JUL 30 AM 11:18

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

National Pro-Life PAC and  
Charles C. Fiore, as treasurer

)  
) MUR 2922  
)  
)

**SENSITIVE**

GENERAL COUNSEL'S REPORT

I. BACKGROUND

Attached is a conciliation agreement which has been signed by Charles C. Fiore, the treasurer of National Pro-Life PAC. (Attachment 1).

The attached agreement contains no changes from the agreement approved by the Commission on June 18, 1990. A check for the civil penalty and the required disclosure report have been received. (Attachment 2).

II. RECOMMENDATIONS

1. Accept the attached conciliation agreement with National Pro-Life PAC and Charles C. Fiore, as treasurer.
2. Close the file.
3. Approve the appropriate letter.

Lawrence M. Noble  
General Counsel

Date 7/30/90

BY:

Lois G. Lerner  
Lois G. Lerner  
Associate General Counsel

Attachments

1. Conciliation Agreement
2. Required report and photocopy of civil penalty check

Staff Assigned: Jeffrey Long

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 )  
National Pro-Life PAC and ) MUR 2922  
Charles C. Fiore, as treasurer)

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on August 2, 1990, the Commission decided by a vote of 6-0 to take the following actions in MUR 2922:

1. Accept the conciliation agreement with National Pro-Life PAC and Charles C. Fiore, as treasurer, as recommended in the General Counsel's Report dated July 30, 1990.
2. Close the file.
3. Approve the letter, as recommended in the General Counsel's Report dated July 30, 1990.

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

Attest:

8-3-90  
Date

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

Received in the Secretariat: Mon., July 30, 1990 11:18 a.m.  
Circulated to the Commission: Tues., July 31, 1990 11:00 a.m.  
Deadline for vote: Thurs., Aug 2, 1990 11:00 a.m.

dr

90040742050



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

August 14, 1990

Charles C. Fiore, Treasurer  
National Pro-Life PAC  
P.O. Box 4010  
Madison, Wisconsin 53711

**CLOSED**

RE: MUR 2922  
National Pro-Life PAC  
and Charles C. Fiore, as  
treasurer

Dear Rev. Fiore:

On August 7, 1990, 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)(4)(A)(i) and 434(a)(4)(A)(iii), provisions 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 Jeffrey Long, the staff member assigned to this matter, at (202) 376-5690.

Sincerely,

Lawrence M. Noble  
General Counsel

BY: Lois G. Lerner  
Associate General Counsel

Enclosure  
Conciliation Agreement

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90 JUL 19 PM 12:23

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 )  
National Pro-Life PAC and ) MUR 2922  
Charles C. Fiore, as treasurer )

CONCILIATION AGREEMENT

This matter was initiated by the Federal Election Commission ("Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. The Commission found probable cause to believe that National Pro-Life PAC and Charles C. Fiore, as treasurer ("Respondents") violated 2 U.S.C. §§ 434(a)(4)(A)(i) and 434(a)(4)(A)(iii).

NOW, THEREFORE, the Commission and the Respondents, having duly entered into conciliation pursuant to 2 U.S.C. § 437g(a)(4)(A)(i), do hereby agree as follows:

I. The Commission has jurisdiction over the Respondents and the subject matter of this proceeding.

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

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

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

1. National Pro-Life PAC is a political committee within the meaning of 2 U.S.C. § 431(4).

2. Charles C. Fiore is the treasurer of National Pro-Life PAC.

90 JUL 20 AM 9:46

RECEIVED  
FEDERAL ELECTION COMMISSION  
OFFICE OF GENERAL COUNSEL  
JUL 21 1990

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3. Respondents were required to file its 1988 30 Day Post-General Election Report no later than December 8, 1988.

4. Respondents were required to file its 1988 Year End Report no later than January 31, 1989.

V. 1. Respondents failed to file its 1988 30 Day Post-General Election no later than December 8, 1988, in violation of 2 U.S.C. § 434(a)(4)(A)(iii).

2. Respondents failed to file its 1988 Year End Report no later than January 31, 1989, in violation of 2 U.S.C. § 434(a)(4)(A)(i).

VI. 1. Respondents will pay a civil penalty to the Federal Election Commission in the amount of One Thousand Five Hundred Dollars (\$1,500.00), pursuant to 2 U.S.C. § 437g(a)(5)(A).

2. Respondents will file, within sixty (60) days from the date this agreement becomes effective, the 1988 30 Day Post-General Election and Year End Reports. Those reports shall be as complete and accurate as Respondent's records permit at that time. Respondents shall file amendments to those reports as the necessary financial information is obtained.

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.

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VIII. This agreement shall become effective as of the date that all parties hereto have executed 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.

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 enforceable.

FOR THE COMMISSION:

Lawrence M. Noble  
General Counsel

BY:

Lois G. Lerner  
Lois G. Lerner  
Associate General Counsel

Date 8/13/90

FOR THE RESPONDENTS:

Charles Q. Tore  
(Name)  
(Position) Treasurer

Date July 7th, 1990

90040792060





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

THIS IS THE END OF MUR # 2922

DATE FILMED 8/24/90 CAMERA NO. 3

CAMERAMAN AS

90040792061