



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

THIS IS THE BEGINNING OF MUR # 3640

DATE FILMED 1-8-93 CAMERA NO. 4

CAMERAMAN [REDACTED] J.E.H.

93040925480

Rabbi Kenneth D. Roseman

MUR 38640

October 1, 1992

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

Dear General Counsel:

I recently received the enclosed mailing from The White House. I am asking you to ascertain whether this was produced and mailed at public expense (as it certainly appears that it was) and, if so, whether this should be reimbursed from the Republican Campaign Committee.

This material seems to be patently intended as a political advertisement and solicitation of support, even as it masquerades as a Rosh HaShanah greeting. I come to this conclusion for two reasons:

1. This is the first year in which I have received such a mailing in my twenty-six years in the rabbinate. It is relevant to note that Mr. Bush received about 27% of the Jewish vote in 1988, but is expected to fare far worse this year. In a tight election, the change of a substantial part of this vote could be the difference between winning and losing. Such a motivation would be sufficient for the President or his advisors to curry favor with the Jewish community by sending out such a mailing.

2. I showed this mailing to six independent members of this congregation and asked them to interpret it for me. Unanimously, they responded: "It means 'Vote for me.'"

For these two reasons, I conclude that this is really a political document and should not be produced or distributed at public expense. It is hard to estimate how many copies might have been sent out, but between five and ten thousand is realistic. Each one had an envelope, two sheets of high-quality paper, a corrugated cardboard stiffener (not enclosed) and seventy-five cents of postage. In addition, there was staff time in the preparation of the documents and in their production and mailing. In all, this mailing represents an expenditure of tens of thousands of dollars, all for a clearly partisan and political purpose.

Temple Shalom, 6930 Alpha Road, Dallas, Texas 75240  
214-661-1810

RECEIVED  
FEDERAL ELECTIONS COMMISSION  
OFFICE OF THE GENERAL COUNSEL

92OCT-5 PM 3:55

FEDERAL ELECTIONS COMMISSION  
MAIL ROOM  
OCT 5 10 45 AM '92

93040925481

I look forward to hearing from you at your earliest convenience. At a time when every candidate (and certainly Mr. Bush) are urging a downsizing of government and a reining-in of unnecessary expenditures, it is critical that a watchdog commission such as the FEC act with courage and conviction to limit this kind of not-very-subtle expenditure of government monies for non-governmental ends.

Thank you for your consideration.

Sincerely yours,

*Kenneth D. Roseman*

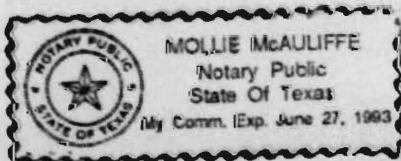
Kenneth D. Roseman, Rabbi

KDR:lvk

enclosure:

SUBSCRIBED AND SWORN TO BEFORE ME by KENNETH D. ROSEMAN on the 30th day of October, 1992, to certify which witness my hand and seal of office.

*Mollie McAuliffe*  
NOTARY PUBLIC IN AND FOR  
THE STATE OF TEXAS



PRINTED NAME \_\_\_\_\_

COMMISSION EXPIRES: \_\_\_\_\_

93040925482



THE WHITE HOUSE  
WASHINGTON

Int Elec Comm  
202-219.3420

Gen Counsel

E & NW  
463

Rabbi Kenneth D. Roseman  
Temple Shalom  
6930 Alpha Road  
Dallas, TX 75240

FIRST CLASS  
DO NOT BEN



THE WHITE HOUSE  
WASHINGTON

September 22, 1992

Dear Rabbi Roseman:

During these days of reflection and renewal, the President and Mrs. Bush have requested that I convey their personal greetings to you for the Jewish New Year.

I am honored to extend the President's message to you, your family, the members of your congregation, and your community.

With warmest wishes for a joyous New Year,

Sincerely,



Cecile B. Kremer  
Deputy Assistant to the President and  
Director of the Office of Public Liaison

Rabbi Kenneth D. Roseman  
Temple Shalom  
6930 Alpha Road  
Dallas, TX 75240

Enclosure

93040925484

THE WHITE HOUSE

WASHINGTON

I am pleased to offer greetings to American Jews and to Jewish men, women, and children in Israel and around the world as you observe the High Holy Days.

Beginning with the new year 5753 on Rosh Hashanah, Jews everywhere engage in 10 days of solemn self-reflection and prayer in preparation for Yom Kippur. As you conclude this period of repentance with the Day of Atonement -- a day dedicated to forgiveness and renewal -- you will affirm your belief in the mercy and justice of our Creator, while at the same time setting inspiring examples of charity and brotherhood.

In their emphasis on reconciliation and renewal, these observances have special significance not only for Jews but also for peoples around the globe who have benefitted from the rich cultural and religious traditions of Judaism. Here in the United States, centuries-old Judaic law and tradition helped to shape the fundamental moral vision on which our Nation was founded. With these High Holy days, that legacy continues to shape our society, as all of us can take inspiration from your acts of repentance, tolerance, and forgiveness.

This year, the High Holy Days are also marked by a special sense of hope, as the people of the Diaspora welcome improved prospects for peace among Israel and her Arab neighbors. For the first time, the peoples of the Middle East are engaged in direct negotiations that are aimed at achieving a comprehensive, just, and lasting peace. On this occasion, Americans of every race and creed join with you in praying for greater understanding and cooperation among all nations.

Barbara joins me in wishing you L'Shanah Tova -- may you be inscribed in the Book of Life for a good year.

*Cy Bul*

93040925485



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

October 7, 1992

Rabbi Kenneth D. Roseman  
Temple Shalom  
6930 Alpha Road  
Dallas, TX 75240

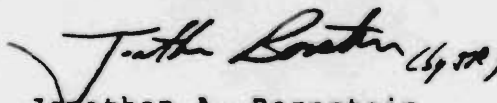
RE: MUR 3640

Dear Rabbi Roseman:

This letter acknowledges receipt on October 5, 1992, of your complaint alleging possible violations of the Federal Election Campaign Act of 1971, as amended ("the Act"), by President George H.W. Bush, Bush-Quayle 92' General Committee, Inc. and J. Stanley Huckaby, as treasurer. The respondents will be notified of this complaint within five days.

You will be notified as soon as the Federal Election Commission takes final action on your complaint. Should you receive any additional information in this matter, please forward it to the Office of the General Counsel. Such information must be sworn to in the same manner as the original complaint. We have numbered this matter MUR 3640. Please refer to this number in all future correspondence. For your information, we have attached a brief description of the Commission's procedures for handling complaints.

Sincerely,

  
Jonathan A. Bernstein  
Assistant General Counsel

Enclosure  
Procedures

93040925486





FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

October 7, 1992

President George H.W. Bush  
The White House  
Washington, D.C. 20500

ATTN: C. Boyden Gray, Counsel to the President

RE: MUR 3640

Dear Mr. President:

The Federal Election Commission received a complaint which indicates that you may have violated the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 3640. Please refer to this number in all future correspondence.

Under the Act, you have the opportunity to demonstrate in writing that no action should be taken against you in this matter. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements should be submitted under oath. Your response, which should be addressed to the General Counsel's Office, must be submitted within 15 days of receipt of this letter. If no response is received within 15 days, the Commission may take further action based on the available information.

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

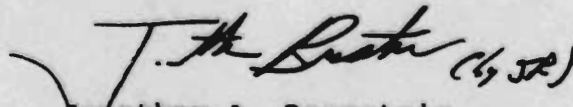
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President George H.W. Bush  
Page 2

If you have any questions, please contact Holly Baker, the staff member assigned to this matter, at (202) 219-3400. For your information, we have enclosed a brief description of the Commission's procedures for handling complaints.

Sincerely,

  
Jonathan A. Bernstein  
Assistant General Counsel

Enclosures

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

93040925488



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

October 7, 1992

J. Stanley Huckaby, Treasurer  
Bush-Quayle '92 General Committee, Inc.  
1030 15th Street, NW  
Washington, DC 20005

RE: MUR 3640

Dear Mr. Huckaby:

The Federal Election Commission received a complaint which indicates that the Bush-Quayle '92 General Committee, Inc. ("Committee") and you, as treasurer, may have violated the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 3640. Please refer to this number in all future correspondence.

Under the Act, you have the opportunity to demonstrate in writing that no action should be taken against the Committee and you, as treasurer, in this matter. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements should be submitted under oath. Your response, which should be addressed to the General Counsel's Office, must be submitted within 15 days of receipt of this letter. If no response is received within 15 days, the Commission may take further action based on the available information.

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

93040925489

J. Stanley Huckaby, Treasurer  
Bush-Quayle '92 General Committee, Inc.  
Page 2

If you have any questions, please contact Holly Baker, the staff member assigned to this matter, at (202) 219-3400. For your information, we have enclosed a brief description of the Commission's procedures for handling complaints.

Sincerely,

A handwritten signature in dark ink, appearing to read "Jonathan A. Bernstein (by se)".

Jonathan A. Bernstein  
Assistant General Counsel

Enclosures

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

93040925490



Richard D. Holcomb  
Deputy General Counsel  
(202) 336-7195

October 9, 1992

**HAND DELIVERED**

Ms. Holly Baker  
Staff Member  
Office of the General Counsel  
Federal Election Commission  
999 E Street, N.W.  
Washington, D.C. 20463

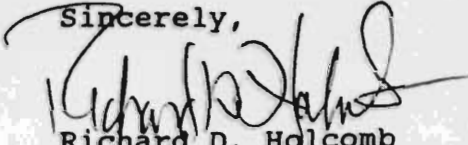
RE: MUR 3640

Dear Ms. Baker:

By this letter we formally request an extension of time of fifteen (15) days to file our formal response in the above cited MUR. The additional time is necessary to complete our investigation of the allegations raised by the Complaint. Since our response was originally due on October 23rd, granting of this request would require that the response be filed no later than November 9th, since November 7th falls on a Saturday.

I thank you for your attention in this matter.

Sincerely,

  
Richard D. Holcomb

RDH:non

cc: Mr. J. Stanley Huckaby

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
ADMINISTRATIVE DIVISION  
OCT 9 3 51 PM '92

RECEIVED  
FEDERAL ELECTION COMMISSION  
OCT 13 PM 3:34





Richard D. Holcomb  
Deputy General Counsel  
(202) 336-7195

October 9, 1992

**HAND DELIVERED**

Ms. Holly Baker  
Staff Member  
Office of the General Counsel  
Federal Election Commission  
999 E Street, N.W.  
Washington, D.C. 20463

RE: MUR 3640

Dear Ms. Baker:

Please find enclosed a completed Statement of Designation of Counsel, wherein Bobby R. Burchfield, the Committee's General Counsel, and myself have been listed as the attorneys of record in this matter.

I thank you for your attention in this matter.

Sincerely,

Richard D. Holcomb

RDH:non

cc: Mr. J. Stanley Huckaby

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
ADMINISTRATIVE DIVISION  
OCT 9 3 51 PM '92

RECEIVED  
FEDERAL ELECTION COMMISSION  
OCT 13 PM 3:34

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STATEMENT OF DESIGNATION OF COUNSEL

RECEIVED  
FEDERAL ELECTION COMMISSION  
OFFICE OF THE CLERK  
92 OCT 13 PM 3:34

MUR 3640

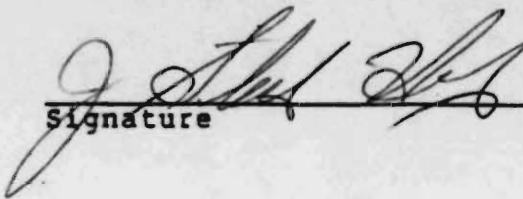
NAME OF COUNSEL: Bobby R. Burchfield, General Counsel  
Richard D. Holcomb, Deputy General Counsel

ADDRESS: Bush - Quayle '92 General Committee, Inc.  
1030 15th Street, N.W.  
Washington, D.C. 20005

TELEPHONE: ( 202 ) 336-7110

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

10-9-92  
Date

  
Signature

RESPONDENT'S NAME: J. Stanley Huckaby, Treasurer

ADDRESS: Bush - Quayle '92 General Committee, Inc.  
1030 15th Street, N.W.  
Washington, D.C. 20005

TELEPHONE: HOME( 703 ) 329-1615

BUSINESS( 202 ) 336-7300

93040925493



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

October 14, 1992

Richard D. Holcomb  
Deputy General Counsel  
1030 15th St., N.W.  
Washington, D.C. 20005

RE: MUR 3640

Dear Mr. Holcomb:

This is in response to your letter dated October 9, 1992, which we received on that date, requesting an extension of fifteen days to respond to the Complaint in MUR 3640. After considering the circumstances presented in your letter, the Office of the General Counsel has granted the requested extension. Accordingly, your response is due by the close of business on November 9, 1992.

If you have any questions, please contact me at  
(202) 219-3400.

Sincerely,

A handwritten signature in cursive script, reading "Holly Baker", is written above the typed name.

Holly Baker  
Attorney

93040925494



OGC 7074  
RECEIVED  
FEDERAL ELECTION COMMISSION  
92 OCT 22 PM 4:35

J. Stanley Huckaby  
Treasurer  
(202) 336-7300

October 22, 1992

**HAND DELIVERED**

Lawrence M. Noble, Esquire  
General Counsel  
Federal Election Commission  
999 E Street, N.W.  
Washington, D.C. 20463

RE: MUR 3640 -- Bush - Quayle '92 General Committee, Inc. and  
J. Stanley Huckaby, Treasurer

Dear Mr. Noble:

This letter constitutes the Response of Bush - Quayle '92 General Committee, Inc. ("Bush - Quayle '92") and its Treasurer, J. Stanley Huckaby (collectively "Respondents"), to the Complaint filed with the Federal Election Commission ("FEC" or the "Commission") by Rabbi Kenneth D. Roseman, of Dallas, Texas ("Complainant"). Respondents received the Complaint on October 8, 1992 and on October 14, 1992 were granted an extension of 15 days to file this Response.

Complainant alleges that Rosh HaShanah greetings sent by the President in his official capacity were somehow campaign-related, and therefore should be paid for by Bush - Quayle '92.

**Statement of Facts**

On September 22, 1992, Rabbi Roseman was sent personal greetings from President and Mrs. Bush for the Jewish New Year. (A copy of the greetings are attached to the Complaint). The greetings were sent from the President in his official capacity, and a cursory review of those greetings will show that they neither advocate the election or defeat of a clearly identified Federal candidate nor solicit contributions. The greetings contain no electioneering message or anything which would lead to its classification as political, much less as campaign-related.

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Lawrence M. Noble, Esquire  
October 22, 1992  
Page 2

### Discussion

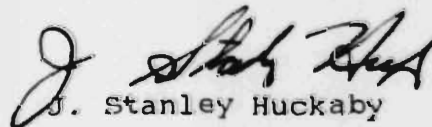
For the greetings complained of to be governed by the Federal Election Campaign Act of 1971, as amended (the "Act"), they must depict a clearly identified candidate and convey an electioneering message or solicit contributions. See 2 U.S.C. §§ 431(8)(A)(i), 431(9)(A)(i), and Advisory Opinion 1978-46, Fed. Election Camp. Fin. Guide (CCH) ¶5348 (September 5, 1978). Under the Act and regulations, a candidate is clearly identified if his or her name or likeness appears or if his or her identity is apparent by unambiguous reference. 2 U.S.C. § 431(18) and 11 C.F.R. § 106.1(d). Electioneering messages include statements "designed to urge the public to elect a certain candidate or party". United States v. United Auto Workers, 352 U.S. 567, 587 (1957), Advisory Opinion 1984-62, Fed. Election Camp. Fin. Guide (CCH) ¶5813 (March 21, 1985).

The greetings in question are commonly sent by the President of the United States to members of the public. The greetings do not identify the President as a candidate for Federal office, nor do they expressly advocate his election or the defeat of any Federal candidate. Nor do they solicit contributions. Accordingly, they are not political or campaign-related and are not governed by the Act.

### Conclusion

The Complaint fails to state a violation of any statute or regulation under the jurisdiction of the Commission. Respondents respectfully request that the General Counsel recommend to the Commission that it find no reason to believe that a violation has occurred, and that this matter be promptly closed.

Respectfully submitted,

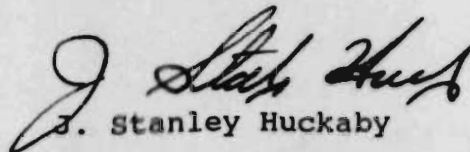
  
J. Stanley Huckaby

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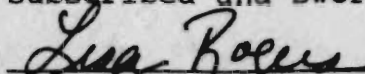
Lawrence M. Noble, Esquire  
October 22, 1992  
Page 3

**Verification**

The undersigned swears that the facts set forth in this response are true to the best of his knowledge, information, and belief.

  
J. Stanley Huckaby

Subscribed and sworn before me this 22 day of October, 1992.

  
Notary Public

My Commission in <sup>VA</sup> expires 9-30-93.

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92 DEC 11 PM 2:11

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

FIRST GENERAL COUNSEL'S REPORT

**SENSITIVE**

MUR #3640  
DATE COMPLAINT RECEIVED  
BY OGC October 5, 1992  
DATE OF NOTIFICATION TO  
RESPONDENTS October 7, 1992  
STAFF MEMBER Holly Baker

COMPLAINANT: Rabbi Kenneth D. Roseman

RESPONDENTS: President George H.W. Bush

Bush-Quayle '92 General Committee, Inc. and  
J. Stanley Huckaby, as treasurer

RELEVANT STATUTES: 2 U.S.C. § 431(8)(A)  
2 U.S.C. § 431 (11)  
2 U.S.C. § 441a(f)

INTERNAL REPORTS CHECKED: None

FEDERAL AGENCIES CHECKED: None

I. GENERATION OF MATTER

This matter was generated by a complaint from Rabbi Kenneth D. Roseman against President George Bush and the Bush-Quayle '92 General Committee, Inc. and J. Stanley Huckaby, as treasurer ("Committee"), concerning the mailing, at public expense, of a Rosh Hashanah (Jewish New Year) greeting from President Bush on White House stationery. Richard D. Holcomb, Counsel for the Committee, after being granted an extension, filed a response on October 22, 1992. (Attached). The President did not respond.

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II. FACTUAL AND LEGAL ANALYSIS

The Complainant alleges that a Rosh Hashanah (Jewish New Year) greeting, dated September 22, 1992, sent to him by President Bush on White House stationery may have been paid for from public funds. If public funds were used, Complainant claims that the Committee should reimburse the Federal Government because, Rabbi Roseman asserts, even though the letter was ostensibly a holiday greeting, it was actually a "political advertisement and solicitation for support."

In its response, the Committee denies that the greeting was political or campaign-related and claims instead that the greeting was sent in the President's official capacity: "The greetings in question are commonly sent by the President of the United States to members of the public."

The Federal Election Campaign Act of 1971, as amended ("Act"), provides that the term "contribution" includes anything of value made by any person for the purpose of influencing any election for federal office. 2 U.S.C. § 431(8)(A). The Act also provides that candidates and their committees may not knowingly accept contributions that violate the limits established by the Act. 2 U.S.C. § 441a(f). For purposes of the Act, however, the term "person" "does not include the Federal Government or any authority of the Federal Government." 2 U.S.C. § 431(11).

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The Federal Government which pays for the production and mailing of President Bush's official letters is not a "person" under the Act, and hence, by definition, cannot make a "contribution" of the costs of the Rosh Hashanah letter. Likewise, the costs of the letter do not constitute a "contribution" that the Committee must report. See MURs 3602 and 3628 (salary and use of office space provided by the Federal Government to White House Chief of Staff do not constitute reportable contributions by a person under the Act); MUR 3490 (use of rooms at the Old Executive Office Building and food and refreshments provided by the White House to Citizens for Arlen Specter do not constitute a contribution by a person under the Act); MUR 1821 (pay and benefits received by Congressional staff members from the Federal Government do not constitute reportable contributions). Therefore, the complaint alleges no cause of action for which relief can be granted under the Act.

For the above reasons, this Office recommends that the Commission find no reason to believe that any violation of the Act has occurred and close the file.

### III. RECOMMENDATIONS


1. Find no reason to believe that Bush-Quayle '92 General Committee, Inc. and J. Stanley Huckaby, violated any provision of the Act on the basis of the complaint in MUR 3640.
2. Find no reason to believe that President George H.W. Bush violated any provision of the Act on the basis of the complaint in MUR 3640.

3. Approve the appropriate letters.
4. Close the file.

Lawrence M. Noble  
General Counsel

12/10/92  
Date

BY:

  
Lois G. Lerner  
Associate General Counsel

Attachment

Response from the Bush-Quayle Committee

93040925501

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
President George H.W. Bush; ) MUR 3640  
Bush-Quayle '92 General Committee, )  
Inc. and J. Stanley Huckaby, as )  
treasurer. )

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on December 17, 1992, the Commission decided by a vote of 4-0 to take the following actions in MUR 3640:

1. Find no reason to believe that Bush-Quayle '92 General Committee, Inc. and J. Stanley Huckaby, violated any provision of the Act on the basis of the complaint in MUR 3640.
2. Find no reason to believe that President George H.W. Bush violated any provision of the Act on the basis of the complaint in MUR 3640.

(Continued)

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3. Approve the appropriate letters, as recommended in the General Counsel's Report dated December 10, 1992.
4. Close the file.

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

Attest:

12-18-92  
Date

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

|                                |         |               |            |
|--------------------------------|---------|---------------|------------|
| Received in the Secretariat:   | Fri.,   | Dec. 11, 1992 | 2:11 p.m.  |
| Circulation to the Commission: | Mon.,   | Dec. 14, 1992 | 11:00 a.m. |
| Deadline for vote:             | Thurs., | Dec. 17, 1992 | 4:00 p.m.  |

dr

93040925503





FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

December 23, 1992

**CERTIFIED MAIL  
RETURN RECEIPT REQUESTED**

Rabbi Kenneth D. Roseman  
Temple Shalom  
6930 Alpha Road  
Dallas, TX 75240

RE: MUR 3640

Dear Rabbi Roseman:

On December 17, 1992, the Federal Election Commission reviewed the allegations of your complaint dated October 1, 1992, and found that on the basis of the information provided in your complaint, and information provided by the Respondents, there is no reason to believe that President George H.W. Bush or the Bush-Quayle '92 General Committee, Inc. and J. Stanley Huckaby, as treasurer, violated any provision of the federal election laws. Accordingly, on December 17, 1992, the Commission closed the file in this matter.

The Federal Election Campaign Act of 1971, as amended ("the Act") allows a complainant to seek judicial review of the Commission's dismissal of this action. See 2 U.S.C. § 437g(a)(8).

Sincerely,

Lawrence M. Noble  
General Counsel

BY:

*Lois G. Lerner*  
Lois G. Lerner  
Associate General Counsel

**Enclosures**

General Counsel's Report  
Certification of Commission action

93040925504



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

December 23, 1992

Bobby R. Burchfield  
General Counsel  
Bush-Quayle '92 General Committee, Inc.  
1030 15th Street, N.W.  
Washington, D.C. 20005

RE: MUR 3640  
Bush-Quayle Cmte

Dear Mr. Burchfield:

On October 7, 1992, the Federal Election Commission notified your clients, Bush-Quayle '92 General Committee, Inc. and J. Stanley Huckaby, as treasurer, of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended ("the Act").

On December 17, 1992, the Commission found, on the basis of the information in the complaint, and information provided by the Respondents, that there is no reason to believe that your clients violated the Act. Accordingly, the Commission closed its file in this matter.

The confidentiality provisions at 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. In addition, although the complete file must be placed on the public record within 30 days, this could occur at any time following certification of the Commission's vote. If you wish to submit any factual or legal materials to appear on the public record, please do so as soon as possible. While the file may be placed on the public record before receiving your additional materials, any permissible submissions will be added to the public record upon receipt.

Sincerely,

Lawrence M. Noble  
General Counsel

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

Enclosure  
General Counsel's Report

9304092505



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

December 23, 1992

C. Boyden Gray  
Counsel to the President  
The White House  
1600 Pennsylvania Avenue, N.W.  
Washington, D.C. 20500

MUR: 3640  
President Bush

Dear Mr. Gray:

On October 7, 1992, the Federal Election Commission notified your client, President Bush, of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended ("the Act").

On December 17, 1992, the Commission found, on the basis of the information in the complaint, and information provided by the Respondents, that there is no reason to believe that President Bush has violated the Act. Accordingly, the Commission closed its file in this matter.

The confidentiality provisions at 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. In addition, although the complete file must be placed on the public record within 30 days, this could occur at any time following certification of the Commission's vote. If you wish to submit any factual or legal materials to appear on the public record, please do so as soon as possible. While the file may be placed on the public record before receiving your additional materials, any permissible submissions will be added to the public record upon receipt.

Sincerely,

Lawrence M. Noble  
General Counsel

*Lois G. Lerner*

BY: Lois G. Lerner  
Associate General Counsel

Enclosure  
General Counsel's Report

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