



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE BEGINNING OF MUR # 3414

DATE FILMED 11/8/91 CAMERA NO. 2

CAMERAMAN AS

91040374598



FEDERAL ELECTION COMMISSION

WASHINGTON, DC 20463

May 10, 1991

MEMORANDUM

TO: LAWRENCE C. NOBLE
GENERAL COUNSEL

THROUGH: JOHN C. SURINA
STAFF DIRECTOR

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

SUBJECT: UNAUTHORIZED QUARTERLY FILERS WHICH FAILED TO FILE
THE 1990 12 DAY PRE-GENERAL REPORT BY ELECTION DAY

The attached list of unauthorized committees consists of thirty-two (32) quarterly filers which failed to file a 1990 12 Day Pre-General Report by Election Day, November 6, 1990.

Unlike the mandatory reporting requirement placed upon monthly filers, 2 U.S.C. §434(a)(4)(A)(ii) requires quarterly filers to submit 12 Day Pre-General Reports only if the committees make contributions to or expenditures on behalf of federal candidates in the general election. All unauthorized committees were sent prior notification regarding the pre- and post-general filing requirements on October 1, 1990 (Attachment 33).

The Party/Non-Party Branch conducted a thorough examination to identify quarterly filers disclosing contributions or expenditures between October 1 and October 17, 1990. The research revealed committees that submitted:

- a) 12 Day Pre-General Reports in an untimely manner; or
- b) 30 Day Post-General Reports indicating that 12 Day Pre-General Reports should have been filed.

If you have any questions regarding this matter, please contact Lisa Stolaruk at 376-2480.

Attachment

00001

21040374599

29. C00167197

UNC Incorporated Public Responsibility
Fund

91NF-99

91040874600

00004

COMMITTEE ID, NAME AND ADDRESS

CONTACTS
WITH FILER AGENCY

REPORTS FILED/
RESPONSES

40374601

C00167197

UNC INCORPORATED PUBLIC RESPONSIBILITY FUND

TREASURER'S NAME: GREGORY M BUEB (1/24/91-present)*

175 ADMIRAL COCHRAN DRIVE

ANNAPOLIS MD 21401

None

Attachments 29a-29e

1990 30 Day Post-
General Report
filed 12/6/90

*Marc R. Jartman (1/1/89-1/23/91)

91040374602

UNC Incorporated Public Responsibility Fund
(Attachments 29a - 29e)

00218

1989-1990

COMMITTEE INDEX OF DISCLOSURE DOCUMENTS -

PAGE 1

COMMITTEE	DOCUMENT	RECEIPTS	DISBURSEMENTS	# OF COVERAGE DATES	MICROFIL PAGES	LOCATION TYPE OF FILER
UNC INCORPORATED PUBLIC RESPONSIBILITY FUND CONNECTED ORGANIZATION: UNC RESOURCES, INC.						ID 0C00167197 NON-PARTY QUALIFIED
1989	MID-YEAR REPORT	21,175	14,115	1JAN89 -30JUN89	9	89FEC/604/43
	MID-YEAR REPORT - AMENDMENT	0	0	1JAN89 -30JUN89	1	90FEC/628/10
	MID-YEAR REPORT - AMENDMENT	21,175	14,115	1JAN89 -30JUN89	9	90FEC/639/35
	1 ST LETTER INFORMATIONAL NOTICE			1JAN89 -30JUN89	1	89FEC/613/15
	YEAR-END	12,083	13,550	1JUL89 -31DEC89	10	90FEC/625/35
	YEAR-END - AMENDMENT	0	0	1JUL89 -31DEC89	1	90FEC/628/10
	YEAR-END - AMENDMENT	13,121	13,550	1JUL89 -31DEC89	5	90FEC/635/02
	YEAR-END - AMENDMENT	13,121	13,550	1JUL89 -31DEC89	10	90FEC/639/35
	1 ST LETTER INFORMATIONAL NOTICE			1JUL89 -31DEC89	2	90FEC/630/53
	COMPREHENSIVE AMEND	-	-	1JAN89 -31DEC89	3	90FEC/628/04
1990	APRIL QUARTERLY	19,447	4,028	1JAN90 -31MAR90	7	90FEC/635/08
	APRIL QUARTERLY - AMENDMENT	19,447	4,028	1JAN90 -31MAR90	8	90FEC/639/35
	JULY QUARTERLY	5,883	14,000	1APR90 -30JUN90	8	90FEC/646/48
	OCTOBER QUARTERLY	6,028	7,300	1JUL90 -30SEP90	8	90FEC/662/45
	OCTOBER QUARTERLY - AMENDMENT	-	-	1JUL90 -30SEP90	3	90FEC/671/09
	REQUEST FOR ADDITIONAL INFORMATION			1JUL90 -30SEP90	1	90FEC/670/49
	POST-GENERAL	3,016	4,750	1OCT90 -26NOV90	8	90FEC/676/23
	YEAR-END	6,370	5,000	27NOV90 -31DEC90	8	91FEC/683/09
	TOTAL	75,040	0 62,743	0	102	TOTAL PAGES

All reports have been reviewed.

Ending cash-on-hand as of 12/31/90: \$36,684

Debts owed by the Committee as of 12/31/90: \$0

C0219

REPORT OF RECEIPTS AND DISBURSEMENTS

For Other Than An Authorized Committee
(Summary Page)

ATTACHMENT 29b

USE FEC MAILING LABEL
ON
TYPE OR PRINT

1. NAME OF COMMITTEE (Print)		90 DEC -9 AM 7:38
The Incorporated Public Responsibility Fund		2. FEC IDENTIFICATION NUMBER
ADDRESS (Number and street) <input type="checkbox"/> Check if different than previously reported		C00167197
175 Admiral Cochrane Drive		3. <input type="checkbox"/> This committee qualified as a multisubject committee DURING THIS Reporting Period on (date)
CITY, STATE and ZIP CODE		
Annapolis, Maryland 21401		

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)
- ☐ Termination Report
- Monthly Report Due On:
- | | | |
|--------------------------------------|---------------------------------------|--------------------------------------|
| <input type="checkbox"/> February 28 | <input type="checkbox"/> June 30 | <input type="checkbox"/> October 20 |
| <input type="checkbox"/> March 30 | <input type="checkbox"/> July 30 | <input type="checkbox"/> November 20 |
| <input type="checkbox"/> April 30 | <input type="checkbox"/> August 30 | <input type="checkbox"/> December 20 |
| <input type="checkbox"/> May 30 | <input type="checkbox"/> September 30 | <input type="checkbox"/> January 31 |
- ☐ Twelfth day report preceding _____ (Type of Election)
election on _____ in the State of _____
- ☒ Thirtieth day report following the General Election on
11/6/90 in the State of Maryland

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

SUMMARY		COLUMN A This Period	COLUMN B Calendar Year-to-Date
5. Covering Period	10/1/90 through 11/26/90		
6. (a) Cash on Hand January 1, 19__			\$ 31,015.75
(b) Cash on Hand at Beginning of Reporting Period		\$ 37,047.49	
(c) Total Receipts (from Line 10)		\$ 3,016.07	\$ 34,375.81
(d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)		\$ 40,063.56	\$ 65,391.56
7. Total Disbursements (from Line 28)		\$ 4,750.00	\$ 30,078.00
8. Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))		\$ 35,313.56	\$ 35,313.56
9. Debts and Obligations Owed TO the Committee (Itemize all on Schedule C and/or Schedule D)		\$	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)		\$	

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

MARC R. JARMAN

Signature of Treasurer

Date

12/4/90

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

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FEC FORM 3X

00220

910493746034

DETAILED SUMMARY PAGE

of Receipts and Disbursements
(Page 2, FEC FORM 281)

Name of Committee (in full)		Report Covering the Period	
INC Incorporated Public Responsibility Fund		From 10/1/90	To 11/26/90
I. RECEIPTS		COLUMN A Total This Period	COLUMN B Calendar Year-To-Date
11 CONTRIBUTIONS (other than loans) FROM:			
(a) Individuals/Persons Other Than Political Committees			
(i) Received (see Schedule A)		2580.67	22698.88
(ii) Unreceived		292.32	10051.99
(iii) Total of contributions from individuals		2872.99	32750.87
(b) Political Party Committees			
(c) Other Political Committees (such as PACs)			
(d) TOTAL CONTRIBUTIONS (add 11(i)(iii), (b), and (c))		2872.99	32750.87
12 TRANSFERS FROM AFFILIATED/OTHER PARTY COMMITTEES			
13 ALL LOANS RECEIVED			
14 LOAN REPAYMENTS RECEIVED			
15 OFFSETS TO OPERATING EXPENDITURES (Refunds, Rebates, etc.)			
16 REFUNDS OF CONTRIBUTIONS MADE TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES			
17 OTHER RECEIPTS (Dividends, Interest, etc.)		143.08	1624.94
18 TOTAL RECEIPTS (add 11(d), 12, 13, 14, 15, 16 and 17)		3016.07	34375.81
II. DISBURSEMENTS			
19 OPERATING EXPENDITURES			2000.00
20 TRANSFERS TO AFFILIATED/OTHER PARTY COMMITTEES			
21 CONTRIBUTIONS TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES		3000.00	22500.00
22 INDEPENDENT EXPENDITURES (see Schedule E)			
23 COORDINATED EXPENDITURES MADE BY PARTY COMMITTEES (2 U.S.C. 441a(d)) (see Schedule F)			
24 LOAN REPAYMENTS MADE			
25 LOANS MADE			
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))			
27 OTHER DISBURSEMENTS		1750.00	5578.00
28 TOTAL DISBURSEMENTS (add 19, 20, 21, 22, 23, 24, 25, 26(d) and 27)		4750.00	30078.00
III. NET CONTRIBUTIONS/OPERATING EXPENDITURES			
29 TOTAL CONTRIBUTIONS (other than loans) (from Line 11(d))		2872.99	32750.87
30 TOTAL CONTRIBUTION REFUNDS (from Line 26(d))			
31 NET CONTRIBUTIONS (other than loans) (subtract Line 30 from 29)		2872.99	32750.87
32 TOTAL OPERATING EXPENDITURES (from Line 19)		0.00	2000.00
33 OFFSETS TO OPERATING EXPENDITURES (from Line 15)			
34 NET OPERATING EXPENDITURES (subtract Line 33 from 32)		0.00	2000.00

00221

2 1 0 4.03 35 71 46 6 0 5 2

ITEMIZED DISBURSEMENTS

Use concrete or fibrous
for each category of the
Detailed Summary, P. 2.

Information comes from such Reports and Statements may not be sold or used by any person for the purpose of this law, except in the case of a person who is using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (in Full)

UNC Incorporated Public Responsibility Fund

A. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Johnston Senate Committee P.O. Box 2884 Washington, D.C. 20013	Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	10/12/90	3000.00
B. Full Name, Mailing Address and ZIP Code Neill in '90 c/o Edward O. Wayson, Jr. 12 Cathedral St. Annapolis, MD 21404-0868	Purpose of Disbursement Disbursement for: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	10/10/90	500.00
C. Full Name, Mailing Address and ZIP Code Neill in '90 c/o Edward O. Wayson, Jr. 12 Cathedral St. Annapolis, MD 21404-0868	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify)	10/10/90	1000.00
D. Full Name, Mailing Address and ZIP Code Friends of John Gary P.O. Box 527 Millersville, MD 21108	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	10/29/90	250.00
E. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
F. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
G. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
H. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
I. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period

SUBTOTAL 150 + Twenty Two Dollars and no cents

101AL 100 10 01 1000 1000 1000 1000

4750.00

00222

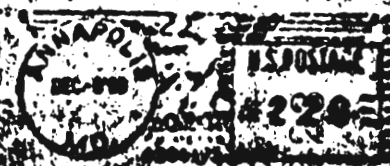


UNC Incorporated
 175 Admiral Cochrane Drive
 Annapolis, Maryland 21401-7394

CERTIFIED

P 052 355 488

MAIL



DOCUMENT 29e

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

DEC 9 1979

RECEIVED
F.E.C.
SECRETARIAT

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

91 AUG 19 PM 4:06

FIRST GENERAL COUNSEL'S REPORT

SENSITIVE

RAD Referral: 91NF 71 - 102
Staff Member Jeffrey D. Long

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

RESPONDENTS:

91040374608

91040374609

UNC Incorporated Public Responsibility Fund and
Gregory M. Bubb, as treasurer

RELEVANT STATUTE: 2 U.S.C. § 434(a)(4)(A)(ii)

INTERNAL REPORTS CHECKED: Referral Materials
Disclosure Documents

FEDERAL AGENCIES CHECKED: None

I. GENERATION OF MATTER

The Report Analysis Division ("RAD") referred the above thirty-two (32) committees and their treasurers to the Office of the General Counsel on May 10, 1991. The basis for the attached RAD referral is the committees' failure to file the 1990 12 Day Pre-General Report in a timely manner in violation of 2 U.S.C. § 434(a)(4)(A)(ii).

II. FACTUAL AND LEGAL ANALYSIS

The Federal Election Campaign Act of 1971, as amended ("the Act"), provides that all unauthorized committees filing quarterly reports shall file a pre-election report before any election in which the committee makes a contribution or expenditure on behalf of a candidate in such election. According to 2 U.S.C. § 434(a)(4)(A)(ii), the pre-election report shall be filed no later than the 12th day before the election and shall be complete as of the 20th day before the election.

With regard to the 1990 general election, unauthorized committees which made contributions or expenditures during the period of October 1 through October 17 were required to file a 12 Day Pre-General Election Report covering that period by

91040374610

October 25, 1990. On October 1, 1990, all unauthorized committees were sent prior notification regarding the filing of the pre-general and post-general reports, which specifically informed quarterly filers of the requirement to file a pre-general report if contributions or expenditures were made during the period between October 1 and October 17, 1990. (Attachment 1, page 253).

Of the thirty-two referred committees, twenty-four of the committees disclosed on their 30 Day Post-General Reports contributions or expenditures for the period between October 1 and October 17, 1990, indicating that the 12 Day Pre-General Reports should have been filed. The remaining eight of the referred committees filed the 12 Day Pre-General Reports but not in a timely manner. Accordingly, the Office of the General Counsel recommends that the Commission open Matters Under Review and find reason to believe that the 32 referred committees and their

91040374611

treasurers violated 2 U.S.C. § 434(a)(4)(A)(ii) by failing to file timely the 1990 12 Day Pre-General Report.

III. DISCUSSION OF CONCILIATION AND CIVIL PENALTY

This Office also recommends that the Commission offer to enter into conciliation with the respondents prior to a finding of probable cause to believe.

91040374612

PAGES 6 THROUGH 23 DO NOT PERTAIN TO THESE RESPONDENTS.

91040874613

91040374614

IV. RECOMMENDATIONS

1. Open Matters Under Review, find reason to believe that the following committees and their treasurers violated 2 U.S.C. § 434(a)(4)(A)(ii) and enter into conciliation prior to a finding of probable cause to believe:

A.

B.

C.

D.

E.

F.

G.

H.

I.

J.

K.

L.

M.

N.

O.

P.

Q.

R.

S.

T.

91040374615

U.

V.

W.

X.

Y.

Z.

AA.

BB.

CC. UNC Incorporated Public Responsibility Fund and Gregory M. Bubb, as treasurer

DD.

EE.

FF.

2. Approve the attached Factual and Legal Analyses and conciliation agreements, and the appropriate letters.

Lawrence M. Noble
General Counsel

8-19-91
Date

BY: Lois G. Lerner
Lois G. Lerner
Associate General Counsel

Attachments

1. Referral Materials
2. Factual and Legal Analysis (32)
3. Proposed agreements (32)

91040374616

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of) RAD Referrals
) # 91NF 71-102
 Thirty-two Committees and their)
 treasurers.)

3386

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3417

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session on August 27, 1991, do hereby certify that the Commission decided by a vote of 6-0 to take the following actions with respect to RAD Referrals 91NF 71 - 102:

1. Open Matters Under Review, find reason to believe that the following committees and their treasurers violated 2 U.S.C. § 434(a)(4)(A)(ii) and enter into conciliation prior to a finding of probable cause to believe:

A.

B.

C.

(continued)

91040374617

Federal Election Commission
Certification: RAD Referrals
#91NF 71 - 102
August 27, 1991

Page 2

D.

E.

F.

G.

H.

I.

J.

K.

L.

(continued)

91040374618

Federal Election Commission
Certification: RAD Referrals
#91NF 71 - 102
August 27, 1991

Page 3

M.

N.

O.

P.

Q.

R.

S.

T.

U.

91040374619

(continued)

Federal Election Commission
Certification: RAD Referrals
#91NF 71 - 102

Page 4

V.

W.

X.

Y.

Z.

AA.

BB.

CC. UNC Incorporated Public Responsibility
Fund and Gregory M. Bubb, as treasurer;

DD.

EE.

FF.

(continued)

91040374620

Federal Election Commission
Certification: RAD Referrals
#91NF 71 - 102
August 27, 1991

Page 5

2. Approve the Factual and Legal Analyses, conciliation agreements, and the appropriate letters as recommended in the General Counsel's report dated August 19, 1991.

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

Attest:

9-4-91
Date

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

91040374621



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

September 13, 1991

Gregory M. Bubb, Treasurer
UNC Incorporated Public
Responsibility Fund
175 Admiral Cochran Drive
Annapolis, Maryland 21401

RE: MUR 3414
UNC Incorporated Public
Responsibility Fund and Gregory M.
Bubb, as treasurer

Dear Mr. Bubb:

On August 27, 1991, the Federal Election Commission found that there is reason to believe UNC Incorporated Public Responsibility Fund and Gregory M. Bubb, as treasurer ("Committee"), violated 2 U.S.C. § 434(a)(4)(A)(ii), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The Factual and Legal Analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against the 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.

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.

91040374622

Gregory M. Bubb, Treasurer
Page 2

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.


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.

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 Elizabeth Campbell, the staff member assigned to this matter, at (202) 219-3690.

Sincerely,


John Warren McGarry
Chairman

Enclosures
Factual and Legal Analysis
Procedures
Designation of Counsel Form
Conciliation Agreement

91040374623

FEDERAL ELECTION COMMISSION

FACTUAL AND LEGAL ANALYSIS

MUR: 3414

RESPONDENTS: UNC Incorporated Public
Responsibility Fund and Gregory
M. Bubb, as treasurer

The Federal Election Campaign Act of 1971, as amended ("the Act"), provides that all unauthorized committees filing quarterly reports, shall file a pre-election report before any election in which the committee makes a contribution to expenditure on behalf of a candidate in such election. According to 2 U.S.C.

§ 434(a)(4)(A)(ii), the pre-election report shall be filed no later than the 12th day before the election and which shall be complete as of the 20th day before the election.

With regard to the 1990 general election, unauthorized committees which made contributions or expenditures during the period of October 1 through October 17, were required to file a 12 Day Pre-General Election Report covering that period, by October 25, 1990. On October 1, 1990, all unauthorized committees were sent prior notification regarding the filing of the pre- and post-general reports, which specifically informed quarterly filers of the requirement to file a pre-general if contributions or expenditures were made during the period between October 1 and October 17, 1990.

The Respondents disclosed on their 30 Day Post-General Report contributions or expenditures for the period between October 1 and October 17, 1990, indicating that the 12 Day Pre-General Reports should have been filed. Therefore, there is reason to believe the

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Respondents violated 2 U.S.C. § 434(a)(4)(A)(ii) by failing to
timely file the 1990 Pre-General Election Report.

91040374625



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

October 1, 1991

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Gregory M. Bubb, Treasurer
UNC Incorporated Public
Responsibility Fund
175 Admiral Cochran Drive
Annapolis, Maryland 21401

RE: MUR 3414
UNC Incorporated Public
Responsibility Fund and
Gregory M. Bubb, as
treasurer

Dear Mr. Bubb:

On September 13, 1991, you were notified that the Federal Election Commission, on August 27, 1991, found reason to believe UNC Incorporated Public Responsibility Fund and you, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(ii), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). On that same date you were sent a conciliation agreement offered by the Commission in settlement of this matter. Enclosed are copies of the material that was sent to you at that time. Under the Act and Commission regulations, you have an opportunity to demonstrate that no action should be taken in this matter.

A review of our files indicates that to date you have not responded to the Commission's findings. Unless we receive a response from you within fifteen (15) days, this matter will proceed to the next stage of the enforcement process.

Should you have any questions, please contact Elizabeth Campbell, the attorney assigned to this matter, at (202) 376-3690.

Sincerely,

Lawrence M. Noble
General Counsel

BY: George F. Rishel
Assistant General Counsel

91040374626

Gregory M. Bubb, Treasurer
MUR 3414
Page 2

Enclosures

Notification Letter of September 13, 1991
Factual and Legal Analysis
Conciliation Agreement

21040374627

RECEIVED
F.E.C.
SECRETARIAT

BEFORE THE FEDERAL ELECTION COMMISSION

91 OCT 18 PM 3:52

In the Matter of)
)
UNC Incorporated Public)
Responsibility Fund and)
Gregory M. Bubb, as treasurer)

MUR 3414

SENSITIVE

GENERAL COUNSEL'S REPORT

I. BACKGROUND

Attached is a conciliation agreement which has been signed by Gregory M. Bubb, the treasurer of UNC Incorporated Public Responsibility Fund. See Attachment 1.

The attached agreement contains no changes from the agreement approved by the Commission on August 27, 1991. A check for the \$500 civil penalty has been received. See Attachment 2.

II. RECOMMENDATIONS

1. Accept the attached conciliation agreement with UNC Incorporated Public Responsibility Fund and Gregory M. Bubb, as treasurer.

2. Close the file.


3. Approve the appropriate letter.

Lawrence M. Noble
General Counsel

Date

10/18/91

BY:


Lois G. Lerner
Associate General Counsel

Attachments

1. Conciliation Agreement
2. Photocopy of civil penalty check

Staff Assigned: Elizabeth Campbell

21040374628

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

UNC Incorporated Public Responsibility
Fund and Gregory M. Bubb, as treasurer.

)
)
)
)

MUR 3414

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on October 23, 1991, the Commission decided by a vote of 4-0 to take the following actions in MUR 3414:

1. Accept the conciliation agreement with UNC Incorporated Public Responsibility Fund and Gregory M. Bubb, as treasurer, as recommended in the General Counsel's Report dated October 18, 1991.
2. Close the file.
3. Approve the appropriate letter, as recommended in the General Counsel's Report dated October 18, 1991.

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

Attest:

10-23-91
Date

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

Received in the Secretariat: Fri., Oct. 18, 1991 3:52 p.m.
Circulated to the Commission: Mon., Oct. 21, 1991 11:00 a.m.
Deadline for vote: Wed., Oct. 23, 1991 11:00 a.m.

dr

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

October 29, 1991

Gregory M. Bubb, Treasurer
UNC Incorporated Public
Responsibility Fund
175 Admiral Cochran Drive
Annapolis, Maryland 21401

RE: MUR 3414
UNC Incorporated Public
Responsibility Fund and
Gregory M. Bubb, as treasurer

Dear Mr. Bubb:


On October 23, 1991, the Federal Election Commission accepted the signed conciliation agreement and civil penalty submitted on behalf of UNC Incorporated Public Responsibility Fund and you, as treasurer, in settlement of a violation of 2 U.S.C. § 434(a)(4)(A)(ii), a provision of the Federal Election Campaign Act of 1971, as amended. Accordingly, the file has been closed in this matter.

This matter will become a part of the public record within 30 days. If you wish to submit any factual or legal materials to appear on the public record, please do so within ten days. Such materials should be sent to the Office of the General Counsel. Please be advised that information derived in connection with any conciliation attempt will not become public without the written consent of the respondent and the Commission. See 2 U.S.C. § 437g(a)(4)(B). The enclosed conciliation agreement, however, will become a part of the public record.

Enclosed you will find a copy of the fully executed conciliation agreement for your files. If you have any questions, please contact Elizabeth Campbell, the attorney assigned to this matter, at (202) 219-3690.

Sincerely,

Lawrence M. Noble
General Counsel

BY: 
Lois G. Lerner
Associate General Counsel

Enclosure
Conciliation Agreement

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
UNC Incorporated Public) MUR 3414
Responsibility Fund and)
Gregory M. Bubb, 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 reason to believe that UNC Incorporated Public Responsibility Fund and Gregory M. Bubb, as treasurer ("Respondents") violated 2 U.S.C. § 434(a)(4)(A)(ii).

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

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

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

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

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FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL

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

1. UNC Incorporated Public Responsibility Fund is a political committee within the meaning of 2 U.S.C. § 431(4).
2. Gregory M. Bubb is the treasurer of UNC Incorporated Public Responsibility Fund.
3. The Federal Election Campaign Act of 1971, as amended ("the Act"), provides that all unauthorized committees filing quarterly reports, shall file a pre-election report before any election in which the committee makes a contribution or expenditure on behalf of a candidate in such election. According to 2 U.S.C. § 434(a)(4)(A)(ii), the pre-election report shall be filed no later than the 12th day before the election and which shall be complete as of the 20th day before the election.
4. Respondents disclosed on their 30 Day Post-General Report contributions or expenditures for the period between October 1 and October 17, 1990, indicating that the 12 Day Pre-General Reports should have been filed.
5. Respondents were required to file the 12 Day Pre-General Report, covering the period of October 1 through October 17, by October 25, 1990. Respondents failed to file the 1990 Pre-General Report. Respondents instead filed one report covering the pre- and post-election reporting periods. That report was filed 42 days late, and disclosed pre-general election period activity of \$683.00 in receipts and \$4,500.00 in disbursements.

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V. Respondents failed to file the 1990 12 Day Pre-General Report in a timely manner in violation of 2 U.S.C. § 434(a)(4)(A)(ii).

VI. Respondents will pay a civil penalty to the Federal Election Commission in the amount of five hundred dollars (\$500.00), pursuant to 2 U.S.C. § 437g(a)(5)(A).

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

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

IX. Respondents shall have no more than 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

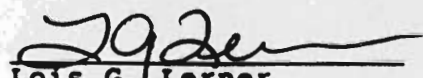
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other statement, promise, or agreement, either written or oral, made by either party or by agents of either party, that is not contained in this written agreement shall be enforceable.

FOR THE COMMISSION:

Lawrence M. Noble
General Counsel

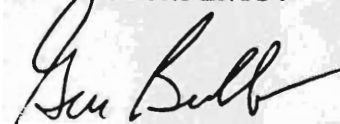
BY:


Lois G. Lerner
Associate General Counsel

Date

10/29/91

FOR THE RESPONDENTS:


(Name)
(Position) TREASURER

Date

10/4/91

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 3714

DATE FILMED 11/8/91 CAMERA NO. 2

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