



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

May 7, 1996

MEMORANDUM

TO: LAWRENCE M. NOBLE
GENERAL COUNSEL

THROUGH: JOHN C. SURINA
STAFF DIRECTOR

FROM: ROBERT J. COSTA
ASSISTANT STAFF DIRECTOR
AUDIT DIVISION

SUBJECT: REFERRAL MATTERS - BOB BARR FOR CONGRESS '94

On April 9, 1996 the Commission approved the Final Audit Report (FAR) on Bob Barr for Congress '94. The report was released to the public on April 19, 1996. In accordance with the Commission approved materiality thresholds, the attached findings from the FAR are being referred to your office:

° Apparent Excessive Contributions

This matter is being referred to your office under the materiality thresholds and due to the evidence that suggests a knowing and willful violation of accepting excessive contributions. Such evidence consists of notes that the Committee was aware that at least some of the contributions were excessive. Attached to the finding is a list of all excessive contributors.

° Misstatement of Financial Activity

Although the Committee complied with the interim audit report and corrected the public record for 1994 the Committee failed to correct the public record for 1993. The misstatement for 1993 is contained in both receipts and disbursements.

° Omission of Disclosure Information

While the Committee did respond to this finding, a sample of the amended disclosure reports reveals an error rate in excess of the materiality threshold. In response to the interim audit report the Committee failed to address disclosure of occupation and name of employer. A review of the reports filed by the Committee revealed the Committee utilized the term "self employed

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MEMORANDUM TO LAWRENCE M. NOBLE

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small business owner," "best effort refused" or did not report any information. Further, the Committee failed to maintain any documentation of attempts to obtain the information. In addition to the attached finding we have attached a listing of all occupation and name of employer errors.

Should you have any questions please contact Robert Morcomb or Joe Swearingen at 219-3720.

Attachments:

Finding II.B. (Apparent Excessive Contributions), FAR Pgs. 5-9

Listing of Excessive Contributors

Finding II.C. (Misstatement of Financial Activity), FAR Pgs. 9-12

Finding II.D. (Omission of Disclosure Information), FAR Pgs. 12-13

Listing of OCC/NOE errors

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B. Apparent Excessive Contributions

Sections 441a(a)(1)(A) and (a)(2)(A) of Title 2 of the United States Code state, that no person shall make contributions to any candidate and his authorized political committees with respect to any election for Federal office which, in the aggregate, exceed \$1,000 and that no multicandidate political committee shall make contributions to any candidate and his authorized political committees with respect to any election for Federal office which, in the aggregate, exceed \$5,000.

Section 110.1(b)(5)(i) and (ii) of Title 11 of the Code of Federal Regulations states, in part, that the treasurer of an authorized political committee may request a written redesignation of a contribution by the contributor for a different election if:

- ° the contribution was designated in writing for a particular election, and the contribution, either on its face or when aggregated with other contributions from the same contributor for the same election, exceeds the limitation on contributions set forth in 11 CFR 110.1(b)(1);

- ° the contribution was designated in writing for a particular election and the contribution was made after that election and the contribution cannot be accepted under the net debts outstanding provisions of 11 CFR 110.1(b)(3);
- ° the contribution was not designated in writing for a particular election, and the contribution exceeds the limitation on contributions set forth in 11 CFR 110.1(b)(1); or
- ° the contribution was not designated in writing for a particular election, and the contribution was received after the date of an election for which there are net debts outstanding on the date the contribution is received.

Further, a contribution shall be considered to be redesignated for another election if the treasurer of the recipient authorized political committee requests that the contributor provide a written redesignation of the contribution and informs the contributor that the contributor may request the refund of the contribution as an alternative to providing a written redesignation and within sixty days from the date of the treasurer's receipt of the contribution, the contributor provides the treasurer with a written redesignation of the contribution for another election, which is signed by the contributor.

Section 110.1(k) of Title 11 of the Code of Federal Regulations states any contribution made by more than one person, except for a contribution made by a partnership, shall include the signature of each contributor on the check, money order, or other negotiable instrument or in a separate writing and if a contribution made by more than one person does not indicate the amount to be attributed to each contributor, the contribution shall be attributed equally to each contributor.

If a contribution to a candidate or political committee, either on its face or when aggregated with other contributions from the same contributor, exceeds the limitations on contributions set forth in 11 CFR 110.1(b), (c) or (d), as appropriate, the treasurer of the recipient political committee may ask the contributor whether the contribution was intended to be a joint contribution by more than one person. A contribution shall be considered to be reattributed to another contributor if the treasurer of the recipient political committee asks the contributor whether the contribution is intended to be a joint contribution by more than one person, and informs the contributor that he or she may request the return of the excessive portion of the contribution if it is not intended to be a joint contribution, and within sixty days from the date of the treasurer's receipt of

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the contribution, the contributors provide the treasurer with a written reattribution of the contribution, which is signed by each contributor, and which indicates the amount to be attributed to each contributor if equal attribution is not intended.

Section 110.4(c)(1) and (2) of Title 11 of the Code of Federal Regulations states that with respect to any campaign for nomination for election or election to Federal office, no person shall make contributions to a candidate or political committee of currency of the United States, of any foreign country, which in the aggregate exceed \$100 and a candidate or committee receiving a cash contribution in excess of \$100 shall promptly return the amount over \$100 to the contributor.

Section 110.9(a) of Title 11 of the Code of Federal Regulations states that no candidate or political committee shall accept any contribution or make any expenditure in violation of the provisions of part 110. No officer or employee of a political committee shall accept a contribution made for the benefit or use of a candidate, or make any expenditure on behalf of a candidate, in violation of any limitation imposed on contributions and expenditures under this part 110.

The Committee provided a computer file to support its contributions received. However, the file contained amounts to support only 70% (\$455,228) of total receipts for the audit period. The Committee also maintained photocopies of contributor checks. However, the copies of checks contained many duplicate copies and were in no identifiable order. As a result, the Audit staff sorted the check copies alphabetically and removed the duplicates so that testing could be performed. The total of the check copies after duplicates were removed was \$617,645 (95% of total receipts).

A review of contributions from individuals was conducted to determine if contributions in excess of the limitations were received. Sixty-two such contributions from forty-seven contributors were identified. The excessive portions of these contributions totaled \$40,804 or approximately 8% of total contributions from individuals.

Among the excessive contributions were eight instances where checks drawn on joint accounts were reported as attributed to account holders who had not signed the contribution check and for which no signed reattributions were presented. Three other excessive contributions were identified as designated on the Committee's disclosure reports to elections other than that indicated by the date of the contribution although no written designations or redesignations were located. Based on the amounts of many of the excessive contributions, it appears that the Committee was internally reattributing and redesignating items without obtaining the written authorizations. However, as noted below, many of the excessive contributions were not itemized and thus the Audit staff could not review the manner in which they

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were reported. According to the Committee treasurer, he did not think the Committee obtained any reattributions or redesignations and would be surprised if any existed.

The Audit staff identified \$37,950 in contributions which were not itemized as required. Of this amount, \$20,100 were contributions which were either wholly or in part excessive. In addition, two of the excessive contributions were itemized in amounts less than the contribution. The reported amounts were not in excess of the contribution limitations. The Audit staff also discovered notes on the photocopies of three of the excessive contributions. These notes indicated that the Committee was aware that the contributions were excessive and either did not record them, or recorded them so that they did not appear to be excessive. The notes stated "Both Paul and Sybil XS (excessive \$1,000) not entered", "Entered \$400 of \$500 CK (check) XS (excessive) contribution", and "Contribution entered under Anne, John has topped out."

Also identified by the Audit staff was an apparent excessive contribution from a political party. The Georgia Republican Party made two contributions after the date of the primary election, each in the amount of \$5,000. The Georgia Republican Party, in response to an inquiry from the Commission's Reports Analysis Division, justified the two contributions by maintaining that there were two separate elections, a primary runoff and a general election and designated the first \$5,000 as a primary contribution. However, no primary runoff election took place.

Further, neither a separate account for potential excessive contributions nor any attempt to monitor amounts required to be held in the Committee's regular accounts pursuant to 11 CFR §103.4(b) were found. None of the excessive contributions had been refunded.

Additionally, a review of the Committee's contribution records revealed excessive cash contributions from fourteen individuals. The excessive portions of these contributions totaled \$1,705. None of the excessive cash contributions had been refunded.

At the exit conference, Committee representatives were provided schedules of the identified excessive contributions. A Committee representative responded by indicating that he could not believe that we (the Federal Election Commission) would not allow reattributions and redesignations at this point and that we would require the Committee to refund the excessive contributions.

The Committee responded to the exit conference by indicating that they received verbal authorization from the contributor to designate the items identified by the Audit staff as excessive. Additionally they indicated that they were currently searching through their files to locate any written

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authorizations. However, 11 CFR §110.1(b)(5) and §110.1(k) require redesignations and reattributions to occur in writing within sixty days from the date of the treasurer's receipt of the contribution.

In the interim audit report, the Audit staff recommended that the Committee provide evidence to demonstrate that the contributions noted above were not excessive to include documentation to demonstrate any timely reattributions or redesignations. Also, the Audit staff recommended that the Committee provide the source and purpose of the notes written on copies of the contributor checks mentioned above, and provide evidence to demonstrate that the apparent excessive contributions were not knowingly and willfully retained and misreported.

Absent such a demonstration, the Audit staff recommended that the Committee refund these contributions and provide evidence of the refunds in the form of the front and back of the negotiated refund checks. In addition, the Audit Staff recommended the Committee file amended Schedules A for the excessive contributions that were not itemized on its disclosure reports. If the Committee did not have the funds to make these refunds, the Audit staff recommended that the Committee file amended Schedules D to disclose these items as debts owed by the Committee.

In response to the interim audit report, with the exception of one \$20 excessive cash contribution, the Committee provided photocopies of the front of refund checks for all the excessive contributions from individuals. All refund checks were dated in January, 1996 and as of February 29, 1996, forty-six refunds totaling \$32,478 had cleared the Committee's account. The Committee has stated that it will provide evidence of the remaining refunds once the checks have cleared the bank. With respect to the one excessive contribution from the Georgia Republican Party, the Committee was able to provide documentation which indicated that the first \$5,000 contribution was designated for primary debt and thus no excessive contribution occurred.

Also, the Committee filed amended Schedules A for the Audit period on February 28, 1996. These amendments materially corrected the public record relative to the itemization of these excessive contributions.

The Committee's response to the interim audit report did not address the notes found on copies of some of the contribution checks or provide evidence that these excessive contributions were not knowingly and willfully retained and misreported.

C. Misstatement of Financial Activity

Sections 434(b)(1), (2), and (4) of Title 2 of the United States Code states, in relevant part, that each report shall disclose the amount of cash on hand at the beginning of the

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reporting period, the total amount of all receipts and the total amount of all disbursements for the period and calendar year.

The Audit staff's reconciliation of the Committee's reported activity to amounts reflected in its bank records revealed the following misstatements of financial activity for calendar years 1993 and 1994. The Committee did not maintain records to show the derivation of its reported amounts. Absent such records, the Audit staff could not identify all differences between bank activity and reported activity.

1. 1993 Misstatement

The Audit staff's 1993 bank reconciliation determined that the Committee understated its receipts by \$4,439 and understated its disbursements by \$3,549. As a result, ending cash on hand was understated by \$890.

The receipts misstatement was the result of a \$1,000 NSF contribution reported, unreported receipts totaling \$1,850 from the Bob Barr '94 Exploratory account, in-kind contributions totaling \$401 not reported and a reconciling adjustment of \$3,188.

The disbursements misstatement was the result of two 1994 disbursements totaling \$827 being reported in 1993, unreported disbursements in the Year End 1993 report totaling \$3,882, three in-kind contributions totaling \$401 not reported and two miscellaneous adjustments totaling \$74 and a reconciling adjustment of \$19.

2. 1994 Misstatement

The Audit staff's 1994 bank reconciliation determined that the Committee's beginning cash-on-hand was understated by \$890 as a result of the 1993 misstatement. In addition, disbursements were understated by \$14,331. These items and a small receipts misstatements resulted in ending cash-on-hand being overstated by \$7,341.

The disbursement misstatement was the result of six disbursements totaling \$3,390 which were not reported, a \$1,000 voided check which was reported, one disbursement which was understated by \$9,000, miscellaneous adjustments totaling \$10 and a reconciling adjustment of \$2,951.

At the exit conference, Committee representatives were provided schedules for the differences identified in 1993 and 1994. Committee representatives responded by questioning who was the payee for one disbursement in 1994 and agreed to examine the materials presented and file amended disclosure reports as necessary.

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In the interim audit report, the Audit staff recommended that the Committee file amended Schedules A, B and Summary Pages for both calendar years to correct the public record.

In response to the interim audit report, the Committee made several points regarding its reported receipts and disbursements in addition to filing amended disclosure reports on February 20, 1996 for both 1993 and 1994. The amended disclosure report for 1993 contained the same total reported receipts and disbursements as the original reports filed by the Committee. With respect to the 1993 receipts, the Committee's amended reports removed the reported NSF contribution. The Committee stated that total receipts were not affected because the actual net amount of deposits were originally reported. The Committee also stated that the \$1,850 not reported from the Bob Barr '94 Exploratory account was not a contribution, but a transfer between accounts. For 1993 disbursements, the Committee stated that the two disbursements for 1994 were actually written on December 31, 1993 and thus were correctly reported. For the remaining adjustments, the Committee stated that the amounts were from the bank statements and although some amounts were not itemized, they were reported in unitemized disbursements.

As noted previously the Committee did not provide workpapers detailing how it calculated its reported figures. The Audit staff examined the Committee's bank records and, after making the relevant adjustments for items such as NSF contributions, outstanding checks and in-kind contributions, was able to determine that 1993 reported receipts and disbursements were understated by \$4,439 and \$3,549 respectively.

The \$1,850 item for the Bob Barr '94 Exploratory account was not a transfer between accounts. This amount represents receipts for March, 1993 deposits into that account. There is no evidence that these contributions were reported. The Committee's other accounts were not opened at that time and thus no transfer of funds could have occurred. Even if the Committee insists that this amount and the reported NSF contribution were accounted for in the reported totals, it does not alter the fact that total receipts were understated by \$4,439 and thus the Committee has still not corrected the 1993 receipts misstatement.

With respect to disbursements, the Audit staff accepted the Committee's explanation that the two 1994 disbursements totaling \$827 were actually written in 1993. However, when this amount is added to outstanding checks, the understatement of disbursements is increased to \$4,376. Also, the Audit staff acknowledges that we do not know which disbursements are contained in the Committee's unitemized amount. However, we were able to identify all disbursements which were not itemized and after adjusting for the unitemized amounts, determined that \$3,882 could not have been reported and that \$401 in either in-kind

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contributions or other disbursements were also not reported. Therefore, the Committee could not have reported total disbursements and the public record has still not been corrected for the Committee's 1993 disbursements.

The Committee's amended disclosure reports for calendar year 1994 were materially correct. Thus, the Committee has complied with the Audit staff's recommendation for 1994.

D. Omission of Disclosure Information

Section 434(b)(3) of Title 2 of the United States Code states, in relevant part, that each report under this section shall disclose the identification of each person (other than a political committee) who makes a contribution to the reporting committee during the reporting period, whose contribution or contributions have an aggregate amount or value in excess of \$200 within the calendar year.

Section 431(13) of Title 2 of the United States Code states, when used in this Act: the term "identification" means in the case of any individual, the name, the mailing address, and the occupation of such individual, as well as the name of his or her employer; and in the case of any other person, the full name and address of such person.

Section 104.7(a) and (b) of Title 11 of the Code of Federal Regulations^{3/} states, in part, that if best efforts have been used to obtain, maintain and submit the information required by the Act for the political committee, any report of such committee shall be considered in compliance with the Act. The treasurer and the committee will only be deemed to have exercised best efforts if all of the following are present: all written solicitations for contributions include a clear request for the contributor's full name, mailing address, occupation and name of employer, and include the statement that reporting of such information is required by Federal law; the treasurer makes at least one effort, in either a written request or a documented oral request, within thirty days of the receipt of the contribution, to obtain the information; and the treasurer reports all contributor information not provided by the contributor, but in the committee's possession, including information in contributor records, fundraising records and previously filed reports, in the same two year election cycle.

A sample of contributions received by the Committee revealed an error rate of 25% for disclosure of information on reports filed by the Committee. The majority of these errors resulted from differences between the reported aggregate year-to-date amounts versus the actual aggregate year-to-date amounts. Sixty-three percent of these errors occurred in the 1994

^{3/} The effective date of this regulation is March 3, 1994.

October Quarterly and Pre-General Election report periods. The remaining errors included contribution amounts disclosed incorrectly and contributions disclosed under a different account holder's name (see Finding II.B. above).

With respect to disclosure of occupation and name of employer information, the majority of the errors occurred after the effective date of the change to 11 CFR §104.7. Therefore, this finding relates to the contributions received after that date. A sample of contributions received by the Committee also revealed the Committee failed to disclose occupation and/or name of employer information for 33% of the contributions received after March 3, 1994 and requiring such disclosure. Fifty-nine percent of these omissions were during the 1994 October Quarterly and Pre-General Election report periods. The Committee did not demonstrate best efforts to obtain, maintain and submit the information. The majority of the errors were instances where the Committee did not obtain the information. In other instances, the information was obtained and not disclosed or was disclosed incorrectly.

At the exit conference, Committee representatives were informed of the disclosure errors. The Committee believed some of the disclosure errors were the result of a computer error.

In the interim audit report, the Audit staff recommended that the Committee file amended Schedules A to correct the public record.

In response to the interim audit report, the Committee filed amended Schedules A on February 20, 1996 which corrected the public record for a portion of the contributions noted in the interim audit report. However, the amended disclosure reports leave an error rate of 18% for disclosure of information. The Committee did not address disclosure of occupation and name of employer. Therefore, the Committee has not materially complied with the Audit Staff's recommendation.

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Name of Contributor	Amount	Date	OCC/NOE Error	
1 Andrew, Lucius III	\$1,000.00	10/09/94	self employed small	business owner
2 Batron, Charles	\$250.00	12/22/94	best effort refused	
3 Beard, Larry	\$1,000.00	10/19/94	self employed small	business owner
4 Bommershine, Walter	\$250.00	09/27/94	self employed small	business owner
5 Bommershine, Walter	\$250.00	11/28/94	best effort refused	
6 Booth, Dean	\$1,000.00	07/31/94	self employed small	business owner
7 Brewster, Edward Jr.	\$500.00	09/19/94	self employed small	business owner
8 Brown, Tommy	\$300.00	09/09/94	self employed small	business owner
9 Bryant, H.J.	\$500.00	11/11/94	best effort refused	
10 Burch, Joseph	\$750.00	09/21/94	self employed small	business owner
11 Burch, Joseph	\$250.00	11/11/94	self employed small	business owner
12 Bynum, Charles	\$1,000.00	10/19/94	self employed small	business owner
13 Chandler, William	\$400.00	10/18/94	self employed small	business owner
14 Dailey, Robert	\$250.00	10/23/94	best effort refused	
15 Danger, Paul	\$500.00	10/16/94	self employed small	business owner
16 Denny, John F.	\$500.00	08/17/94	self employed small	business owner
17 Dickson, Allen	\$500.00	11/10/94	best effort refused	
18 Dortch, Kirk	\$500.00	11/11/94	best effort refused	
19 Erwin, Paul	\$500.00	09/22/94	self employed small	business owner
20 Eubans, Gary	\$500.00	10/16/94	self employed small	business owner
21 Feldman, Richard	\$500.00	10/29/94	best effort refused	
22 Ferguson, Paul	\$250.00	12/14/94	best effort refused	
23 Fleming, Michael	\$500.00	09/19/94	self employed small	business owner
24 Flip, Donald	\$250.00	11/10/94	best effort refused	
25 Fogleman, Floyd	\$275.00	07/02/94	self employed small	business owner
26 Fogleman, Floyd	\$275.00	07/02/94	self employed small	business owner
27 Forster, Harry	\$250.00	10/26/94	best effort refused	
28 Gribble, Roger	\$250.00	07/07/94	self employed small	business owner
29 Griffith, Kenn	\$500.00	09/22/94	self employed small	business owner
30 Griffith, Kenn	\$250.00	11/28/94	self employed small	business owner
31 Grizzard, Vernon Sr.	\$500.00	08/31/94	self employed small	business owner
32 Hammesfahr, James	\$500.00	11/28/94	self employed small	business owner
33 Hammett, Don	\$1,000.00	12/22/94	best effort refused	
34 Hammond, Joel	\$250.00	10/23/94	best effort refused	
35 Harmon, David	\$250.00	07/09/94	self employed small	business owner
36 Harmon, David	\$250.00	10/18/94	self employed small	business owner
37 Harper, Thomas	\$1,000.00	09/27/94	self employed small	business owner
38 Hogue, Elmer	\$1,000.00	11/03/94	self employed small	business owner
39 Huber, Adam	\$1,000.00	07/20/94	self employed small	business owner
40 Huber, Douglas	\$1,000.00	06/14/94	self employed small	business owner
41 Huffman, William	\$500.00	10/19/94	self employed small	business owner
42 Jannuzzo, Paul	\$1,000.00	09/28/94	self employed small	business owner
43 Johnson, Gordon	\$250.00	08/17/94	self employed small	business owner
44 Johnson, J. Robert	\$500.00	05/11/94	self employed small	business owner
45 Johnson, Lonnie	\$1,000.00	11/07/94	self employed small	business owner
46 Jones, David	\$1,000.00	10/09/94	self employed small	business owner
47 Manis, James	\$250.00	11/11/94	best effort refused	
48 Manown, Peter	\$1,000.00	10/19/94	self employed small	business owner
49 Martin, T.M. Jr.	\$500.00	09/28/94	self employed small	business owner
50 Massie, James	\$500.00	12/15/94	best effort refused	
51 McDonald, Callie	\$500.00	10/19/94	self employed small	business owner
52 McNally, Harold	\$1,000.00	10/19/94	self employed small	business owner
53 McWorter, Aaron	\$250.00	03/28/94	self employed small	business owner
54 Miller, Gary	\$250.00	10/19/94	self employed small	business owner
55 Miller, W.H.	\$100.00	10/26/94	best effort refused	
56 Myers, Dale	\$250.00	09/27/94	self employed small	business owner
57 Nealey, Leanne	\$1,000.00	09/28/94	self employed small	business owner
58 Nealey, Tim	\$1,000.00	09/28/94	self employed small	business owner
59 O'leary, Bradley	\$500.00	11/03/94	self employed small	business owner
60 Oscher, Jon	\$200.00	12/14/94	best effort refused	
61 Oscher, Jon	\$300.00	11/11/94	best effort refused	
62 Owens, James	\$1,000.00	09/22/94	self employed small	business owner
63 Poitevint, Alec	\$500.00	08/31/94	self employed small	business owner
64 Rhoden, James Jr.	\$250.00	09/27/94	self employed small	business owner
65 Richardson, A.A.	\$598.00	11/11/94	best effort refused	
66 Rieben, John	\$400.00	03/31/94	blank	
67 Robblee, Paul Jr.	\$300.00	12/15/94	best effort refused	
68 Rocks, Samuel	\$275.00	11/11/94	best effort refused	
69 Rodgers, Thomas Jr.	\$500.00	09/28/94	self employed small	business owner
70 Rollins, Joseph	\$500.00	11/11/94	best effort refused	
71 Rooney, J. Patrick	\$1,000.00	10/18/94	self employed small	business owner
72 Rusyniak, George	\$500.00	09/12/94	self employed small	business owner
73 Rutledge, Charles	\$250.00	09/22/94	self employed small	business owner
74 Salerno, Paul	\$250.00	09/09/94	self employed small	business owner

Name of Contributor	Amount	Date	OCC/NOE Error
75 Sanders, Gerald	\$300.00	09/26/94	self employed small business owner
76 Sapienza, Thomas	\$500.00	10/19/94	self employed small business owner
77 Sewell, Warren P.	\$500.00	08/11/94	self employed small business owner
78 Shaw, Robert Lee	\$600.00	11/10/94	best effort refused
79 Sirockman, Keith	\$210.00	12/22/94	best effort refused
80 Straus, Denise	\$1,000.00	07/20/94	self employed small business owner
81 Sturkie, Thomas	\$300.00	12/22/94	best effort refused
82 Thomas, Bert	\$500.00	10/01/94	self employed small business owner
83 Thompson, Mark	\$1,000.00	12/22/94	best effort refused
84 Tibbetts, Rick	\$100.00	10/18/94	self employed small business owner
85 Wittcoff, Harold	\$250.00	09/22/94	self employed small business owner
86 Wittington, Patrick	\$500.00	09/09/94	self employed small business owner
87 Wood, Wallis	\$250.00	10/26/94	best effort refused
88 Wood, Wallis	\$250.00	09/22/94	self employed small business owner
89 Yancy, Delos H III	\$500.00	09/22/94	self employed small business owner

\$45,683.00

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Bob Barr for Congress '94
Schedule of Excessive Contributions

Name of Contributor and Address	Check Date	Amount	P G	Total Cont. By Election	Amount in Excess
W.P. Adams 1475 Old Summerville Rd NW Rome, Ga 30165	09/06/94	\$150.00	G		
	09/06/94	\$1,000.00	G	\$1,150.00	\$150.00
+ Thomas J. Barnette 521 Village Trace, Bldg10 Marietta, Ga 30067	06/29/93	\$2,000.00	P		
	02/15/94	\$2,000.00	P	\$4,000.00	\$3,000.00
Dean Booth 3100 Cumberland Cir. Suite 1500 Atlanta, Ga 30339	07/31/94	\$2,000.00	G	\$2,000.00	\$1,000.00
Jeffrey H. Breedlove 3882 Carnage Ln. Conyers, GA 30208	05/01/93	\$350.00	P		
	12/29/93	\$100.00	P		
	05/04/94	\$100.00	P		
	05/19/94	\$100.00	P		
	06/14/94	\$500.00	P	\$1,150.00	\$150.00
H.G. Brown 628 Old town Rd. Villa Rica, GA 30180	05/10/94	\$50.00	P		
	06/10/94	\$1,000.00	P	\$1,050.00	\$50.00
# William L. Camp 204 Woodglen Rd Rome, Ga 30161	02/11/94	\$4,000.00	P	\$4,000.00	\$3,000.00
# Sharon O. Cooper 4028 River Ridge Chase Manetta, Ga 30067	11/13/93	\$100.00	P		
	03/31/94	\$1,900.00	P	\$2,000.00	\$1,000.00
+ Chns Edwards 67 Putnam Circle Atlanta, Ga 30342	10/26/94	\$1,500.00	G	\$1,500.00	\$500.00
James E. Fitts 3048 Vinings Ferry Atlanta, GA 30339	08/09/93	\$50.00	P		
	12/05/93	\$800.00	P		
	07/02/94	\$677.00	P		
	07/13/94	\$25.00	P	\$1,552.00	\$552.00

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Name of Contributor and Address		Check Date	Amount	P G	Total Cont. By Election	Amount in Excess
Roxanna J. Flick 5326 Presley Place Douglasville, GA 30135		09/02/93	\$1,000.00	P		
		10/28/93	\$803.25	P	\$1,803.25	\$803.25
# +	Robert W. Gates 7502 Rigby Way Douglasville, Ga 30134	09/29/94	\$2,000.00	G		
		09/29/94	\$1,000.00	G	\$3,000.00	\$2,000.00
J. L. Gray 616 Richards Rd NE White, Ga 30184		09/13/94	\$500.00	G		
		10/17/94	\$500.00	G		
		12/31/94	\$250.00	G	\$1,250.00	\$250.00
+ + + +	Ronald S. Holley 3807 Acworth Due West Rd Acworth, Ga 30101	03/16/93	\$500.00	P		
		04/27/93	\$500.00	P		
		08/18/93	\$1,000.00	P		
		03/23/94	\$500.00	P		
		05/10/94	\$100.00	P		
		06/17/94	\$125.00	P	\$2,725.00	\$1,725.00
Elizabeth James 6436 Picketts Crossing Acworth, Ga 30101		09/10/93	\$250.00	P		
		12/16/93	\$250.00	P		
		05/09/93	\$51.00	P		
		06/20/94	\$500.00	P	\$1,051.00	\$51.00
#	Carr B. Jannuzzo 3418 Mission Ridge Circle Atlanta, Ga 30339	09/30/94	\$1,000.00	G		
		09/30/94	\$2,000.00	G	\$3,000.00	\$2,000.00
Paul A. Jones 9510 Bakers Ridge Rd. Douglasville, Ga. 30134		02/18/94	\$500.00	P		
		03/05/94	\$500.00	P		
		06/21/94	\$500.00	P	\$1,500.00	\$500.00
		08/20/94	\$1,000.00	G		
+		11/29/94	\$250.00	G	\$1,250.00	\$250.00
+ +	Robert J. Linder 990 Hammond Dr. Atlanta, Ga 30328	03/21/94	\$500.00	P		
		06/05/93	\$1,000.00	P	\$1,500.00	\$500.00

Bob Barr for Congress '94
Schedule of Excessive Contributions

Name of Contributor and Address	Check Date	Amount	P G	Total Cont. By Election	Amount in Excess
# + Peter S. Manown 4739 Olde Village Lane Dunwoody, Ga 30338	10/16/94	\$2,000.00	G	\$2,000.00	\$1,000.00
Terry M. Manown 4739 Olde Village Lane Dunwoody, Ga 30338	10/16/94	\$2,000.00	G	\$2,000.00	\$1,000.00
Harrold D. McNally 4400 Lakeside Hills Pt. Kennesaw, Ga 30144	11/21/93 05/21/94 10/10/94 10/19/94	\$1,000.00 \$250.00 \$1,000.00 \$750.00	P P G G	 \$1,250.00 \$1,750.00	 \$250.00 \$750.00
+ Mary Ann Mc Worter 125 Allison Circle + Carrolton, Ga 30117	08/29/94 09/12/94 09/28/94 11/03/94	\$1,000.00 \$250.00 \$100.00 \$500.00	G G G G	 \$1,850.00	 \$850.00
Edward H. Metzger, III 5365 Northwater Way Duluth, GA 30136	08/15/93 02/23/94 02/24/94	\$500.00 \$50.00 \$500.00	P P P	 \$1,050.00	 \$50.00
# James B. Miller Jr. 1956 River Forest Rd. NW Atlanta, Ga 30327	10/07/94	\$2,000.00	G	\$2,000.00	\$1,000.00
# D. Tim Nealley 11712 Musket Lane Charlotte, NC 28273	09/09/94	\$2,000.00	G	\$2,000.00	\$1,000.00
Robert E. Oliver 4025 Summit Dr. Manetta, Ga 30068	08/24/93 04/05/94 10/10/94	\$1,000.00 \$1,000.00 \$2,000.00	P P G	 \$2,000.00 \$2,000.00	 \$1,000.00 \$1,000.00
Rick Sargent PO Box 6066 Rome, Ga 30161	06/02/94	\$2,000.00	P	\$2,000.00	\$1,000.00
+ Ruthann Sargent PO Box 6066 Rome, Ga 30161	06/02/94	\$2,000.00	P	\$2,000.00	\$1,000.00

99.04.392.0345

Bob Barr for Congress '94
Schedule of Excessive Contributions

Name of Contributor and Address	Check Date	Amount	P G	Total Cont. By Election	Amount in Excess
+ Julius C. Shaw 735 West Ave Cartersville, Ga 30120	10/12/94 10/27/94	\$1,000.00 \$600.00	G G	\$1,600.00	\$600.00
I.M. Sheffield, III 4950 Powers Ferry Rd. Atlanta, Ga 30327	10/26/93 03/25/94	\$1,000.00 \$100.00	P P	\$1,100.00	\$100.00
+ Tyrone L. Shull 14134 Whistling Duck Ct. Charlotte, NC 28273	09/12/94	\$2,000.00	G	\$2,000.00	\$1,000.00
J.P. Smith P.O. Box 238 Menilo, GA 30731	11/01/93 12/16/93 03/09/94	\$250.00 \$750.00 \$100.00	P P P	\$1,100.00	\$100.00
+ Stephen D. Smith MD 508 LaPorte St Rome, Ga 30161	07/27/94 09/12/94 09/27/94 10/25/94	\$500.00 \$500.00 \$500.00 \$500.00	G G G G	\$2,000.00	\$1,000.00
+ William J. Smith PO Box 286 Conlet, Ga 30061	06/02/93 11/13/93 Cash 12/24/93	\$500.00 \$500.00 \$10.00 \$500.00	P P P P	\$1,510.00	\$510.00
# Denise H. Straus 12190 Charlotte Dr. Alpharetta, Ga 30201	12/15/93 02/01/94	\$1,000.00 \$1,000.00	P P	\$2,000.00	\$1,000.00
Melise Tidwell 7040 Pine Ridge Rd Dallas, Ga. 30132	09/12/94 11/03/94	\$1,000.00 \$500.00	G G	\$1,500.00	\$500.00
+ Larry B. Thompson 4287 Papermill Rd Marietta, Ga 30067	10/26/93	\$2,000.00	G	\$2,000.00	\$1,000.00

99.04.392.0346

Bob Barr for Congress '94
Schedule of Excessive Contributions

Name of Contributor and Address	Check Date	Amount	P G	Total Cont. By Election	Amount in Excess
Mary A. Thompson 4287 Papermill Rd Marietta, Ga 30067	10/26/93	\$2,000.00	P	\$2,000.00	\$1,000.00
Wendy W. Walker 17 Cameo Dr. Rome, Ga 30165	10/13/94 10/17/94	\$1,000.00 \$1,000.00	G G	\$2,000.00	\$1,000.00
Holland M. Ware 212 Maple Dr. Hogansville, Ga 30230	06/01/94	\$2,000.00	P	\$2,000.00	\$1,000.00
Craig E. Weil MD 1121 Johnson Ferry Rd. Marietta, Ga 30067	02/03/94	\$2,000.00	P	\$2,000.00	\$1,000.00
Ben E. Whittington 89 Crackmeck Rd. Armuchee, GA 30105	05/08/93 08/12/93 02/04/94 02/11/94 06/10/94	\$88.00 \$250.00 \$500.00 \$400.00 \$250.00	P P P P P	\$1,488.00	\$488.00
Paul D. Wilkerson 325 Great Southwest Pkwy Atlanta, Ga 30336	10/12/93 03/30/94 05/21/94	\$1,000.00 \$400.00 \$250.00	P P P	\$1,650.00	\$650.00
Charles J. Wirsing, Jr. 3413 Wheeler Rd. Augusta, GA 30909	06/12/93 12/30/93 01/06/94 03/21/94	\$200.00 \$200.00 \$200.00 \$600.00	P P P P	\$1,200.00	\$200.00
Gardner Wright P.O. Box 1118 Calhoun, GA 30701	12/21/93 05/11/94 06/01/94	\$250.00 \$500.00 \$500.00	P P P	\$1,250.00	\$250.00
+ Dexter Yager PO Box 412080 Charlotte, NC 28241	09/07/94	\$2,000.00	G	\$2,000.00	\$1,000.00

99.04.392.0347

Bob Barr for Congress '94
Schedule of Excessive Contributions

Name of Contributor and Address	Check Date	Amount	P G	Total Cont. By Election	Amount in Excess
+ Rhonda B. Yager 855 Hamilton Ct. Clover, SC 29710	09/08/94	\$2,000.00	G	\$2,000.00	\$1,000.00
Steve Maculey 2490 Robinson Rd Manetta, GA 30068	11/02/93 02/07/94	\$25.00 \$1,000.00	P P	\$1,025.00	\$25.00

Total

\$40,804.25

Legend:

Identified as one of the eight contributions drawn on a joint account
and attributed to a account holder who did not sign the contribution check.

+ Identified as an excessive contribution that was unitemized.

99.04.392.0348

FEDERAL ELECTION COMMISSION

999 E Street, N.W.
Washington, D.C. 20463

REC'D
FEDERAL ELECTION
COMMISSION
SECTION 5
Aug 6 10 47 AM '97

FIRST GENERAL COUNSEL'S REPORT

SENSITIVE

MUR: 4357

AUDIT REFERRAL DATE: May 7, 1996

DATE ACTIVATED: April 15, 1997

STAFF MEMBER: Delbert Keith Rigsby

SOURCE:

AUDIT REFERRAL

RESPONDENTS:

Bob Barr for Congress and Charles C. Black, as treasurer
Thomas J. Barnette
William L. Camp
Robert W. Gates
Ronald S. Holley
Carin B. Jannuzzo

**RELEVANT STATUTES
AND REGULATIONS:**

2 U.S.C. § 431(13)(A)
2 U.S.C. § 432(i)
2 U.S.C. § 434(b)(2)
2 U.S.C. § 434(b)(3)(A)
2 U.S.C. § 434(b)(4)
2 U.S.C. § 437g(a)(5)(B)
2 U.S.C. § 437g(d)
2 U.S.C. § 441a(a)(1)(A)
2 U.S.C. § 441a(f)
2 U.S.C. § 441g
11 C.F.R. § 103.3(b)(3)
11 C.F.R. § 103.3(b)(4)
11 C.F.R. § 104.3(a)(4)(i)
11 C.F.R. § 104.7(b)(2)
11 C.F.R. § 110.1(b)(2)(ii)
11 C.F.R. § 110.1(b)(3)
11 C.F.R. § 110.1(b)(5)
11 C.F.R. § 110.1(k)(1)
11 C.F.R. § 110.1(k)(3)
11 C.F.R. § 110.4(c)(1)
11 C.F.R. § 110.4(c)(2)

INTERNAL REPORTS CHECKED: Disclosure Reports, Audit Documents

99.04.392.0349

FEDERAL AGENCIES CHECKED: None

I. GENERATION OF MATTER

This matter was generated by an audit of Bob Barr for Congress (the "Committee") and Charles C. Black, as treasurer, undertaken in accordance with 2 U.S.C. § 438(b).¹ The Audit Division's referral materials are attached. See Attachment 1. The audit covered the period from March 3, 1993 to December 31, 1994.²

II. FACTUAL AND LEGAL ANALYSIS

A. Excessive Contributions

1. Applicable Law

The Federal Election Campaign Act of 1971, as amended (the "Act"), provides that no person may make contributions to a candidate and his or her committees which, in the aggregate, exceed \$1,000 per federal election. 2 U.S.C. § 441a(a)(1)(A). Furthermore, no candidate or political committee shall knowingly accept any contribution which exceeds the contribution limitations of 2 U.S.C. § 441a. 2 U.S.C. § 441a(f).

¹ Robert L. Barr, Jr. won the 1994 general election for the U.S. House of Representatives, Seventh Congressional District of Georgia. Mr. Barr won a primary election on July 19, 1994.

² In light of the decisions in *FEC v. Williams*, 104 F.3d 237 (9th Cir. 1996) and *FEC v. National Republican Senatorial Committee*, 877 F.Supp. 15 (D.D.C. 1995), concerning the application of a five-year statute of limitations to enforcement actions, this Office notes that all of the activity that is the basis of the Matter Under Review occurred less than five years ago. See 28 U.S.C. § 2462. This Office anticipates that the matter will be resolved before the statute of limitations runs for the activity involved. The Committee's acceptance of excessive contributions occurred between June 29, 1993 and November 29, 1994. The Committee's failure to itemize contributions that were excessive in whole or in part occurred between June 29, 1993 and October 26, 1994. This Office is unable to determine when the Committee's acceptance of excessive cash contributions occurred because the Committee did not record the dates that cash contributions were made. The Committee understated its 1993 receipts and disbursements on the Committee's 1993 Year End Report, which was due on January 31, 1994. The Committee's failure to disclose the occupation and the name of the employer of contributors whose contributions aggregated \$200 or more in a calendar year occurred between March 28, 1994 and December 22, 1994.

Contributions not designated in writing for a particular election are considered designated for the candidate's next election for federal office. 11 C.F.R. § 110.1(b)(2)(ii). A joint contribution must include the signatures of each contributor on the check or in a separate writing. 11 C.F.R. § 110.1(k)(1). If a contribution on its face or in the aggregate exceeds the contribution limitations, the committee must: 1) return the contribution to the contributor; or 2) deposit the contribution in a designated campaign depository and obtain a written redesignation or reattribution from the contributor within 60 days. 11 C.F.R. §§ 103.3(b)(3) and 110.3(b)(4). If no written redesignation or reattribution is obtained within 60 days, the committee must refund the contribution. *Id.*, 11 C.F.R. §§ 110.1(b)(5)(ii) and 110.1(k)(3)(i).

Committees must report the identity of each person who makes a contribution or contributions which exceed \$200, along with the date and amount of the contribution. 2 U.S.C. § 434(b)(3)(A); 11 C.F.R. § 104.3(a)(4)(i).³

2. Facts

The Audit Division's review of the Committee's contribution records revealed 62 excessive contributions totaling \$40,804.⁴ See Attachment 2. The review of the Committee's contribution records was not complete, however, because the Committee was unable to provide

³ The Act also addresses violations of the law which are knowing and willful. See 2 U.S.C. §§ 437g(a)(5)(B) and 437g(d). Actions which are knowing and willful are those that were "taken with full knowledge of all of the facts and a recognition that the action is prohibited by law." 122 Cong. Rec. H3778 (daily ed. May 3, 1976); see *FEC v. John A. Dramei for Congress Committee*, 640 F. Supp. 985, 987 (D.N.J. 1986). A knowing and willful violation may be established by showing that "the defendant acted deliberately and with knowledge that the representation was false." *United States v. Hopkins*, 916 F.2d 207, 214 (5th Cir. 1990). Willful violations also "may be inferred from the 'handling of one's affairs to avoid making the records usual in transactions . . . and . . . [from] conduct, the likely effect of which would be to mislead or to conceal.'" *United States v. Chestnut*, 533 F.2d 40, 48 (2d Cir. 1976) (quoting *Spies v. United States*, 317 U.S. 492, 499 (1943)).

⁴ As of July 10, 1997, the Committee has provided documentation to the Audit staff that 52 refunds of excessive contributions totaling \$31,653 had been negotiated. Thus, ten refunds totaling \$9,151 remain outstanding.

copies of all Committee receipts. The Committee provided the Audit staff with a computer file of contributions and a banker's box filled with check copies. However, the computer file contained only 70% of the reported contributions, and the check copies were in no identifiable order and contained many duplicates. Once the Audit staff had organized and alphabetized over 2,600 check copies, it was determined that the Committee's records did not include information for approximately 4% or \$25,114 of the reported receipts. The Audit staff made inquiries regarding the missing documentation, but the Committee was unable to provide an explanation or alternative evidence of the Committee's receipts. Moreover, the Committee did not maintain a separate account for excessive contributions nor did it maintain sufficient funds in its account to make refunds as prescribed by 11 C.F.R. § 103.3(b)(4). Furthermore, the Committee did not return or refund any excessive contributions until its January 1996 response to the Interim Audit Report.

Of the \$40,804 in excessive contributions identified by the Audit staff, \$29,600 were not properly reported by the Committee. *See* Attachment 2. First, the Committee did not itemize contributor names and amounts of 14 excessive contributions, the excessive portions of which totaled \$11,100.⁵ *See id.* Second, the Committee reported three excessive contributions in amounts less than the actual amount of the contribution check, the excessive portions of which totaled \$3,000.⁶ *See id.* Third, the Committee reattributed ten excessive contributions totaling

⁵ The Committee also did not itemize seven additional contributions totaling \$4,500 that were not excessive but caused subsequent excessive contributions to appear permissible.

⁶ The Committee also reported two additional contributions in amounts less than the actual amount of the contribution which were not excessive but caused subsequent excessive contributions to appear permissible.

\$10,500 and redesignated four excessive contributions totaling \$5,000 without obtaining written authorizations. *See id.*

On Committee copies of several contribution checks, the Audit staff discovered written notations that refer to the reporting of the contribution. *See Attachments 3-9.* Certain notations appear to refer to whether a contributor's name and the amount of an excessive contribution should be itemized on the disclosure reports. For example, on a copy of an October 25, 1994 check for \$500 from Stephen D. Smith, the Committee noted: "Check not in database, XS." Attachment 3. Prior to this date, Stephen D. Smith had made three contributions totaling \$1,500 designated to the general election and two contributions totaling \$1,000 designated to the primary. Consistent with the Committee's notation, this check did not appear on the disclosure reports. Likewise, on a copy of a September 23, 1994 check for \$1,000 from the joint account of Paul and Sybil Jones, signed only by Sybil Jones, the Committee noted: "not entered, both Paul and Sybil XS." Attachment 4. Consistent with the Committee's notation, this check did not appear on disclosure reports.⁷

Other notations appear to refer to whether the full amount of an excessive contribution should be reported on disclosure reports. For example, on a copy of an October 18, 1994 check for \$500 from Mr. or Mrs. J.P. Smith, signed only by Mrs. J.P. Smith, the Committee noted:

⁷ Based on the notation, it appears that the Committee understood the contribution to be excessive, and thus did not itemize the check on disclosure reports. However, it appears that Sybil Jones had not in fact reached the contribution limit for the general election; consequently, this contribution was not excessive. Prior to this contribution, the Committee's disclosure reports show that Sybil Jones had made one contribution of \$250 designated to the primary election and no contributions to the general election; Paul Jones had made three contributions totaling \$1,500 designated to the primary election and one contribution totaling \$1,000 designated to the general election. However, the Committee's reports are inaccurate in many respects and the Committee did not have sufficient documentation of contributions. Thus, it is possible that her contribution was in fact excessive. This Office, though, does not have reliable information at this time to confirm this possibility.

"entered 400 of 500 check, XS contrib." Attachment 5. Consistent with the Committee's notation, the \$500 contribution was reported as a \$400 contribution on disclosure reports.⁸ Similarly, on a copy of an October 17, 1994 check for \$500 from J.L. or Anne Gray, signed by J.L. Gray, the Committee noted: "XS by 200." Attachment 6. Consistent with the Committee's notation, the \$500 contribution was reported as a \$300 contribution on disclosure reports.⁹

Finally, some notations appear to refer to whether a contribution should be reattributed or redesignated. For example, on a February 15, 1994 Committee facsimile of a deposit slip, the Committee noted: "Charles, Mr. & Mrs. Camp gave us \$4,000. 1/2 of that needs to be put toward general election. Thanks, John."¹⁰ Attachment 7. The facsimile is related to a February 11, 1994 check from Mr. or Mrs. William Camp for \$4,000. The check was signed only by William Camp, was dated prior to the July 19, 1994 primary, and did not include an

⁸ Based on the notation, it appears that the Committee understood the contribution to be excessive by \$100, and thus reported the \$500 contribution as \$400 on disclosure reports. However, at the time of the contribution, it appears that neither Mr. nor Mrs. J.P. Smith had reached the contribution limit for the general election; consequently, this contribution was not excessive. Prior to this date, according to the Committee's disclosure reports, Mrs. Smith had not made any contributions to the Committee; Mr. Smith had made three contributions totaling \$1,100 designated to the primary election and one contribution of \$500 designated to the general election. However, the Committee's reports are inaccurate in many respects and the Committee did not have sufficient documentation of contributions. Thus, it is possible that her contribution was in fact excessive. This Office, though, does not have reliable information at this time to confirm this possibility.

⁹ Based on the notation, it appears that the Committee understood the contribution to be excessive by \$200, and thus reported the \$500 contribution as \$300 on disclosure reports. However, at the time of the contribution, it appears that neither J.L. Gray nor Anne Gray had reached the contribution limit for the general election and consequently this contribution was not excessive. Prior to this contribution, according to the Committee's disclosure reports, J.L. Gray had made a contribution of \$500 designated to the general election and a contribution of \$1,000 designated to the primary election; Anne Gray had not made any contributions to the Committee. However, the Committee's reports are inaccurate in many respects and the Committee did not have sufficient documentation of contributions. Thus, it is possible that his contribution was in fact excessive. This Office, through, does not have reliable information at this time to confirm this possibility.

¹⁰ The names on the facsimile appear to correspond to Charles Black, the Committee's treasurer, and John Watson, identified by the Audit staff as the Committee's finance director.

election designation. The Committee both reattributed and redesignated the contribution, but did not obtain a written reattribution or redesignation authorization.¹¹ Likewise, on a copy of a March 31, 1994 check for \$1,900 from J.T. or Sharon Cooper, signed only by Sharon Cooper, the Committee noted: "900-Sharon, 1000-J.T." Attachment 8. The Committee reattributed \$1,000 to J.T. Cooper, but did not obtain a written reattribution authorization. Finally, on a copy of a December 31, 1994 check for \$250 from J.L. (John) or Anne Gray, signed only by J.L. Gray, the Committee noted: "Contribution entered under Anne. John has topped out." Attachment 9. Prior to this contribution, J.L. Gray had already contributed \$1,000 to the general election. The Committee did not, however, follow up on this notation. Instead, the Committee reported the excessive contribution under J.L. Gray.

At the exit conference, the Audit staff informed the Committee of the excessive contributions as well as the unitemized contributions and unauthorized reattributions and redesignations. The Committee did not make a substantive response to the issue of unitemized excessive contributions. In reference to the reattribution and redesignation of excessive contributions, Charles Black, the Committee treasurer, had previously stated during the audit fieldwork that he did not think the Committee obtained any reattributions or redesignations and would be surprised if any existed. See Attachment 1 at 6. However, in a written response to the exit conference, the Committee contradicted the earlier assertion of Mr. Black by stating that it

¹¹ From the \$4,000 check, the Committee originally reported two \$1,000 contributions attributed to Mrs. Jean Camp, with both designated to the general election, and two \$1,000 contributions attributed to Mr. William Camp, with both designated to the primary election. The Committee subsequently amended their reports to designate \$1,000 attributed to Mrs. Camp for the primary election and \$1,000 attributed to Mrs. Camp for the general election; \$1,000 attributed to Mr. Camp for the primary election and \$1,000 attributed to Mr. Camp for the general election.

had "received verbal authorizations . . . given to either Bill Adams or John Watson."¹²

Attachment 10 at 2. The Committee further stated that it was "still searching through our files (in storage) to locate any written authorization we may have received." *Id.* The Committee never produced any written authorizations for reattribution or redesignation or any evidence of verbal authorizations.

In the Interim Audit Report, the Commission recommended that the Committee provide "the source and purpose of the notes written on copies of contributor checks" and "evidence to demonstrate that the apparent excessive contributions were not knowingly and willfully retained and misreported." Attachment 1 at 7. In response to the Interim Audit Report, the Committee refunded all excessive contributions from individuals and filed amended reports to itemize the excessive contributions. However, the Committee did not respond to the recommendations concerning the written notations and the potential knowing and willful aspects of the activity.

3. Analysis

The Committee accepted 62 excessive contributions. The excessive amount totaled \$40,804, which was approximately 8% of the dollar amount of all contributions from individuals. These excessive contributions were not refunded in accordance with 11 C.F.R. § 103.3(b)(3). Based on disclosure reports and the Committee's written notions, it appears that the Committee took steps that resulted in incomplete or inaccurate reporting of \$29,600 of these excessive contributions. See Attachment 2. As a consequence, the Committee caused the contributions to be concealed from the public record and avoided the contribution limitations of the Act. See

¹²

The Audit staff identified Bill Adams and John Watson as the Committee's finance directors.

2 U.S.C. §§ 434(b) and 441a(a); *Buckley v. Valeo*, 424 U.S. 1, 67-68 (1976) (noting one of the primary purposes of the Act's reporting requirements is "to gather information necessary to detect violations of the contribution limitations").

In the case of 14 contributions with excessive portions of \$11,100, the Committee deposited the excessive contribution checks, but did not itemize the contributions. These contributions each exceeded \$200, requiring the Committee to itemize the name and address of the contributor and the amount of the contribution. See 2 U.S.C. § 434(b)(3)(A); 11 C.F.R. § 104.3(a)(4)(i); *infra* part II.B. (Itemized Reporting of Contributions). The Committee instead reported the contributions only as part of the total amount of unitemized contributions. By not itemizing these contributions, the contributor names and amounts do not appear on the public record, thus concealing the excessive contributions.

In the case of three excessive contributions with excessive portions of \$3,000, the Committee reported contributions in amounts less than the actual amount of the contribution checks. See 2 U.S.C. § 434(b)(3)(A); 11 C.F.R. § 104.3(a)(4)(i). The Committee deposited the excessive contributions into its account, but reported lesser amounts which would not exceed the individual contribution limit. By not reporting the actual amounts of these contributions on the public record, the excessive nature of the contributions was concealed.

In addition to the unitemized contributions and contributions reported in lesser amounts, the Committee improperly reattributed ten contributions totaling \$10,500 and improperly redesignated four contributions totaling \$5,000. The Committee did not obtain written authorizations for the reattributions and redesignations. 11 C.F.R. §§ 110.1(b)(5)(ii) and 110.1(k)(3)(ii). As a consequence of the Committee's actions, the actual contributors or actual designated elections were not timely disclosed on the public record.

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Notations discovered on Committee check copies, which relate to the itemizing of contributions or reporting amounts less than the actual amount of the contribution checks, indicate that the Committee may have been aware that its actions would conceal the acceptance of excessive contributions. See *U.S. v. Chestnut*, 533 F. 2d at 48. These notations also demonstrate that the Committee was aware of the statutory and regulatory restrictions of the Act at the time it was accepting the excessive contributions.

The notations also indicate the Committee may have had a policy of reattributing and redesignating contributions without authorizations. The Audit staff reached a similar preliminary conclusion in the Final Audit Report, stating that it "appear[ed] that the Committee was internally reattributing and redesignating items without obtaining the written authorizations." Attachment 1 at 5.

Thus, the notations are evidence that the Committee may have intended to conceal excessive contributions by not itemizing excessive contributions or by reporting amounts less than the actual amount of the contribution. While additional notations relating to reattributions and redesignations do not conclusively demonstrate an intentional effort to conceal excessive contributions, they do appear to be consistent with the pattern of concealment demonstrated by other notations.

Of the individuals who made excessive contributions to the Committee, the following individuals made contributions in an amount at least twice the individual contribution limit:

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<u>Name</u>	<u>Contributions</u>	<u>Excessive Amount</u>
Thomas J. Barnette	\$4,000	\$3,000
William L. Camp	\$4,000	\$3,000
Robert W. Gates	\$3,000	\$2,000
Ronald S. Holley	\$2,725	\$1,725
Carin B. Jannuzzo	\$3,000	\$2,000

Therefore, the Office of General Counsel recommends that the Commission find reason to believe that Bob Barr for Congress and Charles C. Black, as treasurer, violated 2 U.S.C. § 441a(f) by accepting excessive contributions.¹³ Furthermore, the Office of General Counsel recommends that the Commission find reason to believe that Thomas J. Barnette, William L. Camp, Robert W. Gates, Ronald S. Holley and Carin B. Jannuzzo violated 2 U.S.C. § 441a(a)(1)(A) by making contributions in excess of the individual contribution limitation.¹⁴ In order to narrow the scope of this case and to be consistent with the proper ordering of the Commission's resources and priorities, the Office of General Counsel recommends that the Commission take no further action with respect to the individual contributors. *See Heckler v. Chaney*, 470 U.S. 821 (1985). If this recommendation is approved, this Office will send admonishment letters to these respondents emphasizing the importance of complying with the contribution limitations set forth in the Act.

¹³ An investigation may reveal violations of law that are knowing and willful. *See supra* footnote 2. The Office of General Counsel notes that the Reports Analysis Division has issued six Request for Additional Information letters and two follow-up letters to Congressman Barr's 1996 committee. Seven letters relate to excessive contribution problems similar to those of the 1994 committee at issue in this matter. Thus, it appears that an ongoing problem exists with the Committee. The Audit Division is currently auditing the 1996 committee.

¹⁴ Based on established Commission practice, this Office makes no recommendation concerning the remaining individuals who made excessive contributions.

B. Itemized Reporting of Contributions

Committees must report the identity of each person who makes a contribution or contributions which exceed \$200, along with the date and amount of the contribution. 2 U.S.C. § 434(b)(3)(A).

The Committee did not itemize on its disclosure reports 14 contributions totaling \$18,100 which were in whole or in part excessive. *See* Attachment 1 at 6.¹⁵ The notations on Committee documents, *see supra* pp. 5-6, suggest that the Committee did not itemize the contributions in order to conceal acceptance of excessive contributions. These notations also indicate the Committee's knowledge of the reporting requirements. *See* 2 U.S.C. § 434(b)(3)(A). For example, on a copy of an October 18, 1994 check of \$500 from Mr. or Mrs. J.P. Smith, signed only by Mrs. J.P. Smith, the Committee noted "entered 400 of 500 check, XS contrib." Attachment 5. In response to the Interim Audit Report, the Committee filed amended reports itemizing these excessive contributions.

The Office of General Counsel recommends that the Commission find reason to believe that Bob Barr for Congress and Charles C. Black, as treasurer, violated 2 U.S.C. § 434(b)(3)(A) by not itemizing contributions over \$200. An investigation may reveal violations of law that are knowing and willful. *See supra* footnote 2.

C. Excessive Contributions of Currency

No person may make cash contributions to any candidate for federal office which exceed \$100 in the aggregate. 2 U.S.C. § 441g; 11 C.F.R. § 110.4(c)(1). A candidate or political

¹⁵ The attachment, which consists of Audit referral materials, lists \$20,100 as the amount of unitemized contributions that were excessive in whole or in part. However, this is a mathematical error. The actual amount is \$18,100.

committee receiving a cash contribution in excess of \$100 shall promptly return the amount over \$100 to the contributor. 11 C.F.R. § 110.4(c)(2).

According to the Audit materials, 14 individuals made excessive contributions of currency totaling \$1,705. Attachment 1 at 6. The contributions ranged from \$20 to \$400 in excess of the contribution limit for currency. See 2 U.S.C. § 441g. The Committee did not refund the excessive contributions of currency until January 1996, in response to the Interim Audit Report.¹⁶ Consequently, the refunds were not made until 14 months after the election, and thus, not made promptly as prescribed by 11 C.F.R. § 110.4(c)(2).

Therefore, the Office of General Counsel recommends that the Commission find reason to believe that Bob Barr for Congress and Charles C. Black, as treasurer, violated 11 C.F.R. § 110.4(c)(2) by failing to refund promptly contributions of currency over \$100. See MURs 3089 and 3449 (the Commission made reason to believe findings that the Dukakis for President Committee violated 11 C.F.R. § 110.4(c)(2) by accepting and not refunding cash contributions in excess of \$100). Because this Office is recommending that the Committee be pursued for failing to refund the contributions and the relatively minimal amount involved for each contributor, the Office of General Counsel makes no recommendations concerning violations of 2 U.S.C. § 441g by the individual contributors. See *Heckler*, 470 U.S. 821 (1985).

D. Misstatement of Financial Activity

Committees are required to report the amount of all receipts and disbursements for each reporting period and for the calendar year. 2 U.S.C. §§ 434(b)(2) and (4).

¹⁶ As of July 10, 1997, the Committee has provided documentation to the Audit staff that eight refunds of excessive cash contributions totaling \$895 have been negotiated. Six refunds totaling \$810 remain outstanding.

According to the Audit staff's reconciliation of the Committee's bank accounts, the Committee understated its 1993 receipts by \$4,439 and understated its 1993 disbursements by \$3,549. Attachment 1 at 14. The Committee's misstatement of receipts resulted from an unreported \$1,850 receipt from the Bob Barr '94 Exploratory account, unreported in-kind contributions totaling \$401, and unexplained receipts of \$3,188.¹⁷ *Id.* The Committee's misstatement of disbursements resulted from unreported disbursements totaling \$3,882, unreported in-kind contributions totaling \$401, and adjustments totaling \$93.¹⁸ *Id.* In the Interim Audit Report, the Audit staff recommended the Committee file amended reports to correct the public record. The Committee filed amended reports containing the same, erroneous total reported receipts and disbursements, which did not materially correct the public record. *See* Attachment 1 at 15-16.

Therefore, the Office of General Counsel recommends the Commission find reason to believe the Bob Barr for Congress and Charles C. Black, as treasurer, violated 2 U.S.C. §§ 434(b)(2) and (4) by understating its 1993 receipts by \$4,439 and understating its 1993 disbursements by \$4,376.

¹⁷ These specific misstatements of receipts total \$5,439. This amount was partially offset by a \$1,000 contribution drawn on an account with insufficient funds which the Committee reported, but for which it never received the funds. Thus, the actual understatement of 1993 receipts was \$4,439.

¹⁸ These misstatements were originally offset by two disbursements totaling \$827 made in 1994 but reported in 1993. However, in response to the Interim Audit Report, the Committee explained that the two disbursements totaling \$827 were actually written in 1993 despite the checks bearing the date of January 3, 1994. The Audit Division accepted the Committee's explanation. *See* Attachment 1 at 15. Therefore, the total understated disbursements in 1993 increased from \$3,549 originally identified by the Audit staff to \$4,376.

E. Disclosure of Occupation and Name of Employer

Committees are required to disclose the identification of each person (other than a political committee) making aggregate contributions in excess of \$200 per calendar year, along with the date and amount of any such contribution. 2 U.S.C. § 434(b)(3)(A). Identification of each individual includes the name, mailing address, occupation of the contributor, and name of his or her employer. 2 U.S.C. § 431(13)(A).

If the treasurer of a political committee shows that best efforts have been used to obtain, maintain, and submit the information required by the Act, any report or records of the committee shall be considered to be in compliance with the Act. 2 U.S.C. § 432(i). The treasurer of a political committee will be deemed to have exercised best efforts if he or she has satisfied the requirements of 11 C.F.R. § 104.7.¹⁹ In order to satisfy best efforts, a treasurer and the committee must, *inter alia*, make at least one follow-up stand-alone request for missing information within 30 days of receiving a contribution with incomplete contributor information. 11 C.F.R. § 104.7(b)(2).²⁰ Such effort must consist of a written request to the contributor for the information or an oral request documented in writing. *Id.*

The Audit Division conducted a review of the contributions received by the Committee and concluded that only 67% of the Committee's contributions received after March 3, 1994 included the occupation and name of employer information. Attachment 1 at 17. *See*

¹⁹ A revised version of 11 C.F.R. § 104.7 became effective March 3, 1994. The Audit Division considered only contributions received after the effective date of the revised regulation in its analysis.

²⁰ The requirement of a stand-alone follow-up request for information was upheld in *Republican National Committee v. Federal Election Commission*, 76 F.3d 400 (D.C. Cir. 1996), *cert. denied*, 117 S. Ct. 682 (1997).

2 U.S.C. §§ 434(b)(3)(A) and 431(13)(A). The remaining 33% of itemized contributions, totaling \$45,683, did not include the required information. Instead of providing the accurate information, the Committee inserted the terms "self employed small business owner" on its disclosure reports or did not report any information regarding the contributors' occupation and name of employer by inserting "best effort refused." Attachment 1 at 18-19.

According to the Audit staff, the Committee claimed that it contacted by telephone contributors who did not provide information. However, the Committee did not produce documentation of such attempts as required by 11 C.F.R. § 104.7(b)(2). Thus, the Committee's practices did not satisfy the best efforts requirements. In the Interim Audit Report, the Audit Division recommended that the Committee file amendments to correct the public record. The Committee did not respond to the recommendation.

Therefore, the Office of General Counsel recommends that the Commission find reason to believe that Bob Barr for Congress and Charles C. Black, as treasurer, violated 2 U.S.C. § 434(b)(3)(A) by not disclosing occupation and name of employer information.

III. PLAN FOR FURTHER INVESTIGATION

Provided that the Commission approves the reason to believe findings recommended in this report, the Office of General Counsel will need to obtain additional information regarding the Committee's acceptance of excessive contributions. The purpose of the investigation will be to determine whether the Committee took actions which intentionally or unintentionally resulted in concealing excessive contributions and to what extent those actions may have amounted to knowing and willful violations of the Act. Specifically, this Office will need to ascertain who wrote the notations on the check copies and Committee documents, the purpose of the notations and whether other similar notations or other documentation existed. In addition, this Office will

99.04.392.0364

need to determine to what extent the notations and other available evidence may establish a broader practice of concealing excessive contributions, including whether the Committee knowingly reattributed and redesignated excessive contributions without obtaining written authorizations. Therefore, the Office of General Counsel recommends that the Commission approve a Deposition and Document Subpoena for Charles C. Black, the Committee treasurer, as well as Deposition Subpoenas for William (Bill) Adams and John Watson, the Committee finance directors. See Attachments 12 and 13.

IV. RECOMMENDATIONS

1. Find reason to believe that Bob Barr for Congress and Charles C. Black, as treasurer, violated 2 U.S.C. § 441a(f) by accepting excessive contributions;
2. Find reason to believe that Thomas J. Barnette, William L. Camp, Robert W. Gates, Ronald S. Holley and Carin B. Jannuzzo violated 2 U.S.C. § 441a(a)(1)(A), but take no further action and close the file as to these respondents;
3. Find reason to believe that Bob Barr for Congress and Charles C. Black, as treasurer, violated 2 U.S.C. § 434(b)(3)(A) by not itemizing contributions over \$200;
4. Find reason to believe that Bob Barr for Congress and Charles C. Black, as treasurer, violated 11 C.F.R. § 110.4(c)(2) by not promptly returning the excessive amount of contributions of currency to contributors;
5. Find reason to believe that Bob Barr for Congress and Charles C. Black, as treasurer, violated 2 U.S.C. §§ 434(b)(2) and (4);
6. Find reason to believe that Bob Barr for Congress and Charles C. Black, as treasurer, violated 2 U.S.C. § 434(b)(3)(A) by not disclosing occupation and name of employer information;
7. Approve the attached Deposition and Document Subpoena for Charles C. Black, and Deposition Subpoenas for William Adams and John Watson;

99.04.392.0365

8. Approve the attached Factual and Legal Analyses; and
9. Approve the appropriate letters.

Lawrence M. Noble
General Counsel

8/5/97
Date

BY: Kim Bright-Coleman
Kim Bright-Coleman
Associate General Counsel

Attachments

1. Audit Referral Materials
2. Chart - Excessive Contributions
3. Check from Stephen Smith, October 25, 1994
4. Check from Sybil C. Jones, September 9, 1994
5. Check from Mrs. J.P. Smith, October 18, 1994
6. Check from J.L. Gray or Anne Gray, October 17, 1994
7. Committee fascimile, February 15, 1994
8. Check from J.T. or Sharon Cooper, March 31, 1994
9. Check from J.L. Gray or Anne Gray, December 31, 1994
10. Committee Response to the Exit Conference, August 25, 1995
11. Audit Spreadsheet - Misstatement of Financial Activity
12. Deposition and Document Subpoena
13. Deposition Subpoenas (2)
14. Factual and Legal Analyses (6)

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EXCESSIVE CONTRIBUTIONS

Bob Barr for Congress '94

Contributor	Date	Excessive Portion of Contribution	Unitemized Excessive Portion	Amount reported less than amount of check	Reattributed Excessive Portion	Redesignated Excessive Portion
W.P. Adams	9/6/94	\$150				
Thomas Barnette	6/29/93 2/15/94	\$1,000 \$2,000	\$1,000 \$2,000			
Dean Booth	7/31/94	\$1,000			\$1,000	
Jeffrey Breedlove	6/14/94	\$150				
H.G. Brown	6/10/94	\$50				
William Camp ¹	2/11/94	\$3,000			\$2,000	\$2,000
Sharon Cooper	3/31/94	\$1,000			\$1,000	
Chris Edwards	10/26/94	\$500	\$500			
James Fitts	7/02/94 7/13/94	\$527 \$25				
Roxanna Flick	10/28/93	\$803				
Robert Gates	9/29/94 9/29/94	\$1,000 \$1,000	\$1,000		\$1,000	
J.L. Gray	12/31/94	\$250				
Ronald Holley	8/18/93 3/23/94 5/10/94 6/17/94	\$1,000 \$500 \$100 \$125	\$500			
Elizabeth James	6/20/94	\$51				
Carin Jannuzzo	9/30/94	\$2,000			\$1,000	

¹ The contribution check was for \$4,000 and signed by Charles Camp only. The Committee reported two \$1,000 contributions attributed to Mr. Charles Camp, one designated to the primary and one designated to the general election, and two \$1,000 contributions attributed to Ms. Jean Camp, one designated to the primary and one designated to the general election. Consequently \$1,000 of this contribution was both improperly reattributed to Charles Camp's spouse and improperly redesignated to the general election.

ATTACHMENT 2

Page i of 3

99.04.392.0367

Contributor	Date	Excessive Portion of Contribution	Unitemized Excessive Portion	Amount reported less than amount of check	Reattributed Excessive Portion	Redesignated Excessive Portion
Paul Jones	6/21/94 11/29/94	\$500 \$250	\$250		\$500	
Robert Linder	3/21/94	\$500				
Peter Manown	10/16/94	\$1,000		\$1,000		
Terry Manown	10/16/94	\$1,000		\$1,000		
Harold McNally	5/21/94 10/19/94	\$250 \$750				
Mary Ann McWhorter	9/12/94 9/28/94 11/03/94	\$250 \$100 \$500	\$250 \$100			
Edward Metzinger	2/24/94	\$50				
James Miller, Jr.	10/7/94	\$1,000			\$1,000	
D. Tim Neally	9/9/94	\$1,000			\$1,000	
Robert Oliver ²	4/5/94 10/10/94	\$1,000 \$1,000		\$1,000	\$1,000	
Rick Sargent ³	6/2/94	\$1,000				\$1,000
Ruthann Sargent	6/02/94	\$1,000	\$1,000			
Julius Shaw	10/27/94	\$600				
I.M. Sheffield	3/25/94	\$100				
Tyrone Shull	9/12/94	\$1,000	\$1,000			
J.P. Smith	3/9/94	\$100				
Stephen Smith	9/27/94 10/25/94	\$500 \$500	\$500			

² The contribution check was for \$2,000 of which \$1,000 was not reported and the other \$1,000 was improperly reattributed to Robert Oliver's spouse.

³ The contribution check was a joint check for \$4,000 signed by Rick Sargent and Ruthann Sargent. The contribution was properly attributed. However, in the case of Rick Sargent, \$1,000 was improperly redesignated to the general election. And in the case of Ruthann Sargent, \$2,000 was not itemized on Committee reports.

Contributor	Date	Excessive Portion of Contribution	Unitemized Excessive Portion	Amount reported less than amount of check	Reattributed Excessive Portion	Redesignated Excessive Portion
William Smith	12/24/94 Cash	\$500 \$10				
Denise Straus	2/1/94	\$1,000			\$1,000	
Melise Tidwell	11/3/94	\$500				
Larry Thompson	10/26/93	\$1,000	\$1,000			
Mary Thompson	10/26/93	\$1,000				\$1,000
Wendy Walker	10/17/94	\$1,000				
Holland Ware	6/1/94	\$1,000				\$1,000
Craig Weil	2/3/94	\$1,000				
Ben Whittington	2/11/94 6/10/94	\$238 \$250				
Paul Wilkerson	3/30/94 5/21/94	\$400 \$250				
Charles Wirsing, Jr.	3/21/94	\$200				
Gardner Wright	6/1/94	\$250				
Dexter Yager	9/7/94	\$1,000	\$1,000			
Rhonda Yager	9/8/94	\$1,000	\$1,000			
Steve Maculey	2/7/94	\$25				
TOTALS		\$40,804	\$11,100	\$3,000	\$10,500	\$5,000

STEPHEN D. SMITH MD

508 LAPORTE ST.
ROME, GA 30161

check not
database
X

10/25 1994

2287

64-115/811
54001

PAY TO THE
ORDER OF

Barr - Congress
Five hundred

\$ 500.00

First Union National Bank
of Georgia
Rome, Georgia

DOLLARS
BENEFIT BANKING

FOR

[Signature]

BOB, COUNT ME IN TO HELP YOU BEGIN YOUR CAMPAIGN FOR VICTORY IN 1994.
MY PLEDGE TO YOU AND THE "TOUGH ENOUGH TO...CUT SPENDING FIRST" CAMPAIGN IS:

☐ \$25 ☐ \$50 ☐ \$100 ☐ \$250 ☐ \$500 ☐ \$1000 ☐ OTHER \$

☐ WORK AT HEADQUARTERS ☐ WORK PHONE BANKS ☐ HOST A COFFEE

☐ YARD SIGNS ☐ RAISE FUNDS ☐ INVITE BOB TO SPEAK

The following information is required by the Federal Election Commission for contributions. Please call with any questions. Thank you for complying.

Name _____ Phone (h) _____ (w) _____

Address _____ City _____ State _____ Zip _____

Occupation & Title (ex: Sales, V.P.) _____

Employer & Employer's Address _____

"Tough Enough To...Cut Spending First"

Bob Barr Congress '94**P.O. Box 4323**Marietta, GA**30061-4323

Paid for by "The Bob Barr Congress '94 Committee," Charles Black, Treasurer. Contributions are not tax deductible. Corporate contributions are prohibited.

99.04.392.0370

3

PAUL A. OR SYBIL C. JONES
9510 BAKERS BRIDGE RD.
DOUGLASVILLE, GA 30134

9-13-94 15/10 3596
104-026/010 01

PAY TO THE ORDER OF BARR CONGRESS \$ 1,000.00
ONE THOUSAND AND NO/100 DOLLARS

SouthTrust
Bank

FOR _____

Sybil C Jones

Federal law requires political committees to report the name, mailing address, occupation and name of employer for each individual whose contributions aggregate in excess of \$200 in a calendar year.

Name SYBIL C JONES
Mailing Address 9510 BAKERS BRIDGE RD
DOUGLASVILLE GA 30134
Occupation OWNER
Employer PEACH STATE PLASTIC CO

Paid for by Barr - Congress Committee
Charles Black, Treasurer
Political contributions are not tax deductible

*with Paula Smith
not entered X5*

ATTACHMENT 4

Page 1 of 1

1512

FARMERS & MERCHANTS BANK
SUMMERVILLE, GA
66-1078911

MR. OR MRS. J. P. SMITH
P.O. BOX 238
MENLO, CA 30731

10/18/94

Pay to the
Order of

Bob Barr for Congress

\$ *****500.00

Five Hundred and 00/100***** Dollars

Bob Barr for Congress
P. O. Box 4323
Marietta, Ga 30061-4323

AUTHORIZED SIGNATURE

Mrs. J. P. Smith

BOB, COUNT ME IN TO HELP YOU BEGIN YOUR CAMPAIGN FOR VICTORY IN 1994.
MY PLEDGE TO YOU AND THE "TOUGH ENOUGH TO...CUT SPENDING FIRST" CAMPAIGN IS:

___ \$25 ___ \$50 ___ \$100 ___ \$250 ☒ \$500 ___ \$1000 ___ OTHER \$ ___
___ WORK AT HEADQUARTERS ___ WORK PHONE BANKS ___ HOST A COFFEE
___ YARD SIGNS ___ RAISE FUNDS ___ INVITE BOB TO SPEAK

The following information is required by the Federal Election Commission for contributions. Please call with any questions. Thank you for complying.

Name J. P. Smith Phone (h) _____ (w) _____
Address P.O. Box 238 City Menlo State Ca. Zip 30731
Occupation & Title (ex: Sales, V.P.) Plas.
Employer & Employer's Address J. P. Smith Lbr. Co. Inc.

"Tough Enough To...Cut Spending First"

Bob Barr Congress '94**P.O. Box 4323**Marietta, GA**30061-4323

Paid for by "The Bob Barr Congress '94 Committee," Charles Black, Treasurer. Contributions are not tax deductible. Corporate contributions are prohibited.

J P Smith

Entered 400 of 500 check
xs contrib

5
1 0 1

J L GRAY OR
ANNE H GRAY
616 RICHARDS RD NE
WHITE, GA 30184

1407

10-17-1994

64-1/810

Pay To The
Order Of

Bob Barr Campaign

\$ 500.00

Five Hundred

00/100 Dollars

WACHOVIA

Wachovia Bank of Georgia, N.A.
Atlanta, GA 30383

Memo

[Signature]

26

BOB, COUNT ME IN TO HELP YOU BEGIN YOUR CAMPAIGN FOR VICTORY IN 1994.
MY PLEDGE TO YOU AND THE "TOUGH ENOUGH TO...CUT SPENDING FIRST" CAMPAIGN IS:

☐ \$25 ☐ \$50 ☐ \$100 ☐ \$250 ☐ \$500 ☐ \$1000 ☐ OTHER \$

☐ WORK AT HEADQUARTERS ☐ WORK PHONE BANKS ☐ HOST A COFFEE

☐ YARD SIGNS ☐ RAISE FUNDS ☐ INVITE BOB TO SPEAK

The following information is required by the Federal Election Commission for contributions. Please call with any questions. Thank you for complying.

Name Taha Givay Phone (h) _____ (w) _____
Address 616 Richards Rd NE City White State GA Zip 30124
Occupation & Title (ex: Sales, V.P.) _____
Employer & Employer's Address _____

"Tough Enough To...Cut Spending First"

Bob Barr Congress '94**P.O. Box

Paid for by "The Bob Barr Congress '94 Committee," Charles Black, Treas

4323

XS by

200⁰⁰

6
1

99.04.392.0373

484 101 4848



Trust Company, Bank

This document is a statement of account showing the balance of the account as of the date of the statement. It is not a receipt for any payment made by the account holder. The account holder is responsible for the balance of the account and for the payment of any bills or debts due from the account.

DEBIT
CREDIT
BALANCE

ACCOUNT

CREDIT

CREDIT

CREDIT

CREDIT

CREDIT

ACCOUNT DEPOSIT - NOT RECORDED

AMOUNT \$ 6759.00

FORM 100-100-100

Charles,

Mr. & Mrs. Charles Camp
gave us \$4,000. 1/2 of that
needs to be put toward general
election.

Thanks.

John

2 pages enclosed


ATTACHMENT

Page 1 of 2

99.04.392.0375

MR. OR MRS. WILLIAM L. CAMP 10 91 1920
204 WOODGLEN RD.
ROME, GA 30181

PAY TO THE ORDER OF *Bar. for Congress* *Feb 11 1954* 64-7070/2911
Four thousand and no/100 \$4000.00
DOLLARS

 **CitizensFirst**
BANK
ROME, GA 30183-0001

Chairman's Club
R. L. Camp

7
2 2

(4)

BOB, COUNT ME IN TO HELP YOU BEGIN YOUR CAMPAIGN FOR VICTORY IN 1994.
MY PLEDGE TO YOU AND THE "TOUGH ENOUGH TO ... CUT SPENDING FIRST" CAMPAIGN IS:

 \$25 \$50 \$100 \$250 \$500 \$1,000 OTHERS 1900.00

 WORK AT HEADQUARTERS WORK PHONE BANKS HOST A COFFEE
 YARD SIGNS RAISE FUNDS INVITE BOB TO SPEAK

The following information is required by the Federal Election Commission for contributions. Please call with any questions. Thank you for complying.

Name J.T. and Sharon O. Cooper Phone(h))
Address 4028 River Ridge Chase City Marietta State GA Zip 30067
Occupation & Title (ex: Sales, V.P.) Dr. & RN
Employer & Employer's Address Private Practice

"Tough Enough To...Cut Spending First"

Bob Barr Congress '94**P.O. Box 215**Dalias, GA 30132**(404) 528-9444

Paid for by "The Bob Barr Congress '94 Committee," Charles Black, Treasurer. Contributions are not tax deductible. Corporate contributions are prohibited.

J. T. OR SHARON O. COOPER 4028 River Ridge Chase Marietta, Ga 30067		0833
PAY TO THE ORDER OF <u>Bar Congress</u>		64-9042/2010
<u>Nineteen Hundred</u>		\$ <u>1900.00</u>
METRO BANK Atlanta, Georgia		DOLLARS
FOR <u> </u>		<u>Sharon Cooper</u>

700-Sharon
1000-J.T.

8
1001

BOB, COUNT ME IN TO HELP YOU WIN YOUR CAMPAIGN FOR VICTORY IN 1994.
MY FLEDGE TO YOU AND THE "TOUGH ENOUGH TO...CUT SPENDING FIRST" CAMPAIGN IS:

\$25 \$50 \$100 \$250 \$500 \$1000 OTHER \$

WORK AT HEADQUARTERS WORK PHONE BANKS HOST A COFFEE

YARD SIGNS RAISE FUNDS INVITE BOB TO SPEAK

The following information is required by the Federal Election Commission for contributions. Please call with any questions. Thank you for complying.

Name J L GRAY Phone (h) _____ (w) _____
Address 616 RICHARDS RD NE City _____ State _____ Zip _____
Occupation & Title (ex: Sales, V.P.) President
Employer & Employer's Address Selling Management Cartersville Ga

"Tough Enough To...Cut Spending First"

Bob Barr Congress '94**P.O. Box 4323**Marietta, GA**30061-4323

Paid for by "The Bob Barr Congress '94 Committee," Charles Black, Treasurer. Contributions are not tax deductible. Corporate contributions are prohibited.

J L GRAY OR
ANNE H GRAY
616 RICHARDS RD NE
WHITE, GA 30184

1466

12-31-1994

04-1/818

Pay To The
Order Of

Barr for Congress

\$ 250.00

Two Hundred & Fifty

00/100 Dollars

WACHOVIA

Wachovia Bank of Georgia, N.A.
Atlanta, GA 30363

Memo _____

[Signature]

John L.

Contribution entered under name. John has typed out.

ATTACHMENT

9

Page 1 of 1

BANNISTER AND BLACK
ATTORNEYS AND COUNSELORS AT LAW
231 MAXHAM ROAD
SUITE 100
AUSTELL, GEORGIA 30001

THOMAS E. BANNISTER
CHARLES C. BLACK

August 25, 1995

(404) 944-3033

Clerk of the House
Office of Records & Registration
1036 Longworth House Office Bldg.
Washington, DC 20515-6612

RE: Bob Barr For Congress '94
C00283150


Dear Sirs:

Enclosed please find an Amendment to our Report for the period ended June 30, 1995. We are amending the Report, substituting the attached Schedule A, Contributions From Other Political Committees, in lieu of the Schedule A, Contributions From Other Political Committees, which was attached to the original filing. We inadvertently omitted numerous contributions from political committees which were deposited in January of 1995, due to a filing error. We inadvertently misplaced the file for these contributions. Please consider this an Amendment to our June 30, 1995 filing.

We are also amending our page 2 of FEC 3 Form for the enclosed.

Very truly yours,

BANNISTER and BLACK


Charles C. Black
Treasurer

Enclosure

cc: Office of the Secretary of State
Mr. Robert Morecomb, Federal Election Commission

ATTACHMENT 10
Page 1 of 3

FIRST RESPONSE OF BOB BARR FOR CONGRESS '94 C00283150
TO FEDERAL ELECTION COMMISSION AUDIT FINDINGS

Cash Disbursements

The December 31, 1994 report has been amended to reflect a keypunch error made for the check payable to Bill Adams. The check was outstanding as of December 31, 1994. Enclosed is a copy of the amendment filed with the Federal Election Commission.

Unreported PAC contributions

Several PAC contributions not were not deposited and did not enter our system until January 1995. They are included on an amendment to our June 30, 1995 report. A copy in enclosed.

Excessive Contributions

We received verbal authorization to designate all the contributions listed by you on your schedule. The authorization was given to either Bill Adams or John Watson. We are still searching thorough our files (in storage) to locate any written authorization we may have received.

Corporate Contributions

AMERICAN RADIO CORP. The check does not indicate that it is a check from a corporation.

KNIGHT DAVIDSON CO. INC. AUTUMN LAKE PARTNERS LP, SUMMERLAKE PROPERTIES LP KNIGHT DAVIDSON ROSEWOOD 1 LP These were checks from limited partnerships with the contributions designated for individuals. Copies are attached.

BELLAMY FUNERAL HOME INC. The check does not indicate that it is a check from a corporation.

BIRD & ASSOCIATES The check does not indicate that it is a check from a corporation. We called the Georgia Secretary of State, they told us it was not recorded with them as a corporation.

BLACK REALTY & DEV. CO. The check does not indicate that it is a check from a corporation. We called the Georgia Secretary of State, they told us it was not recorded with them as a corporation.

BROOKSTONE WALK PARTNERS The check does not indicate that it is a check from a corporation. We called the Georgia Secretary of State, they told us it was not recorded with them as a corporation.

✓ BUCK SWINDLE ASSOCIATES The check does not indicate that it is a check from a corporation.

2 ✓ FIELDSTEAD & CO. We received a letter which said it was not a corporation. A copy is enclosed.

3 ✓ FORTUNE INTERNATIONAL The check does not indicate that it is a check from a corporation. We called the Georgia Secretary of State, they told us it was recorded with them as a corporation April 12, 1995, the check is dated February 18, 1994.

✓ HIGHLAND MARINA & RESORTS The check does not indicate that it is a check from a corporation.

✓ DAVID BRIAN LAND CPA PC We called the Georgia Secretary of State, they told us it was not recorded with them as a corporation.

✓ LAUGHRIDGE REALTY COMPANY Was incorporated (by me as its attorney) on August 19, 1994, after the date of the check.

✓ MULTIPLE BENEFIT SERVICES The check does not indicate that it is a check from a corporation.

✓ WINCO LTD. The check does not indicate that it is a check from a corporation. We called the Georgia Secretary of State, they told us it was not recorded with them as a corporation.

Shirley Green, my secretary, called the Georgia Secretary of State on August 23, 1995 for the above information.

This 25 day of Aug, 1995.



CHARLES C. BLACK
TREASURER

Suite 100
231 Maxham Road
Austell, Georgia 30001
(404) 944-3032

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99.04.392.0381

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A	B	C	D	E
Bob Barr for Congress '94				
1993 Bank Reconciliation				


Description	Beginning Cash	Credits	Debits	Ending Cash
Trust Company Bank # 2982	\$0.00	\$45,758.00	\$42,838.20	\$2,919.80
Trust Company Bank #8359	\$0.00	\$35,534.47	\$20,671.14	\$14,863.33
1993 Unadjusted Bank Activity	\$0.00	\$81,292.47	\$63,509.34	\$17,783.13
Adjustments:				
Interaccount Transfers		(\$315.85)	(\$315.85)	
In-Kind Contributions		\$5,860.01	\$5,860.01	
NSF's		(\$1,225.00)	(\$1,225.00)	
Committee "Misdated Checks"			\$827.00	(\$827.00)
1993 Correct Reportable	\$0.00	\$85,611.63	\$68,655.50	\$16,956.13
1993 Reported Activity	\$0.00	\$81,173.01	\$64,279.46	\$16,893.55
Difference	\$0.00	\$4,438.62	\$4,376.04	\$62.58
Percentage Difference	0.00%	5.18%	6.37%	0.37%



FEDERAL ELECTION COMMISSION
Washington, DC 20463

MEMORANDUM

TO: LAWRENCE M. NOBLE
GENERAL COUNSEL

FROM: MARJORIE W. EMMONS/BONNIE ROSS 
COMMISSION SECRETARY

DATE: AUGUST 11, 1997

SUBJECT: MUR 4357 - FIRST GENERAL COUNSEL'S REPORT

The above-captioned document was circulated to the Commission
on Wednesday, August 06, 1997.

Objection(s) have been received from the Commissioner(s) as
indicated by the name(s) checked below:

Commissioner Aikens	XXX
Commissioner Elliott	—
Commissioner McDonald	—
Commissioner McGarry	—
Commissioner Thomas	—

This matter will be placed on the meeting agenda for

Tuesday, August 19, 1997.

Please notify us who will represent your Division before the Commission on this
matter.

99.04.392.0382

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 4357
Bob Barr for Congress and)
Charles C. Black, as)
treasurer;)
Thomas J. Barnette;)
William L. Camp;)
Robert W. Gates;)
Ronald S. Holley;)
Carin B. Jannuzzo)

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session on August 19, 1997, do hereby certify that the Commission decided by a vote of 5-0 to take the following actions in MUR 4357:

1. Find reason to believe that Bob Barr for Congress and Charles C. Black, as treasurer, violated 2 U.S.C. § 441a(f) by accepting excessive contributions;
2. Find reason to believe that Thomas J. Barnette, William L. Camp, Robert W. Gates, Ronald S. Holley and Carin B. Jannuzzo violated 2 U.S.C. § 441a(a)(1)(A), but take no further action and close the file as to these respondents;
3. Find reason to believe that Bob Barr for Congress and Charles C. Black, as treasurer, violated 2 U.S.C. § 434(b)(3)(A) by not itemizing contributions over \$200;

(continued)

4. Find reason to believe that Bob Barr for Congress and Charles C. Black, as treasurer, violated 11 C.F.R. § 110.4(c)(2) by not promptly returning the excessive amount of contributions of currency to contributors;
5. Find reason to believe that Bob Barr for Congress and Charles C. Black, as treasurer, violated 2 U.S.C. §§ 434(b)(2) and (4);
6. Find reason to believe that Bob Barr for Congress and Charles C. Black, as treasurer, violated 2 U.S.C. § 434(b)(3)(A) by not disclosing occupation and name of employer information;
7. Approve the Deposition and Document Subpoena for Charles C. Black, and Deposition Subpoenas for William Adams and John Watson, as recommended in the General Counsel's August 5, 1997 report;
8. Approve the Factual and Legal Analyses recommended in the General Counsel's August 5, 1997 report; and
9. Approve the appropriate letters as recommended in the General Counsel's August 5, 1997 report.

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

Attest:

8-20-97
Date

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



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 27, 1997

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. John Watson
560-B Allen Road
Atlanta, Georgia 30324

RE: MUR 4357

Dear Mr. Watson:

The Federal Election Commission has the statutory duty of enforcing the Federal Election Campaign Act of 1971, as amended, and Chapters 95 and 96 of Title 26, United States Code. The Commission has issued the attached subpoena which requires you to appear and give sworn testimony on Thursday, October 16, 1997 in Room 651 at the Federal Election Commission, 999 E Street, N.W., Washington, D.C. beginning at 10:00 a.m. in connection with an investigation it is conducting. The Commission does not consider you a respondent in this matter, but rather a witness only.

Because this information is being sought as part of an investigation being conducted by the Commission, the confidentiality provision of 2 U.S.C. § 437g(a)(12)(A) applies. That section prohibits making public any investigation conducted by the Commission without the express written consent of the person with respect to whom the investigation is made. You are advised that no such consent has been given in this case.

You may consult with an attorney and have an attorney present with you at the deposition. If you intend to be so represented, please advise us of the name and address of your attorney prior to the date of the deposition.

Pursuant to 11 C.F.R. § 111.14, a witness summoned by the Commission shall be paid \$40.00 plus mileage. Subsequent to the deposition, you will be sent a check for the witness fee and mileage.

99.04.392.0385

Letter to John Watson
Page 2

Within two days of your receipt of this notification, please confirm your scheduled appearance with me at (800) 424-9530 or (202) 219-3690.

Sincerely,

Delbert K. Rigsby

Delbert K. Rigsby
Attorney

Enclosure
Subpoena

99.04.392.0386

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

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MUR 4357

SUBPOENA

TO: Mr. John Watson
560-B Allen Road
Atlanta, GA 30324

Pursuant to 2 U.S.C. § 437d(a)(3), and in furtherance of its investigation in the above-captioned matter, the Federal Election Commission hereby subpoenas you to appear for deposition with regard to MUR 4357. Notice is hereby given that the deposition is to be taken on Thursday, October 16, 1997 in Room 651 at the Federal Election Commission, 999 E Street N.W. Washington, D.C. 20463, beginning at 10:00 a.m. and continuing each day thereafter as necessary.

99.04.392.0387

MUR 4357

Page 2

WHEREFORE, the Vice Chairman of the Federal Election Commission has hereunto set
her hand in Washington, D.C., on this 27th day of August, 1997.

For the Commission,

Joan D. Aikens
Joan D. Aikens
Vice Chairman

ATTEST:

Marjorie W. Emmons
Marjorie W. Emmons
Secretary to the Commission

99.04.392.0388



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 27, 1997

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. William Adams
304 Martin Lane
Lookout Mountain, GA 30750

RE: MUR 4357

Dear Mr. Adams:

The Federal Election Commission has the statutory duty of enforcing the Federal Election Campaign Act of 1971, as amended, and Chapters 95 and 96 of Title 26, United States Code. The Commission has issued the attached subpoena which requires you to appear and give sworn testimony on Wednesday, October 15, 1997 in Room 651 at the Federal Election Commission, 999 E Street, N.W., Washington, D.C. beginning at 10:00 a.m. in connection with an investigation it is conducting. The Commission does not consider you a respondent in this matter, but rather a witness only.

Because this information is being sought as part of an investigation being conducted by the Commission, the confidentiality provision of 2 U.S.C. § 437g(a)(12)(A) applies. That section prohibits making public any investigation conducted by the Commission without the express written consent of the person with respect to whom the investigation is made. You are advised that no such consent has been given in this case.

You may consult with an attorney and have an attorney present with you at the deposition. If you intend to be so represented, please advise us of the name and address of your attorney prior to the date of the deposition.

Pursuant to 11 C.F.R. § 111.14, a witness summoned by the Commission shall be paid \$40.00 plus mileage. Subsequent to the deposition, you will be sent a check for the witness fee and mileage.

99.04.392.0389

Within two days of your receipt of this notification, please confirm your scheduled appearance with me at (800) 424-9530 or (202) 219-3690.

Sincerely,

Delbert K. Rigsby

Delbert K. Rigsby
Attorney

Enclosure
Subpoena

99.04.392.0390

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

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MUR 4357

SUBPOENA

TO: Mr. William Adams
304 Martin Lane
Lookout Mountain, GA 30750

Pursuant to 2 U.S.C. § 437d(a)(3), and in furtherance of its investigation in the above-captioned matter, the Federal Election Commission hereby subpoenas you to appear for deposition with regard to MUR 4357. Notice is hereby given that the deposition is to be taken on Wednesday, October 15, 1997 in Room 651 at the Federal Election Commission, 999 E Street N.W. Washington, D.C. 20463, beginning at 10:00 a.m. and continuing each day thereafter as necessary.

99.04.392.0391

WHEREFORE, the Vice Chairman of the Federal Election Commission has hereunto set
her hand in Washington, D.C., on this 27th day of August, 1997.

For the Commission,

Joan D. Aikens
Joan D. Aikens
Vice Chairman

ATTEST:

Marjorie W. Emmons
Marjorie W. Emmons
Secretary to the Commission

99.04.392.0392



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

August 27, 1997

Carin B. Jannuzzo
3418 Mission Ridge Circle
Atlanta, GA 30339

RE: MUR 4357

Dear Ms. Jannuzzo:

On August 19, 1997, the Federal Election Commission found reason to believe that you violated 2 U.S.C. § 441a(a)(1)(A), a provision of the Federal Election Campaign Act of 1971, as amended (the "Act"). However, after considering the circumstances of this matter, the Commission also determined to take no further action and closed its file as it pertains to you. The Factual and Legal Analysis, which formed a basis for the Commission's finding, is attached for your information.

The Commission reminds you that making excessive contributions is a violation of 2 U.S.C. § 441a(a)(1)(A). You should ensure that this activity does not occur in the future.

The file will be made public within 30 days after this matter has been closed with respect to all other respondents involved. You are advised that the confidentiality provisions of 2 U.S.C. § 437g(a)(12)(A) remain in effect with respect to all respondents still involved in this matter.

If you have any questions, please contact Delbert K. Rigsby, the attorney assigned to this matter, at (202) 219-3690.

Sincerely,

Joan D. Aikens

Joan D. Aikens
Vice Chairman

Enclosure
Factual and Legal Analysis

99.04.392.0393

FEDERAL ELECTION COMMISSION
FACTUAL AND LEGAL ANALYSIS

MUR: 4357

RESPONDENT: Carin B. Jannuzzo

This matter was generated based on information obtained by the Federal Election Commission ("Commission") in the normal course of carrying out its supervisory responsibilities. See 2 U.S.C. § 437g(a)(2). The information is based on contributions made to Bob Barr for Congress '94 ("Committee").

The Federal Election Campaign Act of 1971, as amended ("Act"), provides that no person may make contributions to any candidate and his or her committees, which in the aggregate exceed \$1,000 per Federal election. 2 U.S.C. § 441a(a)(1)(A); 11 C.F.R. § 110.1(b)(1).

Carin B. Jannuzzo made contributions to the Committee totaling \$3,000, which exceeded the individual contribution limitation by \$2,000. See *id.*

Therefore, the Commission has found that there is reason to believe that Carin B. Jannuzzo violated 2 U.S.C. § 441a(a)(1)(A) by making contributions to the Committee in excess of the individual contribution limitation.



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 27, 1997

Ronald S. Holley
3807 Acworth Due West Road
Acworth, GA 30101

RE: MUR 4357

Dear Mr. Holley:

On August 19, 1997, the Federal Election Commission found reason to believe that you violated 2 U.S.C. § 441a(a)(1)(A), a provision of the Federal Election Campaign Act of 1971, as amended (the "Act"). However, after considering the circumstances of this matter, the Commission also determined to take no further action and closed its file as it pertains to you. The Factual and Legal Analysis, which formed a basis for the Commission's finding, is attached for your information.

The Commission reminds you that making excessive contributions is a violation of the 2 U.S.C. § 441a(a)(1)(A). You should ensure that this activity does not occur in the future.

The file will be made public within 30 days after this matter has been closed with respect to all other respondents involved. You are advised that the confidentiality provisions of 2 U.S.C. § 437g(a)(12)(A) remain in effect with respect to all respondents still involved in this matter.

If you have any questions, please contact Delbert K. Rigsby, the attorney assigned to this matter, at (202) 219-3690.

Sincerely,

Joan D. Aikens

Vice Chairman
Joan D. Aikens

Enclosure
Factual and Legal Analysis

99.04.392.0395

FEDERAL ELECTION COMMISSION
FACTUAL AND LEGAL ANALYSIS

MUR: 4357

RESPONDENT: Ronald S. Holley

This matter was generated based on information obtained by the Federal Election Commission ("Commission") in the normal course of carrying out its supervisory responsibilities. *See* 2 U.S.C. § 437g(a)(2). The information is based on contributions made to Bob Barr for Congress '94 ("Committee").

The Federal Election Campaign Act of 1971, as amended ("Act"), provides that no person may make contributions to any candidate and his or her committees, which in the aggregate, exceed \$1,000 per Federal election. 2 U.S.C. § 441a(a)(1)(A); 11 C.F.R. § 110.1(b)(1).

Ronald S. Holley made contributions to the Committee totaling \$2,725, which exceeded the individual contribution limitation by \$1,725. *See id.*

Therefore, the Commission has found that there is reason to believe that Ronald S. Holley violated 2 U.S.C. § 441a(a)(1)(A) by making contributions to the Committee in excess of the individual contribution limitation.

99.04.392.0396



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 27, 1997

Robert W. Gates
7502 Rigby Way
Douglasville, GA 30314

RE: MUR 4357

Dear Mr. Gates:

On August 19, 1997, the Federal Election Commission found reason to believe that you violated 2 U.S.C. § 441a(a)(1)(A), a provision of the Federal Election Campaign Act of 1971, as amended (the "Act"). However, after considering the circumstances of this matter, the Commission also determined to take no further action and closed its file as it pertains to you. The Factual and Legal Analysis, which formed a basis for the Commission's finding, is attached for your information.

The Commission reminds you that making excessive contributions is a violation of 2 U.S.C. § 441a(a)(1)(A). You should ensure that this activity does not occur in the future.

The file will be made public within 30 days after this matter has been closed with respect to all other respondents involved. You are advised that the confidentiality provisions of 2 U.S.C. § 437g(a)(12)(A) remain in effect with respect to all respondents still involved in this matter.

If you have any questions, please contact Delbert K. Rigsby, the attorney assigned to this matter, at (202) 219-3440.

Sincerely,

Joan D. Aikens

Vice Chairman
Joan D. Aikens

Enclosure
Factual and Legal Analysis

99.04.392.0397

FEDERAL ELECTION COMMISSION
FACTUAL AND LEGAL ANALYSIS

MUR: 4357

RESPONDENT: Robert W. Gates

This matter was generated based on information obtained by the Federal Election Commission ("Commission") in the normal course of carrying out its supervisory responsibilities. *See* 2 U.S.C. § 437g(a)(2). The information is based on contributions made to Bob Barr for Congress '94 ("Committee").

The Federal Campaign Act of 1971, as amended ("Act"), provides that no person may make contributions to any candidate and his or her committees, which in the aggregate, exceed \$1,000 per Federal election. 2 U.S.C. § 441a(a)(1)(A); 11 C.F.R. § 110.1(b)(1).

Robert W. Gates made contributions to the Committee totaling \$3,000, which exceeded the individual contribution limitation by \$2,000. *See id.*

Therefore, the Commission has found that there is reason to believe that Robert W. Gates violated 2 U.S.C. § 441a(a)(1)(A) by making contributions to the Committee in excess of the individual contribution limitation.

99.04.392.0398



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 27, 1997

William L. Camp
204 Woodglen Road
Rome, GA 30161

RE: MUR 4357

Dear Mr. Camp:

On August 19, 1997, the Federal Election Commission found reason to believe that you violated 2 U.S.C. § 441a(a)(1)(A), a provision of the Federal Election Campaign Act of 1971, as amended (the "Act"). However, after considering the circumstances of this matter, the Commission also determined to take no further action and closed its file as it pertains to you. The Factual and Legal Analysis, which formed a basis for the Commission's finding, is attached for your information.

The Commission reminds you that making excessive contributions is a violation of 2 U.S.C. § 441a(a)(1)(A). You should ensure that this activity does not occur in the future.

The file will be made public within 30 days after this matter has been closed with respect to all other respondents involved. You are advised that the confidentiality provisions of 2 U.S.C. § 437g(a)(12)(A) remain in effect with respect to all respondents still involved in this matter.

If you have any questions, please contact Delbert K. Rigsby, the attorney assigned to this matter, at (202) 219-3690.

Sincerely,

A handwritten signature in cursive script, reading "Joan D. Aikens", is written above the typed name.

Joan D. Aikens
Vice Chairman

Enclosure
Factual and Legal Analysis

99.04.392.0399

FEDERAL ELECTION COMMISSION
FACTUAL AND LEGAL ANALYSIS

MUR: 4357

RESPONDENT: William L. Camp

This matter was generated based on information obtained by the Federal Election Commission ("Commission") in the normal course of carrying out its supervisory responsibilities. See 2 U.S.C. § 437g(a)(2). The information is based on contributions made to Bob Barr for Congress '94 ("Committee").

The Federal Election Campaign Act of 1971, as amended ("Act"), provides that no person may make contributions to any candidate and his or her committees, which in the aggregate, exceed \$1,000 per Federal election. 2 U.S.C. § 441a(a)(1)(A); 11 C.F.R. § 110.1(b)(1).

William L. Camp made contributions to the Committee totaling \$4,000, which exceeded the individual contribution limitation by \$3,000. See *id.*

Therefore, the Commission has found that there is reason to believe that William L. Camp violated 2 U.S.C. § 441a(a)(1)(A) by making contributions to the Committee in excess of the individual contribution limitation.

99.04.392.0400



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 27, 1997

Thomas J. Barnette
521 Village Trace, Bldg 10
Marietta, GA 30067

RE: MUR 4357

Dear Mr. Barnette:

On August 19, 1997, the Federal Election Commission found reason to believe that you violated 2 U.S.C. § 441a(a)(1)(A), a provision of the Federal Election Campaign Act of 1971, as amended (the "Act"). However, after considering the circumstances of this matter, the Commission also determined to take no further action and closed its file as it pertains to you. The Factual and Legal Analysis, which formed a basis for the Commission's finding, is attached for your information.

The Commission reminds you that making excessive contributions is a violation of 2 U.S.C. § 441a(a)(1)(A). You should ensure that this activity does not occur in the future.

The file will be made public within 30 days after this matter has been closed with respect to all other respondents involved. You are advised that the confidentiality provisions of 2 U.S.C. § 437g(a)(12)(A) remain in effect with respect to all respondents still involved in this matter.

If you have any questions, please contact Delbert K. Rigsby, the attorney assigned to this matter, at (202) 219-3690.

Sincerely,

Joan D. Aikens

Joan D. Aikens
Vice Chairman

Enclosure
Factual and Legal Analysis

1040-266-40-66

FEDERAL ELECTION COMMISSION
FACTUAL AND LEGAL ANALYSIS

MUR: 4357

RESPONDENT: Thomas J. Barnette

This matter was generated based on information obtained by the Federal Election Commission ("Commission") in the normal course of carrying out its supervisory responsibilities. See 2 U.S.C. § 437g(a)(2). The information is based on contributions made to Bob Barr for Congress '94 ("Committee").

The Federal Election Campaign Act of 1971, as amended ("Act"), provides that no person may make contributions to any candidate and his or her committees, which in the aggregate, exceed \$1,000 per Federal election. 2 U.S.C. § 441a(a)(1)(A); 11 C.F.R. § 110.1(b)(1).

Thomas J. Barnette made contributions to the Committee totaling \$4,000, which exceeded the individual contribution limitation by \$3,000. See *id.*

Therefore, the Commission has found that there is reason to believe that Thomas J. Barnette violated 2 U.S.C. § 441a(a)(1)(A) by making contributions to the Committee in excess of the individual contribution limitation.

99.04.392.0402



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 27, 1997

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Charles C. Black, Treasurer
Bob Barr for Congress '94
231 Maxham Road, Suite 100
Austell, GA 30001

RE: MUR 4357
Bob Barr for Congress '94

Dear Mr. Black:

On August 19, 1997, the Federal Election Commission found that there is reason to believe that Bob Barr for Congress '94 ("Committee") and you, as treasurer, violated 2 U.S.C. § 441a(f), 2 U.S.C. § 434(b)(3)(A), 2 U.S.C. §§ 434(b)(2) and (4), which are provisions of Federal Election Campaign Act of 1971, as amended ("the Act") and 11 C.F.R. § 110.4(c)(2), a regulation promulgated pursuant to the Act. The Factual and Legal Analysis, which formed a basis for the Commission's finding, is attached for your information.

You may submit any factual or legal materials that you believe are relevant to the Commission's consideration of this matter. Statements should be submitted under oath. All responses to the enclosed Subpoena to Produce Documents must be submitted within 30 days of your receipt of this subpoena. Any additional materials or statements you wish to submit should accompany the response to the subpoena. In the absence of additional information, the Commission may find probable cause to believe that a violation has occurred and proceed with conciliation.

You may consult with an attorney and have an attorney assist you in the preparation of your responses to this subpoena. If you intend to be represented by counsel, 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.

If you are interested in pursuing pre-probable cause conciliation, you should so request in writing. See 11 C.F.R. § 111.18(d). Upon receipt of the request, the Office of the General Counsel will make recommendations to the Commission either proposing an agreement in settlement of the matter or recommending declining that pre-probable cause conciliation be pursued. The Office of the General Counsel may recommend that pre-probable cause

99.04.392.0403

Letter to Charles C. Black
Bob Barr for Congress '94
MUR 4357
Page 2

conciliation not be entered into at this time so that it may complete its investigation of the matter. Further, requests for pre-probable cause conciliation will not be entertained after briefs on probable cause have been mailed to the respondent.

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.

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 Delbert K. Rigsby, the attorney assigned to this matter, at (202) 219-3690.

Sincerely,

Joan D. Aikens

Joan D. Aikens
Vice Chairman

Enclosures
Subpoena
Factual and Legal Analysis
Procedures
Designation of Counsel Form

cc: Congressman Robert L. Barr

99.04.392.0404

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

Bob Barr for Congress '94 and Charles C. Black,
as treasurer;

)
)
)
)

MUR 4357

SUBPOENA

TO: Charles C. Black, Treasurer
Bob Barr for Congress '94
231 Maxham Road, Suite 100
Austell, Georgia 30001

Pursuant to 2 U.S.C. § 437d(a)(3), and in furtherance of its investigation in the above-captioned matter, the Federal Election Commission hereby subpoenas you to appear for deposition with regard to MUR 4357. Notice is hereby given that the deposition is to be taken on Tuesday, October 14, 1997 in Room 651 at the Federal Election Commission, 999 E Street N.W. Washington, D.C. 20463, beginning at 10:00 a.m. and continuing each day thereafter as necessary.

Further, pursuant to 2 U.S.C. § 437d(a)(3), you are hereby subpoenaed to produce the documents listed on the attachment to this subpoena. Legible copies which, where applicable, show both sides of the documents, may be substituted for originals. The documents must be submitted to the Office of the General Counsel, Federal Election Commission, 999 E Street, N.W., Washington, D.C. 20463 within 30 days of receipt of the subpoena.

99.04.392.0405

WHEREFORE, the Vice Chairman of the Federal Election Commission has hereunto set
her hand in Washington, D.C., on this 27th day of August, 1997.

For the Commission,

Joan D. Aikens
Joan D. Aikens
Vice Chairman

ATTEST:

Marjorie W. Emmons
Marjorie W. Emmons
Secretary to the Commission

Attachment
Document Request

99.04.392.0406

I. INSTRUCTIONS

In answering this request for production of documents, furnish all documents, that are in possession of, known by or otherwise available to you, including documents and information appearing in your records.

If you cannot provide the requested documentation in full after exercising due diligence to secure the information, answer to the extent possible and indicate your inability to answer the remainder, stating whatever information or knowledge you have concerning the unanswered portion and detailing what you did in attempting to secure the unknown information.

Should you claim a privilege with respect to any documents, communications, or other items about which information is requested by any of the following requests for production of documents, describe such items in sufficient detail to provide justification for the claim. Each claim of privilege must specify in detail all the grounds on which it rests.

The following requests for production of documents are continuing in nature so as to require you to file supplementary responses or amendments if you obtain further or different information prior to completion or during the pendency of this matter. Include in any supplemental answers the date upon which and the manner in which such further or different information came to your attention.

II. DEFINITIONS

For the purpose of these discovery requests, including the instructions thereto, the terms listed below are defined as follows:

"You" shall mean the named individual in this action to whom these discovery requests are addressed, including all employees, agents or attorneys thereof.

"Persons" shall be deemed to include both singular and plural, and shall mean any natural person, partnership, committee, association, corporation, or any other type of organization or entity.

"Committee" shall mean Bob Barr for Congress '94.

"Document" shall mean the original and all non-identical copies, including drafts, of all papers and records of every type, including microfiche or microfilm, in your possession, custody, or control, or known by you to exist. The term document includes, but is not limited to letters, memoranda, reports, notes, electronically stored data, electronic mail, codicils, bank statements, canceled checks (or copies - front and back), vouchers, accounting statements, ledgers, money orders or other commercial paper, computer print-outs, and all other writings and other data compilations from which information can be obtained.

99.04.392.0407

"Identify" with respect to a document shall mean state the nature or type of document (e.g., letter, memorandum), the date, if any, appearing thereon, the date on which the document was prepared, the title of the document, the general subject matter of the document, the location of the document, the number of pages comprising the document.

"And" as well as "or" shall be construed disjunctively or conjunctively as necessary to bring within the scope of this request for the production of documents any documents and materials which may otherwise be construed to be out of their scope.

III. REQUEST FOR PRODUCTION OF DOCUMENTS

Within thirty days of receipt of the subpoena, Bob Barr for Congress '94, and Charles C. Black, as treasurer, is required to produce the following:

1. Each and every written authorization for the attribution and/or reattribution of contributions to the Committee.
2. Each and every written authorization for the designation and/or redesignation of contributions to the Committee.
3. Any and all documentation, written or electronic, of contributors' verbal authorizations for reattribution of contributions to the Committee.
4. Any and all documentation, written or electronic, of contributors' verbal authorizations for redesignation of contributions to the Committee.
5. Any and all documentation, written or electronic, of Committee efforts to secure authorizations for reattribution of contributions to the Committee.
6. Any and all documentation, written or electronic, of Committee efforts to secure authorizations for redesignation of contributions to the Committee.
7. Any and all documentation, written or electronic, of Committee efforts to contact contributors who did not supply occupation and name of employer information with contributions aggregating over \$200 to the Committee.

99-04-392-0408

**FEDERAL ELECTION COMMISSION
FACTUAL AND LEGAL ANALYSIS**

MUR: 4357

RESPONDENT: Bob Barr for Congress and Charles C. Black, as treasurer

I. GENERATION OF MATTER

This matter was generated by an audit of Bob Barr for Congress (the "Committee") and Charles C. Black, as treasurer, undertaken in accordance with 2 U.S.C. § 438(b). The audit covered the period from March 3, 1993 to December 31, 1994.

II. FACTUAL AND LEGAL ANALYSIS

A. Excessive Contributions

1. Applicable Law

The Federal Election Campaign Act of 1971, as amended (the "Act"), provides that no person may make contributions to a candidate and his or her committees which, in the aggregate, exceed \$1,000 per federal election. 2 U.S.C. § 441a(a)(1)(A). Furthermore, no candidate or political committee shall knowingly accept any contribution which exceeds the contribution limitations of 2 U.S.C. § 441a. 2 U.S.C. § 441a(f).

Contributions not designated in writing for a particular election are considered designated for the candidate's next election for federal office. 11 C.F.R. § 110.1(b)(2)(ii). A joint contribution must include the signatures of each contributor on the check or in a separate writing. 11 C.F.R. § 110.1(k)(1). If a contribution on its face or in the aggregate exceeds the contribution limitations, the committee must: 1) return the contribution to the contributor; or 2) deposit the

99.04.392.0409

contribution in a designated campaign depository and obtain a written redesignation or reattribution from the contributor within 60 days. 11 C.F.R. §§ 103.3(b)(3) and 110.3(b)(4). If no written redesignation or reattribution is obtained within 60 days, the committee must refund the contribution. *Id.*; 11 C.F.R. §§ 110.1(b)(5)(ii) and 110.1(k)(3)(i).

Committees must report the identity of each person who makes a contribution or contributions which exceed \$200, along with the date and amount of the contribution. 2 U.S.C. § 434(b)(3)(A); 11 C.F.R. § 104.3(a)(4)(i).¹

2. Facts

The Audit Division's review of the Committee's contribution records revealed 62 excessive contributions totaling \$40,804.² The review of the Committee's contribution records was not complete, however, because the Committee was unable to provide copies of all Committee receipts. The Committee provided the Audit staff with a computer file of contributions and a banker's box filled with check copies. However, the computer file contained only 70% of the reported contributions, and the check copies were in no identifiable order and contained many duplicates. Once the Audit staff had organized and alphabetized over 2,600 check copies, it was determined that the Committee's records did not include information for

¹ The Act also addresses violations of the law which are knowing and willful. See 2 U.S.C. §§ 437g(a)(5)(B) and 437g(d). Actions which are knowing and willful are those that were "taken with full knowledge of all of the facts and a recognition that the action is prohibited by law." 122 Cong. Rec. H3778 (daily ed. May 3, 1976); see *FEC v. John A. Dramesi for Congress Committee*, 640 F.Supp. 985, 987 (D.N.J. 1986). A knowing and willful violation may be established by showing that "the defendant acted deliberately and with knowledge that the representation was false." *United States v. Hopkins*, 916 F.2d 207, 214 (5th Cir. 1990). Willful violations also "may be inferred from the 'handling of one's affairs to avoid making the records usual in transactions . . . and . . . [from] conduct, the likely effect of which would be to mislead or to conceal.'" *United States v. Chestnut*, 533 F.2d 40, 48 (2d Cir. 1976) (quoting *Spies v. United States*, 317 U.S. 492, 499 (1943)).

² As of July 10, 1997, the Committee has provided documentation to the Audit staff that 52 refunds of excessive contributions totaling \$31,653 had been negotiated. Thus, ten refunds totaling \$9,151 remain outstanding.

approximately 4% or \$25,114 of the reported receipts. The Audit staff made inquiries regarding the missing documentation, but the Committee was unable to provide an explanation or alternative evidence of the Committee's receipts. Moreover, the Committee did not maintain a separate account for excessive contributions nor did it maintain sufficient funds in its account to make refunds as prescribed by 11 C.F.R. § 103.3(b)(4). Furthermore, the Committee did not return or refund any excessive contributions until its January 1996 response to the Interim Audit Report.

Of the \$40,804 in excessive contributions identified by the Audit staff, \$29,600 were not properly reported by the Committee. First, the Committee did not itemize contributor names and amounts of 14 excessive contributions, the excessive portions of which totaled \$11,100.³ Second, the Committee reported three excessive contributions in amounts less than the actual amount of the contribution check, the excessive portions of which totaled \$3,000.⁴ Third, the Committee reattributed ten excessive contributions totaling \$10,500 and redesignated four excessive contributions totaling \$5,000 without obtaining written authorizations.

On Committee copies of several contribution checks, the Audit staff discovered written notations that refer to the reporting of the contribution. Certain notations appear to refer to whether a contributor's name and the amount of an excessive contribution should be itemized on the disclosure reports. For example, on a copy of an October 25, 1994 check for \$500 from Stephen D. Smith, the Committee noted: "Check not in database, XS." Prior to this date,

³ The Committee also did not itemize seven additional contributions totaling \$4,500 that were not excessive but caused subsequent excessive contributions to appear permissible.

⁴ The Committee also reported two additional contributions in amounts less than the actual amount of the contribution which were not excessive but caused subsequent excessive contributions to appear permissible.

Stephen D. Smith had made three contributions totaling \$1,500 designated to the general election and two contributions totaling \$1,000 designated to the primary. Consistent with the Committee's notation, this check did not appear on the disclosure reports. Likewise, on a copy of a September 23, 1994 check for \$1,000 from the joint account of Paul and Sybil Jones, signed only by Sybil Jones, the Committee noted: "not entered, both Paul and Sybil XS." Consistent with the Committee's notation, this check did not appear on disclosure reports.⁵

Other notations appear to refer to whether the full amount of an excessive contribution should be reported on disclosure reports. For example, on a copy of an October 18, 1994 check for \$500 from Mr. or Mrs. J.P. Smith, signed only by Mrs. J.P. Smith, the Committee noted: "entered 400 of 500 check, XS contrib." Consistent with the Committee's notation, the \$500 contribution was reported as a \$400 contribution on disclosure reports.⁶ Similarly, on a copy of an October 17, 1994 check for \$500 from J.L. or Anne Gray, signed by J.L. Gray, the Committee

⁵ Based on the notation, it appears that the Committee understood the contribution to be excessive, and thus did not itemize the check on disclosure reports. However, it appears that Sybil Jones had not in fact reached the contribution limit for the general election; consequently, this contribution was not excessive. Prior to this contribution, the Committee's disclosure reports show that Sybil Jones had made one contribution of \$250 designated to the primary election and no contributions to the general election; Paul Jones had made three contributions totaling \$1,500 designated to the primary election and one contribution totaling \$1,000 designated to the general election. However, the Committee's reports are inaccurate in many respects and the Committee did not have sufficient documentation of contributions. Thus, it is possible that her contribution was in fact excessive.

⁶ Based on the notation, it appears that the Committee understood the contribution to be excessive by \$100, and thus reported the \$500 contribution as \$400 on disclosure reports. However, at the time of the contribution, it appears that neither Mr. nor Mrs. J.P. Smith had reached the contribution limit for the general election; consequently, this contribution was not excessive. Prior to this date, according to the Committee's disclosure reports, Mrs. Smith had not made any contributions to the Committee; Mr. Smith had made three contributions totaling \$1,100 designated to the primary election and one contribution of \$500 designated to the general election. However, the Committee's reports are inaccurate in many respects and the Committee did not have sufficient documentation of contributions. Thus, it is possible that her contribution was in fact excessive.

noted: "XS by 200." Consistent with the Committee's notation, the \$500 contribution was reported as a \$300 contribution on disclosure reports.⁷

Finally, some notations appear to refer to whether a contribution should be reattributed or redesignated. For example, on a February 15, 1994 Committee facsimile of a deposit slip, the Committee noted: "Charles, Mr. & Mrs. Camp gave us \$4,000. 1/2 of that needs to be put toward general election. Thanks, John."⁸ The facsimile is related to a February 11, 1994 check from Mr. or Mrs. William Camp for \$4,000. The check was signed only by William Camp, was dated prior to the July 19, 1994 primary, and did not include an election designation. The Committee both reattributed and redesignated the contribution, but did not obtain a written reattribution or redesignation authorization.⁹ Likewise, on a copy of a March 31, 1994 check for \$1,900 from J.T. or Sharon Cooper, signed only by Sharon Cooper, the Committee noted: "900-Sharon, 1000-J.T." The Committee reattributed \$1,000 to J.T. Cooper, but did not obtain a written reattribution authorization. Finally, on a copy of a December 31, 1994 check for \$250 from J.L. (John) or Anne Gray, signed only by J.L. Gray, the Committee noted: "Contribution

⁷ Based on the notation, it appears that the Committee understood the contribution to be excessive by \$200, and thus reported the \$500 contribution as \$300 on disclosure reports. However, at the time of the contribution, it appears that neither J.L. Gray nor Anne Gray had reached the contribution limit for the general election and consequently this contribution was not excessive. Prior to this contribution, according to the Committee's disclosure reports, J.L. Gray had made a contribution of \$500 designated to the general election and a contribution of \$1,000 designated to the primary election; Anne Gray had not made any contributions to the Committee. However, the Committee's reports are inaccurate in many respects and the Committee did not have sufficient documentation of contributions. Thus, it is possible that his contribution was in fact excessive.

⁸ The names on the facsimile appear to correspond to Charles Black, the Committee's treasurer, and John Watson, identified by the Audit staff as the Committee's finance director.

⁹ From the \$4,000 check, the Committee originally reported two \$1,000 contributions attributed to Mrs. Jean Camp, with both designated to the general election, and two \$1,000 contributions attributed to Mr. William Camp, with both designated to the primary election. The Committee subsequently amended their reports to designate \$1,000 attributed to Mrs. Camp for the primary election and \$1,000 attributed to Mrs. Camp for the general election; \$1,000 attributed to Mr. Camp for the primary election and \$1,000 attributed to Mr. Camp for the general election.

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entered under Anne. John has topped out." Prior to this contribution, J.L. Gray had already contributed \$1,000 to the general election. The Committee did not, however, follow up on this notation. Instead, the Committee reported the excessive contribution under J.L. Gray.

At the exit conference, the Audit staff informed the Committee of the excessive contributions as well as the unitemized contributions and unauthorized reattributions and redesignations. The Committee did not make a substantive response to the issue of unitemized excessive contributions. In reference to the reattribution and redesignation of excessive contributions, Charles Black, the Committee treasurer, had previously stated during the audit fieldwork that he did not think the Committee obtained any reattributions or redesignations and would be surprised if any existed. However, in a written response to the exit conference, the Committee contradicted the earlier assertion of Mr. Black by stating that it had "received verbal authorizations . . . given to either Bill Adams or John Watson."¹⁰ The Committee further stated that it was "still searching through our files (in storage) to locate any written authorization we may have received." The Committee never produced any written authorizations for reattribution or redesignation or any evidence of verbal authorizations.

In the Interim Audit Report, the Commission recommended that the Committee provide "the source and purpose of the notes written on copies of contributor checks" and "evidence to demonstrate that the apparent excessive contributions were not knowingly and willfully retained and misreported." In response to the Interim Audit Report, the Committee refunded all excessive contributions from individuals and filed amended reports to itemize the excessive contributions.

¹⁰

The Audit staff identified Bill Adams and John Watson as the Committee's finance directors.

However, the Committee did not respond to the recommendations concerning the written notations and the potential knowing and willful aspects of the activity.

3. Analysis

The Committee accepted 62 excessive contributions. The excessive amount totaled \$40,804, which was approximately 8% of the dollar amount of all contributions from individuals. These excessive contributions were not refunded in accordance with 11 C.F.R. § 103.3(b)(3). Based on disclosure reports and the Committee's written notations, it appears that the Committee took steps that resulted in incomplete or inaccurate reporting of \$29,600 of these excessive contributions. As a consequence, the Committee caused the contributions to be concealed from the public record and avoided the contribution limitations of the Act. *See* 2 U.S.C. §§ 434(b) and 441a(a); *Buckley v. Valeo*, 424 U.S. 1, 67-68 (1976) (noting one of the primary purposes of the Act's reporting requirements is "to gather information necessary to detect violations of the contribution limitations").

In the case of 14 contributions with excessive portions of \$11,100, the Committee deposited the excessive contribution checks, but did not itemize the contributions. These contributions each exceeded \$200, requiring the Committee to itemize the name and address of the contributor and the amount of the contribution. *See* 2 U.S.C. § 434(b)(3)(A); 11 C.F.R. § 104.3(a)(4)(i); *infra* part II.B. (Itemized Reporting of Contributions). The Committee instead reported the contributions only as part of the total amount of unitemized contributions. By not itemizing these contributions, the contributor names and amounts do not appear on the public record, thus concealing the excessive contributions.

In the case of three excessive contributions with excessive portions of \$3,000, the Committee reported contributions in amounts less than the actual amount of the contribution

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checks. See 2 U.S.C. § 434(b)(3)(A); 11 C.F.R. § 104.3(a)(4)(i). The Committee deposited the excessive contributions into its account, but reported lesser amounts which would not exceed the individual contribution limit. By not reporting the actual amounts of these contributions on the public record, the excessive nature of the contributions was concealed.

In addition to the unitemized contributions and contributions reported in lesser amounts, the Committee improperly reattributed ten contributions totaling \$10,500 and improperly redesignated four contributions totaling \$5,000. The Committee did not obtain written authorizations for the reattributions and redesignations. 11 C.F.R. §§ 110.1(b)(5)(ii) and 110.1(k)(3)(ii). As a consequence of the Committee's actions, the actual contributors of actual designated elections were not timely disclosed on the public record.

Notations discovered on Committee check copies, which relate to the itemizing of contributions or reporting amounts less than the actual amount of the contribution checks, indicate that the Committee may have been aware that its actions would conceal the acceptance of excessive contributions. See *U.S. v. Chestnut*, 533 F.2d at 48. These notations also demonstrate that the Committee was aware of the statutory and regulatory restrictions of the Act at the time it was accepting the excessive contributions.

The notations also indicate the Committee may have had a policy of reattributing and redesignating contributions without authorizations. The Audit staff reached a similar preliminary conclusion in the Final Audit Report, stating that it "appear[ed] that the Committee was internally reattributing and redesignating items without obtaining the written authorizations."

Thus, the notations are evidence that the Committee may have intended to conceal excessive contributions by not itemizing excessive contributions or by reporting amounts less than the actual amount of the contribution. While additional notations relating to reattributions

and redesignations do not conclusively demonstrate an intentional effort to conceal excessive contributions, they do appear to be consistent with the pattern of concealment demonstrated by other notations.

Therefore, there is reason to believe that Bob Barr for Congress and Charles C. Black, as treasurer, violated 2 U.S.C. § 441a(f) by accepting excessive contributions.

B. Itemized Reporting of Contributions

Committees must report the identity of each person who makes a contribution or contributions which exceed \$200, along with the date and amount of the contribution. 2 U.S.C. § 434(b)(3)(A).

The Committee did not itemize on its disclosure reports 14 contributions totaling \$18,100 which were in whole or in part excessive. The notations on Committee documents, *see supra* pp. 3-5, suggest that the Committee did not itemize the contributions in order to conceal acceptance of excessive contributions. These notations also indicate the Committee's knowledge of the reporting requirements. *See* 2 U.S.C. § 434(b)(3)(A). In response to the Interim Audit Report, the Committee filed amended reports itemizing these excessive contributions.

Therefore, there is reason to believe that Bob Barr for Congress and Charles C. Black, as treasurer, violated 2 U.S.C. § 434(b)(3)(A) by not itemizing contributions over \$200.

C. Excessive Contributions of Currency

No person may make cash contributions to any candidate for federal office which exceed \$100 in the aggregate. 2 U.S.C. § 441g; 11 C.F.R. § 110.4(c)(1). A candidate or political committee receiving a cash contribution in excess of \$100 shall promptly return the amount over \$100 to the contributor. 11 C.F.R. § 110.4(c)(2).

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According to the Audit materials, 14 individuals made excessive contributions of currency totaling \$1,705. The contributions ranged from \$20 to \$400 in excess of the contribution limit for currency. See 2 U.S.C. § 441g. The Committee did not refund the excessive contributions of currency until January 1996, in response to the Interim Audit Report.¹¹ Consequently, the refunds were not made until 14 months after the election, and thus, not made promptly as prescribed by 11 C.F.R. § 110.4(c)(2).

Therefore, there is reason to believe that Bob Barr for Congress and Charles C. Black, as treasurer, violated 11 C.F.R. § 110.4(c)(2) by failing to refund promptly contributions of currency over \$100.

D. Misstatement of Financial Activity

Committees are required to report the amount of all receipts and disbursements for each reporting period and for the calendar year. 2 U.S.C. §§ 434(b)(2) and (4).

According to the Audit staff's reconciliation of the Committee's bank accounts, the Committee understated its 1993 receipts by \$4,439 and understated its 1993 disbursements by \$3,549. The Committee's misstatement of receipts resulted from an unreported \$1,850 receipt from the Bob Barr '94 Exploratory account, unreported in-kind contributions totaling \$401, and unexplained receipts of \$3,188.¹² The Committee's misstatement of disbursements resulted from unreported disbursements totaling \$3,882, unreported in-kind contributions totaling \$401, and

¹¹ As of July 10, 1997, the Committee has provided documentation to the Audit staff that eight refunds of excessive cash contributions totaling \$895 have been negotiated. Six refunds totaling \$810 remain outstanding.

¹² These specific misstatements of receipts total \$5,439. This amount was partially offset by a \$1,000 contribution drawn on an account with insufficient funds which the Committee reported, but for which it never received the funds. Thus, the actual understatement of 1993 receipts was \$4,439.

adjustments totaling \$93.¹³ In the Interim Audit Report, the Audit staff recommended the Committee file amended reports to correct the public record. The Committee filed amended reports containing the same, erroneous total reported receipts and disbursements, which did not materially correct the public record.

Therefore, there is reason to believe the Bob Barr for Congress and Charles C. Black, as treasurer, violated 2 U.S.C. §§ 434(b)(2) and (4) by understating its 1993 receipts by \$4,439 and understating its 1993 disbursements by \$4,376.

E. Disclosure of Occupation and Name of Employer

Committees are required to disclose the identification of each person (other than a political committee) making aggregate contributions in excess of \$200 per calendar year, along with the date and amount of any such contribution. 2 U.S.C. § 434(b)(3)(A). Identification of each individual includes the name, mailing address, occupation of the contributor, and name of his or her employer. 2 U.S.C. § 431(13)(A).

If the treasurer of a political committee shows that best efforts have been used to obtain, maintain, and submit the information required by the Act, any report or records of the committee shall be considered to be in compliance with the Act. 2 U.S.C. § 432(i). The treasurer of a political committee will be deemed to have exercised best efforts if he or she has satisfied the requirements of 11 C.F.R. § 104.7.¹⁴ In order to satisfy best efforts, a treasurer and the

¹³ These misstatements were originally offset by two disbursements totaling \$827 made in 1994 but reported in 1993. However, in response to the Interim Audit Report, the Committee explained that the two disbursements totaling \$827 were actually written in 1993 despite the checks bearing the date of January 3, 1994. The Audit Division accepted the Committee's explanation. Therefore, the total understated disbursements in 1993 increased from \$3,549 originally identified by the Audit staff to \$4,376.

¹⁴ A revised version of 11 C.F.R. § 104.7 became effective March 3, 1994. The Audit Division considered only contributions received after the effective date of the revised regulation in its analysis.

committee must, *inter alia*, make at least one follow-up stand-alone request for missing information within 30 days of receiving a contribution with incomplete contributor information. 11 C.F.R. § 104.7(b)(2).¹⁵ Such effort must consist of a written request to the contributor for the information or an oral request documented in writing. *Id.*

The Audit Division conducted a review of the contributions received by the Committee and concluded that only 67% of the Committee's contributions received after March 3, 1994 included the occupation and name of employer information. See 2 U.S.C. §§ 434(b)(3)(A) and 431(13)(A). The remaining 33% of itemized contributions, totaling \$45,683, did not include the required information. Instead of providing the accurate information, the Committee inserted the terms "self employed small business owner" on its disclosure reports or did not report any information regarding the contributors' occupation and name of employer by inserting "best effort refused."

According to the Audit staff, the Committee claimed that it contacted by telephone contributors who did not provide information. However, the Committee did not produce documentation of such attempts as required by 11 C.F.R. § 104.7(b)(2). Thus, the Committee's practices did not satisfy the best efforts requirements. In the Interim Audit Report, the Audit Division recommended that the Committee file amendments to correct the public record. The Committee did not respond to the recommendation.

¹⁵ The requirement of a stand-alone follow-up request for information was upheld in *Republican National Committee v. Federal Election Commission*, 76 F.3d 400 (D.C. Cir. 1996), cert. denied, 117 S. Ct. 682 (1997).

Therefore, there is reason to believe that Bob Barr for Congress and Charles C. Black, as treasurer, violated 2 U.S.C. § 434(b)(3)(A) by not disclosing occupation and name of employer information.

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

September 5, 1997

Mr. William Adams
304 Martin Lane
Lookout Mountain, GA 30750

MUR 4357

Dear Mr. Adams:

This letter confirms our telephone conversation on Thursday, September 4, 1997, in which you informed me that you did not serve as a volunteer or paid staffer of the 1994 Bob Barr for Congress campaign. You also agreed to return the subpoena that was inadvertently mailed to you on August 27, 1997. If you have any questions, please give me a call at (800) 424-9530 or (202) 219-3690.

Sincerely,

Delbert K. Rigsby

Delbert K. Rigsby
Attorney

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George W. Adams Jr.
aka William Adams, aka Bill Adams
28 Martin Ln.
Lookout Mtn., GA 30750

Delbert K. Rigsby, Atty.
Federal Election Commission
990 E Street, N.W.
Washington, D.C. 20463

5 Sept. 1997

Mr. Rigsby,

Per your instructions by telephone 4 August 1997 re: Subpoena issued to me William Adams, 304 Martin Ln., Lookout Mtn., GA 30750 concerning your case # MUR 4357, I am returning the subpoena with the following statement: I have never lived in Marietta, GA. I have not contributed financially or in any other way to Bob Barr for Congress in the 7th or any other district in Georgia or any where else. I have been a resident of 304 (now 28) Martin Ln. Lookout Mtn., GA since January 1984. I became Chairman of the Dade Co. Republican Party in March 1985 where I served until either 1991 or 1993 and continue to serve on the executive committee as Treasurer and sometimes Secretary or Secretary ProTem as the need arises. In April 1985 I was elected as a member of the state committee for the Republican Party of Georgia, but I never attended a meeting. As chairman of my county I was automatically a member of the 7th District GOP Committee. In April 1989 I was elected at the district convention to the position of 1st Vice Chairman for the 7th Congressional District of Georgia Republican Party. Shortly after the census of 1990 my county of Dade was reapportioned into the 9th District. I held no position there until I was appointed North West Regional Director by the Chairman Truett Moss in May 1993. This position placed me on the Executive Committee of the 9th District of Georgia Republican Party. I was elected Secretary of the 9th District in April 1995, at the end of that term of two years I was elected to the position of Assistant Treasurer in which I am currently serving. Both positions placed me on the Executive Committee of the 9th District. As you can see, I have been very active in Georgia Republican Party business. However I have not contributed in a financial way to the best of my knowledge to any candidates for office. I have assisted and supported a number of them in personal support and assistance as my party office required, and even many as my heart required. Bob Barr has never been one of those that I knowingly supported in any specific way. I only gave of my limited time to candidates at the local and district level in which I reside, other than to state wide candidates and Sen. Paul Coverdell. I am a relatively poor man and mildly handicapped and unemployed except to assist my wife in her sewing business in Chattanooga, TN. I have no financial resources with which to support candidates for office. I am one of the worker bees of the Republican Party.

If you have any further questions for me I can be reached weekdays

or non-business hours

Please inform me in writing whether or not I will still be required to come to Washington on Oct. 15, 1997 as originally subpoenaed to do

Thank You.

(George)

William Adams Jr.
Bill (William) Adams

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PATTON BOGGS, L.L.P.

2550 M STREET, N.W.

WASHINGTON, D.C. 20037-1350

(202) 457-6000

FACSIMILE: (202) 457-6315

WRITER'S DIRECT DIAL

(202) 457-6405

September 18, 1997

VIA FACSIMILE: 202-219-3923

Delbert K. Rigsby, Esquire
Office of the General Counsel
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463

Re: MUR 4357
Bob Barr for Congress '94

Dear Mr. Rigsby:

I have recently been retained to represent the respondents in the above-captioned matter. In order to prepare a response, we request a 20 day extension to submit a responsive brief. This extension is requested in order that I may become familiar with the matter and conduct the necessary research.

Accordingly, we request an extension until October 6, 1997.

Thank you for your consideration.

Sincerely,

Benjamin L. Ginsberg

Benjamin L. Ginsberg

STATEMENT OF DESIGNATION OF COUNSELMUR 4357NAME OF COUNSEL: Benjamin L. GinsbergADDRESS: Patton Boggs, L.L.P.2550 M Street, N.W.Washington, D.C. 20037TELEPHONE: (202) 457-6405

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.

9/24/97
Date
SignatureRESPONDENT'S NAME: Bob Barr for Congress;
Charles C. Black, as treasurerADDRESS: 231 Maxham Road, Suite 100
Austell, Georgia 30001

HOME PHONE: _____

BUSINESS PHONE: 770-944-3032

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

FAXED
9-30-97

September 30, 1997

Benjamin L. Ginsberg, Esq.
Patton Boggs, L.L.P.
2550 M Street NW
Washington, D.C. 20037-1350

RE: MUR 4357

Dear Mr. Ginsberg:

This is in response to your letter dated September 18, 1997, which was received on September 19, 1997, requesting an extension for your client, Bob Barr for Congress '94, to respond to the Federal Election Commission's finding in MUR 4357. After considering the circumstances presented in your letter, the Office of the General Counsel has granted your client an extension until October 6, 1997. Accordingly, your response is due by the close of business on October 6, 1997.

If you have any questions, please contact me at (202) 219-3690.

Sincerely,

Delbert K. Rigsby
Delbert K. Rigsby
Attorney

99.04.392.0426

PATTON BOGGS, L.L.P.
2550 M STREET, N.W.
WASHINGTON, D.C. 20037-1350
(202) 457-6000
FACSIMILE: (202) 457-6315

RECEIVED
FEDERAL ELECTION
COMMISSION
SECRETARIAT

OCT 7 9 30 AM '97

WRITER'S DIRECT DIAL
(202) 457-6405

October 6, 1997

OCT 7 11 39 AM '97

The Honorable John Warren McGarry
Chairman
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463

Re: MUR 4357, Bob Barr for Congress '94 and Charles C. Black, as Treasurer

Dear Mr. McGarry:

On behalf of Bob Barr for Congress '94 ("the Committee") and Charles C. Black, as treasurer, this will respond to the Factual and Legal Analysis ("Analysis") and its recommendation of finding reason to believe in the above-referenced matter.

I INTRODUCTION

Given that the Analysis is based on a full-scale field audit of the Committee from the 1994 cycle, when Mr. Barr was running a challenger's campaign against an entrenched incumbent, the amounts involved are relatively minor^{1/} and the violations alleged are ones of omission rather than commission. As discussed more fully below, while there may have been

^{1/} As acknowledged in the Analysis, the amount at issue is about eight percent (8%) of the campaign's total receipts from individuals. See Analysis at 7. Further, the amount at issue is only a mere six percent (6%) of the total receipts (\$648,266) during the period from March 3, 1993 through December 31, 1994. See Interim Audit at 1.

99.04.392.0427

PATTON BOGGS, L.L.P.

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some failures to comply with each letter of the Federal Election Campaign Act (the "Act")^{2/} in this highly pressurized campaign, the respondents certainly complied with the overall spirit of the Act. Indeed, as the Audit Report acknowledges, "in maintaining its records the Committee satisfied the minimum record-keeping requirements of 11 C.F.R. § 102.9" Audit Report at 7.

While respondents do not dispute the overall facts presented in the Analysis, they do vigorously dispute some of its sweeping and unjustified insinuations, such as:

- "[T]he Committee caused the contributions to be concealed from the public record." Analysis at 7. While there may have been a mistake which caused the contributions to not be reported fully, there are no grounds to charge "concealment," which implies some deliberate act to deceive.
- "[T]he Committee may have intended to conceal excessive contributions by not itemizing excessive contributions or by reporting amounts less than the actual amount of the contribution. . . . [which appears] to be consistent with the pattern of concealment" *Id.* at 8-9. Again, inadvertent mistakes, or even the failure to pay adequate attention to the details of the Act in the midst of a hotly contested election, does not justify charges that the respondents "intended to conceal." The only way to find any "pattern of concealment" is to

^{2/} Respondents are willing to enter into pre-probable cause conciliation on these violations pursuant to 11 C.F.R. § 111.18(d).

PATTON BOGGS, L.L.P.

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unfairly characterize the unknowing repetition of the same mistake over time as a deliberate act.

In short, mistakes and a lack of realization of all the Act's requirements did lead to some violations of the Act involving, at most, six percent of the Committee's receipts. While the respondents are willing to accept responsibility for those mistakes, they do object strenuously to the Analysis' attempt to elevate these errors into some sort of deliberate strategy.^{3/}

II. ANALYSIS

A. Excessive Contributions

While acknowledging deficiencies in the Committee's procedures that led to reporting errors, it is important to keep these apparent violations in perspective. The Committee raised a total of \$622,340. Interim Audit at 1. At most, the Analysis questions \$40,804 in contributions received. The small amounts involved combined with the Committee's incomplete recordkeeping indicate that inadvertence and inattention, rather than conspiracy and forethought, were responsible for any violations.

The specific allegations contained in the Analysis can be traced back to the lack of complete records and the failure to obtain written redesignations and reattributions. While not

^{3/} Such elevation is typified by the thinly-veiled inference of footnote 1 on page 2 of the Analysis, for example.

PATTON BOGGS, L.L.P.

Letter to FEC re: MUR 4357

October 6, 1997

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excusing any violations, the respondents did produce photocopies of checks accounting for over ninety-five percent (95%) of the total receipts of individual contributions. And irrespective of these omissions, the respondents' actions did not frustrate the overall purpose of the Act's reporting requirements.^{4/}

Similarly, the respondents failed to obtain written redesignations or reattributions for \$15,500 (less than three percent of the total receipts). However, such a failure does not establish that "the Committee may have had a policy of reattributing and redesignating contributions without authorizations," as assumed by the Analysis. Nor do the notations that appeared on a mere half dozen checks (which were not necessarily excessive contributions, despite notations to the contrary, *see* FEC Analysis at 4 n.5, n.6, n.7) establish a sinister motive. Instead, as the Committee explained in its written response to the audit exit conference, it had "received verbal authorizations . . . given to either Bill Adams or John Watson," the Committee's finance directors.^{5/} Although not technically in compliance with applicable regulations, such efforts nonetheless absolve the respondents from a charge that they knowingly and willfully violated the

^{4/} For example, the purpose of the Act's reporting requirements was served even with the fourteen excessive contributions totaling \$11,000 since, while not itemized in accordance with 11 C.F.R. § 104.3(a)(4)(i), the amounts were nonetheless included in unitemized contributions so that the public knew the total amount raised by the campaign.

^{5/} Contrary to the assertion made in the Analysis, such a statement does not contradict Charles Black's statement that he did not think the Committee obtained any reattributions or redesignations. Mr. Black was referring only to written redesignations and reattributions, as evidenced by his statement that he would be surprised if any existed.

PATTON BOGGS, L.L.P.

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October 6, 1997

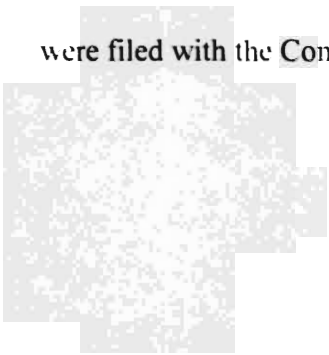
Page 5

Act. At worst, despite receiving oral permission, the respondents merely failed to obtain the proper written documentation.

As for the notations which appeared on a handful of checks, these notations do not indicate, contrary to the Analysis' insinuation, that the respondents were deliberately concealing excessive contributions or knowingly violating the law.

Respondents do not dispute that their inattentive record-keeping did cause violations of the Act. Specifically, the respondents do not dispute the claim that "[i]n the case of three excessive contributions with excessive portions of \$3,000, the Committee reported contributions in amounts less than the actual amount of the contribution checks." Such misreporting was caused not by ill motive, but instead by the respondents' own mistakes. Such errors were also responsible for the seven contributions totaling \$4,500 that were not itemized, and the two referenced in the Analysis that were also misreported. *See* Analysis at 3 n.3, n.4.

Ultimately, although not consistent with the letter of 11 C.F.R. § 103.3(b)(3), once the respondents learned that such contributions were in fact excessive (which was not until 1996), with one exception, they refunded all of the excessive contributions. Audit Report at 9. Similarly, once the respondents learned that such record-keeping was incorrect, amended reports were filed with the Commission.



99.04.392.0431

B. Itemized Reporting of Contributions

Respondents do not dispute that "[t]he Committee did not itemize on its disclosure reports 14 contributions totaling \$18,100 which were in whole or in part excessive." Analysis at 9. In weighing this fact, however, the Commission must consider that the \$18,100 in question constitutes contributions that were in whole or in part excessive. Thus, a portion of this amount was not excessive, and was merely misreported. Further, this amount is somewhat redundant and duplicative of the amounts discussed above in the context of excessive contributions.

However, the respondents take issue with the allegation that the Committee intentionally misreported the contributions in order to conceal their acceptance. Rather, the cause of this violation is the same inadvertence and inattention that led to the other violations. As noted in the Analysis, the respondents have filed amended reports itemizing these excessive contributions.

C. Excessive Cash Contributions

As for the excessive cash contributions, they were accepted by campaign volunteers, usually at campaign events. Furthermore, consistent with the respondents' efforts at full disclosure, these cash contributions were reported, thus dispelling any inference of a sinister motive.^{6/} Finally, although not done until 1996 (and in response to the Interim Audit Report), the excessive contributions were nonetheless refunded. Analysis at 10.

^{6/} In fact, some of the cash that was received was photocopied by Committee staff in an effort to document its receipt. Such documentation was provided to the Commission during the audit. Such conduct certainly eliminates any inference of an effort to mask contributions from public scrutiny, let alone circumvent the Act.

D. Misstatement of Financial Activity

Respondents do not dispute that the exact amounts of receipts and disbursements were not precisely correct. These mistakes, although involving minor dollar amounts, are regrettable. The respondents did attempt to correct this mistake by the filing of amended reports. Any inaccuracies will be corrected in amended reports.

E. Disclosure of Occupation and Name of Employer

While the respondents did not obtain the needed information on donors' occupation and employer in a timely, written stand-alone request, as with redesignations and reattributions, the respondents contacted many contributors by telephone to obtain the required information. In other cases, although not provided by the contributor, the finance directors of the campaign knew the employer and occupation of the contributor. Such knowledge is not surprising, given the rural, small-town nature of the seventh district of Georgia. Nor is it surprising that many of the contributors to the Committee were self-employed, given Congressman Barr's position on issues affecting such individuals.

III. CONCLUSION

Respondents have made efforts to ensure that similar events do not happen in the future. Since learning in 1996 of the results of the audit of the 1994 campaign, the respondents have adopted several measures designed to eliminate the past problems. However, such corrective measures were only partially in place for the 1996 election cycle (due in part to the fact that the

PATTON BOGGS, L.L.P.

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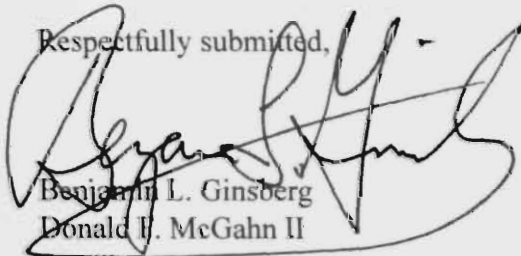
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final audit report was not completed until 1996). Respondents are now fully aware of the Act's requirements. Although not fully implemented in 1996, the Committee has now taken the following steps to comply with the Act and related regulations:

- The hiring of a compliance director whose duties are to insure the recordation and monitoring of campaign contributions.
- The updating and installation of computers, including the use of a computer program dedicated to the task of campaign-related record keeping.
- Attendance by Committee personal at an upcoming session of the Commission's instructional course, to be held in Georgia.
- A commitment to follow internal procedures designed to prevent the acceptance of excessive contributions, and the failure to obtain proper information and misreporting.

In conclusion, and for the foregoing reasons, Respondents respectfully request pre-probable cause conciliation of this matter.

Respectfully submitted,



Benjamin L. Ginsberg

Donald H. McGahn II

Counsel for Respondents

FEDERAL ELECTION COMMISSION
OFFICE OF THE CHIEF COUNSEL

OCT 9 4 44 PM '97

PATTON BOGGS, L.L.P.

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(202) 457-5279

October 9, 1997

Via Hand Delivery

The Honorable John Warren McGarry
Chairman
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463

Re: MUR 4357, Bob Barr for Congress '94 and Charles C. Black, as Treasurer

Dear Mr. McGarry:

On behalf of Bob Barr for Congress '94 ("the Committee") and Charles C. Black, as treasurer, this will respond to the Commission's subpoena to Bob Barr for Congress '94 and Charles C. Black, as treasurer, requesting that certain documents be produced.

Due to the good faith belief of the Respondents that either all documents had already been produced to the Commission during the auditing process of the 1994 election cycle, or that such responsive documents did not exist, no formal response to the subpoena was filed. However, based on discussions between the undersigned and counsel for the Commission, it is possible that the enclosed documents may not have been produced previously to the Commission. Thus, in an effort to ensure full disclosure and in an abundance of caution, and without prejudice and in support of their request for pre-probable conciliation, respondents hereby submit the enclosed documents.

The documents submitted are true and correct copies of the originals, which of course are available for inspection if the Commission so desires. Furthermore, the documents are being produced as they are kept in the ordinary course of business.

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PATTON BOGGS, L.L.P.

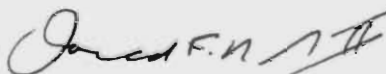
Letter to FEC re: MUR 4357 (response to document subpoena)

October 9, 1997

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Thank you for your attention to this matter. If you have any questions or concerns, please do not hesitate to contact me.

Respectfully submitted,



Benjamin L. Ginsberg

Donald F. McGahn II

Counsel for Respondents

Enc.

cc: Barr for Congress '94, and Charles C. Black as treasurer (w/o enc.)
Delbert K. Rigsby, Esq. (w/o enc.)

99.04.392.0436

BARR

CONGRESS

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

January 6, 1996

Dr. W.P. Adams
1475 Old Summerville Rd.
Rome, GA 30165

Dear Pat:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately accept excess cash contributions from you.

You made total cash contributions of \$----- of which \$----- was deemed by them as excessive. At this date, the only way we have of complying with the FEC regulations is to refund your excess cash contribution and in return ask for you to please write a check in the excess amount, \$-----. If you would please do this and write "'94 campaign debt" in the for line of the check, we could satisfy the requests of the FEC.

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Pat, your assistance in this matter is greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

BARR

CONGRESS

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

January 2, 1996

Dr. W.P. Adams
1475 Old Summerville Rd.
Rome, GA 30165

Dear Pat:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$1,150.00 in the general election of which \$150.00 was deemed by them as excessive. The FEC gives a campaign 60 days to comply with their regulations in these situations, however, this time has passed.

At this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a \$150 check and write in the for line, "'94 primary debt."

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Pat, your assistance in this matter is greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

BARR

CONGRESS

January 2, 1996

Mr. Steve Macauley
2490 Robinson Road
Marietta, GA 30068

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

Dear Steve:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$1,025.00 of which \$25.00 was deemed by them as excessive. Your checks were correctly signed and made out to Bob's campaign. However, since the contributions were given for the primary and general election, the checks needed this designation to comply with FEC regulations. If a missing designation is discovered within 60 days, the FEC would have allowed us to accept a written statement from you attributing the excess contribution to the general election.

However, at this date, the only way we have of complying with FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a \$25 check and write "'94 general election debt" in the for line?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Steve, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

BARR

CONGRESS

January 2, 1996

Mr. Thomas J. Barnette
521 Village Trace Bldg. 10
Marietta, GA 30067

*TOUGH ENOUGH TO . . .
CUT SPENDING FIRST*

Dear Jack:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$4,000.00 of which \$3,000.00 was deemed by them as excessive. Your checks were correctly signed and made out to Bob's campaign. However, since the contribution was given on behalf of you and Mrs. Barnette, the checks needed both of your signatures to comply with the FEC regulations. If a missing signature is discovered within 60 days, the FEC would have allowed us to accept a written statement from you properly attributing the contribution.

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a \$1,000 check and Mrs. Barnette write a \$2,000 check to the campaign. On your check, please write "'94 general debt" in the for line and on Mrs. Barnette's check, please have her write "\$1,000 '94 general election debt, \$1,000 '94 primary election debt."

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Jack, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

BARR

CONGRESS

January 2, 1996

Mr. Dean Booth
3100 Cumberland Cir. Suite 1500
Atlanta, GA 30339

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

Dear Dean:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$2,000.00 of which \$1,000.00 was deemed by them as excessive. Your check was correctly signed and made out to Bob's campaign. However, since the contribution was given on behalf of you and Katie, the check needed both of your signatures to comply with the FEC regulations. If a missing signature is discovered within 60 days, the FEC would have allowed us to accept a written statement from you properly attributing the contribution.

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a \$1,000 check and write "'94 primary election debt" in the for line?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Dean, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

BARR

CONGRESS

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

January 2, 1996

Mr. Jeffrey H. Breedlove
1306 Bayliss Drive
Alexandria, VA 22302

Dear Jeff:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$1,150.00 of which \$150.00 was deemed by them as excessive. FEC regulations allow 60 days to correct these types of situations, however, this time has passed.

At this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a \$150 check and write "'94 general debt" in the for line?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Jeff, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

BARR

CONGRESS

January 2, 1996

Mr. Chris Edwards
67 Putnam Circle
Atlanta, GA 30342

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

Dear Chris:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$1,500.00 of which \$500.00 was deemed by them as excessive. Your check was correctly signed and made out to Bob's campaign. However, since the contribution was given on behalf of you and Mrs. Edwards, the check needed both of your signatures to comply with the FEC regulations. If a missing signature is discovered within 60 days, the FEC would have allowed us to accept a written statement from your spouse properly attributing the contribution.

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a \$500 check and write "'94 primary debt" in the for line.

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Chris, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

BARR

CONGRESS

January 2, 1996

Mr. James E. Fitts
3048 Vinings Ferry
Atlanta, GA 30339

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

Dear Jim:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$1,552.00 of which \$552.00 was deemed by them as excessive. FEC regulations allow 60 days to correct these situations, however, this time has passed.

At this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a check for \$552 to the campaign and write "'94 general debt" in the for line?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Jim, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

99.04.392.0444

BARR

CONGRESS

January 2, 1996

Mrs. Roxanna J. Flick
5326 Presley Place
Douglasville, GA 30135

*TOUGH ENOUGH TO . . .
CUT SPENDING FIRST*

Dear Roxanna:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$1,803.25 of which \$803.25 was deemed by them as excessive. Your checks were correctly signed and made out to Bob's campaign. However, since the contribution was given on behalf of you and Ken, the checks needed both of your signatures to comply with the FEC regulations. If a missing signature is discovered within 60 days, the FEC would have allowed us to accept a written statement from Ken properly attributing contribution.

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a check for \$803.25 and write in the for line "'94 general debt?"

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Roxanna, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

BARR

CONGRESS

January 2, 1996

Mr. Robert W. Gates
7502 Rigby Way
Douglasville, GA 30134

*TOUGH ENOUGH TO . . .
CUT SPENDING FIRST*

Dear Bob:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$3,000.00 of which \$2,000.00 was deemed by them as excessive. Your checks were correctly signed and made out to Bob's campaign. However, since the contribution was given on behalf of you and Linda, the checks needed both of your signatures to comply with the FEC regulations. If a missing signature is discovered within 60 days, the FEC would have allowed us to accept a written statement from Linda properly attributing the contribution.

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a check for \$1,000 and write "'94 primary debt" in the for line and ask Linda to do the same?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Bob, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

BARR

CONGRESS

January 2, 1996

Mr. J.L. Gray
616 Richards Rd. NE
White, GA 30184

*TOUGH ENOUGH TO . . .
CUT SPENDING FIRST*

Dear Pete:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$1,250.00 of which \$250.00 was deemed by them as excessive. FEC regulations allow 60 days for us to correct this type of situation, however, this time has passed.

At this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a check for \$250 and write "'94 primary election debt?"

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Pete, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

BARR

CONGRESS

January 2, 1996

Mr. Ronald S. Holley
3807 Acworth Due West Rd.
Acworth, GA 30101

*TOUGH ENOUGH TO . . .
CUT SPENDING FIRST*

Dear Ron:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$2,725.00 of which \$1,725.00 was deemed by them as excessive. FEC regulation allows campaigns 60 days to correct these situations, however, this time has passed.

At this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write the campaign a check for \$1,000 and write "'94 general election debt" in the for line?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Ron, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

BARR

CONGRESS

January 2, 1996

Mrs. Elizabeth James
6436 Picketts Crossing
Acworth, GA 30101

*TOUGH ENOUGH TO . . .
CUT SPENDING FIRST*

Dear Elizabeth:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$1,051.00 of which \$51.00 was deemed by them as excessive. Your checks were correctly signed and made out to Bob's campaign. However, since the contribution was given on behalf of you and Mr. James, the checks needed both of your signatures to comply with the FEC regulations. If a missing signature is discovered within 60 days, the FEC would have allowed us to accept a written statement from him properly attributing the contribution.

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a \$51 check to the campaign and write "'94 general election debt" in the for line?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Elizabeth, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

BARR

CONGRESS

January 2, 1996

Mrs. Carin B. Jannuzzo
3418 Mission Ridge Circle
Atlanta, GA 30339

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

Dear Carin:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$3,000.00 of which \$1,000.00 was deemed by them as excessive. Your checks were correctly signed and made out to Bob's campaign. However, since the contribution was given on behalf of you and Paul, the checks needed both of your signatures to comply with the FEC regulations. If a missing signature is discovered within 60 days, the FEC would have allowed us to accept a written statement from you and Paul properly attributing the contribution.

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a check for \$1,000 and write "'94 primary election debt" in the for line for the check and ask Paul to do the same?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Carin, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

BARR

CONGRESS

January 2, 1996

Mr. Paul A. Jones
9510 Bakers Ridge Rd.
Douglasville, GA 30134

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

Dear Paul:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$2,750.00 of which \$750.00 was deemed by them as excessive. Your checks were correctly signed and made out to Bob's campaign. However, since the contribution was given on behalf of you and Sybil, the checks needed both of your signatures to comply with the FEC regulations. If a missing signature is discovered within 60 days, the FEC would have allowed us to accept a written statement from you and Sybil properly attributing the contribution.

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please ask Sybil to write a \$750 check to the campaign and please write "'94 primary debt?"

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Paul, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

BARR

CONGRESS

January 2, 1996

Mr. Robert J. Lindner
990 Hammond Dr.
Atlanta, GA 30328

*TOUGH ENOUGH TO . . .
CUT SPENDING FIRST*

Dear Bob:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$1,500.00 of which \$500.00 was deemed by them as excessive. Your checks were correctly signed and made out to Bob's campaign. However, since the contribution was given on behalf of you and Anne, the checks needed both of your signatures to comply with the FEC regulations. If a missing signature is discovered within 60 days, the FEC would have allowed us to accept a written statement from you and her properly attributing the contribution.

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a check for \$500 and write "'94 general election debt" in the for line?.

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Bob, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

BARR

CONGRESS

January 2, 1996

Mr. & Mrs. Peter S. Manown
4739 Olde Village Lane
Dunwoody, GA 30338

*TOUGH ENOUGH TO . . .
CUT SPENDING FIRST*

Dear Peter & Terry:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$4,000.00 of which \$2,000.00 was deemed by them as excessive. Your check was correctly signed and made out to Bob's campaign. However, since the contribution was given on behalf of both of you, the check needed both of your signatures to comply with the FEC regulations. If a missing signature is discovered within 60 days, the FEC would have allowed us to accept a written statement from you properly attributing part of the contribution.

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would both of you please write a \$1,000 check and write "'94 primary election debt" in the for line?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Peter & Terry, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

BARR

CONGRESS

January 2, 1996

Mr. Harold D. McNally
4400 Lakeside Hills Pt.
Kennesaw, GA 30144

*TOUGH ENOUGH TO . . .
CUT SPENDING FIRST*

Dear Harry:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$3,000.00 of which \$1,000.00 was deemed by them as excessive. Your checks were correctly signed and made out to Bob's campaign. However, since the contribution was given on behalf of you and Lisa, the checks needed both of your signatures to comply with the FEC regulations. If a missing signature is discovered within 60 days, the FEC would have allowed us to accept a written statement from you and Lisa properly attributing the contribution.

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please have Lisa write a \$1,000 check and have her write "'94 general election debt" in the for line?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Harry, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

BARR

CONGRESS

January 2, 1996

Mrs. Mary Ann McWhorter
125 Allison Circle
Carrollton, GA 30117

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

Dear Mary Ann:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$1,850.00 of which \$850.00 was deemed by them as excessive. Your checks were correctly signed and made out to Bob's campaign. However, since the contribution was given on behalf of you and Aaron, the checks needed both of your signatures to comply with the FEC regulations. If a missing signature is discovered within 60 days, the FEC would have allowed us to accept a written statement from you and Aaron properly attributing the contribution.

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a check for \$850 and write "'94 primary election debt" in the for line?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Mary Ann, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

BARR

CONGRESS

January 2, 1996

Mr. Edward H. Metzger III
5365 Northwater Way
Duluth, GA 30136

*TOUGH ENOUGH TO . . .
CUT SPENDING FIRST*

Dear Ed:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$1,050.00 of which \$1,050.00 was deemed by them as excessive. FEC regulations allows campaigns 60 days to correct these matters, however, this time has passed.

At this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a check for \$50 and write "'94 general election debt" in the for line?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Ed, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

BARR

CONGRESS

January 2, 1996

Mr. James B. Miller, Jr.
1956 River Forest Rd. NW
Atlanta, GA 30327

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

Dear Jim:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$2,000.00 of which \$1,000.00 was deemed by them as excessive. Your check was correctly signed and made out to Bob's campaign. However, since the contribution was given on behalf of you and Mrs. Miller, the check needed both of your signatures to comply with the FEC regulations. If a missing signature is discovered within 60 days, the FEC would have allowed us to accept a written statement from both of you properly attributing the contribution.

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a check for \$1,000 and write "'94 primary election debt" in the for line for the check?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Jim, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

BARR

CONGRESS

January 2, 1996

Mr. D. Tim Nealley
11712 Musket Lane
Charlotte, NC 28273

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

Dear Tim:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$2,000.00 of which \$1,000.00 was deemed by them as excessive. Your check was correctly signed and made out to Bob's campaign. However, since the contribution was given on behalf of you and Leanne, the check needed both of your signatures to comply with the FEC regulations. If a missing signature is discovered within 60 days, the FEC would have allowed us to accept a written statement from her properly attributing the contribution.

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a check for \$1,000 and write "'94 primary election debt" in the for line of the check?.

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Tim, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

BARR

CONGRESS

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

January 2, 1996

Mr. Robert E. Oliver
449 Shadowlawn Rd.
Marietta, GA 30067

Dear Bob:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$4,000.00 of which \$2,000.00 was deemed by them as excessive. Your checks were correctly signed and made out to Bob's campaign. However, since the contribution was given on behalf of you and Donna, the checks needed both of your signatures to comply with the FEC regulations. If a missing signature is discovered within 60 days, the FEC would have allowed us to accept a written statement from her properly attributing the contribution.

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please have Donna write two checks for \$1,000? On one check write "'94 primary election debt" in the for line and on the other write "'94 general election debt" in the for line.

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Bob, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

BARR

CONGRESS

January 2, 1996

Mr. Rick Sargent
P.O. Box 6066
Rome, GA 30161

*TOUGH ENOUGH TO . . .
CUT SPENDING FIRST*

Dear Rick:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$2,000.00 of which \$1,000.00 was deemed by them as excessive. Your check was correctly signed and made out to Bob's campaign. However, since the contribution was for the primary and the general election, it needed this designation on the check to comply with the FEC regulations. If a missing designation is discovered within 60 days, the FEC would have allowed us to accept a written statement from you properly attributing the contribution.

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a check for \$1,000 and write "'94 general election debt" in the for line?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Rick, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

BARR

CONGRESS

January 2, 1996

Mrs. Ruthann Sargent
P.O. Box 6066
Rome, GA 30161

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

Dear Ruthann:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$2,000.00 of which \$1,000.00 was deemed by them as excessive. Your check was correctly signed and made out to Bob's campaign. However, since the contribution was given for the primary and general election, the check needed designation as such to comply with the FEC regulations. If a missing designation is discovered within 60 days, the FEC would have allowed us to accept a written statement from you properly attributing the contribution.

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a check for \$1,000 and write "'94 general election debt" in the for line of the check?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Ruthann, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

BARR

CONGRESS

January 2, 1996

Mr. J. C. Shaw
735 West Ave.
Cartersville, GA 30120

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

Dear Bud:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$1,600.00 of which \$600.00 was deemed by them as excessive. Your checks were correctly signed and made out to Bob's campaign. However, since the contribution was given on behalf of you and Mrs. Shaw, the checks needed both of your signatures to comply with the FEC regulations. If a missing signature is discovered within 60 days, the FEC would have allowed us to accept a written statement from her properly attributing the contribution.

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a check for \$600 and write "'94 primary election debt" in the for line of the check?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Bud, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

BARR

CONGRESS

January 2, 1996

Mr. I.M. Sheffield, III
4950 Powers Ferry Rd.
Atlanta, GA 30327

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

Dear I.M.:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$1,100.00 of which \$100.00 was deemed by them as excessive. FEC regulations allow 60 days to correct these matters, however, this time has passed.

At this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a check for \$100 and write "'94 general election debt" on the for line?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

I.M., your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

99.04.392.0463

BARR

CONGRESS

January 2, 1996

Mr. Tyrone L. Shull
14134 Whistling Duck Ct.
Charlotte, NC 28273

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

Dear Tyrone:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$2,000.00 of which \$1,000.00 was deemed by them as excessive. Your check was correctly signed and made out to Bob's campaign. However, since the contribution was given on behalf of you and April, the check needed both of your signatures to comply with the FEC regulations. If a missing signature is discovered within 60 days, the FEC would have allowed us to accept a written statement from your spouse attributing part of the contribution.

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. Would you please write a check for \$1,000 and write "'94 primary election debt" in the for line of the check?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Tyrone, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

BARR

CONGRESS

January 2, 1996

Mr. J.P. Smith
P.O. Box 238
Menlo, GA 30731

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

Dear J.P.:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$1,100.00 of which \$100.00 was deemed by them as excessive. FEC regulation allows 60 to correct these matters, however, this time has passed..

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a check for \$100 and write "'94 general election debt" in the for line of the check?.

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

J.P., your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

BARR

CONGRESS

January 2, 1996

Dr. Stephen Smith
508 Laporte St.
Rome, GA 30161

*TOUGH ENOUGH TO . . .
CUT SPENDING FIRST*

Dear Dr. Smith:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$2,000.00 of which \$1,000.00 was deemed by them as excessive. Your checks were correctly signed and made out to Bob's campaign. However, since the contribution was given on behalf of you and Mrs. Smith, the checks needed both of your signatures to comply with the FEC regulations. If a missing signature is discovered within 60 days, the FEC would have allowed us to accept a written statement from her properly attributing the contribution.

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a check for \$1,000 and write "'94 primary election debt" in the for line of the check?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Dr. Smith, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

99.04.392.0466

BARR

CONGRESS

January 2, 1996

Mr. William J. Smith
P.O. Box 286
Conley, GA 30061

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

Dear Bill:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$1,510.00 of which \$510.00 was deemed by them as excessive. FEC regulations allow 60 days to correct these matters, however, this time has passed..

At this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a check for \$510 and write "'94 general election debt" in the for line of the check?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Bill, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

BARR

CONGRESS

January 2, 1996

Mrs. Denise H. Straus
12190 Charlotte Dr.
Alpharetta, GA 30201

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

Dear Denise:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$2,000.00 of which \$1,000.00 was deemed by them as excessive. Your checks were correctly signed and made out to Bob's campaign. However, since the contribution was given on behalf of you and Barry, the checks needed both of your signatures to comply with the FEC regulations. If a missing signature is discovered within 60 days, the FEC would have allowed us to accept a written statement from Barry properly attributing the contribution.

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a check for \$1,000 and write "'94 general election debt" in the for line of the check?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Denise, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

BARR

CONGRESS

January 2, 1996

Mrs. Melise Tidwell
7040 Pine Ridge Rd.
Dallas, GA 30132

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

Dear Melise:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$1,500.00 of which \$500.00 was deemed by them as excessive. Your checks were correctly signed and made out to Bob's campaign. However, since the contribution was given on behalf of you and Joey, the checks needed both of your signatures to comply with the FEC regulations. If a missing signature is discovered within 60 days, the FEC would have allowed us to accept a written statement from Joey properly attributing the contribution.

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a check for \$500 and write "'94 primary election debt" in the for line of the check?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Melise, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

BARR

CONGRESS

January 2, 1996

Mr. Larry B. Thompson
4287 Papermill Rd.
Marietta, GA 30067

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

Dear Larry:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$2,000.00 of which \$1,000.00 was deemed by them as excessive. Your check was correctly signed and made out to Bob's campaign. However, since the contribution was given for the primary and general elections the check needed this designation to comply with the FEC regulations. If a missing designation is discovered within 60 days, the FEC would have allowed us to accept a written statement from you properly attributing the contribution.

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a \$1,000 check and write "'94 general election debt" in the for line of the check?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Larry, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

January 2, 1996

BARR

CONGRESS

Mrs. Mary A. Thompson
4287 Papermill Rd.
Marietta, GA 30067

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

Dear Mary:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$2,000.00 of which \$1,000.00 was deemed by them as excessive. Your check was correctly signed and made out to Bob's campaign. However, since the contribution was given for the primary and general elections the check needed this designation to comply with the FEC regulations. If a missing signature is discovered within 60 days, the FEC would have allowed us to accept a written statement from you properly attributing the contribution.

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a \$1,000 check and write "'94 general election debt" in the for line of the check?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Mary, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

BARR

CONGRESS

January 2, 1996

Ms. Wendy W. Walker
17 Cameo Dr.
Rome, GA 30165

*TOUGH ENOUGH TO . . .
CUT SPENDING FIRST*

Dear Wendy:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$2,000.00 of which \$1,000.00 was deemed by them as excessive. Your checks were correctly signed and made out to Bob's campaign. However, since the contribution was given on behalf of you and your spouse, the checks needed both of your signatures to comply with the FEC regulations. If a missing signature is discovered within 60 days, the FEC would have allowed us to accept a written statement from your spouse properly attributing the contribution.

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a check for \$1,000 and write "'94 primary election debt" in the for line of the check?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Wendy, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

BARR

CONGRESS

January 2, 1996

Mr. Holland M. Ware

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

Ponte Verde Beach, FL 32082

Dear Holland:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$2,000.00 of which \$1,000.00 was deemed by them as excessive. Your check was correctly signed and made out to Bob's campaign. However, since the contribution was given for the primary and general election and the check needed this designation to comply with the FEC regulations. If a missing designation is discovered within 60 days, the FEC would have allowed us to accept a written statement from you properly attributing the contribution.

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a check for \$1,000 and write "'94 general election debt" in the for line of the check?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Holland, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

BARR

CONGRESS

January 2, 1996

Dr. Craig E. Weil
1121 Johnson Ferry Rd.
Marietta, GA 30067

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

Dear Craig:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$2,000.00 of which \$1,000.00 was deemed by them as excessive. Your check was correctly signed and made out to Bob's campaign. However, since the contribution was given on behalf of you and Amy, the check needed both of your signatures to comply with the FEC regulations. If a missing signature is discovered within 60 days, the FEC would have allowed us to accept a written statement from Amy properly attributing the contribution.

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a \$1,000 check and write "'94 general election debt" in the for line of the check?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Craig, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

BARR

CONGRESS

January 2, 1996

Mr. Ben E. Whittington
89 Crackerneck Rd.
Armuchee, GA 30105

*TOUGH ENOUGH TO . . .
CUT SPENDING FIRST*

Dear Ben:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$1,488.00 of which \$488.00 was deemed by them as excessive. Your checks were correctly signed and made out to Bob's campaign. However, since the contribution was given for the primary and general elections and the check needed this designation to comply with the FEC regulations. If a missing designation is discovered within 60 days, the FEC would have allowed us to accept a written statement from you properly attributing the contribution.

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a check for \$488 and write "'94 general election debt" in the for line of the check?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Ben, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

BARR

CONGRESS

January 2, 1996

Mr. Paul D. Wilkerson
325 Great Southwest Pkwy.
Atlanta GA 30336

*TOUGH ENOUGH TO . . .
CUT SPENDING FIRST*

Dear Paul:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$1,650.00 of which \$650.00 was deemed by them as excessive. Your checks were correctly signed and made out to Bob's campaign. However, since the contribution was given on behalf of you and Wanda, the checks needed both of your signatures to comply with the FEC regulations. If a missing signature is discovered within 60 days, the FEC would have allowed us to accept a written statement from Wanda properly attributing the contribution.

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a check for \$650 and write "'94 general election debt" in the for line?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Paul, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

BARR

CONGRESS

January 2, 1996

Dr. Charles J. Wirsing Jr.
3413 Wheeler Rd.
Augusta, GA 30909

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

Dear Charles:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$1,200.00 of which \$200.00 was deemed by them as excessive. Your checks were correctly signed and made out to Bob's campaign. However, since the contribution was given for the primary and general elections, the check needed this designation to comply with the FEC regulations. If a missing designation is discovered within 60 days, the FEC would have allowed us to accept a written statement from you properly attributing the contribution.

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a \$200 check and write "'94 general election debt" in the for line?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Charles, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

99.04.392.0477

BARR

CONGRESS

January 2, 1996

Mr. Gardner Wright
P.O. Box 1118
Calhoun, GA 30701

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

Dear Gardner:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$1,250.00 of which \$250.00 was deemed by them as excessive. Your checks were correctly signed and made out to Bob's campaign. However, since the contribution was given for the primary and general election, the check needed this designation to comply with the FEC regulations. If a missing designation is discovered within 60 days, the FEC would have allowed us to accept a written statement from you properly attributing the contribution.

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a \$250 check and write "'94 general election debt" in the for line?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Gardner, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

BARR

CONGRESS

January 2, 1996

Mr. Dexter Yager
P.O. Box 412080
Charlotte, NC 28241

*TOUGH ENOUGH TO . . .
CUT SPENDING FIRST*

Dear Dexter:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$2,000.00 of which \$1,000.00 was deemed by them as excessive. Your check was correctly signed and made out to Bob's campaign. However, since the contribution was given on behalf of you and Birdie, the check needed both of your signatures to comply with the FEC regulations. If a missing signature is discovered within 60 days, the FEC would have allowed us to accept a written statement from Mrs. Yager properly attributing the contribution.

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a \$1,000 check and write "'94 primary election debt" in the for line?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Dexter, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

BARR

CONGRESS

January 2, 1996

Mrs. Rhonda B. Yager
855 Hamilton Ct.
Clover, SC 29710

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

Dear Rhonda:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$2,000.00 of which \$1,000.00 was deemed by them as excessive. Your check were correctly signed and made out to Bob's campaign. However, since the contribution was given on behalf of you and Jeff, the check needed both of your signatures to comply with the FEC regulations. If a missing signature is discovered within 60 days, the FEC would have allowed us to accept a written statement from Mr. Yager properly attributing the contribution.

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a \$1,000 check and write "'94 primary election debt" in the for line of the check?.

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Rhonda, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

99.04.392.0480

BARR

CONGRESS

January 6, 1996

Mrs. Denise H. Straus
12190 Charlotte Dr.
Alpharetta, GA 30201

TOUGH ENOUGH TO ...
CUT SPENDING FIRST

Dear Denise:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$2,000.00 of which \$1,000.00 was deemed by them as excessive. Your checks were correctly signed and made out to Bob's campaign. However, since the contribution was given on behalf of you and Barry, the checks needed both of your signatures to comply with the FEC regulations. If a missing signature is discovered within 60 days, the FEC would have allowed us to accept a written statement from Barry properly attributing the contribution.

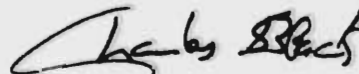
However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a check for \$1,000 and write "'94 general election debt" in the for line of the check?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Denise, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,



Charles C. Black
Treasurer

BARR

CONGRESS

January 6, 1996

Mr. Dean Booth
3100 Cumberland Cir. Suite 1500
Atlanta, GA 30339

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

Dear Dean:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$2,000.00 of which \$1,000.00 was deemed by them as excessive. Your check was correctly signed and made out to Bob's campaign. However, since the contribution was given on behalf of you and Katie, the check needed both of your signatures to comply with the FEC regulations. If a missing signature is discovered within 60 days, the FEC would have allowed us to accept a written statement from you properly attributing the contribution.

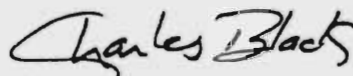
However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a \$1,000 check and write "'94 primary election debt" in the for line?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Dean, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,



Charles C. Black
Treasurer

BARR

CONGRESS

January 6, 1996

Mr. I.M. Sheffield, III
4950 Powers Ferry Rd.
Atlanta, GA 30327

TOUGH ENOUGH TO ...
CUT SPENDING FIRST

Dear I.M.:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$1,100.00 of which \$100.00 was deemed by them as excessive. FEC regulations allow 60 days to correct these matters, however, this time has passed.

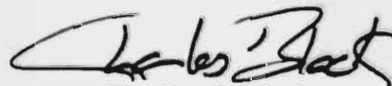
At this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a check for \$100 and write "'94 general election debt" on the for line?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

I.M., your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,



Charles C. Black
Treasurer

1/10/96
Best wishes,
I.M.S.

BARR

CONGRESS

January 6, 1996

Mr. Paul D. Wilkerson
325 Great Southwest Pkwy.
Atlanta GA 30336

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

Dear Paul:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$1,650.00 of which \$650.00 was deemed by them as excessive. Your checks were correctly signed and made out to Bob's campaign. However, since the contribution was given on behalf of you and Wanda, the checks needed both of your signatures to comply with the FEC regulations. If a missing signature is discovered within 60 days, the FEC would have allowed us to accept a written statement from Wanda properly attributing the contribution.

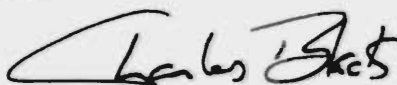
However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a check for \$650 and write "'94 general election debt" in the for line?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Paul, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,



Charles C. Black
Treasurer

*No Problem
See attached.
Paul Wilkerson*

BARR

CONGRESS

TOUGH ENOUGH TO ...
CUT SPENDING FIRST

January 6, 1996

Mr. Gerald Landers
6646 Cowan Mill Rd.
Winston, GA 30187

Dear Gerald:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately accepted excess cash contributions from you.

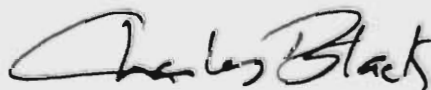
You made total cash contributions of \$150.00 of which \$50.00 was deemed by them as excessive. At this date, the only way we have of complying with the FEC regulations is to refund your excess cash contribution and in return ask for you to please write a check in the excess amount of \$50.00. If you would please do this and write "'94 general debt" in the for line of the check, we could satisfy the request of the FEC.

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your cash contribution.

Gerald, your assistance in this matter is greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,



Charles C. Black
Treasurer

99.04.392.0485

BARR

CONGRESS

*TOUGH ENOUGH TO . . .
CUT SPENDING FIRST*

January 27, 1996

Mr. Steve Ostenson
Knight-Davidson Companies
1395 South Marietta Parkway
Building 400, Suite 210
Marietta, GA 30067

Dear Steve,

Thank you very much for your time this past week and for working with me on this specific problem. As we discussed, the Federal Election Commission audited our '94 campaign's financial report. Their report stated that the \$2,500 in total contributions from Knight-Davidson Partnerships were unacceptable because they were corporate contributions.

Enclosed are the refund checks made out as they were written to the campaign. In return, as you indicated, would you please have Keith and David write personal checks for \$1,000 each and you for \$500? Please make them out to "Barr-Congress '94" and in the for line of each check write "'94 general debt."

Steve, thank you very much for your cooperation on this matter and for all you do year long for Bob and everyone else. Please call me at (770) 528-9444 with any questions. I look forward to hearing from you soon.

Sincerely,

Bill Adams
Campaign Director

BARR

CONGRESS

January 6, 1996

Dr. Charles J. Wirsing Jr.
3413 Wheeler Rd.
Augusta, GA 30909

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

Dear Charles:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$1,200.00 of which \$200.00 was deemed by them as excessive. Your checks were correctly signed and made out to Bob's campaign. However, since the contribution was given for the primary and general elections, the check needed this designation to comply with the FEC regulations. If a missing designation is discovered within 60 days, the FEC would have allowed us to accept a written statement from you properly attributing the contribution.

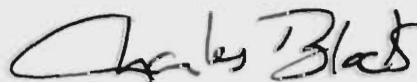
However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a \$200 check and write "'94 general election debt" in the for line?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Charles, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,



Charles C. Black
Treasurer

BARR

CONGRESS

January 6, 1996

Mr. William L. Camp
204 Woodglen Rd.
Rome, GA 30161

*TOUGH ENOUGH TO . . .
CUT SPENDING FIRST*

Dear Billy:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$4,000.00 of which \$3,000.00 was deemed by them as excessive. Your check was correctly signed and made out to Bob's campaign. However, since the contribution was given on behalf of you and Jean, the check needed both of your signatures to comply with the FEC regulations. If a missing signature is discovered within 60 days, the FEC would have allowed us to accept a written statement from you properly attributing the contribution.

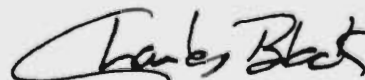
However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a \$1,000 check and write "'94 general debt" in the for line and have Mrs. Camp write a \$2,000 check and write "\$1,000 '94 general election debt, \$1,000 '94 primary election debt" in her for line?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Billy, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,



Charles C. Black
Treasurer

99.04.392.0488

BARR

CONGRESS

January 6, 1996

*TOUGH ENOUGH TO . . .
CUT SPENDING FIRST*

Mr. H.G. Brown
628 Old Town Rd.
Villa Rica, GA 30180

Dear Grady:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$1,050.00 of which \$50.00 was deemed by them as excessive. FEC regulations give a campaign 60 days to correct these situations, however, this time has passed.

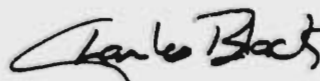
At this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a \$50 check to the campaign and write "'94 general debt" in the for line?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Grady, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,



Charles C. Black
Treasurer

BARR

CONGRESS

January 6, 1996

Mr. Gardner Wright
P.O. Box 1118
Calhoun, GA 30701

*TOUGH ENOUGH TO . . .
CUT SPENDING FIRST*

Dear Gardner:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$1,250.00 of which \$250.00 was deemed by them as excessive. Your checks were correctly signed and made out to Bob's campaign. However, since the contribution was given for the primary and general election, the check needed this designation to comply with the FEC regulations. If a missing designation is discovered within 60 days, the FEC would have allowed us to accept a written statement from you properly attributing the contribution.

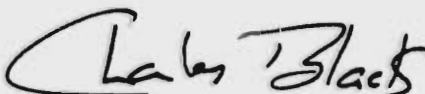
However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a \$250 check and write "'94 general election debt" in the for line?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Gardner, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,



Charles C. Black
Treasurer

BARR

CONGRESS

January 6, 1996

Mrs. Roxanna J. Flick
5326 Presley Place
Douglasville, GA 30135

TOUGH ENOUGH TO ...
CUT SPENDING FIRST

Dear Roxanna:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$1,803.25 of which \$803.25 was deemed by them as excessive. Your checks were correctly signed and made out to Bob's campaign. However, since the contribution was given on behalf of you and Ken, the checks needed both of your signatures to comply with the FEC regulations. If a missing signature is discovered within 60 days, the FEC would have allowed us to accept a written statement from Ken properly attributing contribution.

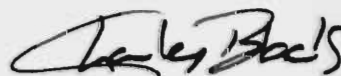
However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a check for \$803.25 and write in the for line "'94 general debt?"

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Roxanna, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,



Charles C. Black
Treasurer

*Charles,
Hope this
is what you
needed! Roxanna*

BARR

CONGRESS

January 10, 1996

*TOUGH ENOUGH TO . . .
CUT SPENDING FIRST*

Ms. Cathy Alterman
135 Nassau Street
Atlanta, GA 30303

Dear Cathy:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately accepted excess cash contributions from you.

You made total cash contributions of \$250.00 of which \$150.00 was deemed by them as excessive. At this date, the only way we have of complying with the FEC regulations is to refund your excess cash contribution and in return ask for you to please write a check in the excess amount of \$300.00. If you would please do this and write "'94 primary debt" in the for line of the check, we could satisfy the request of the FEC.

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your cash contribution.

Cathy, your assistance in this matter is greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,



Charles C. Black
Treasurer

BARR

CONGRESS

January 6, 1996

*TOUGH ENOUGH TO . . .
CUT SPENDING FIRST*

Mr. Ronald S. Holley
3807 Acworth Due West Rd.
Acworth, GA 30101

Dear Ron:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$2,725.00 of which \$1,725.00 was deemed by them as excessive. FEC regulation allows campaigns 60 days to correct these situations, however, this time has passed.

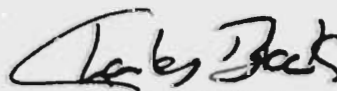
At this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write the campaign a check for \$1,000 and write "'94 general election debt" in the for line?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Ron, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,



Charles C. Black
Treasurer

BARR

CONGRESS

January 6, 1996

Mr. & Mrs. Peter S. Manown
4739 Olde Village Lane
Dunwoody, GA 30338

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

Dear Peter & Terry:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$4,000.00 of which \$2,000.00 was deemed by them as excessive. Your check was correctly signed and made out to Bob's campaign. However, since the contribution was given on behalf of both of you, the check needed both of your signatures to comply with the FEC regulations. If a missing signature is discovered within 60 days, the FEC would have allowed us to accept a written statement from you properly attributing part of the contribution.

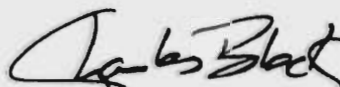
However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would both of you please write a \$1,000 check and write "'94 primary election debt" in the for line?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Peter & Terry, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,



Charles C. Black
Treasurer

BARR

CONGRESS

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

January 6, 1996

Mr. Rick Tibbits
508 New Franklin Rd.
LaGrange, GA 30240

Dear Rick:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately accepted excess cash contributions from you.

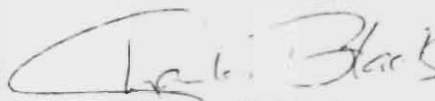
You made total cash contributions of \$400.00 of which \$300.00 was deemed by them as excessive. At this date, the only way we have of complying with the FEC regulations is to refund your excess cash contribution and in return ask for you to please write a check in the excess amount of \$300.00. If you would please do this and write "'94 primary debt" in the for line of the check, we could satisfy the request of the FEC.

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your cash contribution.

Rick, your assistance in this matter is greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,



Charles C. Black
Treasurer

BARR

CONGRESS

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

January 6, 1996

Mr. Jeffrey H. Breedlove
1306 Bayliss Drive
Alexandria, VA 22302

Dear Jeff:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$1,150.00 of which \$150.00 was deemed by them as excessive. FEC regulations allow 60 days to correct these types of situations, however, this time has passed.

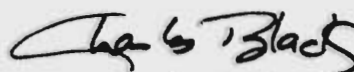
At this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a \$150 check and write "'94 general debt" in the for line?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Jeff, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,



Charles C. Black
Treasurer

BARR

CONGRESS

*TOUGH ENOUGH TO . . .
CUT SPENDING FIRST*

January 13, 1996

Mr. Jack Baytos
Highland Marina & Resort
1000 Seminole Road
LaGrange, GA 30241

Dear Jack:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately accepted corporate contributions from you.

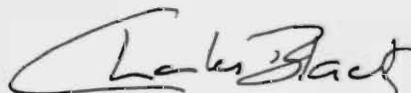
You made total corporate contributions of \$100.00. At this date, the only way we have of complying with the FEC regulations is to refund your contribution and in return ask for you to please write a personal check for the same amount. If you would please write a check for \$100.00 and write "'94 primary debt" in the for line of the check, we could satisfy the request of the FEC.

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your corporate contribution.

Jack, your assistance in this matter is greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,



Charles C. Black
Treasurer

BARR

CONGRESS

January 6, 1996

Mrs. Melise Tidwell
7040 Pine Ridge Rd.
Dallas, GA 30132

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

Dear Melise:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$1,500.00 of which \$500.00 was deemed by them as excessive. Your checks were correctly signed and made out to Bob's campaign. However, since the contribution was given on behalf of you and Joey, the checks needed both of your signatures to comply with the FEC regulations. If a missing signature is discovered within 60 days, the FEC would have allowed us to accept a written statement from Joey properly attributing the contribution.

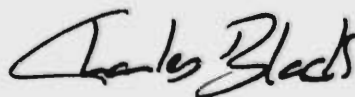
However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a check for \$500 and write "'94 primary election debt" in the for line of the check?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Melise, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,



Charles C. Black
Treasurer

BARR

CONGRESS

TOUGH ENOUGH TO ...
CUT SPENDING FIRST

January 2, 1996

Dr. W.P. Adams
1475 Old Summerville Rd.
Rome, GA 30165

Dear Pat:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$1,150.00 in the general election of which \$150.00 was deemed by them as excessive. The FEC gives a campaign 60 days to comply with their regulations in these situations, however, this time has passed.

At this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a \$150 check and write in the for line, "'94 primary debt."

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Pat, your assistance in this matter is greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

*Bill: is this
okay if Rich and Jim
Hogan?*

Bob

*Copy of
FEC letter
going out*

99.04.392.0499

BARR

CONGRESS

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

January 6, 1996

Mr. Floyd Cowan
1626 Greenbrook Drive
Austell, GA 30001

Dear Floyd:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately accepted excess cash contributions from you.

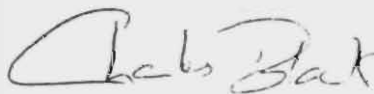
You made total cash contributions of \$125.00 of which \$25.00 was deemed by them as excessive. At this date, the only way we have of complying with the FEC regulations is to refund your excess cash contribution and in return ask for you to please write a check in the excess amount of \$25.00. If you would please do this and write "94 primary debt" in the for line of the check, we could satisfy the request of the FEC.

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your cash contribution.

Floyd, your assistance in this matter is greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,



Charles C. Black
Treasurer

BARR

CONGRESS

TOUGH ENOUGH TO ...
CUT SPENDING FIRST

January 6, 1996

Mr. Rick Tibbits
508 New Franklin Rd.
LaGrange, GA 30240

Dear Rick:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately accepted excess cash contributions from you.

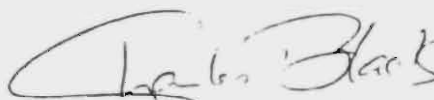
You made total cash contributions of \$400.00 of which \$300.00 was deemed by them as excessive. At this date, the only way we have of complying with the FEC regulations is to refund your excess cash contribution and in return ask for you to please write a check in the excess amount of \$300.00. If you would please do this and write "94 primary debt" in the for line of the check, we could satisfy the request of the FEC.

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your cash contribution.

Rick, your assistance in this matter is greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,



Charles C. Black
Treasurer

BARR

CONGRESS

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

January 6, 1996

Mr. Gene Atkins
30 S. Fairground St.
Marietta, GA 30060

Dear Gene:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately accepted excess cash contributions from you.

You made total cash contributions of \$200.00 of which \$100.00 was deemed by them as excessive. At this date, the only way we have of complying with the FEC regulations is to refund your excess cash contribution and in return ask for you to please write a check in the excess amount of \$100.00. If you would please do this and write "'94 general debt" in the for line of the check, we could satisfy the request of the FEC.

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your cash contribution.

Gene, your assistance in this matter is greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

BARR

CONGRESS

January 6, 1996

*TOUGH ENOUGH TO . . .
CUT SPENDING FIRST*

Mr. Ernest Cochran
352 N. Tennessee Street
Cartersville, GA 30120

Dear Ernest:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately accepted excess cash contributions from you.

You made total cash contributions of \$200.00 of which \$100.00 was deemed by them as excessive. At this date, the only way we have of complying with the FEC regulations is to refund your excess cash contribution and in return ask for you to please write a check in the excess amount of \$100.00. If you would please do this and write "'94 general debt" in the for line of the check, we could satisfy the request of the FEC.

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your cash contribution.

Ernest, your assistance in this matter is greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

BARR

CONGRESS

*TOUGH ENOUGH TO . . .
CUT SPENDING FIRST*

January 6, 1996

Mr. George Fulton
5840 Bankhead Hwy
Douglasville, GA 30134

Dear George:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately accepted excess cash contributions from you.

You made total cash contributions of \$220.00 of which \$120.00 was deemed by them as excessive. At this date, the only way we have of complying with the FEC regulations is to refund your excess cash contribution and in return ask for you to please write a check in the excess amount of \$120.00. If you would please do this and write "'94 general debt" in the for line of the check, we could satisfy the request of the FEC.

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your cash contribution.

George, your assistance in this matter is greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

BARR

CONGRESS

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

January 6, 1996

Mr. Gerald Landers
6646 Cowan Mill Rd.
Winston, GA 30187

Dear Gerald:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately accepted excess cash contributions from you.

You made total cash contributions of \$150.00 of which \$50.00 was deemed by them as excessive. At this date, the only way we have of complying with the FEC regulations is to refund your excess cash contribution and in return ask for you to please write a check in the excess amount of \$50.00. If you would please do this and write "'94 general debt" in the for line of the check, we could satisfy the request of the FEC.

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your cash contribution.

Gerald, your assistance in this matter is greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

BARR

CONGRESS

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

January 6, 1996

Mr. William A. Leedee
750 Columns Circle
Marietta, GA 30067

Dear Bill:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately accepted excess cash contributions from you.

You made total cash contributions of \$500.00 of which \$400.00 was deemed by them as excessive. At this date, the only way we have of complying with the FEC regulations is to refund your excess cash contribution and in return ask for you to please write a check in the excess amount of \$400.00. If you would please do this and write "'94 general debt" in the for line of the check, we could satisfy the request of the FEC.

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your cash contribution.

Bill, your assistance in this matter is greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

BARR

CONGRESS

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

January 6, 1996

Mr. T. Kenneth Minchew
40 Powder Springs St.
Marietta, GA 30064

Dear Ken:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately accepted excess cash contributions from you.

You made total cash contributions of \$150.00 of which \$50.00 was deemed by them as excessive. At this date, the only way we have of complying with the FEC regulations is to refund your excess cash contribution and in return ask for you to please write a check in the excess amount of \$50.00. If you would please do this and write "'94 primary debt" in the for line of the check, we could satisfy the request of the FEC.

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your cash contribution.

Ken, your assistance in this matter is greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

BARR

CONGRESS

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

January 6, 1996

Mr. Harold Miles
2014 Maple Street
Carrollton, GA 30117

Dear Harold:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately accepted excess cash contributions from you.

You made total cash contributions of \$200.00 of which \$100.00 was deemed by them as excessive. At this date, the only way we have of complying with the FEC regulations is to refund your excess cash contribution and in return ask for you to please write a check in the excess amount of \$100.00. If you would please do this and write "'94 primary debt" in the for line of the check, we could satisfy the request of the FEC.

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your cash contribution.

Harold, your assistance in this matter is greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

99.04.392.0508

BARR

CONGRESS

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

January 6, 1996

Mr. Tony Patak
1555 Longwood Drive
Marietta, GA 30060

Dear Tony:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately accepted excess cash contributions from you.

You made total cash contributions of \$140.00 of which \$40.00 was deemed by them as excessive. At this date, the only way we have of complying with the FEC regulations is to refund your excess cash contribution and in return ask for you to please write a check in the excess amount of \$40.00. If you would please do this and write "'94 primary debt" in the for line of the check, we could satisfy the request of the FEC.

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your cash contribution.

Tony, your assistance in this matter is greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

BARR

CONGRESS

*TOUGH ENOUGH TO . . .
CUT SPENDING FIRST*

January 6, 1996

Mrs. Mary Alice Smith
4856 Clark Lake Way
Acworth, GA 30102

Dear Mary Alice:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately accepted excess cash contributions from you.

You made total cash contributions of \$300.00 of which \$200.00 was deemed by them as excessive. At this date, the only way we have of complying with the FEC regulations is to refund your excess cash contribution and in return ask for you to please write a check in the excess amount of \$200.00. If you would please do this and write "'94 primary debt" in the for line of the check, we could satisfy the request of the FEC.

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your cash contribution.

Mary Alice, your assistance in this matter is greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

BARR

CONGRESS

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

January 6, 1996

Mr. Percy Wiley
4239 Neil Drive
Powder Springs, GA 30073

Dear Percy:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately accepted excess cash contributions from you.

You made total cash contributions of \$150.00 of which \$50.00 was deemed by them as excessive. At this date, the only way we have of complying with the FEC regulations is to refund your excess cash contribution and in return ask for you to please write a check in the excess amount of \$50.00. If you would please do this and write "'94 primary debt" in the for line of the check, we could satisfy the request of the FEC.

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your cash contribution.

Percy, your assistance in this matter is greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

Bob Barr for Congress '94
Schedule of Excessive Contributions

Name of Contributor and Address	Check Date	Amount	P G	Total Cont. By Election	Amount in Excess
W.P. Adams 1475 Old Summerville Rd NW Rome, Ga 30165	09/06/94	\$150.00	G		
	09/06/94	\$1,000.00	G	\$1,150.00	\$150.00
+ Thomas J. Barnette + 521 Village Trace, Bldg 10 Mableton, Ga 30067	06/29/93	\$2,000.00	P		
	02/15/94	\$2,000.00	P	\$4,000.00	\$3,000.00
Dean Booth 3100 Cumberland Cir. Suite 1500 Atlanta, Ga 30339	07/31/94	\$2,000.00	G	\$2,000.00	\$1,000.00
Jeffrey H. Breedlove 3882 Camargo Ln Conyers, GA 30208	05/01/93	\$350.00	P		
	12/29/93	\$100.00	P		
	05/04/94	\$100.00	P		
	05/19/94	\$100.00	P		
	06/14/94	\$500.00	P	\$1,150.00	\$150.00
H.G. Brown 628 Old Town Rd Villa Rica, GA 30180	05/10/94	\$50.00	P		
	06/10/94	\$1,000.00	P	\$1,050.00	\$50.00
* William L. Camp 204 Woodglen Rd Rome, Ga 30161	02/11/94	\$4,000.00	P	\$4,000.00	\$3,000.00
* Sharon O. Cooper 4028 River Ridge Chase Mableton, Ga 30067	11/13/93	\$100.00	P		
	03/31/94	\$1,900.00	P	\$2,000.00	\$1,000.00
+ Chns Edwards 67 Putnam Circle Atlanta, Ga 30342	10/26/94	\$1,500.00	G	\$1,500.00	\$500.00
James E. Fms 3048 Vinings Ferry Atlanta, GA 30339	08/09/93	\$50.00	P		
	12/05/93	\$800.00	P		
	07/02/94	\$677.00	P		
	07/13/94	\$25.00	P	\$1,552.00	\$552.00

99.04.392.0512

Bob Barr for Congress '94
Schedule of Excessive Contributions

Name of Contributor and Address	Check Date	Amount	P G	Total Cont. By Election	Amount in Excess
Roxanna J. Flick 5326 Presley Place Douglasville, GA 30135	09/02/93 10/28/93	\$1,000.00 \$803.25	P P	\$1,803.25	\$803.25
# + Robert W. Gates 7502 Rigby Way Douglasville, Ga 30134	09/29/94 09/29/94	\$2,000.00 \$1,000.00	G G	\$3,000.00	\$2,000.00
J L Gray 616 Richards Rd NE White, Ga 30184	09/13/94 10/17/94 12/31/94	\$500.00 \$500.00 \$250.00	G G G	\$1,250.00	\$250.00
Ronald S. Holley + 3807 Acworth Due West Rd + Acworth, Ga 30101 +	03/16/93 04/27/93 08/18/93 03/23/94 05/10/94 06/17/94	\$500.00 \$500.00 \$1,000.00 \$500.00 \$100.00 \$125.00	P P P P P P	\$2,725.00	\$1,725.00
Elizabeth James 6436 Picketts Crossing Acworth, Ga 30101	09/10/93 12/16/93 05/09/93 06/20/94	\$250.00 \$250.00 \$51.00 \$500.00	P P P P	\$1,051.00	\$51.00
# Cann B. Jannuzzo 3418 Mission Ridge Circle Atlanta, Ga 30339	09/30/94 09/30/94	\$1,000.00 \$2,000.00	G G	\$3,000.00	\$2,000.00
Paul A. Jones 9510 Bakers Ridge Rd Douglasville, Ga 30134 + +	02/18/94 03/05/94 06/21/94 08/20/94 11/29/94	\$500.00 \$500.00 \$500.00 \$1,000.00 \$250.00	P P P G G	\$1,500.00 \$1,250.00	\$500.00 \$250.00
Robert J. Linder + 990 Hammond Dr Atlanta, Ga 30328	03/21/94 06/05/93	\$500.00 \$1,000.00	P P	\$1,500.00	\$500.00

99.04.392.0513

Bob Barr for Congress '94
Schedule of Excessive Contributions

Name of Contributor and Address	Check Date	Amount	P G	Total Cont. By Election	Amount in Excess
# + Peter S. Manown 4739 Olde Village Lane Dunwoody, Ga 30338	10/16/94	\$2,000.00	G	\$2,000.00	\$1,000.00
Terry M. Manown 4739 Olde Village Lane Dunwoody, Ga 30338	10/16/94	\$2,000.00	G	\$2,000.00	\$1,000.00
Harrold D. McNally 4400 Lakeside Hills Pt Kennesaw, Ga 30144	11/21/93 05/21/94 10/10/94 10/19/94	\$1,000.00 \$250.00 \$1,000.00 \$750.00	P P G G	\$1,250.00 \$1,750.00	\$250.00 \$750.00
Mary Ann Mc Worter + 125 Allison Circle + Carrollton, Ga 30117	08/29/94 09/12/94 09/28/94 11/03/94	\$1,000.00 \$250.00 \$100.00 \$500.00	G G G G	\$1,850.00	\$850.00
Edward H. Metzger, III 5365 Northwater Way Duluth, GA 30136	08/15/93 02/23/94 02/24/94	\$500.00 \$50.00 \$500.00	P P P	\$1,050.00	\$50.00
# James B. Miller Jr 1956 River Forest Rd NW Atlanta, Ga 30327	10/07/94	\$2,000.00	G	\$2,000.00	\$1,000.00
# D. Tim Nealley 11712 Muskel Lane Charlotte, NC 28273	09/09/94	\$2,000.00	G	\$2,000.00	\$1,000.00
Robert E. Oliver 4025 Summit Dr Marietta, Ga 30068	08/24/93 04/05/94 10/10/94	\$1,000.00 \$1,000.00 \$2,000.00	P P G	\$2,000.00 \$2,000.00	\$1,000.00 \$1,000.00
Rick Sargent PO Box 6066 Rome, Ga 30161	06/02/94	\$2,000.00	P	\$2,000.00	\$1,000.00
+ Ruthann Sargent PO Box 6066 Rome, Ga 30161	06/02/94	\$2,000.00	P	\$2,000.00	\$1,000.00

99.04.392.0514

Bob Barr for Congress '94
Schedule of Excessive Contributions

Name of Contributor and Address	Check Date	Amount	P G	Total Cont By Election	Amount in Excess
+ Julius C Shaw 735 West Ave Cartersville, Ga 30120	10/12/94 10/27/94	\$1,000.00 \$600.00	G G	\$1,600.00	\$600.00
I.M. Sheffield, III 4950 Powers Ferry Rd. Allanta, Ga 30327	10/26/93 03/25/94	\$1,000.00 \$100.00	P P	\$1,100.00	\$100.00
+ Tyrone L. Shull 14134 Whistling Duck Ct Charlotte, NC 28273	09/12/94	\$2,000.00	G	\$2,000.00	\$1,000.00
J P Smith P O Box 238 Menilo, GA 30731	11/01/93 12/16/93 03/09/94	\$250.00 \$750.00 \$100.00	P P P	\$1,100.00	\$100.00
+ Stephen D. Smith MD 508 LaPorte St Rome Ga 30161	07/27/94 09/12/94 09/27/94 10/25/94	\$500.00 \$500.00 \$500.00 \$500.00	G G G G	\$2,000.00	\$1,000.00
+ William J. Smith PO Box 286 Conlet, Ga 30061	06/02/93 11/13/93 Cash 12/24/93	\$500.00 \$500.00 \$10.00 \$500.00	P P P P	\$1,510.00	\$510.00
# Denise H. Straus 12190 Charlotte Dr Alpharetta Ga 30201	12/15/93 02/01/94	\$1,000.00 \$1,000.00	P P	\$2,000.00	\$1,000.00
Melise Tidwell 7040 Pine Ridge Rd Dallas, Ga 30132	09/12/94 11/03/94	\$1,000.00 \$500.00	G G	\$1,500.00	\$500.00
+ Larry B. Thompson 4287 Papermill Rd Manetta, Ga 30067	10/26/93	\$2,000.00	G	\$2,000.00	\$1,000.00

99.04.392.0515

Bob Barr for Congress '94
Schedule of Excessive Contributions

Name of Contributor and Address	Check Date	Amount	P G	Total Cont By Election	Amount in Excess
Mary A. Thompson 4287 Papermill Rd Maretta, Ga 30067	10/26/93	\$2,000.00	P	\$2,000.00	\$1,000.00
Wendy W. Walker 17 Cameo Dr Rome, Ga 30165	10/13/94 10/17/94	\$1,000.00 \$1,000.00	G G	\$2,000.00	\$1,000.00
Holland M Ware 212 Maple Dr Hogansville, Ga 30230	06/01/94	\$2,000.00	P	\$2,000.00	\$1,000.00
Craig E. Weil MD 1121 Johnson Ferry Rd Maretta, Ga 30067	02/03/94	\$2,000.00	P	\$2,000.00	\$1,000.00
Ben E. Whittington 89 Crackmeck Rd Armuchee, GA 30105	05/08/93 08/12/93 02/04/94 02/11/94 06/10/94	\$88.00 \$250.00 \$500.00 \$400.00 \$250.00	P P P P P	\$1,488.00	\$488.00
Paul D. Wilkerson 325 Great Southwest Pkwy Atlanta, Ga 30336	10/12/93 03/30/94 05/21/94	\$1,000.00 \$400.00 \$250.00	P P P	\$1,650.00	\$650.00
Charles J. Wirsing Jr 3413 Wheeler Rd Augusta, GA 30909	06/12/93 12/30/93 01/06/94 03/21/94	\$200.00 \$200.00 \$200.00 \$600.00	P P P P	\$1,200.00	\$200.00
Gardner Wright P O Box 1118 Calhoun, GA 30701	12/21/93 05/11/94 06/01/94	\$250.00 \$500.00 \$500.00	P P P	\$1,250.00	\$250.00
* Dexter Yager PO Box 412080 Charlotte, NC 28241	09/07/94	\$2,000.00	G	\$2,000.00	\$1,000.00

99.04.392.0516

Bob Barr for Congress '94
Schedule of Excessive Contributions

Name of Contributor and Address	Check Date	Amount	P G	Total Cont By Election	Amount in Excess
+ Rhonda B. Yager 855 Hamilton Ct. Clover, SC 29710	09/08/94	\$2,000.00	G	\$2,000.00	\$1,000.00
Steve Maculey 2490 Robinson Rd Maretta, GA 30068	11/02/93 02/07/94	\$25.00 \$1,000.00	P P	\$1,025.00	\$25.00

Total

\$40,804.25

Legend

Identified as one of the eight contributions drawn on a joint account
and attributed to a account holder who did not sign the contribution check.

+ Identified as an excessive contribution that was unitemized.

_1/ Election Designation was assigned by Audit Staff using the check
date and 7/19/94 primary date, unless designated otherwise on the check.

_2/ The identity of the contributor follows the signatory.
No redesignations or reattributions were located in Committee records.

99.04.392.0517

Bob Barr For Congress '94
Cash Contributions

Name and Address	Date	Cash Amount	Excessive Amount
Cathy Alterman N/A N/A	N/A	\$250.00	\$150.00
Gene Atkins 30 S Fairground St Maretta, Ga 3060	N/A N/A	\$100.00 \$100.00	\$0.00 \$100.00
Ernst Cochran 352 N Tennessee St Cartersville, Ga 30120	N/A	\$200.00	\$100.00
Floyd Cowan N/A N/A	N/A	\$125.00	\$25.00
George Fulton 5840 Bankhead Hwy Douglasville Ga 30134	N/A N/A	\$120.00 \$100.00	\$20.00 \$100.00
Gerald Landers 6646 Cowan Mill Rd Winston Ga 30187	N/A N/A	\$100.00 \$50.00	\$0.00 \$50.00
Bill A. Ledee 750 Columns Cir Maretta Ga 30067	N/A	\$500.00	\$400.00
Harold Miles Maple St Carrollton Ga 30117	N/A	\$200.00	\$100.00
T. Kenneth Minchew Jr 40 Powder Spring St Maretta Ga 30064	N/A	\$150.00	\$50.00
Toni A. Patak 1555 Longwood Dr Maretta Ga 30060	N/A	\$140.00	\$40.00

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Bob Barr For Congress '94
Cash Contributions

Name and Address	Date	Cash Amount	Excessive Amount
Mike Sanders N/A N/A	N/A	\$120.00	\$20.00
Mary Alice Smith 4856 Clark Lake Way Acworth, Ga 30102	10/24/94	\$300.00	\$200.00
Rick Tibbits NA	N/A	\$100.00	\$0.00
??????, Ga 30240	N/A	\$100.00	\$100.00
	10/24/94	\$100.00	\$100.00
	N/A	\$100.00	\$100.00
Percy P. Wiley 4239 Neil Dr Powder Sprngs. Ga 30073	N/A	\$150.00	\$50.00
Total Excess Cash		\$3,105.00	\$1,705.00

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N/A - From the records available, the Audit staff was unable
determine these items

99.04.392.0519

58-5

BARR

CONGRESS

January 2, 1996

Mr. Edward H. Metzger III
5365 Northwater Way
Duluth, GA 30136

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

Dear Ed:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$1,050.00 of which \$1,050.00 was deemed by them as excessive. FEC regulations allows campaigns 60 days to correct these matters, however, this time has passed.

At this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a check for \$50 and write "'94 general election debt" in the for line?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Ed, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill Adams or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

1100-12
(Chen-Hill)

BARR

CONGRESS

January 2, 1996

Mr. D. Tim Nealley
11712 Musket Lane
Charlotte, NC 28273

TOUGH ENOUGH TO ...
CUT SPENDING FIRST

Dear Tim:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$2,000.00 of which \$1,000.00 was deemed by them as excessive. Your check was correctly signed and made out to Bob's campaign. However, since the contribution was given on behalf of you and Leanne, the check needed both of your signatures to comply with the FEC regulations. If a missing signature is discovered within 60 days, the FEC would have allowed us to accept a written statement from her properly attributing the contribution.

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a check for \$1,000 and write "'94 primary election debt" in the for line of the check?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Tim, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill Adams or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

11/12/95
10/22/95

BARR

CONGRESS

January 2, 1996

Mr. Robert E. Oliver
4025 Summit Dr. *Dr. E*
Marietta, GA 30068

TOUGH ENOUGH TO ...
CUT SPENDING FIRST

Dear Bob:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$4,000.00 of which \$2,000.00 was deemed by them as excessive. Your checks were correctly signed and made out to Bob's campaign. However, since the contribution was given on behalf of you and Donna, the checks needed both of your signatures to comply with the FEC regulations. If a missing signature is discovered within 60 days, the FEC would have allowed us to accept a written statement from her properly attributing the contribution.

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please have Donna write two checks for \$1,000? On one check write "'94 primary election debt" in the for line and on the other write "'94 general election debt" in the for line.

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Bob, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill Adams or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

1000
January 2, 1996

BARR

CONGRESS

Mr. Rick Sargent
P.O. Box 6066
Rome, GA 30161

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

Dear Rick:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$2,000.00 of which \$1,000.00 was deemed by them as excessive. Your check was correctly signed and made out to Bob's campaign. However, since the contribution was for the primary and the general election, it needed this designation on the check to comply with the FEC regulations. If a missing designation is discovered within 60 days, the FEC would have allowed us to accept a written statement from you properly attributing the contribution.

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a check for \$1,000 and write "'94 general election debt" in the for line?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Rick, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill Adams or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

BARR

CONGRESS

January 2, 1996

Mrs. Ruthann Sargent
P.O. Box 6066
Rome, GA 30161

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

Dear Ruthann:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$2,000.00 of which \$1,000.00 was deemed by them as excessive. Your check was correctly signed and made out to Bob's campaign. However, since the contribution was given for the primary and general election, the check needed designation as such to comply with the FEC regulations. If a missing designation is discovered within 60 days, the FEC would have allowed us to accept a written statement from you properly attributing the contribution.

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a check for \$1,000 and write "'94 general election debt" in the for line of the check?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Ruthann, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill Adams or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

600 P
1/2 of 600

BARR

CONGRESS

January 2, 1996

Mr. J. C. Shaw
735 West Ave.
Cartersville, GA 30120

TOUGH ENOUGH TO ...
CUT SPENDING FIRST

Dear Bud:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$1,600.00 of which \$600.00 was deemed by them as excessive. Your checks were correctly signed and made out to Bob's campaign. However, since the contribution was given on behalf of you and Mrs. Shaw, the checks needed both of your signatures to comply with the FEC regulations. If a missing signature is discovered within 60 days, the FEC would have allowed us to accept a written statement from her properly attributing the contribution.

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a check for \$600 and write "'94 primary election debt" in the for line of the check?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Bud, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill Adams or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

1(2) - 6

BARR

CONGRESS

January 2, 1996

Mr. I.M. Sheffield, III
4950 Powers Ferry Rd.
Atlanta, GA 30327

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

Dear I.M.:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$1,100.00 of which \$100.00 was deemed by them as excessive. FEC regulations allow 60 days to correct these matters, however, this time has passed.

At this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a check for \$100 and write "'94 general election debt" on the for line?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

I.M., your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill Adams or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

99.04.392.0526

1/11/96
Shull

BARR

CONGRESS

January 2, 1996

Mr. Tyrone L. Shull
14134 Whistling Duck Ct.
Charlotte, NC 28273

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

Dear Tyrone:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$2,000.00 of which \$1,000.00 was deemed by them as excessive. Your check was correctly signed and made out to Bob's campaign. However, since the contribution was given on behalf of you and April, the check needed both of your signatures to comply with the FEC regulations. If a missing signature is discovered within 60 days, the FEC would have allowed us to accept a written statement from your spouse attributing part of the contribution.

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. Would you please write a check for \$1,000 and write "'94 primary election debt" in the for line of the check?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Tyrone, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill Adams or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

112-9

BARR

CONGRESS

January 2, 1996

Mr. J.P. Smith
P.O. Box 238
Menlo, GA 30731

*TOUGH ENOUGH TO . . .
CUT SPENDING FIRST*

Dear J.P.:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$1,100.00 of which \$100.00 was deemed by them as excessive. FEC regulation allows 60 to correct these matters, however, this time has passed..

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a check for \$100 and write "'94 general election debt" in the for line of the check?.

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

J.P., your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill Adams or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

1000
1000

BARR

CONGRESS

January 2, 1996

Dr, Stephen Smith
508 Laporte St.
Rome, GA 30161

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

Dear Dr. Smith:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$2,000.00 of which \$1,000.00 was deemed by them as excessive. Your checks were correctly signed and made out to Bob's campaign. However, since the contribution was given on behalf of you and Mrs. Smith, the checks needed both of your signatures to comply with the FEC regulations. If a missing signature is discovered within 60 days, the FEC would have allowed us to accept a written statement from her properly attributing the contribution.

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a check for \$1,000 and write "'94 primary election debt" in the for line of the check?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Dr. Smith, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill Adams or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

570
10/1-570

BARR

CONGRESS

January 2, 1996

Mr. William J. Smith
P.O. Box 286
Conley, GA 30061

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

Dear Bill:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$1,510.00 of which \$510.00 was deemed by them as excessive. FEC regulations allow 60 days to correct these matters, however, this time has passed..

At this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a check for \$510 and write "'94 general election debt" in the for line of the check?.

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Bill, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill Adams or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

Page 1

BARR

CONGRESS

January 2, 1996

Mrs. Denise H. Straus
12190 Charlotte Dr.
Alpharetta, GA 30201

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

Dear Denise:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$2,000.00 of which \$1,000.00 was deemed by them as excessive. Your checks were correctly signed and made out to Bob's campaign. However, since the contribution was given on behalf of you and Barry, the checks needed both of your signatures to comply with the FEC regulations. If a missing signature is discovered within 60 days, the FEC would have allowed us to accept a written statement from Barry properly attributing the contribution.

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a check for \$1,000 and write "'94 general election debt" in the for line of the check?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Denise, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill Adams or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

500
(Jan 526)

BARR

CONGRESS

January 2, 1996

Mrs. Melise Tidwell
7040 Pine Ridge Rd.
Dallas, GA 30132

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

Dear Melise:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$1,500.00 of which \$500.00 was deemed by them as excessive. Your checks were correctly signed and made out to Bob's campaign. However, since the contribution was given on behalf of you and Joey, the checks needed both of your signatures to comply with the FEC regulations. If a missing signature is discovered within 60 days, the FEC would have allowed us to accept a written statement from Joey properly attributing the contribution.

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a check for \$500 and write "'94 primary election debt" in the for line of the check?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Melise, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill Adams or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

122-1

BARR

CONGRESS

January 2, 1996

Mr. Larry B. Thompson
4287 Papermill Rd.
Marietta, GA 30067

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

Dear Larry:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$2,000.00 of which \$1,000.00 was deemed by them as excessive. Your check was correctly signed and made out to Bob's campaign. However, since the contribution was given for the primary and general elections the check needed this designation to comply with the FEC regulations. If a missing designation is discovered within 60 days, the FEC would have allowed us to accept a written statement from you properly attributing the contribution.

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a \$1,000 check and write "'94 general election debt" in the for line of the check?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Larry, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill Adams or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

181-2

BARR

CONGRESS

January 2, 1996

Mrs. Mary A. Thompson
4287 Papermill Rd.
Marietta, GA 30067

*TOUGH ENOUGH TO . . .
CUT SPENDING FIRST*

Dear Mary:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$2,000.00 of which \$1,000.00 was deemed by them as excessive. Your check was correctly signed and made out to Bob's campaign. However, since the contribution was given for the primary and general elections the check needed this designation to comply with the FEC regulations. If a missing signature is discovered within 60 days, the FEC would have allowed us to accept a written statement from you properly attributing the contribution.

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a \$1,000 check and write "'94 general election debt" in the for line of the check?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Mary, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill Adams or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

99.04.392.0534

488
1/16/96
45,000 (210)
January 2, 1996

BARR

CONGRESS

TOUGH ENOUGH TO ...
CUT SPENDING FIRST

Mr. Ben E. Whittington
89 Crackerneck Rd.
Armuchee, GA 30105

Dear Ben:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$1,488.00 of which \$488.00 was deemed by them as excessive. Your checks were correctly signed and made out to Bob's campaign. However, since the contribution was given for the primary and general elections and the check needed this designation to comply with the FEC regulations. If a missing designation is discovered within 60 days, the FEC would have allowed us to accept a written statement from you properly attributing the contribution.

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a check for \$488 and write "'94 general election debt" in the for line of the check?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Ben, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill Adams or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

650-g
(A. Adams)

BARR

CONGRESS

January 2, 1996

Mr. Paul D. Wilkerson
325 Great Southwest Pkwy.
Atlanta GA 30336

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

Dear Paul:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$1,650.00 of which \$650.00 was deemed by them as excessive. Your checks were correctly signed and made out to Bob's campaign. However, since the contribution was given on behalf of you and Wanda, the checks needed both of your signatures to comply with the FEC regulations. If a missing signature is discovered within 60 days, the FEC would have allowed us to accept a written statement from Wanda properly attributing the contribution.

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a check for \$650 and write "'94 general election debt" in the for line?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Paul, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill Adams or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

217-9

BARR

CONGRESS

January 2, 1996

Mr. Gardner Wright
P.O. Box 1118
Calhoun, GA 30701

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

Dear Gardner:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$1,250.00 of which \$250.00 was deemed by them as excessive. Your checks were correctly signed and made out to Bob's campaign. However, since the contribution was given for the primary and general election, the check needed this designation to comply with the FEC regulations. If a missing designation is discovered within 60 days, the FEC would have allowed us to accept a written statement from you properly attributing the contribution.

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a \$250 check and write "94 general election debt" in the for line?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Gardner, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill Adams or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

100th - P
Barr Log

BARR

CONGRESS

January 2, 1996

Mr. Dexter Yager
P.O. Box 412080
Charlotte, NC 28241

TOUGH ENOUGH TO . . .
CUT SPENDING FIRST

Dear Dexter:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$2,000.00 of which \$1,000.00 was deemed by them as excessive. Your check was correctly signed and made out to Bob's campaign. However, since the contribution was given on behalf of you and Birdie, the check needed both of your signatures to comply with the FEC regulations. If a missing signature is discovered within 60 days, the FEC would have allowed us to accept a written statement from Mrs. Yager properly attributing the contribution.

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a \$1,000 check and write "'94 primary election debt" in the for line?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Dexter, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill Adams or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

1000 P
(Jeff's letter)

BARR

CONGRESS

January 2, 1996

Mrs. Rhonda B. Yager
855 Hamilton Ct.
Clover, SC 29710

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

Dear Rhonda:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$2,000.00 of which \$1,000.00 was deemed by them as excessive. Your check were correctly signed and made out to Bob's campaign. However, since the contribution was given on behalf of you and Jeff, the check needed both of your signatures to comply with the FEC regulations. If a missing signature is discovered within 60 days, the FEC would have allowed us to accept a written statement from Mr. Yager properly attributing the contribution.

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a \$1,000 check and write "'94 primary election debt" in the for line of the check?.

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Rhonda, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill Adams or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

Bird & Myers

A PROFESSIONAL CORPORATION

ATTORNEYS AT LAW

1150 MONARCH PLAZA

3414 PEACHTREE ROAD, NORTHEAST

ATLANTA, GEORGIA 30326

(404) 264-9400

TELECOPIER: (404) 365-9731

WENDELL R. BIRD*
DAVID J. MYERS
TIMOTHY W. TOWNSEND**
HARVEY KONING
CHRISTOPHER J. McKEE
OF COUNSEL
RUSSELL P. REACH†
THOMAS O. KOTOUCH

*ADMITTED IN GEORGIA, FLORIDA,

ALABAMA AND CALIFORNIA

**ADMITTED IN GEORGIA AND MICHIGAN

†ADMITTED IN GEORGIA AND SOUTH CAROLINA

ADMITTED IN GEORGIA, ALABAMA,

NEBRASKA AND SOUTH CAROLINA

February 5, 1996

Mr. Bill Adams
Campaign Director
Barr for Congress
P.O. Box 4323
Marietta, GA 30061

Via Hand Delivery

RE: 1994 Contribution

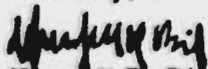
Dear Bill:

I hope all is going well.

In response to your letter of January 29, my contribution check number 7954 for \$1000 was drawn on a noncorporate account, and I wrote that in the upper right of the check ("not a corporate account"). My law practice operates and operated through both a corporation (then Bird & Associates, P.C. and now Bird & Myers, P.C.) and an unincorporated proprietorship (then and now Bird & Associates). The bank can verify that account 6488064 is a noncorporate account (BankSouth, Elise Williams, 404-238-0100). The funds were strictly noncorporate funds, and the campaign was correct to accept them.

Please let me know if I can provide any further information, or if you wish me to replace the noncorporate check with another noncorporate check. Unless you wish me to, I am returning your refund check. With kindest regards,

Sincerely,


Wendell R. Bird
Bird & Myers, P.C.

tbw

99.04.392.0540

BARR

CONGRESS

January 2, 1996

*TOUGH ENOUGH TO . . .
CUT SPENDING FIRST*

Mr. H.G. Brown
628 Old Town Rd.
Villa Rica, GA 30180

Dear Grady:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$1,050.00 of which \$50.00 was deemed by them as excessive. FEC regulations give a campaign 60 days to correct these situations, however, this time has passed.

At this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a \$50 check to the campaign and write "'94 general debt" in the for line?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Grady, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

150 - 2

BARR

CONGRESS

TOUGH ENOUGH TO ...
CUT SPENDING FIRST

January 2, 1996

Dr. W.P. Adams
1475 Old Summerville Rd.
Rome, GA 30165

Dear Pat:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$1,150.00 in the general election of which \$150.00 was deemed by them as excessive. The FEC gives a campaign 60 days to comply with their regulations in these situations, however, this time has passed.

At this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a \$150 check and write in the for line, "'94 primary debt."

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Pat, your assistance in this matter is greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill Adams or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

25-7

BARR

CONGRESS

January 2, 1996

Mr. Steve Maculey
2490 Robinson Road
Marietta, GA 30068

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

Dear Steve:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$1,025.00 of which \$25.00 was deemed by them as excessive. Your checks were correctly signed and made out to Bob's campaign. However, since the contributions were given for the primary and general election, the checks needed this designation to comply with FEC regulations. If a missing designation is discovered within 60 days, the FEC would have allowed us to accept a written statement from you attributing the excess contribution to the general election.

However, at this date, the only way we have of complying with FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a \$25 check and write "'94 general election debt" in the for line?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Steve, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill Adams or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

2000 - 9
1000 P

BARR

CONGRESS

January 2, 1996

Mr. Thomas J. Barnette
521 Village Trace Bldg. 10
Marietta, GA 30067

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

Dear Jack:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$4,000.00 of which \$3,000.00 was deemed by them as excessive. Your checks were correctly signed and made out to Bob's campaign. However, since the contribution was given on behalf of you and Mrs. Barnette, the checks needed both of your signatures to comply with the FEC regulations. If a missing signature is discovered within 60 days, the FEC would have allowed us to accept a written statement from you properly attributing the contribution.

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a \$1,000 check and Mrs. Barnette write a \$2,000 check to the campaign. On your check, please write "'94 general debt" in the for line and on Mrs. Barnette's check, please have her write "\$1,000 for '94 general election debt, \$1,000 for '94 primary election debt."

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Jack, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill Adams or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

99.04.392.0544

1000 - P
(on letter 1000-97)

BARR

CONGRESS

January 2, 1996

Mr. Dean Booth
3100 Cumberland Cir. Suite 1500
Atlanta, GA 30339

TOUGH ENOUGH TO ...
CUT SPENDING FIRST

Dear Dean:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$2,000.00 of which \$1,000.00 was deemed by them as excessive. Your check was correctly signed and made out to Bob's campaign. However, since the contribution was given on behalf of you and Katie, the check needed both of your signatures to comply with the FEC regulations. If a missing signature is discovered within 60 days, the FEC would have allowed us to accept a written statement from you properly attributing the contribution.

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a \$1,000 check and write "'94 primary election debt" in the for line? *see letter letter dated 1/2/96*

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Dean, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill Adams or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

150 - 9
(Kat 150 - 9)

BARR

CONGRESS

TOUGH ENOUGH TO ...
CUT SPENDING FIRST

January 2, 1996

Mr. Jeffrey H. Breedlove
1306 Bayliss Ave.
Alexandria, VA 22301

Dear Jeff:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$1,150.00 of which \$150.00 was deemed by them as excessive. FEC regulations allow 60 days to correct these types of situations, however, this time has passed.

At this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a \$150 check and write "'94 general debt" in the for line?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Jeff, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill Adams or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

99.04.392.0546

50-9
h.f.

BARR

CONGRESS

January 2, 1996

TOUGH ENOUGH TO ...
CUT SPENDING FIRST

Mr. H.G. Brown
628 Old Town Rd.
Villa Rica, GA 30180

Dear Grady:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$1,050.00 of which \$50.00 was deemed by them as excessive. FEC regulations give a campaign 60 days to correct these situations, however, this time has passed.

At this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a \$50 check to the campaign and write "'94 general debt" in the for line?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Grady, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill Adams or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

99.04.392.0548

9
1020

BARR

CONGRESS

TOUGH ENOUGH TO ...
CUT SPENDING FIRST

January 2, 1996

Mr. William L. Camp
204 Woodglen Rd.
Rome, GA 30161

Dear Billy:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$4,000.00 of which \$3,000.00 was deemed by them as excessive. Your check was correctly signed and made out to Bob's campaign. However, since the contribution was given on behalf of you and Jean, the check needed both of your signatures to comply with the FEC regulations. If a missing signature is discovered within 60 days, the FEC would have allowed us to accept a written statement from you properly attributing the contribution.

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a \$1,000 check and write "'94 general debt" in the for line and have Mrs. Camp write a \$2,000 check and write "\$1,000 '94 general election debt, \$1,000 '94 primary election debt" in her for line?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Billy, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill Adams or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

100-9

BARR

CONGRESS

January 2, 1996

Mrs. Sharon O. Cooper
4028 River Ridge Chase
Marietta, GA 30067

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

Dear Sharon:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$2,000.00 of which \$1,000.00 was deemed by them as excessive. Your checks were correctly signed and made out to Bob's campaign. However, since the contribution was given on behalf of you and Tom, the checks needed both of your signatures to comply with the FEC regulations. If a missing signature is discovered within 60 days, the FEC would have allowed us to accept a written statement from you properly attributing the contribution.

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a check for \$1,000 and write "'94 general debt" in the for line?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Sharon, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill Adams or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

55 29

BARR

CONGRESS

January 2, 1996

Mr. James E. Fitts
3048 Vinings Ferry
Atlanta, GA 30339

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

Dear Jim:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$1,552.00 of which \$552.00 was deemed by them as excessive. FEC regulations allow 60 days to correct these situations, however, this time has passed.

At this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a check for \$552 to the campaign and write "'94 general debt" in the for line?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Jim, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill Adams or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

803-25
January 2, 1996

BARR

CONGRESS

Mrs. Roxanna J. Flick
5326 Presley Place
Douglasville, GA 30135

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

Dear Roxanna:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$1,803.25 of which \$803.25 was deemed by them as excessive. Your checks were correctly signed and made out to Bob's campaign. However, since the contribution was given on behalf of you and Ken, the checks needed both of your signatures to comply with the FEC regulations. If a missing signature is discovered within 60 days, the FEC would have allowed us to accept a written statement from Ken properly attributing contribution.

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a check for \$803.25 and write in the for line "'94 general debt?"

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Roxanna, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill Adams or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

25075

BARR

CONGRESS

January 2, 1996

*TOUGH ENOUGH TO . . .
CUT SPENDING FIRST*

Mr. J.L. Gray
616 Richards Rd. NE
White, GA 30184

Dear Pete:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$1,250.00 of which \$250.00 was deemed by them as excessive. FEC regulations allow 60 days for us to correct this type of situation, however, this time has passed.

At this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a check for \$250 and write "'94 primary election debt?"

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Pete, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill Adams or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

1102-7
(725 from family)

BARR

CONGRESS

January 2, 1996

TOUGH ENOUGH TO . . .
CUT SPENDING FIRST

Mr. Ronald S. Holley
3807 Acworth Due West Rd.
Acworth, GA 30101

Dear Ron:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$2,725.00 of which \$1,725.00 was deemed by them as excessive. FEC regulation allows campaigns 60 days to correct these situations, however, this time has passed.

At this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write the campaign a check for \$1,000 and write "'94 general election debt" in the for line?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Ron, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill Adams or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

51-j

BARR

CONGRESS

January 2, 1996

Mrs. Elizabeth James
6436 Picketts Crossing
Acworth, GA 30101

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

Dear Elizabeth:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$1,051.00 of which \$51.00 was deemed by them as excessive. Your checks were correctly signed and made out to Bob's campaign. However, since the contribution was given on behalf of you and Mr. James, the checks needed both of your signatures to comply with the FEC regulations. If a missing signature is discovered within 60 days, the FEC would have allowed us to accept a written statement from him properly attributing the contribution.

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a \$51 check to the campaign and write "'94 general election debt" in the for line?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Elizabeth, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill Adams or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

1000-P
(Paid Election Day)
1000 (and)

January 2, 1996

BARR

CONGRESS

Mrs. Carin B. Jannuzzo
3418 Mission Ridge Circle
Atlanta, GA 30339

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

Dear Carin:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$3,000.00 of which \$1,000.00 was deemed by them as excessive. Your checks were correctly signed and made out to Bob's campaign. However, since the contribution was given on behalf of you and Paul, the checks needed both of your signatures to comply with the FEC regulations. If a missing signature is discovered within 60 days, the FEC would have allowed us to accept a written statement from you and Paul properly attributing the contribution.

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a check for \$1,000 and write "'94 primary election debt" in the for line for the check and ask Paul to do the same?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Carin, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill Adams or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

750 - Primary
January 2, 1996

Mr. Paul A. Jones
9510 Bakers Ridge Rd.
Douglasville, GA 30134

BARR

CONGRESS

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

Dear Paul:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$2,750.00 of which \$750.00 was deemed by them as excessive. Your checks were correctly signed and made out to Bob's campaign. However, since the contribution was given on behalf of you and Sybil, the checks needed both of your signatures to comply with the FEC regulations. If a missing signature is discovered within 60 days, the FEC would have allowed us to accept a written statement from you and Sybil properly attributing the contribution.

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please ask Sybil to write two checks? One for \$500 and write "for the '94 general election debt" in the for line and one for \$250 and write "'94 primary election debt" in the for line.

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Paul, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill Adams or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

2122-10

BARR

CONGRESS

January 2, 1996

Mr. & Mrs. Peter S. Manown
4739 Olde Village Lane
Dunwoody, GA 30338

*TOUGH ENOUGH TO . . .
CUT SPENDING FIRST*

Dear Peter & Terry:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$4,000.00 of which \$2,000.00 was deemed by them as excessive. Your check was correctly signed and made out to Bob's campaign. However, since the contribution was given on behalf of both of you, the check needed both of your signatures to comply with the FEC regulations. If a missing signature is discovered within 60 days, the FEC would have allowed us to accept a written statement from you properly attributing part of the contribution.

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would both of you please write a \$1,000 check and write "'94 primary election debt" in the for line?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Peter & Terry, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill Adams or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

Prop

BARR

CONGRESS

January 2, 1996

Mrs. Mary Ann Meworter
125 Allison Circle
Carrollton, GA 30117

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

Dear Mary Ann:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately documented your contributions.

You made total contributions of \$1,850.00 of which \$850.00 was deemed by them as excessive. Your checks were correctly signed and made out to Bob's campaign. However, since the contribution was given on behalf of you and Aaron, the checks needed both of your signatures to comply with the FEC regulations. If a missing signature is discovered within 60 days, the FEC would have allowed us to accept a written statement from you and Aaron properly attributing the contribution.

However, at this date, the only way we have of complying with the FEC regulations is to "swap" checks with you. In other words, we are refunding your contribution in the same manner as it was written to the campaign. In return, would you please write a check for \$850 and write "'94 primary election debt" in the for line?

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your original contribution.

Mary Ann, your assistance in this matter will be greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill Adams or me if we may be of assistance.

Sincerely,

Charles C. Black
Treasurer

BOB, COUNT ME IN TO HELP YOU BEGIN YOUR CAMPAIGN FOR VICTORY IN 1994.
MY PLEDGE TO YOU AND THE "TOUGH ENOUGH TO ...CUT SPENDING FIRST" CAMPAIGN IS:

\$25 \$50 \$100 \$250 \$500 ☒ \$1,000 OTHERS

WORK AT HEADQUARTERS WORK PHONE BANKS HOST A COFFEE
YARD SIGNS RAISE FUNDS INVITE BOB TO SPEAK

The following information is required by the Federal Election Commission for contributions. Please call with any questions. Thank you for complying.

Name Wendell Bird Phone(h) _____ (w) _____
Address 3414 Peachtree Rd NE City Atlanta State GA Zip 30326
Occupation & Title (ex: Sales, V.P.) Attorney
Employer & Employer's Address S. L. A.

"Tough Enough To...Cut Spending First"

Bob Barr Congress '94**P.O. Box 215**Dallas, GA 30132** (404) 951-0817 OR (404) 951-2907

Paid for by "The Bob Barr Congress '94 Committee," Bob Barr, Treasurer. Contributions are not tax deductible. Corporate contributions are prohibited.

Bird & Associates

ATTORNEYS AT LAW
1150 MONARCH PLAZA
3414 PEACHTREE ROAD, NORTHEAST
ATLANTA, GEORGIA 30326
(404) 264-9400

DATE	REF. NO.	AMOUNT
Not a corporate account		

7954

64-7
610

PAY One thousand dollars-----

DOLLARS

DATE	PAY TO THE ORDER OF	CHECK NO.	GROSS AMOUNT	DISCOUNT	CHECK AMOUNT
3/14/94	Barr for Congress				--1,000.00

DESCRIPTION
W. R. BIRD

BANK SOUTH - ATLANTA, GEORGIA

[Signature]

99-04-392-0559

BELLAMY FUNERAL HOME

4405 MARIETTA STREET
POWDER SPRINGS, GA 30073

3791

84-363/611

PAY
TO THE
ORDER OF

Bob Barr - Congress
One hundred and ^{no}/₁₀₀

10-29

1994

\$ 100⁰⁰

DOLLAR



FOR

Dennis Bellamy

BOB, COUNT ME IN TO HELP YOU BEGIN YOUR CAMPAIGN FOR VICTORY IN 1994.
MY PLEDGE TO YOU AND THE "TOUGH ENOUGH TO...CUT SPENDING FIRST" CAMPAIGN IS:

☐ \$25 ☐ \$50 ☒ \$100 ☐ \$250 ☐ \$500 ☐ \$1000 ☐ OTHER \$

☐ WORK AT HEADQUARTERS ☐ WORK PHONE BANKS ☐ HOST A COFFEE

☐ YARD SIGNS ☐ RAISE FUNDS ☐ INVITE BOB TO SPEAK

The following information is required by the Federal Election Commission for contributions. Please call with any questions. Thank you for complying.

Name Dennis Bellamy Phone (h) _____ (w) _____
Address 4405 Marietta St City Powder Springs State Ga Zip 30073
Occupation & Title (ex: Sales, V.P.) Owner
Employer & Employer's Address Bellamy Funeral Home

"Tough Enough To...Cut Spending First"

Bob Barr Congress 94**P.O. Box 4323**Marietta, GA**30061-4323

(Paid for by "The (Bob Barr) Congress 94 Committee," Charles Black, Treasurer. Contributions are not tax deductible. Corporate contributions are prohibited.)

99.04.392.0560

SEWARD & KISSEL

1200 G STREET, N.W.

WASHINGTON, D.C. 20005

TELEPHONE: (202) 737-8833

FACSIMILE: (202) 737-5184

GEORGE C. SEWARD*
SENIOR COUNSEL

LESTER KISSEL
RICHARD H. VALENTINE
EDWARD W. BEUCHERT
ROBERT B. SIMON
KEITH H. ELLIS*
ALBERTO L. CALAFELL
RICHARD H. METSCH
COUNSEL

ONE BATTERY PARK PLAZA
NEW YORK, N.Y. 10004
TELEPHONE: (212) 574-1200
FACSIMILE: (212) 480-8421

REPRESENTATIVE OFFICE
NADOR UTCA 11
1051 BUDAPEST, HUNGARY
TELEPHONE: (361) 132-7115
FACSIMILE: (361) 132-7940

March 28, 1995

EUGENE P. SOUTHER
BLAISE G. A. PASZTORY
ALBERT A. WALSH*
ARRIAL S. COGAN
BRUCE D. SENZEL
MARLENE D. DANIELS
JAMES H. HANCOCK*
ANTHONY R. MANSFIELD*
ANTHONY C. J. NULAND*
M. WILLIAM MUNNO
PETER E. PRONT
DALE C. CHRISTENSEN, JR.
DAVID L. FOBES
HADLEY S. ROE
RUSSELL C. PRINCE
CRAIG T. HICKERNELL
JANET R. ZIMMER*
ROBERT A. WALDER
JOHN E. TAVSS
WILLIAM F. KUNTZ, II
GARY J. WOLFE
LAWRENCE RUTKOWSKI
RONALD L. COHEN
MARK J. HYLAND
PAUL T. CLARK*
JONATHAN BERGER
THOMAS G. MACDONALD
MARK A. BRODY
PAUL M. GOTTLIEB
JOHN J. CLEARY
MICHAEL J. MCNAMARA
KALYAN DAS
JOHN F. RIGNEY
PATRICIA A. POGLINCO

*ADMITTED IN DISTRICT OF COLUMBIA

Barr for Congress
P.O. Box 4323
Marietta, GA 30061

To Whom It May Concern:

Enclosed please find a check from Seward & Kissel in the amount of \$500.00 made payable to "Barr for Congress" to be dedicated to the debt reduction for the 1994 campaign. Seward & Kissel is a general partnership and, therefore, for FEC reporting purposes the firm's contribution should be attributed to each partner as follows:

Jonathan Berger	\$ 10.50
Mark A. Brody	\$ 10.50
Dale C. Christensen, Jr.	\$ 27.98
Paul T. Clark	\$ 10.50
John J. Cleary	\$ 10.50
Arrial S. Cogan	\$ 10.50
Ronald L. Cohen	\$ 10.50
Marlene D. Daniels	\$ 17.46
Kalyan Das	\$ 10.50
David L. Fobes	\$ 10.50
Paul M. Gottlieb	\$ 10.50
James H. Hancock	\$ 17.46
Craig T. Hickernell	\$ 10.50
Mark J. Hyland	\$ 17.46
William F. Kuntz II	\$ 10.50

99.04.392.0561

Barr for Congress
March 28, 1995
Page 2

Thomas G. MacDonald	\$ 17.46
Anthony R. Mansfield	\$ 17.46
Michael J. McNamara	\$ 10.50
M. William Munno	\$ 17.46
Anthony C. J. Nuland	\$ 24.46
Blaise G. A. Pasztory	\$ 17.46
Patricia A. Poglinco	\$ 10.50
Russell C. Prince	\$ 10.50
Peter E. Pront	\$ 17.46
John F. Rigney	\$ 10.50
Hadley S. Roe	\$ 10.50
Lawrence Rutkowski	\$ 10.50
Bruce D. Senzel	\$ 27.98
Eugene P. Souther	\$ 24.46
John Tavss	\$ 27.98
Robert A. Walder	\$ 17.46
Albert A. Walsh	\$ 10.50
Gary J. Wolfe	\$ 10.50
Janet R. Zimmer	\$ 10.50

Please contact me if you have any questions
concerning our contribution.

Very truly yours,



Paul T. Clark

PTC:tv
Enclosure

0093F.AYS

99.04.392.0562

BOB, COUNT ME IN TO HELP YOU BEGIN YOUR CAMPAIGN FOR VICTORY IN 1994.
MY PLEDGE TO YOU AND THE "TOUGH ENOUGH TO...CUT SPENDING FIRST" CAMPAIGN IS:

☐ \$25 ☐ \$50 ☐ \$100 ☐ \$250 ☐ \$500 ☐ \$1000 ☐ OTHER \$ ☐

☐ WORK AT HEADQUARTERS ☐ WORK PHONE BANKS ☐ HOST A COFFEE

☐ YARD SIGNS ☐ RAISE FUNDS ☐ INVITE BOB TO SPEAK

The following information is required by the Federal Election Commission for contributions. Please call with any questions. Thank you for complying.

Name Phone (h)
Address City State Zip
Occupation & Title (ex: Sales, V.P.)
Employer & Employer's Address

"Tough Enough To...Cut Spending First"

Bob Barr Congress '94**P.O. Box 4323**Marietta, GA**30061-4323

Paid for by "The Bob Barr Congress '94 Committee," Charles Black, Treasurer. Contributions are not tax deductible. Corporate contributions are prohibited.

99.04.392.0563



BOB, COUNT ME IN TO HELP YOU BEGIN YOUR CAMPAIGN FOR VICTORY IN MY PLEDGE TO YOU AND THE "TOUGH ENOUGH TO...CUT SPENDING FIRST" CAMPAIGN

___ \$25 ___ \$50 ___ \$100 ___ \$250 ___ \$500 ___ \$1000 ___ OTHER \$ ___

___ WORK AT HEADQUARTERS ___ WORK PHONE BANKS ___ HOST A COFFEE

___ YARD SIGNS ___ RAISE FUNDS ___ INVITE BOB TO SPEAK

The following information is required by the Federal Election Commission for contributions. Please call with any questions. Thank you for complying.

Name

WINCO, LTD.
2150 COBB PARKWAY
SMYRNA, GA 30080

1063

64-5/610

PAY
TO THE
ORDER OF

8/31 1994
\$ 250.00
Two hundred fifty & 00/100 DOLLARS

NationsBank

NationsBank of Georgia, N.A., Atlanta, GA

FOR

Contribution

Robert M. Jensen

BOB, COUNT ME IN TO HELP YOU BEGIN YOUR CAMPAIGN FOR VICTORY IN 1994.
MY PLEDGE TO YOU AND THE "TOUGH ENOUGH TO...CUT SPENDING FIRST" CAMPAIGN IS:

\$25 \$50 \$100 \$250 \$500 \$1000 OTHER \$

WORK AT HEADQUARTERS WORK PHONE BANKS HOST A COFFEE

YARD SIGNS RAISE FUNDS INVITE BOB TO SPEAK

The following information is required by the Federal Election Commission for contributions. Please call with any questions. Thank you for complying.

Name WALTER BOOMERSHINE Phone (404) 461-1111
Address 4616 POWERS RD City MARIETTA State GA Zip 30067
Occupation & Title (ex: Sales, V.P.)
Employer & Employer's Address

"Tough Enough To...Cut Spending First"

Bob Barr Congress '94**P.O. Box 4323**Marietta, GA**30061-4323

Paid for by "The Bob Barr Congress '94 Committee," Charles Black, Treasurer. (Contributions are not tax deductible. Corporate contributions are prohibited.)

99.04.392.0565

BOB, COUNT ME IN TO HELP YOU BEGIN YOUR CAMPAIGN FOR VICTORY IN 1994.
MY PLEDGE TO YOU AND THE "TOUGH ENOUGH TO ...CUT SPENDING FIRST" CAMPAIGN IS:

\$25 \$50 ☒ \$100 \$250 \$500 \$1,000 OTHERS

WORK AT HEADQUARTERS WORK PHONE BANKS HOST A COFFEE
YARD SIGNS RAISE FUNDS INVITE BOB TO SPEAK

The following information is required by the Federal Election Commission for contributions. Please call with any questions. Thank you for complying.

Name Fred Hill Phone(h) _____ (w) _____
Address 3770 Green Industrial Way City Chamblee State GA Zip 30341
Occupation & Title (ex: Sales, V.P.) Plumber
Employer & Employer's Address American Radio & Mobile Comm.

"Tough Enough To...Cut Spending First"

Bob Barr Congress '94**P.O. Box 215**Dallas, GA 30132**(404) 951-0817 OR (404) 951-2907

Paid for by "The Bob Barr Congress '94 Committee," Bob Persons, Treasurer. Contributions are not tax deductible. Corporate contributions are prohibited.

American Radio & Mobile Communications
3770 GREEN INDUSTRIAL WAY
CHAMBLEE, GEORGIA 30341

FIRST UNION BANK
ATLANTA, GEORGIA

10/22/93
610

007541

0050

7541

ONE HUNDRED DOLLARS AND 00/100

DATE

AMOUNT

11/10/93

\$444,444.100.00

PAY
TO THE
ORDER
OF

BARR-CONGRESS
PO BOX 215
DALLAS, GA 30132

FL - 1107

8

102-110

99.04.392.0566

BOB, COUNT ME IN TO HELP YOU BEGIN YOUR CAMPAIGN FOR VICTORY IN 1994.
MY PLEDGE TO YOU AND THE "TOUGH ENOUGH TO ...CUT SPENDING FIRST" CAMPAIGN IS:

___ \$25 ___ \$50 ___ \$100 ___ \$250 ___ \$500 ___ \$1,000 ___ OTHERS ___

___ WORK AT HEADQUARTERS ___ WORK PHONE BANKS ___ HOST A COFFEE
___ YARD SIGNS ___ RAISE FUNDS ___ INVITE BOB TO SPEAK

The following information is required by the Federal Election Commission for contributions. Please call with any questions. Thank you for complying.

Name _____ Phone(h) _____ (w) _____
Address _____ City _____ State _____ Zip _____
Occupation & Title (ex: Sales, V.P.) _____
Employer & Employer's Address _____

"Tough Enough To...Cut Spending First"

Bob Barr Congress '94**P.O. Box 215**Dallas, GA 30132**(404) 951-0817 OR (404) 951-2907

Paid for by "The Bob Barr Congress '94 Committee," Bob Parsons, Treasurer. Contributions are not tax deductible. Corporate contributions are prohibited.

99.04.392.0567

BOB, COUNT ME IN TO HELP YOU BEGIN YOUR CAMPAIGN FOR VICTORY IN 1994.
MY PLEDGE TO YOU AND THE "TOUGH ENOUGH TO...CUT SPENDING FIRST" CAMPAIGN IS:

☒ \$25 ☐ \$50 ☐ \$100 ☐ \$250 ☐ \$500 ☐ \$1,000 ☐ OTHERS

☐ WORK AT HEADQUARTERS ☐ WORK PHONE BANKS ☐ HOST A COFFEE
☐ YARD SIGNS ☐ RAISE FUNDS ☐ INVITE BOB TO SPEAK

The following information is required by the Federal Election Commission for contributions. Please call with any questions. Thank you for complying.

Name Jackson M. Morgan Phone(h) _____ (w) _____
Address 7643 Greenwood Ave City Atlanta State GA Zip 30311
Occupation & Title (ex: Sales, V.P.) _____
Employer & Employer's Address W. Michael Phelan Co.

"Tough Enough To...Cut Spending First"

Bob Barr Congress '94**P.O. Box 215**Dallas, GA 30132** (404) 951-0817 OR (404) 951-2907

Paid for by "The Bob Barr Congress '94 Committee," Bob Barr, Treasurer. Contributions are not tax deductible. Corporate contributions are prohibited.

FORREST BUILDING ACCOUNT M & M DEVELOPMENT CO. EASTSIDE REALTY CO. 436 BROAD ST. 291-8308 ROME, GA 30161		7-86	5671
PAY TO THE ORDER OF <u>Barr '94</u>		11-2-93	19
<u>Twenty-five + no/100</u>		\$ 25.00	04 115 611 54001
FIRST UNION First Union National Bank of Georgia Atlanta, Georgia		DOLLARS	
FORREST BUILDING ACCOUNT JACKSON MORGAN			
<u>Jackson Morgan</u>			

I would like to know more
about what Bob Barr stands
for.

Please let me know when Bob
will be in Atlanta Co again
I would like to meet Bob and
discuss ways we can help

T. Lewis
MA. DOWD

99.04.392.0568

BOB, COUNT ME IN TO HELP YOU BEGIN YOUR CAMPAIGN FOR VICTORY IN 1994.
MY PLEDGE TO YOU AND THE "TOUGH ENOUGH TO ...CUT SPENDING FIRST" CAMPAIGN IS:

☐ \$25 ☐ \$50 ☐ \$100 ☐ \$250 ☐ \$500 ☐ \$1,000 ☐ OTHERS ☐

☐ WORK AT HEADQUARTERS ☐ WORK PHONE BANKS ☐ HOST A COFFEE
☐ YARD SIGNS ☐ RAISE FUNDS ☐ INVITE BOB TO SPEAK

The following information is required by the Federal Election Commission for contributions. Please call with any questions. Thank you for complying.

Name Phone(h) (w)
Address City State Zip
Occupation & Title (ex: Sales, V.P.)
Employer & Employer's Address

"Tough Enough To...Cut Spending First"

Bob Barr Congress '94**P.O. Box 215**Dallas, GA 30132**(404) 951-0817 OR (404) 951-2907

Paid for by "The Bob Barr Congress '94 Committee," Bob Parsons, Treasurer. Contributions are not tax deductible. Corporate contributions are prohibited.

99.04.392.0569

GEORGE H. JOHNSON PROPERTIES
100 GALLERIA PKWY., SUITE 1045
ATLANTA, GEORGIA 30339
(404) 955-1822

EXPLANATION	AMOUNT

64-22/610

212

AY
MOUNT
F

DOLLARS

CHECK
AMOUNT

DATE	TO THE ORDER OF	DESCRIPTION	CHECK NUMBER	\$
2/20/94	Bob Barr Campaign		2127	\$ 250.00

FIRST UNION NATIONAL BANK
ATLANTA, GEORGIA

George H. Johnson

BOB, COUNT ME IN TO HELP YOU BEGIN YOUR CAMPAIGN FOR VICTORY IN 1994.
MY PLEDGE TO YOU AND THE "TOUGH ENOUGH TO...CUT SPENDING FIRST" CAMPAIGN IS:

☐ \$25 ☐ \$50 ☐ \$100 ☐ \$250 ☐ \$500 ☐ \$1000 ☐ OTHER \$

☐ WORK AT HEADQUARTERS ☐ WORK PHONE BANKS ☐ HOST A COFFEE

☐ YARD SIGNS ☐ RAISE FUNDS ☐ INVITE BOB TO SPEAK

The following information is required by the Federal Election Commission for contributions. Please call with any questions. Thank you for complying.

Name George H. Johnson Phone(h) 6 (w)
Address 100 Galleria Pkwy City Atlanta State GA Zip 30339
Occupation & Title (ex: Sales, V.P.)
Employer & Employer's Address

"Tough Enough To...Cut Spending First"

Bob Barr Congress '94**P.O. Box 4323**Marietta, GA**30067-4323

*Paid for by "The Bob Barr Congress '94 Committee," Charles Black, Treasurer. Contributions are not tax deductible. Corporate contributions are prohibited.

99.04.392.0570

Fred Harris
BAR-B-Q HOUSE, INC.
541 THORNTON RD
LITHIA SPRINGS, GA 30057

Sub Chapter 5

8783

64-10/610

PAY
TO THE
ORDER OF

5-4, 1994

Bob Barr Congress '94"

\$ 100.00

one hundred & no/100

DOLLARS

T Trust Company Bank

P.O. Box 4418
Atlanta, Georgia 30302

FOR

Contribution

Jim Harris

BOB, COUNT ME IN TO HELP YOU BEGIN YOUR CAMPAIGN FOR VICTORY IN 1994.
MY PLEDGE TO YOU AND THE "TOUGH ENOUGH TO ...CUT SPENDING FIRST" CAMPAIGN IS:

☐ \$25 ☐ \$50 ☒ \$100 ☐ \$250 ☐ \$500 ☐ \$1,000 ☐ OTHER\$

☐ WORK AT HEADQUARTERS ☐ WORK PHONE BANKS ☐ HOST A COFFEE
☐ YARD SIGNS ☐ RAISE FUNDS ☐ INVITE BOB TO SPEAK

The following information is required by the Federal Election Commission for contributions. Please call with any questions. Thank you for complying.

Name F.M. Harris Phone(h) _____ (w) _____
Address 587 Heaton Drive City Lithia Springs State GA Zip 30057
Occupation & Title (ex: Sales, V.P.) Owner
Employer & Employer's Address Fred's Bar-B-Q House, Inc.

"Tough Enough To...Cut Spending First"

Bob Barr Congress '94**P.O. Box 215**Dallas, GA 30132** (404) 528-9444

Paid for by "The Bob Barr Congress '94 Committee," Charles Black, Treasurer. Contributions are not tax deductible. Corporate contributions are prohibited.

1250*262*40*66

BOB, COUNT ME IN TO HELP YOU BEGIN YOUR CAMPAIGN FOR VICTORY IN 1994.
MY PLEDGE TO YOU AND THE "TOUGH ENOUGH TO ...CUT SPENDING FIRST" CAMPAIGN IS:

☐ \$25 ☐ \$50 ☒ \$100 ☐ \$250 ☐ \$500 ☐ \$1,000 ☐ OTHER\$ ☐

☐ WORK AT HEADQUARTERS ☐ WORK PHONE BANKS ☐ HOST A COFFEE
☐ YARD SIGNS ☐ RAISE FUNDS ☐ INVITE BOB TO SPEAK

The following information is required by the Federal Election Commission for contributions. Please call with any questions. Thank you for complying.

Name F.M. Harris Phone(h) _____ (w) _____
Address 587 Heather Drive City Lithia Springs State GA Zip 30057
Occupation & Title (ex: Sales, V.P.) Owner
Employer & Employer's Address Frid's Bar-B-Q House, Inc.

"Tough Enough To...Cut Spending First"

Bob Barr Congress '94**P.O. Box 215**Dallas, GA 30132**(404) 528-9444

Paid for by "The Bob Barr Congress '94 Committee," Charles Black, Treasurer. Contributions are not tax deductible. Corporate contributions are prohibited.

99.04.392.0572

BARR

CONGRESS

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

January 29, 1996

Mr. Buck Swindle
BSA Active Wear
105 Somerset Place, Suite A
Carrollton, GA 30116

Dear Buck,

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately accepted corporate contributions from you.

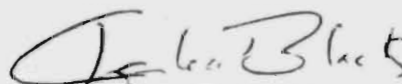
You made total corporate contributions of \$100.00. At this date, the only way we have of complying with FEC regulations is to refund your contribution and in return ask for you to please write a personal check for the same amount. If you would please write a check for \$100.00 made out to "Barr-Congress '94" and write "'94 general debt" in the for line of the check, we could satisfy the request of the FEC.

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your corporate contribution.

Buck, your assistance in this matter is greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and in '94. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may ever be of assistance.

Sincerely,



Charles Black
Treasurer

BARR

CONGRESS

*TOUGH ENOUGH TO . . .
CUT SPENDING FIRST*

January 13, 1996

Mr. Fred Hill
American Radio & Mobile Communications
3770 Green Industrial Way
Chamblee, GA 30341

Dear Fred:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately accepted corporate contributions from you.

You made total corporate contributions of \$100.00. At this date, the only way we have of complying with the FEC regulations is to refund your contribution and in return ask for you to please write a personal check for the same amount. If you would please write a check for \$100.00 and write "'94 primary debt" in the for line of the check, we could satisfy the request of the FEC.

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your corporate contribution.

Fred, your assistance in this matter is greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,



Charles C. Black
Treasurer

BARR

CONGRESS

*TOUGH ENOUGH TO . . .
CUT SPENDING FIRST*

January 13, 1996

Mr. Jackson Morgan
M & M Development Co.
436 Broad Street
Rome, GA 30161

Dear Jackson

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately accepted corporate contributions from you.

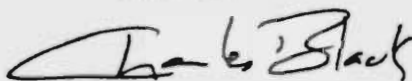
You made total corporate contributions of \$250.00 which were deemed by them as non allowable. At this date, the only way we have of complying with the FEC regulations is to refund your contribution and in return ask for you to please write two personal checks totaling the same amount of \$250.00. If you would please write one check for \$100 and write "'94 primary debt" in the for line of the check and write the second check for \$150 and write "'94 general debt" in the for line, we could satisfy the request of the FEC.

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your corporate contribution.

Jackson, your assistance in this matter is greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,



Charles C. Black
Treasurer

BARR

CONGRESS

*TOUGH ENOUGH TO . . .
CUT SPENDING FIRST*

January 13, 1996

Mr. M.G. Turner
M.G. Turner Architect & Associates, P.C.
513 East Tenth St.
Rome, GA 30161

Dear M.G.:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately accepted corporate contributions from you.

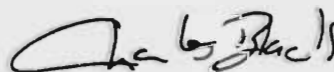
You made total corporate contributions of \$25.00. At this date, the only way we have of complying with the FEC regulations is to refund your contribution and in return ask for you to please write a personal check for the same amount. If you would please write a check for \$25.00 and write "'94 primary debt" in the for line of the check, we could satisfy the request of the FEC.

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your corporate contribution.

M.G., your assistance in this matter is greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,



Charles C. Black
Treasurer

99.04.392.0576

BARR

CONGRESS

*TOUGH ENOUGH TO . . .
CUT SPENDING FIRST*

January 13, 1996

Mr. Jack Baytos
Highland Marina & Resort
1000 Seminole Road
LaGrange, GA 30241

Dear Jack:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately accepted corporate contributions from you.

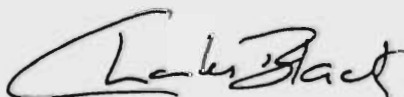
You made total corporate contributions of \$100.00. At this date, the only way we have of complying with the FEC regulations is to refund your contribution and in return ask for you to please write a personal check for the same amount. If you would please write a check for \$100.00 and write "'94 primary debt" in the for line of the check, we could satisfy the request of the FEC.

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your corporate contribution.

Jack, your assistance in this matter is greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,



Charles C. Black
Treasurer

BARR

CONGRESS

*TOUGH ENOUGH TO . . .
CUT SPENDING FIRST*

January 13, 1996

Mr. Ben Whittington
PO Box 1264
Rome, GA 30161

Dear Ben:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately accepted corporate contributions from you.

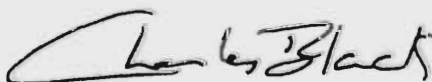
You made total corporate contributions of \$250.00. At this date, the only way we have of complying with the FEC regulations is to refund your contribution and in return ask for you to please write a personal check for the same amount. If you would please write a check for \$250.00 and write "'94 primary debt" in the for line of the check, we could satisfy the request of the FEC.

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your corporate contribution.

Ben, your assistance in this matter is greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,



Charles C. Black
Treasurer

BARR

CONGRESS

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

January 13, 1996

Ms. Lynda Dawson
Hughes Lumber Mill, Inc.
Route 1
Chuckey, TN 37641

Dear Lynda

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately accepted corporate contributions from you.

You made total corporate contributions of \$100.00. At this date, the only way we have of complying with the FEC regulations is to refund your contribution and in return ask for you to please write a personal check for the same amount. If you would please write a check for \$100.00 and write "'94 primary debt" in the for line of the check, we could satisfy the request of the FEC.

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your corporate contribution.

Lynda, your assistance in this matter is greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,



Charles C. Black
Treasurer

BARR

CONGRESS

*TOUGH ENOUGH TO . . .
CUT SPENDING FIRST*

January 13, 1996

Ms. Marion Schremp
Multiple Benefit Services
1133 Mossy Roack Road
Kennesaw, GA 30152

Dear Marion:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately accepted corporate contributions from you.

You made total corporate contributions of \$500.00. At this date, the only way we have of complying with the FEC regulations is to refund your contribution and in return ask for you to please write a personal check for the same amount. If you would please write a check for \$500.00 and write "'94 primary debt" in the for line of the check, we could satisfy the request of the FEC.

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your corporate contribution.

Marion, your assistance in this matter is greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,



Charles C. Black
Treasurer

BARR

CONGRESS

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

January 13, 1996

Mr. David Brian Land
PO Box 1264
Rome, GA 30161

Dear Brian

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately accepted corporate contributions from you.

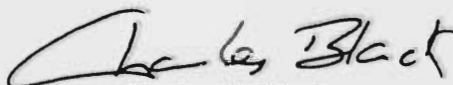
You made total corporate contributions of \$100.00. At this date, the only way we have of complying with the FEC regulations is to refund your contribution and in return ask for you to please write a personal check for the same amount. If you would please write a check for \$100.00 and write "'94 general debt" in the for line of the check, we could satisfy the request of the FEC.

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your corporate contribution.

Brian, your assistance in this matter is greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,



Charles C. Black
Treasurer

BARR

CONGRESS

*TOUGH ENOUGH TO ...
CUT SPENDING FIRST*

January 13, 1996

Mr. Dennis Bellamy
Bellamy Funeral Home
4405 Marietta Street
Powder Springs, GA 30073

Dear Dennis:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately accepted corporate contributions from you.

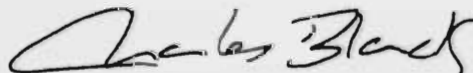
You made total corporate contributions of \$100.00. At this date, the only way we have of complying with the FEC regulations is to refund your contribution and in return ask for you to please write a personal check for the same amount. If you would please write a check for \$100.00 and write "'94 general debt" in the for line of the check, we could satisfy the request of the FEC.

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your corporate contribution.

Dennis, your assistance in this matter is greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,



Charles C. Black
Treasurer

BARR

CONGRESS

*TOUGH ENOUGH TO . . .
CUT SPENDING FIRST*

January 13, 1996

Mr. Clyde Hollis
B J Comprehensive
PO Box 282
Powder Springs, GA 30073

Dear Clyde:

The Federal Election Commission, which is the federal campaign finance authority, audited the '94 campaign. They brought to our attention that we had inaccurately accepted corporate contributions from you.

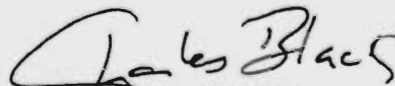
You made total corporate contributions of \$20.00. At this date, the only way we have of complying with the FEC regulations is to refund your contribution and in return ask for you to please write a personal check for the same amount. If you would please write a check for \$20.00 and write "'94 general debt" in the for line of the check, we could satisfy the request of the FEC.

No additional contribution to the '94 campaign is required or being requested, only a reprocessing of your corporate contribution.

Clyde, your assistance in this matter is greatly appreciated. Bob or Bill Adams will be calling you within a week to review the situation.

Bob and I can't thank you enough for your assistance now and last fall. Bob is fighting hard in Washington for a balanced budget and all the other issues he promised in the campaign. Please contact Bob, Bill or me if we may be of assistance.

Sincerely,



Charles C. Black
Treasurer

BOB, COUNT ME IN TO HELP YOU BEGIN YOUR CAMPAIGN FOR VICTORY IN 1994.
MY PLEDGE TO YOU AND THE "TOUGH ENOUGH TO ...CUT SPENDING FIRST" CAMPAIGN IS:

 \$25 \$50 \$100 ✓ \$250 \$500 \$1,000 OTHERS

 WORK AT HEADQUARTERS WORK PHONE BANKS HOST A COFFEE
 YARD SIGNS RAISE FUNDS INVITE BOB TO SPEAK

The following information is required by the Federal Election Commission for contributions. Please call with any questions. Thank you for complying.

Name W. Steven Brown Phone(h) w)
Address One Concourse Parkway #155 City Atlanta State Ga Zip 30328
Occupation & Title (ex: Sales, V.P.) President/Owner
Employer & Employer's Address The Fortune Group, One Concourse Parkway #155, ATL 30328

"Tough Enough To...Cut Spending First"

Bob Barr Congress '94**P.O. Box 215**Dallas, GA 30132**(404) 951-0817 OR (404) 951-2907

Paid for by "The Bob Barr Congress '94 Committee," Bob Parsons, Treasurer. Contributions are not tax deductible. Corporate contributions are prohibited.



FORTUNE INTERNATIONAL

ONE CONCOURSE PARKWAY

SUITE 155

ATLANTA, GA 30328

THE CHATTAHOOCHEE BANK

MARIETTA, GEORGIA 30067

64-310/611 91

9460

Two hundred fifty and no/100-----

DATE

2/18/94

AMOUNT

\$250.00

PAY
TO THE
ORDER
OF

Bob Barr Congress 94


AUTHORIZED SIGNATURE

7

BOB, COUNT ME IN TO HELP YOU BEGIN YOUR CAMPAIGN FOR VICTORY IN 1994.
MY PLEDGE TO YOU AND THE "TOUGH ENOUGH TO ...CUT SPENDING FIRST" CAMPAIGN IS:

☐ \$25 ☐ \$50 ☐ \$100 ☒ \$250 ☐ \$500 ☐ \$1,000 ☐ OTHERS ☐

☐ WORK AT HEADQUARTERS ☐ WORK PHONE BANKS ☐ HOST A COFFEE
☐ YARD SIGNS ☐ RAISE FUNDS ☐ INVITE BOB TO SPEAK

The following information is required by the Federal Election Commission for contributions. Please call with any questions. Thank you for complying.

Name W. Steven Brown Phone(h) _____
Address One Concourse Parkway #155 City Atlanta State Ga Zip 30328
Occupation & Title (ex: Sales, V.P.) President/owner
Employer & Employer's Address The Fortune Group, One Concourse Parkway #155, Atlanta 30328

"Tough Enough To...Cut Spending First"

Bob Barr Congress '94**P.O. Box 215**Dallas, GA 30132** (404) 951-0817 OR (404) 951-2907

Paid for by "The Bob Barr Congress '94 Committee," Bob Parsons, Treasurer. Contributions are not tax deductible. Corporate contributions are prohibited.

99.04.392.0585

BOB, COUNT ME IN TO HELP YOU BEGIN YOUR CAMPAIGN FOR VICTORY IN 1994. MY PLEDGE TO YOU AND THE "TOUGH ENOUGH TO ...CUT SPENDING FIRST" CAMPAIGN IS:

☒ \$25 ☐ \$50 ☒ \$100 ☐ \$250 ☐ \$500 ☐ \$1,000 ☐ OTHERS

☐ WORK AT HEADQUARTERS ☐ WORK PHONE BANKS ☐ HOST A COFFEE
☐ YARD SIGNS ☐ RAISE FUNDS ☐ INVITE BOB TO SPEAK

The following information is required by the Federal Election Commission for contributions. Please call with any questions. Thank you for complying.

Name M. G. Turner Phone(h) _____ (w) _____
Address 513 East Tenth St City Rome State GA Zip 30161
Occupation & Title (ex: Sales, V.P.) Architect
Employer & Employer's Address M. G. Turner Architect & Associates, P.C.

"Tough Enough To...Cut Spending First"

Bob Barr Congress '94**P.O. Box 215**Dallas, GA 30132** (404) 951-0817 OR (404) 951-2907

Paid for by "The Bob Barr Congress '94 Committee," Bob Parsons, Treasurer. Contributions are not tax deductible. Corporate contributions are prohibited.

M. G. TURNER ARCHITECT & ASSOCIATES, P.C.

513 EAST TENTH ST.
ROME, GA 30161

109

64-5/610

PAY
TO THE
ORDER OF

BOB BARR - Congress \$ 25.00

NationsBank

NationsBank of Georgia, N.A., Rome, GA

FOR

[Signature]

99.04.392.0586

BOB, COUNT ME IN TO HELP YOU BEGIN YOUR CAMPAIGN FOR VICTORY IN 1994.
MY PLEDGE TO YOU THE "TOUGH ENOUGH TO ...CUT SPENDING FIRST" CAMPAIGN IS:

\$25 \$50 ✓ \$100 \$250 \$500 \$1,000 OTHER\$

WORK AT HEADQUARTERS WORK PHONE BANKS HOST A COFFEE
YARD SIGNS RAISE FUNDS INVITE BOB TO SPEAK

The following information is required by the Federal Election Commission for contributions. Please call with any questions. Thank you for complying.

Name _____ Phone(h) _____ (w) _____
Address _____ City _____ State _____ Zip _____
Occupation & Title (ex: Sales, V.P.) _____
Employer & Employer's Address _____

"Tough Enough To...Cut Spending First"

Bob Barr Congress '94**P.O. Box 215**Dallas, GA 30132** (404) 951-0817 OR (404) 951-2907

Paid for by "The Bob Barr Congress '94 Committee," Bob Parsons, Treasurer. Contributions are not tax deductible. Corporate contributions are prohibited.

99.04.392.0587

B J COMPREHENSIVE INC
P O BOX 282
POWDER SPRINGS, GA 30073

84-1/810
BRANCH 803

1001

11-5-94

PAY TO THE ORDER OF Bob BARR For Congress \$2000

Twenty 00/100 DOLLARS

WACHOVIA

Wachovia Bank of Georgia, N.A.
Atlanta, GA 30383

FOR

Charles Helli

BOB, COUNT ME IN TO HELP YOU BEGIN YOUR CAMPAIGN FOR VICTORY IN 1994.
MY PLEDGE TO YOU AND THE "TOUGH ENOUGH TO...CUT SPENDING FIRST" CAMPAIGN IS:

☐ \$25 ☐ \$50 ☐ \$100 ☐ \$250 ☐ \$500 ☐ \$1000 ☐ OTHER \$ 2000

☐ WORK AT HEADQUARTERS ☐ WORK PHONE BANKS ☐ HOST A COFFEE

☐ YARD SIGNS ☐ RAISE FUNDS ☐ INVITE BOB TO SPEAK

The following information is required by the Federal Election Commission for contributions. Please call with any questions. Thank you for complying.

Name B J Comprehensive Phone (h) _____ (w) _____
Address P.O. Box 282 City Powder Spgs State GA Zip 30073
Occupation & Title (ex: Sales, V.P.) Fres
Employer & Employer's Address _____

"Tough Enough To...Cut Spending First"

Bob Barr Congress '94**P.O. Box 4323**Marietta, GA**30061-4323

Paid for by "The Bob Barr Congress '94 Committee," Charles Black, Treasurer. Contributions are not tax deductible. Corporate contributions are prohibited.

99.04.392.0588

BENJAMIN E. WHITTINGTON CPA PC 3
 P O BOX 1264
 ROME, GA 30161

689
 8-12 93
 \$ 250 no/100
 6478
 611

PAY TO THE ORDER OF Bob Barr for Congress
Two hundred fifty and no/100
 DOLLARS

FOR Trust Company Bank of Northwest Georgia, N.A.
 P O Box 1314
 Rome, GA 30162 1314

11 10

BOB, COUNT ME IN TO HELP YOU BEGIN YOUR CAMPAIGN FOR VICTORY IN 1994. MY PLEDGE TO YOU AND THE "TOUGH ENOUGH TO ... CUT SPENDING FIRST" CAMPAIGN IS:

\$25 _____ \$50 _____ \$100 _____ \$250 _____ \$500 _____ \$1,000 _____ OTHERS _____

WORK AT HEADQUARTERS _____ WORK PHONE BANKS _____ HOST A COFFEE _____
 YARD SIGNS _____ RAISE FUNDS _____ INVITE BOB TO SPEAK _____

The following information is required by the Federal Election Commission for contributions. Please call with any questions. Thank you for complying.

Name Benjamin E. Whittington Phone (in GA) _____
 Address P.O. Box 1264 City Rome State GA Zip 30161
 Occupation & Title (ex: Sales, V.P.) CPA
 Employer & Employer's Address Self

"Tough Enough To...Cut Spending First"

Bob Barr Congress '94**P.O. Box 215**Dallas, GA 30132** (404) 951-0817 OR (404) 951-2907
 Paid for by "The Bob Barr Congress '94 Committee," Bob Barr, Treasurer. Contributions are not tax deductible. Corporate contributions are prohibited.

99.04.392.0590

BLACK REALTY & DEVELOPMENT CO. 734 WASHINGTON AVE MARIETTA, GA 30060		10-87	1517
PAY TO THE ORDER OF <u>BARR FOR CONGRESS</u>		<u>10-19</u> 19 <u>94</u>	64-334/811
\$ <u>25.00</u>		25 DOLS 00 CTS	
DOLLARS		FOR <u>Hubert K Black</u>	
First Alliance Bank P.O. BOX 870148 MARIETTA, GA 30066-0148			

BOB, COUNT ME IN TO HELP YOU BEGIN YOUR CAMPAIGN FOR VICTORY IN 1994.
 MY PLEDGE TO YOU AND THE "TOUGH ENOUGH TO...CUT SPENDING FIRST" CAMPAIGN IS:

___ \$25 ___ \$50 ___ \$100 ___ \$250 ___ \$500 ___ \$1000 ___ OTHER \$ ___

___ WORK AT HEADQUARTERS ___ WORK PHONE BANKS ___ HOST A COFFEE

___ YARD SIGNS ___ RAISE FUNDS ___ INVITE BOB TO SPEAK

The following information is required by the Federal Election Commission for contributions. Please call with any questions. Thank you for complying.

Name Hubert Black Phone(h) _____ (w) _____
 Address 734 Washington Ave City Marietta State GA Zip 30060
 Occupation & Title (ex: Sales, V.P.) Reporter
 Employer & Employer's Address Self

"Tough Enough To...Cut Spending First"

Bob Barr Congress '94**P.O. Box 4323**Marietta, GA**30061-4323

Paid for by "The Bob Barr Congress '94 Committee," Charles Black, Treasurer. Contributions are not tax deductible. Corporate contributions are prohibited.

BUCK SWINDLE ASSOCIATES

105 SOMERSET PLACE, SUITE A
CARROLLTON, GA 30116

THE COMMUNITY BANK
OF CARROLLTON
CARROLLTON, GEORGIA 30117
64-396-611

5445

00005445

** ONE HUNDRED DOLLARS AND 00 CENTS **

DATE

AMOUNT

BARR - CONGRESS
P.O. BOX 4323
MARIETTA GA 30061-4323

09/23/94

*****100.00

[Signature]

**BOB, COUNT ME IN TO HELP YOU BEGIN YOUR CAMPAIGN FOR VICTORY IN 1994.
MY PLEDGE TO YOU AND THE "TOUGH ENOUGH TO...CUT SPENDING FIRST" CAMPAIGN IS:**

 \$25 \$50 X \$100 \$250 \$500 \$1000 OTHER \$
 WORK AT HEADQUARTERS WORK PHONE BANKS HOST A COFFEE
 YARD SIGNS RAISE FUNDS INVITE BOB TO SPEAK

The following information is required by the Federal Election Commission for contributions. Please call with any questions. Thank you for complying.

Name Buck Swindle Phone (h) (w)
Address 105 Somerset Pl. #A City Carrollton State GA Zip 30116
Occupation & Title (ex: Sales, V.P.) Investor
Employer & Employer's Address Self

"Tough Enough To...Cut Spending First"

Bob Barr Congress '94**P.O. Box 4323**Marietta, GA**30061-4323

Paid for by "The Bob Barr Congress '94 Committee," Charles Black, Treasurer. Contributions are not tax deductible. Corporate contributions are prohibited.

BOB, COUNT ME IN TO HELP YOU BEGIN YOUR CAMPAIGN FOR VICTORY IN 1994.
MY PLEDGE TO YOU AND THE "TOUGH ENOUGH TO ...CUT SPENDING FIRST" CAMPAIGN IS:

\$25 \$50 ☒ \$100 \$250 \$500 \$1,000 OTHER\$

WORK AT HEADQUARTERS WORK PHONE BANKS HOST A COFFEE
YARD SIGNS RAISE FUNDS INVITE BOB TO SPEAK

The following information is required by the Federal Election Commission for contributions. Please call with any questions. Thank you for complying.

Name _____ Phone(h) _____ (w) _____
Address _____ City _____ State _____ Zip _____
Occupation & Title (ex: Sales, V.P.) _____
Employer & Employer's Address _____

"Tough Enough To...Cut Spending First"

Bob Barr Congress '94**P.O. Box 215**Dallas, GA 30132** (404) 951-0817 OR (404) 951-2907

Paid for by "The Bob Barr Congress '94 Committee," Bob Barr, Treasurer. Contributions are not tax deductible. Corporate contributions are prohibited.

99.04.392.0592

BROOKSTONE WALK PARTNERS 1 LTD		2025
ICO JAMES T. WILLOUGHBY 1781 BROOKSTONE WALK ACWORTH, GA 30101		11-1-1993 64-9164/610
Pay to the order of	Bob Barr	\$ 100.00
One hundred & 00/100 -		Dollars
SouthTrust Bank		
<small>SouthTrust Bank, F.B.A. Atlanta, Georgia 30326</small>		
Memo	Joseph L. Kennedy	

BOB, COUNT ME IN TO HELP YOU BEGIN YOUR CAMPAIGN FOR VICTORY IN 1994.
MY PLEDGE TO YOU AND THE "TOUGH ENOUGH TO ...CUT SPENDING FIRST" CAMPAIGN IS:

\$25 \$50 ☒ \$100 \$250 \$500 \$1,000 OTHERS

WORK AT HEADQUARTERS WORK PHONE BANKS HOST A COFFEE
YARD SIGNS RAISE FUNDS INVITE BOB TO SPEAK

The following information is required by the Federal Election Commission for contributions. Please call with any questions. Thank you for complying.

Name Joe Smith Phone(h) (w)
Address 11715 Lakewood Lane City Lakewood State IL Zip 60461
Occupation & Title (ex: Sales, V.P.) IT Consultant
Employer & Employer's Address

"Tough Enough To...Cut Spending First"

Bob Barr Congress '94**P.O. Box 215**Dallas, GA 30132**(404) 951-0817 OR (404) 951-2907

Paid for by "The Bob Barr Congress '94 Committee," Bob Parsons, Treasurer. Contributions are not tax deductible. Corporate contributions are prohibited.

99.04.392.0593

354 ST. MARYS LN. 404-424-5777
MARIETTA, GA 30064

WACHOVIA BANK OF GEORGIA, N.A.
ATLANTA, GA 30383
64-1/610

642

10 May 94

PAY TO THE ORDER OF Barr-Congress

\$ *****500.00

Five Hundred and 00/100*****

DOLLARS

Barr-Congress
PO Box 215
Dallas, GA 30132

MEMO

**BOB, COUNT ME IN TO HELP YOU BEGIN YOUR CAMPAIGN FOR VICTORY IN 1994.
MY PLEDGE TO YOU AND THE "TOUGH ENOUGH TO ...CUT SPENDING FIRST" CAMPAIGN IS:**

_____ \$25 _____ \$50 _____ \$100 _____ \$250 \$500 _____ \$1,000 _____ OTHERS \$

___ WORK AT HEADQUARTERS ___ WORK PHONE BANKS ___ HOST A COFFEE
___ YARD SIGNS ___ RAISE FUNDS ___ INVITE BOB TO SPEAK

The following information is required by the Federal Election Commission for contributions. Please call with any questions. Thank you for complying.

Name Fred Schremp Phone(h) _____ (w) _____
 Address _____ City _____ State _____ Zip _____
 Occupation & Title (ex: Sales, V.P.) Pres. Insurance Broker & Consultant
 Employer & Employer's Address Multiple Benefit Services

"Tough Enough To...Cut Spending First"

Bob Barr Congress '94**P.O. Box 215**Dallas, GA 30132** (404) 528-9444

*Paid for by "The Bob Barr Congress '93 Committee," Charles Black, Treasurer. Contributions are not tax deductible. Corporate contributions are prohibited.

BOB, COUNT ME IN TO HELP YOU BEGIN YOUR CAMPAIGN FOR VICTORY IN 1994.
MY PLEDGE TO YOU AND THE "TOUGH ENOUGH TO ...CUT SPENDING FIRST" CAMPAIGN IS:

 \$25 \$50 ☒ \$100 \$250 \$500 \$1,000 OTHER\$

 WORK AT HEADQUARTERS WORK PHONE BANKS HOST A COFFEE
 YARD SIGNS RAISE FUNDS INVITE BOB TO SPEAK

The following information is required by the Federal Election Commission for contributions. Please call with any questions. Thank you for complying.

Name Lynda Dawson Phone(h) _____ (w) _____
Address RT #1 City Chuckey State TN Zip 37641
Occupation & Title (ex: Sales, V.P.) _____
Employer & Employer's Address _____

"Tough Enough To...Cut Spending First"

Bob Barr Congress '94**P.O. Box 215**Dallas, GA 30132** (404) 528-9444

Paid for by "The Bob Barr Congress '94 Committee," Charles Black, Treasurer. Contributions are not tax deductible. Corporate contributions are prohibited.

MEMO

1ST TENNESSEE BANK
GREENEVILLE, TENNESSEE 37743

13712

March 17, 1994

ORDER OF PAY TO THE Ray Harbin

One hundred and 00/100-----DOLLARS

87-43402 642

HUGHES LUMBER MILL, INC.
ROUTE 1 PM 234-4574
CHUCKEY, TN 37641

Lynda H Dawson

Ms. Lynda Dawson

99.04.392.0595

9650" 26E" 40" 66

___ WORK AT HEADQUARTERS ___ WORK PHONE BANKS ___ HOST A COFFEE
YARD SIGNS ___ RAISE FUNDS ___ INVITE BOB TO SPEAK

Name LYDIA DAWSON Phone(h) _____ (w) _____
Address Rt #1 City Chuckey State IL Zip 37641
Occupation & Title (ex: Sales, V.P.) _____
Employer & Employer's Address _____

Bob Barr Congress '94**P.O. Box 215**Dallas, GA 30132**(404) 528-9444

Paid for by "The Bob Barr Congress '94 Committee," Charles Black, Treasurer. Contributions are not tax deductible. Corporate contributions are prohibited.

PAY
AMOUNT
OFHOGAN & STOREY
W030 P330 INC

50 DOLLARS

DOLLARS

CHECK
AMOUNT

DATE	TO THE ORDER OF	DESCRIPTION	CHECK NUMBER
10/10/94	Mark Pickett	Beo Ball Campaign	3968

\$ 50.00

111011

PO Box 697

Calhoun, GA 30703

FIRST ROME BANK
ROME, GEORGIA

Carolyn Hogan

Windsor

MARK A. PICKETT
CRYSTAL EDMONDS106 Crystal River Ct NW
Calhoun, Ga 30701PAY TO THE
ORDER OF

Campaign for Bob Bass

10-25 1994

0793

64-7074/2611

Fifty dollars

\$ 50.00

AMSOUTH
AmSouth Bank of Georgia50
100 DOLLARS

FOR Hogan & Storey, Wood Products, Inc.

Mark A. Pickett

Windsor

MARK A. PICKETT
CRYSTAL EDMONDS106 Crystal River Ct NW
Calhoun, Ga 30701PAY TO THE
ORDER OF

Campaign for Bob Bass

10-25 1994

0794

64-7074/2611

\$ 25.00

Twenty-five dollars

AMSOUTH
AmSouth Bank of Georgia25
100 DOLLARS

FOR

Mark A. Pickett

KNIGHT DAVIDSON COMPANIES
INCORPORATED

August 19, 1994

Mr. John Watson
Barr for Congress
P.O. Box 215
Dallas, GA 30132

Dear John:

Enclosed please find our checks totalling \$2,500.00 for Bob's campaign. They are as follows:

Check #4098

Autumn Lake Partners, L.P.
for: Keith A. Davidson
330 Oakhurst Lane
Marietta, GA 30064

Check #3715

Summer Lake Properties, L.P.
for: W. David Knight
305 Oakhurst Lane
Marietta, GA 30064

Check #2744

Knight Davidson Rosewood I, L.P.
for: John Harrison
170 Marr Avenue
Marietta, GA 30060

KNIGHT DAVIDSON ROSEWOOD I

D/B/A ROSEWOOD APARTMENTS

PHONE 404-585-3170

1744 ROSWELL ROAD, SUITE 100

MARIETTA, GA 30062

WACHOVIA BANK OF GEORGIA, N.A.

CARTERSVILLE, GA 30120

64-1-610

274

DATE	CONTROL NO	AMOUNT
8-19-94	2744	\$500.00

Five hundred dollars and 0 cents

PAY

TO THE

ORDER OF Bob Barr for Congress

*D**Kurt***AUTUMN LAKE**

1744 ROSWELL ROAD N.E.

SUITE 100

MARIETTA, GA 30062

BANK SOUTH

MARIETTA, GEORGIA 30062

64-7-610

4098

DATE	CONTROL NO.	AMOUNT
08/19/94	4098	*****1,000.00

The sum of
One Thousand Dollars And 0 Cents*D**Kurt*

BY

THE

ORDER OF

Bob Barr For Congress

P.O. Box 215

Dallas GA 30132

SUMMERLAKE PROPERTIES, L.P.

1744 ROSWELL ROAD N.E., STE. 100

MARIETTA, GA 30062

BANK SOUTH
ATLANTA, GEORGIA

64-7-610

3715

DATE	CONTROL NO.	AMOUNT
------	-------------	--------

08/19/94 3715 *****1,000.00

The sum of
One Thousand Dollars And 0 Cents

BY

ORDER OF

Bob Barr For Congress
P.O. Box 215
Dallas GA 30132*Kurt*

99.04.392.0599

F. C. NORA, M. D., P. C.
100 JOHN MADDOX DR
ROME, GA 30165

7-74

6866

64-115/811
54003

Bob Barr Congress Committee
— Fifty donors —

9-14-94

So. A

First Union National Bank
of Georgia
Rome, Georgia

private Donations

F. C. NORA

BOB, COUNT ME IN TO HELP YOU BEGIN YOUR CAMPAIGN FOR VICTORY IN 1994.
MY PLEDGE TO YOU AND THE "TOUGH ENOUGH TO...CUT SPENDING FIRST" CAMPAIGN IS:

\$25 ☒ \$50 ☐ \$100 ☐ \$250 ☐ \$500 ☐ \$1000 ☐ OTHER \$ ☐

☐ WORK AT HEADQUARTERS ☐ WORK PHONE BANKS ☐ HOST A COFFEE

☐ YARD SIGNS ☐ RAISE FUNDS ☐ INVITE BOB TO SPEAK

The following information is required by the Federal Election Commission for contributions. Please call with any questions. Thank you for complying.

Name F. C. NORA Phone (h) (w)
Address 100 John Maddox City Rome State Ga Zip 30161
Occupation & Title (ex: Sales, V.P.) M.D. private practice, nurse
Employer & Employer's Address F. C. NORA M.D. PC

"Tough Enough To...Cut Spending First"

Bob Barr Congress '94**P.O. Box 4323**Marietta, GA**30061-4323

Paid for by "The Bob Barr Congress '94 Committee," Charles Black, Treasurer. Contributions are not tax deductible. Corporate contributions are prohibited.

99.04.392.0600

DAVID BRIAN LAND CPA PC 3
P O BOX 1264
ROME, GA 30161

1083

PAY TO THE
ORDER OF

Bob Barr Congress '94

9/21 94

64-79
611

One hundred and No/100 \$ 100 No/100



Trust Company Bank
of Northwest Georgia, N.A.
P.O. Box 1314
Rome, GA 30162 1314

DOLLARS

FOR Contrib

Brian Land

BOB, COUNT ME IN TO HELP YOU BEGIN YOUR CAMPAIGN FOR VICTORY IN 1994.
MY PLEDGE TO YOU AND THE "TOUGH ENOUGH TO...CUT SPENDING FIRST" CAMPAIGN IS:

\$25 \$50 ☒ \$100 \$250 \$500 \$1000 OTHER \$

WORK AT HEADQUARTERS WORK PHONE BANKS HOST A COFFEE

YARD SIGNS RAISE FUNDS INVITE BOB TO SPEAK

The following information is required by the Federal Election Commission for contributions. Please call with any questions. Thank you for complying.

Name Brian Land Phone (h) _____ (w) _____
Address P.O. Box 1264 City Rome State GA Zip 30162-1264
Occupation & Title (ex: Sales, V.P.) C.P.A.
Employer & Employer's Address P.O. Box 1264 Rome GA 30162-1264

"Tough Enough To...Cut Spending First"

Bob Barr Congress '94**P.O. Box 4323**Marietta, GA**30061-4323

Paid for by "The Bob Barr Congress '94 Committee," Charles Black, Treasurer. Contributions are not tax deductible. Corporate contributions are prohibited.

99.04.392.0601

99.04.392.0602

DAVID BRIAN LAND CPA PC 3
P O Box 1264
ROME, GA 30161

971

2-7 1994

64-79
611

PAY TO THE
ORDER OF

Bob Barr for Congress

\$ 100-

One hundred and ^{no}/₁₀₀

DOLLARS



Trust Company Bank
of Northwest Georgia, N.A.
P.O. Box 1314
Rome, GA 30162 1314

FOR

Brian Land

W. P. ADAMS
1475 OLD SUMMERVILLE RD. NW
ROME, GA 30161

4867

64-79:611

2/7 1994

PAY TO THE
ORDER OF

BARR FOR CONGRESS

\$ 250⁰⁰

TWO HUNDRED FIFTY AND ⁰⁰/₁₀₀

DOLLARS

DOLLARS



Trust Company Bank
of Northwest Georgia, N.A.
P.O. Box 1314
Rome, GA 30162 1314

FOR

donation to campaign

W.P. Adams

MR. HUGH F. DAVIS
21 Horseleg Creek Rd
Rome, Ga 30165-4237

0281

64-5/610

2-7 1994

PAY TO THE
ORDER OF

Barr for Congress

\$ 50⁰⁰

Fifty + ^{no}/₁₀₀

DOLLARS

NationsBank

NationsBank of Georgia, N.A., Rome, GA

FOR

Hugh + Davis

BOB, COUNT ME IN TO HELP YOU BEGIN YOUR CAMPAIGN FOR VICTORY IN 1994.
MY PLEDGE TO YOU AND THE "TOUGH ENOUGH TO ...CUT SPENDING FIRST" CAMPAIGN IS:

\$25 \$50 ☒ \$100 \$250 \$500 \$1,000 OTHERS

WORK AT HEADQUARTERS WORK PHONE BANKS HOST A COFFEE
YARD SIGNS RAISE FUNDS INVITE BOB TO SPEAK

The following information is required by the Federal Election Commission for contributions. Please call with any questions. Thank you for complying.

Name David B. Land Phone(n) (404)
Address P.O. 1264 City Rome State GA Zip 30161
Occupation & Title (ex: Sales, V.P.) CPA
Employer & Employer's Address Self

"Tough Enough To...Cut Spending First"

Bob Barr Congress '94**P.O. Box 215**Dallas, GA 30132** (404) 951-0817 OR (404) 951-2907

Paid for by "The Bob Barr Congress '94 Committee," Bob Barr's, Treasurer. Contributions are not tax deductible. Corporate contributions are prohibited.

PAY TO THE ORDER OF BANK FOR CONGRESS \$ 250.00
TWO HUNDRED FIFTY AND 00/100 DOLLARS
Trust Company Bank
of Northwest Georgia, N.A.
PO Box 1314
Rome, GA 30162-1314
FOR donation to campaign W.P. Adams

MR. HUGH F. DAVIS
21 Horseshoe Creek Rd
Rome, Ga 30165-4237
0281
64-5/610
2-01 94
PAY TO THE ORDER OF Barr for Congress \$ 50.00
Fifty + 00/100 DOLLARS
NationsBank
NationsBank of Georgia, N.A., Rome, GA
FOR Hugh F. Davis

99.04.392.0603

BARR

CONGRESS

*TOUGH ENOUGH TO . . .
CUT SPENDING FIRST*

February 10, 1994

Mr. Brian Land
P.O. Box 1264
Rome, GA 30161

Dear Brian:

Thank you for your contribution to the BARR - CONGRESS CAMPAIGN. Under the Federal Election Campaign Act, we are required by law to request and maintain certain information on all contributors. Please complete the following information and return it to us as soon as possible.

Occupation: C. P. A.

Employer: Whittington McLenore Land Davis + White CPA's PC

Thank you for your cooperation. A self-addressed envelope is enclosed for your convenience.

Very truly yours,



Charles Black
Treasurer

Bob Barr -- Congress
P.O. Box 215, Dallas, GA 30132
(404) 528-9444 - (404) 528-9555 FAX

Paid for by Bob Barr - Congress Committee - Charles Black, Treasurer - Political contributions are not tax deductible

99-04-392-0604

HIGHLAND MARINA & RESORT
1000 SEMINOLE RD.
LA GRANGE, GA 30241

84-81811 4517

8-17 93

PAY TO THE ORDER OF Bob Barr Congress \$100.00

One Hundred DOLLARS

Trust Company Bank
of Columbus, N.A.
LaGrange, Georgia 30240

FOR Jack Baytes

**BOB, COUNT ME IN TO HELP YOU BEGIN YOUR CAMPAIGN FOR VICTORY IN 1994.
MY PLEDGE TO YOU AND THE "TOUGH ENOUGH TO ...CUT SPENDING FIRST" CAMPAIGN IS:**

25 \$25 50 \$50 100 \$100 250 \$250 500 \$500 1,000 \$1,000 OTHERS

WORK AT HEADQUARTERS WORK PHONE BANKS HOST A COFFEE
YARD SIGNS RAISE FUNDS INVITE BOB TO SPEAK

The following information is required by the Federal Election Commission for contributions. Please call with any questions. Thank you for complying.

Name JACK BAYTES Phone(h) (w)
Address 103 Sheshoni Dr City LaGrange State Ga Zip 30240
Occupation & Title (ex: Sales, V.P.) Retired
Employer & Employer's Address _____

"Tough Enough To...Cut Spending First"

Highland Marina & Resort

Bob Barr Congress '94**P.O. Box 215**Dallas, GA 30132** (404) 951-0817 OR (404) 951-2907

Paid for by "The Bob Barr Congress '94 Committee," Bob Parsons, Treasurer. Contributions are not tax deductible. Corporate contributions are prohibited.

THIS CHECK IS VALID FOR PAYMENT ON THE FOLLOWING ACCOUNTS		7-88	5969
FORREST BUILDING ACCOUNT M & M DEVELOPMENT CO. EASTSIDE REALTY CO. 436 BROAD ST. 291 8308 ROME, GA 30161		64-115/811 54001	
PAY TO THE ORDER OF <u>Barr - Congress "94"</u>		<u>5-3-94</u> 19__	
<u>Twenty-five & 70/100</u>		\$ <u>25.00</u>	
FIRST UNION First Union National Bank of Georgia Rome, Georgia		DOLLARS FORREST BUILDING ACCOUNT JACKSON MORGAN	
TOTAL LESS % DISCOUNT LESS TOTAL DEDUCTIONS AMOUNT OF CHECK		_____ _____ _____ _____	
<div style="position: absolute; bottom: 10px; right: 10px; font-family: cursive; font-size: 1.2em;"> Jackson Morgan </div>			

BOB, COUNT ME IN TO HELP YOU BEGIN YOUR CAMPAIGN FOR VICTORY IN 1994.
 MY PLEDGE TO YOU AND THE "TOUGH ENOUGH TO ...CUT SPENDING FIRST" CAMPAIGN IS:

☒ \$25 ☐ \$50 ☐ \$100 ☐ \$250 ☐ \$500 ☐ \$1,000 ☐ OTHERS _____
☐ WORK AT HEADQUARTERS ☐ WORK PHONE BANKS ☐ HOST A COFFEE
☐ YARD SIGNS ☐ RAISE FUNDS ☐ INVITE BOB TO SPEAK

The following information is required by the Federal Election Commission for contributions. Please call with any questions. Thank you for complying.

Name Jackson Morgan Phone(h) _____ (w) _____
 Address 436 Broad St City Rome State Ga Zip 30113
 Occupation & Title (ex: Sales, V.P.) Real Estate - owner
 Employer & Employer's Address Self

"Tough Enough To...Cut Spending First"

Bob Barr Congress '94**P.O. Box 215**Dallas, GA 30132**(404) 528-9444
 Paid for by "The Bob Barr Congress '94 Committee," Charles Black, Treasurer. Contributions are not tax deductible. Corporate contributions are prohibited.

BOB, COUNT ME IN TO HELP YOU BEGIN YOUR CAMPAIGN FOR VICTORY IN 1994.
MY PLEDGE TO YOU AND THE "TOUGH ENOUGH TO ...CUT SPENDING FIRST" CAMPAIGN IS:

☒ \$25 ☐ \$50 ☐ \$100 ☐ \$250 ☐ \$500 ☐ \$1,000 ☐ OTHER\$

☐ WORK AT HEADQUARTERS ☐ WORK PHONE BANKS ☐ HOST A COFFEE
☐ YARD SIGNS ☐ RAISE FUNDS ☐ INVITE BOB TO SPEAK

The following information is required by the Federal Election Commission for contributions. Please call with any questions. Thank you for complying.

Name Richard Morgan Phone(h) _____ (w) _____
Address 436 Broad St City Rome State Ga Zip 30173
Occupation & Title (ex: Sales, V.P.) Real Estate - owner
Employer & Employer's Address Self

"Tough Enough To...Cut Spending First"

Bob Barr Congress '94**P.O. Box 215**Dallas, GA 30132**(404) 528-9444

Paid for by "The Bob Barr Congress '94 Committee," Charles Black, Treasurer. Contributions are not tax deductible. Corporate contributions are prohibited.

99.04.392.0607



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

December 9, 1997

Mr. Herbert M. Rutherford, III
United States Marshal
United States Courthouse
333 Constitution Avenue, N.W.
Room 1106B
Washington, DC 20001

RE: MUR 4357
Bob Barr for Congress '94

Dear Mr. Rutherford:

I am writing to request the assistance of the United States Marshals Service pursuant to 2 U.S.C. § 437c(f)(3) in perfecting service of the enclosed subpoena upon Mr. William ("Bill") Adams.

Attempts to serve the subpoena by other means have proved unsuccessful. We therefore request you effect personal service upon him. Our information is that Mr. Adams resides at 3925 Lavista Road, U-1, Tucker, Georgia 30084.

We are an agency of the U.S. Government and, therefore, ask you to waive fees for your services.

Thank you in advance for your cooperation in this matter. If you have any questions, please contact me at (202) 219-3690.

Sincerely,

A handwritten signature in cursive script that reads "Delbert K. Rigsby".

Delbert K. Rigsby
Attorney

Enclosures
UMS - 285
Subpoena
Envelope


99.04.392.0608

U.S. Department of Justice
United States Marshals Service

PROCESS RECEIPT AND RETURN

See Instructions for "Service of Process by the U.S. Marshal" on the reverse of this form.

PLAINTIFF Federal Election Commission	COURT CASE NUMBER MUR 4357
DEFENDANT Bob Barr for Congress '94	TYPE OF PROCESS Serve a Subpoena

SERVE  **AT**

NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC., TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN Mr. William ("Bill") Adams
ADDRESS (Street or RFD, Apartment No., City, State and ZIP Code) 3825 Lavista Road, U-1, Tucker, GA 30084

SEND NOTICE OF SERVICE COPY TO REQUESTER AT NAME AND ADDRESS BELOW: Office of the General Counsel Federal Election Commission 999 E Street N.W. Washington, DC 20463	Number of process to be served with this Form - 285	
	Number of parties to be served in this case	
	Check for service on U.S.A.	

SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE (Include Business and Alternate Addresses, All Telephone Numbers, and Estimated Times Available For Service):

Fold A cover letter addressed to Mr. William Adams is attached to the subpoena. The home telephone number for Mr. Adams is (770) 938-0453. Mr. Adams will most likely be available for service early in the morning, late afternoon, or evening. *Fold*

Signature of Attorney or other Originator requesting service on behalf of: <i>Delbert K. Rigsby, Esq.</i>	<input checked="" type="checkbox"/> PLAINTIFF <input type="checkbox"/> DEFENDANT	TELEPHONE NUMBER (202) 219-3690	DATE 12/03/97
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SPACE BELOW FOR USE OF U.S. MARSHAL ONLY — DO NOT WRITE BELOW THIS LINE

I acknowledge receipt for the total number of process indicated. (Sign only first USM 285 if more than one USM 285 is submitted)	Total Process	District of Origin	District to Serve	Signature of Authorized USMS Deputy or Clerk	Date
		No. _____	No. _____		

I hereby certify and return that I ☐ have personally served, ☐ have legal evidence of service, ☐ have executed as shown in "Remarks", the process described on the individual, company, corporation, etc., at the address shown above or on the individual, company, corporation, etc., shown at the address inserted below

☐ I hereby certify and return that I am unable to locate the individual, company, corporation, etc., named above (See remarks below)

Name and title of individual served (if not shown above)	<input type="checkbox"/> A person of suitable age and discretion then residing in the defendant's usual place of abode			
Address (complete only if different than shown above)		Date of Service	Time	am
		Signature of U.S. Marshal or Deputy		

Service Fee	Total Mileage Charges (including endeavors)	Forwarding Fee	Total Charges	Advance Deposits	Amount owed to U.S. Marshal or	Amount of Refund

REMARKS:



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

December 9, 1997

DELIVERED BY THE UNITED STATES MARSHALS SERVICE

Mr. William ("Bill") Adams
3825 Lavista Road, U-1
Tucker, Georgia 30084

RE: MUR 4357
Bob Barr for Congress '94

Dear Mr. Adams:

The Federal Election Commission has the statutory duty of enforcing the Federal Election Campaign Act of 1971, as amended, and Chapters 95 and 96 of Title 26, United States Code. The Commission has issued the attached subpoena which requires you to appear and give sworn testimony on Wednesday, January 21, 1998 in Room 651 at the Federal Election Commission, 999 E Street, N.W., Washington, D.C. beginning at 10:00 a.m. in connection with an investigation it is conducting. The Commission does not consider you a respondent in this matter, but rather a witness only.

Because this information is being sought as part of an investigation being conducted by the Commission, the confidentiality provision of 2 U.S.C. § 437g(a)(12)(A) applies. That section prohibits making public any investigation conducted by the Commission without the express written consent of the person with respect to whom the investigation is made. You are advised that no such consent has been given in this case.

You may consult with an attorney and have an attorney present with you at the deposition. If you intend to be so represented, please advise us of the name and address of your attorney prior to the date of the deposition.

Pursuant to 11 C.F.R. § 111.14, a witness summoned by the Commission shall be paid \$40.00. Subsequent to the deposition, you will be sent a check for the witness fee.

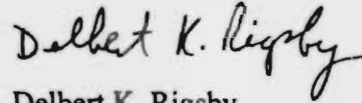
99.04.392.0610

William ("Bill") Adam

Page 2

Within two days of your receipt of this notification, please confirm your scheduled appearance with me at (800) 424-9530 or (202) 219-3690.

Sincerely,



Delbert K. Rigsby
Attorney

Enclosure
Subpoena

99.04.392.0611

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

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)
)
)

MUR 4357

SUBPOENA

TO: Mr. William ("Bill") Adams
3825 Lavista Road, U-1
Tucker, Georgia 30084

Pursuant to 2 U.S.C. § 437d(a)(3), and in furtherance of its investigation in the above-captioned matter, the Federal Election Commission hereby subpoenas you to appear for deposition with regard to MUR 4357. Notice is hereby given that the deposition is to be taken on Wednesday, January 21, 1998 in Room 651 at the Federal Election Commission, 999 E Street N.W. Washington, D.C. 20463, beginning at 10:00 a.m. and continuing each day thereafter as necessary.

99.04.392.0612

MUR 4357


Page 2

WHEREFORE, the Chairman of the Federal Election Commission has hereunto set
his hand in Washington, D.C., on this 8th day of December, 1997.

For the Commission,


John Warren McGarry
Chairman

ATTEST:


Marjorie W. Emmons
Secretary to the Commission

99.04.392.0613



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

December 9, 1997

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. John Watson
955 Juniper Street
Apt. 4329
Atlanta, Georgia 30309

RE: MUR 4357
Bob Barr for Congress '94

Dear Mr. Watson:

The Federal Election Commission has the statutory duty of enforcing the Federal Election Campaign Act of 1971, as amended, and Chapters 95 and 96 of Title 26, United States Code. The Commission has issued the attached subpoena which requires you to appear and give sworn testimony on Thursday, January 8, 1998 in Room 651 at the Federal Election Commission, 999 E Street, N.W., Washington, D.C. beginning at 10:00 a.m. in connection with an investigation it is conducting. The Commission does not consider you a respondent in this matter, but rather a witness only.

Because this information is being sought as part of an investigation being conducted by the Commission, the confidentiality provision of 2 U.S.C. § 437g(a)(12)(A) applies. That section prohibits making public any investigation conducted by the Commission without the express written consent of the person with respect to whom the investigation is made. You are advised that no such consent has been given in this case.

You may consult with an attorney and have an attorney present with you at the deposition. If you intend to be so represented, please advise us of the name and address of your attorney prior to the date of the deposition.

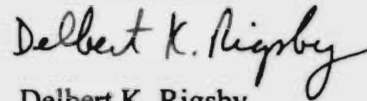
Pursuant to 11 C.F.R. § 111.14, a witness summoned by the Commission shall be paid \$40.00. Subsequent to the deposition, you will be sent a check for the witness fee.

99-04-392-0614

John Watson
Page 2

Within two days of your receipt of this notification, please confirm your scheduled appearance with me at (800) 424-9530 or (202) 219-3690.

Sincerely,



Delbert K. Rigsby
Attorney

Enclosure
Subpoena

99.04.392.0615

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

)
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)
)

MUR 4357

SUBPOENA

TO: Mr. John Watson
955 Juniper Street
Apt. 4329
Atlanta, GA 30309

Pursuant to 2 U.S.C. § 437d(a)(3), and in furtherance of its investigation in the above-captioned matter, the Federal Election Commission hereby subpoenas you to appear for deposition with regard to MUR 4357. Notice is hereby given that the deposition is to be taken on Thursday, January 8, 1998 in Room 651 at the Federal Election Commission, 999 E Street N.W. Washington, D.C. 20463, beginning at 10:00 a.m. and continuing each day thereafter as necessary.

99.04.392.0616

MUR 4357

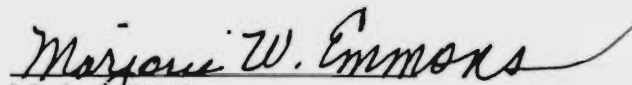
Page 2

WHEREFORE, the Chairman of the Federal Election Commission has hereunto set
his hand in Washington, D.C., on this 8th day of December, 1997.

For the Commission,


John Warren McGarry
Chairman

ATTEST:


Marjorie W. Emmons
Secretary to the Commission

99.04.392.0617

BEFORE THE FEDERAL ELECTION COMMISSION

RECEIVED
FEDERAL ELECTION
COMMISSION
SECRETARIAT

DEC 5 10 13 AM '97

In the Matter of)

MUR 4357

Bob Barr for Congress '94 and Charles C. Black,)
as treasurer)

SENSITIVE

GENERAL COUNSEL'S REPORT

I. **BACKGROUND**

On August 19, 1997, the Federal Election Commission (the "Commission") found reason to believe that Bob Barr for Congress '94 (the "Committee") and Charles C. Black, as treasurer, violated 2 U.S.C. § 441a(f) by accepting excessive contributions; 2 U.S.C. § 434(b)(3)(A) by failing to itemize contributions over \$200 and disclose occupation and name of employer information; 2 U.S.C. §§ 434(b)(2) and (4) by misstating financial activity; and 11 C.F.R. § 110.4(c)(2) by failing to promptly return the excessive amount of contributions of currency to contributors. On August 19, 1997, the Commission also approved a deposition and document subpoena to Charles C. Black, and deposition subpoenas to William Adams and John Watson, the Committee's finance directors.

The Committee responded to the Commission's findings on October 6, 1997 and submitted documents in response to the Commission's subpoena on October 9, 1997.¹

Attachment. The Committee also requested pre-probable cause conciliation on October 6, 1997 in its response to the Commission's reason to believe findings. This Office deposed Charles C. Black, the Committee's treasurer, on October 14, 1997; however, we have not yet been able to depose Mr. Adams or Mr. Watson. William Adams has not responded to the Commission's

¹ On September 18, 1997, the Committee requested an extension of time to respond to the Commission's findings. On September 30, 1997, this Office granted the Committee an extension until October 6, 1997.

99-04-392-0618

subpoena, which was sent by certified mail. The subpoena has been returned to this Office. The United States Postmaster has confirmed that the address to which the subpoena was sent is current. Moreover, this Office also has attempted to contact Mr. Adams by telephone on several occasions but to no avail. This Office is requesting that the United States Marshall's Office in Atlanta, Georgia serve the subpoena to Mr. Adams. Finally, this Office has experienced difficulty in obtaining a current address for John Watson. In his deposition, Mr. Black provided information which allowed this Office to obtain a current address for Mr. Watson. Therefore, the subpoena will be sent to Mr. Watson via certified mail with a return receipt requested.

II. ANALYSIS

This Office recommends that the Commission reject the Committee's request for pre-probable cause conciliation at this time. Based on the available evidence, it is not clear whether the apparent violations relating to the Committee's acceptance of excessive contributions and failure to itemize contributions are knowing and willful. The Commission's Audit Report on the Committee concluded that the Committee accepted \$40,804 in excessive contributions and improperly reported \$29,600 of such contributions because of unauthorized reattributions, unauthorized redesignations, or failure to itemize the contributions. On several copies of contributor checks, the Audit staff found various notations that suggest the Committee's knowledge of the contribution limitations under the Federal Election Campaign Act, as amended (the "Act"), and refer to whether such contributions should be reported to the Commission. For example, a notation on a copy of a check dated September 23, 1994 in the amount of \$500 from Stephen Smith stated "Check not entered in database, XS." As of the date of the check,

99.04.392.0619

Mr. Smith had already reached his contribution limit for both the primary and general elections. In its disclosure report to the Commission, the Committee did not enter the contribution as a contribution from Mr. Smith, but entered it as an unitemized contribution.

During Mr. Black's deposition, this Office asked Mr. Black about the notations on copies of contributor checks. Mr. Black stated that he had no recollection of seeing any notations on copies of checks and could not explain the meaning of those notations. Mr. Black also stated that he was not involved in the day-to-day activities of the Committee but was responsible for preparing the Committee's disclosure reports to the Commission, which were based upon contributor data entered into the Committee's computer database under the direction and supervision of Mr. Adams and Mr. Watson. He also stated that Mr. Adams and Mr. Watson may be able to explain the notations on copies of contributor checks because they were responsible for conducting the Committee's fundraising and processing all contributions. Therefore, this Office believes that Mr. Adams and Mr. Watson may be able to identify the individuals who wrote the notations on the copies of contributor checks and explain the meaning and purpose of such notations.

Moreover, this Office reviewed the documents that the Committee submitted in response to the Commission's subpoena. The Commission requested various types of documentation, such as written authorizations to reattribute contributions and redesignate contributions, written documentation of verbal authorizations to reattribute and redesignate contributions, written documentation of efforts to secure authorization to reattribute or redesignate contributions, and written documentation of efforts to obtain the occupation and name of employer information on contributors whose contributions aggregated \$200 or more in a calendar year. The Committee's

99-04-392-0620

99.04.392.0621

response to the Commission's subpoena only included information relating to written efforts to secure authorization from contributors to reattribute or redesignate contributions. This Office would like to confirm with Mr. Adams and Mr. Watson whether the various documentation requested in the subpoena exists. Mr. Black testified in his deposition that, to the best of his knowledge, the Committee did not have some of the documentation requested in the subpoena, such as written authorizations to reattribute or redesignate contributions. Mr. Black also testified that Mr. Adams spoke with contributors about reattributing their contributions.² Therefore, this Office believes that Mr. Adams and Mr. Watson may be able to explain whether any written authorizations to reattribute or redesignate contributions exist and describe the Committee's efforts to obtain such authorizations. This Office also would like to ask Mr. Adams and Mr. Watson questions about the documents relating to reattribution and redesignation of contributions that the Committee provided in response to the subpoena.

Furthermore, the Commission concluded in its Audit Report that the Committee did not disclose the occupation and name of employer on 33% of itemized contributions totaling \$45,683, but either inserted the terms "self employed small business owner" or "best efforts refused." Mr. Black stated in his deposition that Mr. Adams and other Committee staffers were responsible for obtaining this contributor information, and Mr. Adams and Mr. Watson knew that many of the contributors were self-employed business owners. Mr. Black also stated that Mr. Adams and Mr. Watson informed him that some contributors did not want to disclose information relating to their occupations and the names of employers. Therefore, this Office believes that Mr. Adams and Mr. Watson may be able to provide information relating to the

² In its response to the Audit Division's Interim Audit Report, the Committee stated that verbal authorizations of reattributions were given to Ed Adams or John Watson.

Committee's efforts to obtain the occupation and name of employer of contributors whose contributions aggregated \$200 or more in a calendar year.

To fully investigate the violations of the Act, this Office must interview Mr. Adams and Mr. Watson, who were key Committee staff members with major responsibility for fundraising and processing contributions. Therefore, this Office recommends that the Commission reject the Committee's request for pre-probable cause conciliation at this time so that this Office can continue efforts to depose Mr. Adams and Mr. Watson, and determine whether the violations of the Act relating to the Committee's acceptance of excessive contributions and failure to itemize contributions were knowing and willful.

III. RECOMMENDATIONS

1. Decline, at this time, to enter into conciliation with Bob Barr for Congress '94 and Charles C. Black, as treasurer, prior to a finding of probable cause to believe.
2. Approve the appropriate letter.

Lawrence M. Noble
General Counsel

12/4/97
Date

By: Kim Bright-Coleman
Kim Bright-Coleman
Associate General Counsel

Attachment

Committee Response to Commission's Reason to Believe Findings, dated October 6, 1997

Staff Assigned: Delbert K. Rigsby

99.04.392.0622

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Bob Barr for Congress '94 and) MUR 4357
Charles C. Black, as treasurer.)

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on December 10, 1997, the Commission decided by a vote of 5-0 to take the following actions in MUR 4357:

1. Decline, at this time, to enter into conciliation with Bob Barr for Congress '94 and Charles C. Black, as treasurer, prior to a finding of probable cause to believe.
2. Approve the appropriate letter, as recommended in the General Counsel's Report dated December 4, 1997.

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

Attest:

12-11-97
Date

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

Received in the Secretariat: Fri., Dec. 05, 1997 10:13 a.m.
Circulated to the Commission: Fri., Dec. 05, 1997 12:00 p.m.
Deadline for vote: Wed., Dec. 10, 1997 4:00 p.m.

lrd

99.04.392.0623



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

December 12, 1997

VIA CERTIFIED MAIL/RETURN RECEIPT REQUESTED

Benjamin L. Ginsberg, Esq.
Patton Boggs, L.L.P.
2550 M Street NW
Washington, D.C. 20037-1350

RE: MUR 4357
Bob Barr for Congress '94

Dear Mr. Ginsberg:

On August 27, 1997, your client, Bob Barr for Congress '94, was notified that the Federal Election Commission (the "Commission") found reason to believe that Bob Barr for Congress '94 and Charles C. Black, as treasurer, violated 2 U.S.C. §§ 441a(f), 434(b)(3)(A), 434(b)(2) and (4) of the Federal Election Campaign Act of 1971, as amended, and 11 C.F.R. § 110.4(c)(2). On October 6, 1997, you submitted a request, on behalf of your client, to enter into conciliation negotiations prior to a finding of probable cause to believe.

The Commission has considered your request and determined, because of the need to complete the investigation, to decline at this time to enter into conciliation prior to a finding of probable cause to believe.

At such time when the investigation in this matter has been completed, the Commission will reconsider your request to enter into conciliation prior to a finding of probable cause to believe.

If you have any questions, please contact me at (202) 219-3690.

Sincerely,

A handwritten signature in cursive script that reads "Delbert K. Rigsby".

Delbert K. Rigsby
Attorney

99.04.392.0624

RECEIVED
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COMMISSION
SECRETARIAT

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)

MUR 4357

Bob Barr for Congress '94 and Charles C. Black,)
as treasurer)

SENSITIVE

GENERAL COUNSEL'S REPORT

I. BACKGROUND

On August 19, 1997, the Federal Election Commission (the "Commission") found reason to believe that Bob Barr for Congress '94 (the "Committee") and Charles C. Black, as treasurer, violated 2 U.S.C. § 441a(f) by accepting excessive contributions; 2 U.S.C. § 434(b)(3)(A) by failing to itemize contributions over \$200 and failing to disclose occupation and name of employer information; 2 U.S.C. §§ 434(b)(2) and (4) by misstating financial activity; and 11 C.F.R. § 110.4(c)(2) by failing to promptly return the excessive amount of contributions of currency to contributors. On August 19, 1997, the Commission also approved a deposition and document subpoena to Charles C. Black, and deposition subpoenas to William ("Bill") Adams and John Watson, the Committee's finance directors.

The Committee responded to the Commission's findings on October 6, 1997 and submitted documents in response to the Commission's subpoena on October 9, 1997.¹ The Committee also requested pre-probable cause conciliation in its response to the Commission's reason to believe findings. In order to permit this Office to complete its investigation, on December 10, 1997, the Commission declined at that time, to enter into pre-probable cause to believe conciliation with the Committee. This Office deposed Charles C. Black on October 14,

¹ On September 18, 1997, the Committee requested an extension of time to respond to the Commission's findings. On September 30, 1997, this Office granted the Committee an extension until October 6, 1997.

99.04.392.0625

1997. Additionally, this Office deposed the Committee's finance directors, John Watson and Bill Adams on January 27, 1998 and February 11, 1998, respectively.

II. SUMMARY OF INVESTIGATION

The primary objective of the investigation was to determine whether the apparent violations relating to the Committee's acceptance of excessive contributions and failure to itemize contributions were knowing and willful. The investigation was initiated to ascertain who wrote notations on check copies, the purpose of the notations and whether other similar notations or other documentation existed. The notations appeared to suggest the Committee's knowledge of the contribution limitations of the Federal Election Campaign Act (the "Act"), as amended, and an intent to omit such contributions on disclosure reports to the Commission. Additionally, the investigation was conducted to determine whether the Committee engaged in a broad practice of concealing excessive contributions and whether the Committee knowingly reattributed and redesignated contributions without obtaining written authorizations.

Mr. Black and Mr. Adams testified that they did not make any notations, nor could they identify who made the notations or explain the meaning of those notations. Mr. Watson, however, admitted that he wrote one notation, which involved the redesignation and reattribution of a contribution without written authorization. *See* 11 C.F.R. §§ 110.1(b)(5)(ii) and 110.1(k)(3)(ii). Mr. Watson did not remember calling the contributor regarding the contribution nor did he remember discussing it with other Committee staffers. Mr. Watson also testified that he could not identify who made the other notations.

Moreover, the deponents testified that they would call contributors to inform them of their excessive contributions, but there was no written documentation of those telephone

conversations. Additionally, the deponents claimed that the Committee did not automatically reattribute or redesignate contributions without contacting the contributor. However, it appears that the Committee did not obtain written authorizations to reattribute or redesignate contributions. See 11 C.F.R. §§ 103.3(b)(3) and 110.1(b)(4).

This Office has completed its investigation of the apparent violations of the Act by the Committee and will proceed to the next stage of the enforcement process.

Lawrence M. Noble
General Counsel

8/21/98
Date

By: Kim Bright-Coleman
Kim Bright-Coleman
Associate General Counsel

Staff Assigned: Delbert K. Rigsby

99.04.392.0627

RECEIVED
FEDERAL ELECTION
COMMISSION
SECRETARIAT

AUG 24 1 33 PM '98



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

SENSITIVE

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Benjamin L. Ginsberg, Esq.
Patton Boggs, L.L.P.
2550 M Street NW
Washington, DC 20037-1350

RE: MUR 4357

Dear Mr. Ginsberg:

Based on information ascertained in the normal course of carrying out its supervisory responsibilities, on August 19, 1997, the Federal Election Commission found reason to believe that your client, Bob Barr for Congress '94 and Charles C. Black, as treasurer, violated 2 U.S.C. §§ 441a(f), 434(b)(3)(A), 434(b)(2) and (4) and 11 C.F.R. § 110.4(c)(2), 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 the 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.

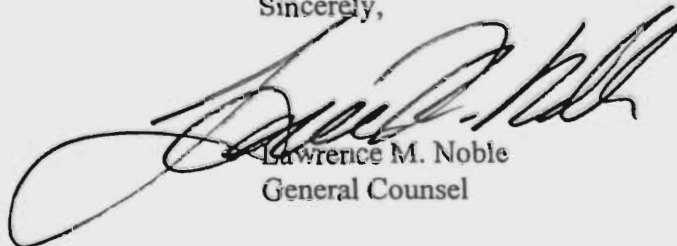
99.04.392.0628

letter to Ginsberg
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 Delbert K. Rigsby, the attorney assigned to this matter, at (202) 694-1650.

Sincerely,

A handwritten signature in dark ink, appearing to read "Lawrence M. Noble", is written over the typed name and title.

Lawrence M. Noble
General Counsel

Enclosure
Brief

99.04.392.0629

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 4357
Bob Barr for Congress '94 and Charles C. Black,)
as treasurer)

GENERAL COUNSEL'S BRIEF

I. STATEMENT OF THE CASE

On August 19, 1997, the Federal Election Commission (the "Commission") found reason to believe that Bob Barr for Congress '94 (the "Committee") and Charles C. Black, as treasurer, violated 2 U.S.C. § 441a(f) by accepting excessive contributions; 2 U.S.C. § 434(b)(3)(A) by failing to itemize contributions over \$200 and failing to disclose occupation and name of employer information; 2 U.S.C. §§ 434(b)(2) and (4) by misstating financial activity; and 11 C.F.R. § 110.4(c)(2) by failing to promptly return the excessive amount of contributions of currency to contributors.

The Committee responded to the Commission's findings on October 6, 1997 and submitted documents in response to the Commission's subpoena on October 9, 1997.¹ The Office of General Counsel deposed Charles C. Black on October 14, 1997. Additionally, the Office of General Counsel deposed John Watson on January 27, 1998 and William Adams on February 11, 1998.

¹ On September 18, 1997, the Committee requested an extension of time to respond to the Commission's findings. On September 30, 1997, this Office granted the Committee an extension until October 6, 1997.

II. ANALYSIS

A. Excessive Contributions

The Federal Election Campaign Act of 1971, as amended (the "Act"), provides that no person may make contributions to a candidate and his or her committees which, in the aggregate, exceed \$1,000 per federal election. 2 U.S.C. § 441a(a)(1)(A). Furthermore, no candidate or political committee shall knowingly accept any contribution which exceeds the contribution limitations of 2 U.S.C. § 441a. 2 U.S.C. § 441a(f).

Contributions not designated in writing for a particular election are considered designated for the candidate's next election for federal office. 11 C.F.R. § 110.1(b)(2)(ii). A joint contribution must include the signatures of each contributor on the check or in a separate writing. 11 C.F.R. § 110.1(k)(1). If a contribution on its face or in the aggregate exceeds the contribution limitations, the committee must: 1) return the contribution to the contributor; or 2) deposit the contribution in a designated campaign depository and obtain a written redesignation or reattribution from the contributor within 60 days. 11 C.F.R. §§ 103.3(b)(3) and 110.3(b)(4). If no written redesignation or reattribution is obtained within 60 days, the committee must refund the contribution. *Id.*, 11 C.F.R. §§ 110.1(b)(5)(ii) and 110.1(k)(3)(i).

The Committee accepted 62 excessive contributions totaling \$40,804. Of the \$40,804 in excessive contributions identified by the Audit staff, \$29,600 were not properly reported by the Committee. First, the Committee did not itemize contributor names and amounts of 14 excessive contributions, the excessive portions of which totaled \$11,100.² See 2 U.S.C. § 434(b)(3)(A).

² The Committee also did not itemize seven additional contributions totaling \$4,500 that were not excessive but caused subsequent excessive contributions to appear permissible.

Second, the Committee reported three excessive contributions in amounts less than the actual amount of the contribution check, the excessive portions of which totaled \$3,000.³ Third, the Committee reattributed ten excessive contributions totaling \$10,500 and redesignated four excessive contributions totaling \$5,000 without obtaining written authorizations. See 11 C.F.R. §§ 103.3(b)(3) and 110.3(b)(4).

On Committee copies of several contribution checks, the Audit staff discovered written notations that refer to the reporting of the contribution. Certain notations appear to refer to whether a contributor's name and the amount of an excessive contribution should be itemized on the disclosure reports.⁴ Consistent with the Committee's notations, these checks did not appear on the disclosure reports. Other notations appear to refer to whether the full amount of an excessive contribution should be reported on disclosure reports.⁵ Consistent with the Committee's notations, these contribution were reported in lower amounts on the disclosure

³ The Committee also reported two additional contributions in amounts less than the actual amount of the contribution which were not excessive but caused subsequent excessive contributions to appear permissible.

⁴ For example, on a copy of an October 25, 1994 check for \$500 from Stephen D. Smith, the Committee noted: "Check not in database, XS." Prior to this date, Stephen D. Smith had made three contributions totaling \$1,500 designated to the general election and two contributions totaling \$1,000 designated to the primary. Likewise, on a copy of a September 23, 1994 check for \$1,000 from the joint account of Paul and Sybil Jones, signed only by Sybil Jones, the Committee noted: "not entered, both Paul and Sybil XS." Based on the notation, it appears that the Committee understood Sybil Jones' contribution to be excessive, and thus did not itemize the check on the disclosure reports. However, prior to this contribution, it appears from the disclosure reports that she had not in fact reached the contribution limit for the general election; consequently, her contribution was not excessive. Nevertheless, the Committee's reports are inaccurate in many respects and the Committee did not have sufficient documentation of contributions. Thus, it is possible that Sybil Jones' contribution was in fact excessive.

⁵ For example, on a copy of an October 18, 1994 check for \$500 from Mr. or Mrs. J.P. Smith, signed only by Mrs. J.P. Smith, the Committee noted: "entered 400 of 500 check, XS contrib." Similarly, on a copy of an October 17, 1994 check for \$500 from J.L. or Anne Gray, signed by J.L. Gray, the Committee noted: "XS by 200." Based on the notations, it appears that the Committee understood the contributions to be excessive, and thus reported them in lower amounts on the disclosure reports. However, prior to the contributions, the disclosure reports show that these contributors had not reached their contribution limits, and the contributions were not excessive. Nevertheless, the Committee's reports are inaccurate in many respects and the Committee did not have sufficient documentation of contributions. Thus, it is possible that the contributions were in fact excessive.

reports. Finally, some notations appear to refer to whether a contribution should be reattributed or redesignated.⁶ The Committee either reattributed or redesignated the contributions or in one case did both, but did not obtain written authorization to do so.

Only one of the seven notations could be explained by the Committee's treasurer and finance directors.⁷ Mr. Watson admitted in his deposition that he wrote the notation on a February 15, 1994 Committee facsimile of a deposit slip, which reads "Charles, Mr. and Mrs. Camp gave us \$4,000. 1/2 of that needs to be put toward the general election. Thanks. John." The facsimile is related to a February 11, 1994 check from Mr. or Mrs. William Camp for \$4,000, and signed only by Mr. Camp.⁸ Mr. Watson claimed not to know whether there was a written authorization from Mr. Camp to redesignate this contribution. Furthermore, although Mr. Watson testified that it was not the Committee's policy to redesignate or reattribute contributions without notifying the contributors, he did not remember calling Mr. or Mrs. Camp regarding the contribution, nor did he remember anything about this contribution or whether he

⁶ For example, on a copy of a March 31, 1994 check for \$1,900 from J.T. or Sharon Cooper, signed only by Sharon Cooper, the Committee noted: "900-Sharon, 1000-J.T." The Committee reattributed \$1,000 to J.T. Cooper, but did not obtain written authorization to reattribute the contribution. Finally, on a copy of a December 31, 1994 check for \$250 from J.L. (John) or Anne Gray, signed only by J.L. Gray, the Committee noted: "Contribution entered under Anne. John has topped out." Prior to this contribution, J.L. Gray had already contributed \$1,000 to the general election. The Committee did not, however, follow up on this notation. Instead, the Committee reported the excessive contribution under J.L. Gray.

⁷ Mr. Black and Mr. Adams testified that they had no recollection of seeing any notations on copies of checks and could not explain the meaning of those notations.

⁸ From the \$4,000 check, the Committee originally reported two \$1,000 contributions attributed to Mrs. Jean Camp, with both designated to the general election. The Committee subsequently amended their reports to designate \$1,000 attributed to Mrs. Camp for the primary election and \$1,000 attributed to Mrs. Camp for the general election; \$1,000 attributed to Mr. Camp for the primary election and \$1,000 attributed to Mr. Camp for the general election.

discussed it with other Committee staff members. Finally, Mr. Watson claimed that he did not make the other notations and could not identify who made those notations.

With respect to the Committee's acceptance of excessive contributions, Mr. Black testified that he did not know that any contributors had exceeded the contribution limit until he was informed by the Commission's audit staff. Mr. Watson and Mr. Adams apparently were aware of the contribution limits and that the Committee had accepted excessive contributions because they testified that they called contributors to inform them of their excessive contributions. However, there was no written documentation of those telephone conversations. *See* 11 C.F.R. § 110.1(b). Moreover, despite contacting contributors about excessive contributions, the Committee did not, within the appropriate time period, obtain written authorization from contributors to reattribute or redesignate contributions. *See* 11 C.F.R. § 103.3(b)(3). Indeed, Mr. Adams testified that he was not aware that the Committee was required to obtain such written authorizations.

Based on the foregoing, the Office of General Counsel recommends that the Commission find probable cause to believe that Bob Barr for Congress and Charles C. Black, as treasurer, violated 2 U.S. C. § 441a(f) by accepting excessive contributions.

B. Itemized Reporting of Contributions

Committees must report the identity of each person who makes a contribution or contributions which exceed \$200, along with the date and amount of the contribution. 2 U.S.C. § 434(b)(3)(A).

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The Committee did not itemize on its disclosure reports 14 contributions totaling \$18,100 which were in whole or in part excessive.⁹ The deponents could not explain the Committee's failure to itemize the excessive contributions.¹⁰ However, the notations on Committee documents, *see supra* pp. 3-4, suggest that the Committee did not itemize contributions in order to conceal acceptance of excessive contributions. These notations also indicate the Committee's knowledge of the reporting requirements.¹¹ *See* 2 U.S.C. § 434(b)(3)(A).

Accordingly, the Office of General Counsel recommends that the Commission find probable cause to believe that the Committee violated 2 U.S.C. § 434(b)(3)(A) by failing to itemize contributions over \$200.

C. Excessive Contributions of Currency

No person may make cash contributions to any candidate for federal office which exceed \$100 in the aggregate. 2 U.S.C. § 441g; 11 C.F.R. § 110.4(c)(1). A candidate or political committee receiving a cash contribution in excess of \$100 shall promptly return the amount over \$100 to the contributor.

Fourteen individuals made excessive contributions of currency totaling \$1,705, and the contributions ranged from \$20 to \$400 in excess of the contribution limit for currency.

Mr. Black testified that, until the Commission's audit staff informed him, he did not know that there was a limit on the amount of cash contributions that could be accepted from an individual.

⁹ The excessive amount of the 14 contributions totaled \$11,100. *See Supra* p.2.

¹⁰ Moreover, the deponents could not identify Committee personnel who made the decision not to itemize excessive contributions.

¹¹ Furthermore, as a result of accepting excessive contributions, the Committee submitted inaccurate disclosure reports to the Commission because, in some instances, the excessive contributions were reported as part of the total amount of unitemized contributions or reported in amounts less than the actual contribution. 11 C.F.R. § 104.3(a)(4)(i).

The Committee did not refund the excessive contributions of currency until January 1996, in response to the Interim Audit Report. The refunds were made 14 months after the election and thus, not made promptly as prescribed by 11 C.F.R. § 110.4(c)(2).

Accordingly, the Office of General Counsel recommends that the Commission find probable cause to believe that Bob Barr for Congress and Charles C. Black, as treasurer, violated 11 C.F.R. § 110.4(c)(2) by failing to refund promptly contributions of currency over \$100.

D. Misstatement of Financial Activity

Political committees are required to report the amount of all receipts and disbursements for each reporting period and for the calendar year. 2 U.S.C. §§ 434(b)(2) and 434(b)(4). The Committee understated its 1993 receipts by \$4,439 and understated its 1993 disbursements by \$3,549. The Committee's misstatement of receipts resulted from an unreported \$1,850 receipt from the Bob Barr '94 Exploratory Account, unreported in-kind contributions totaling \$401, and unexplained receipts of \$3,188.¹² The Committee's misstatement of disbursements resulted from unreported disbursements totaling \$3,882, unreported in-kind contributions totaling \$401, and adjustments totaling \$93.¹³ In the Interim Audit Report, the Audit staff recommended that the Committee file amended reports to correct the public record. The Committee filed amended reports containing the same, erroneous total reported receipts and disbursements, which did not materially correct the public record.

¹² These specific misstatements of receipts total \$5,439. This amount was partially offset by a \$1,000 contribution drawn on an account with insufficient funds which the Committee reported, but for which it never received the funds. Thus, the actual understatement of 1993 receipts was \$4,439.

¹³ These misstatements were originally offset by two disbursements totaling \$827 made in 1994 but reported in 1993. However, the Committee explained that the two disbursements totaling \$827 were actually written in 1993 despite the checks bearing the date of January 3, 1994. Therefore, the total understated disbursements in 1993 increased from \$3,549 originally identified by the Audit staff to \$4,376.

Based on the foregoing, the Office of General Counsel recommends that the Commission find probable cause to believe the Bob Barr for Congress and Charles C. Black, as treasurer, violated 2 U.S.C. §§ 434(b)(2) and (4) by understating its 1993 receipts by \$4,439 and understating its 1993 disbursements by \$4,376.

E. Disclosure of Occupation and Name of Employer

Committees are required to disclose the identification of each person (other than a political committee) making aggregate contributions in excess of \$200 per calendar year, along with the date and amount of any such contribution. 2 U.S.C. § 434(b)(3)(A). Identification of each individual includes the name, mailing address, occupation of the contributor, and name of his or her employer. 2 U.S.C. § 431(13)(A).

If the treasurer of a political committee shows that best efforts have been used to obtain, maintain, and submit the information required by the Act, any report or records of the committee shall be considered to be in compliance with the Act. 2 U.S.C. § 432(i). The treasurer of a political committee will be deemed to have exercised best efforts if he or she has satisfied the requirements of 11 C.F.R. § 104.7.¹⁴ In order to satisfy best efforts, a treasurer and the committee must, *inter alia*, make at least one follow-up stand-alone request for missing information within 30 days of receiving a contribution with incomplete contributor information. 11 C.F.R. § 104.7(b)(2).¹⁵ Such effort must consist of a written request to the contributor for the information or an oral request documented in writing. *Id.*

¹⁴ A revised version of 11 C.F.R. § 104.7 became effective March 3, 1994. Only contributions received after the effective date of the revised regulation are included in the analysis.

¹⁵ The requirement of a stand-alone follow-up request for information was upheld in *Republican National Committee v. Federal Election Commission*, 76 F.3d 400 (D.C. Cir. 1996), *cert. denied*, 117 S. Ct. 682 (1997).

The Committee did not include the required information on 33% of itemized contributions, which totaled \$45,683. Instead of providing complete and accurate information, the Committee inserted the terms "self employed small business owner" on its disclosure reports without specifying the name of the business or the address of the business. See 2 U.S.C. § 431(13)(A). In some instances, the Committee did not report any information regarding the contributors' occupation and name of employer by inserting "best efforts refused."

The deponents testified that they made calls to some contributors to obtain their occupations and names of their employers. Mr. Watson testified that the term "best efforts refused" means that the Committee was unsuccessful in making contact with the contributors. Similarly, Mr. Black testified that this term was used when the contributors would, for whatever reason, not give this information to the Committee. Moreover, Mr. Black testified that the term "self employed small business owner" was used because the Committee staffers knew that such contributors were business owners.

However, the Committee did not submit any written documentation of its efforts to obtain this information on contributors. See 11 C.F.R. § 104.7(b)(2). Since the Committee did not produce any evidence of follow-up efforts to obtain this information, such as written requests or oral requests documented in writing, the Committee cannot avail itself of the best efforts provision.

Based on the foregoing, the Office of General Counsel recommends that the Commission find probable cause to believe that Bob Barr for Congress and Charles C. Black, as treasurer, violated 2 U.S.C. § 434(b)(3)(A) by not disclosing occupation and name of employer information.

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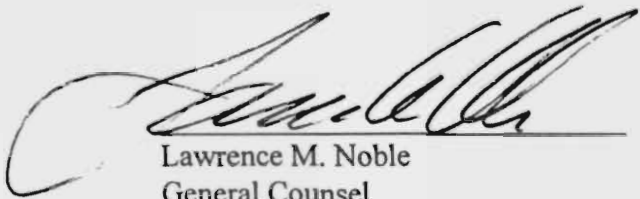
III. GENERAL COUNSEL'S RECOMMENDATIONS

1. Find probable cause to believe that Bob Barr for Congress and Charles C. Black, as treasurer, violated 2 U.S.C. § 441a(f) by accepting excessive contributions;
2. Find probable cause to believe that Bob Barr for Congress and Charles C. Black, as treasurer, violated 2 U.S.C. § 434(b)(3)(A) by not itemizing contributions over \$200;
3. Find probable cause to believe that Bob Barr for Congress and Charles C. Black, as treasurer, violated 11 C.F.R. § 110.4(c)(2) by not promptly returning the excessive amount of contributions of currency to contributors;
4. Find probable cause to believe that Bob Barr for Congress and Charles C. Black, as treasurer, violated 2 U.S.C. §§ 434(b)(2) and (4); and
5. Find probable cause to believe that Bob Barr for Congress and Charles C. Black, as treasurer, violated 2 U.S.C. § 434(b)(3)(A) by not disclosing occupation and name of employer information.

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8/1/98

Date


Lawrence M. Noble
General Counsel

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September 8, 1998

VIA FACSIMILE: 202-219-3923

Delbert K. Rigsby, Esquire
Office of the General Counsel
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463

Re: MUR 4357 -- Bob Barr for Congress '94

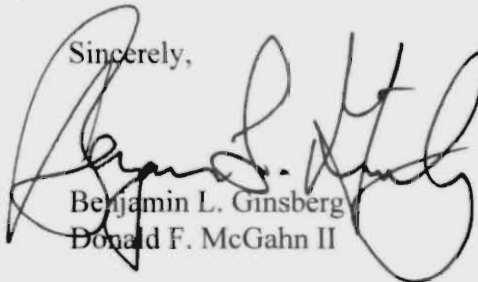
Dear Mr. Rigsby:

We have recently received your Office's correspondence in the above-captioned matter, including the General Counsel's Brief. In order to prepare a complete response, we request a twenty (20) day extension to submit a responsive brief.

Accordingly, we request an extension until September 30, 1998.

Thank you for your consideration.

Sincerely,



Benjamin L. Ginsberg
Donald F. McGahn II



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 11, 1998

VIA FACSIMILE AND FIRST CLASS MAIL

Benjamin L. Ginsberg, Esq.
Patton Boggs, L.L.P.
2550 M Street NW
Washington, D.C. 20037-1350

RE: MUR 4357

Dear Mr. Ginsberg:

This is in response to your letter dated September 8, 1998, which was received the same day via facsimile, requesting a 20-day extension "until September 30, 1998" for your client, Bob Barr for Congress '94, to respond to the General Counsel's brief in MUR 4357. After considering the circumstances presented in your letter, the Office of the General Counsel has granted the requested 20-day extension to your client. We note that 20 days would be September 29, 1998. Accordingly, your response is due by the close of business on September 29, 1998.

If you have any questions, please contact me at (202) 694-1650.

Sincerely,

Delbert K. Rigsby

Delbert K. Rigsby
Attorney

FAXED
9-11-98

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PATTON BOGGS LLP
ATTORNEYS AT LAW

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL

SEP 29 4 52 PM '98

2550 M Street, NW
Washington, DC 20037-1350
202-457-6000

FACSIMILE 202-457-6315

September 29, 1998

Delbert K. Rigsby, Esquire
Federal Election Commission
Office of the General Counsel
999 E Street, N.W.
Washington, D.C. 20463

Re: MUR 4357 -- Bob Barr for Congress '94

Dear Mr. Rigsby:

Enclosed please find our clients' response to the General Counsel's Brief in the above-referenced matter.

Thank you for your attention to this matter.

Sincerely,

Donald F. McGahn II

Benjamin L. Ginsberg
Donald F. McGahn II

Enc.

BEFORE THE FEDERAL ELECTION COMMISSION

BOB BARR FOR CONGRESS '94 AND
CHARLES C. BLACK, AS TREASURER

)
)
)
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Re: MUR 4357

SEP 29 4 31 PM '98

RESPONSE TO GENERAL COUNSEL'S BRIEF

Respondents Bob Barr for Congress '94 and Charles C. Black, as Treasurer

("Respondents" or the "Committee"), by and through the undersigned counsel, hereby respond to the General Counsel's Brief filed in the above-captioned Matter Under Review. While many of the underlying facts are not in dispute, the scant evidence presented by the General Counsel's Office after a year-long investigation cannot justify the sweeping conclusions of the General Counsel's Brief. And while the General Counsel's Office does not justify its probable cause recommendation, they have ignored Respondents' request for pre-probable cause conciliation. For those reasons, Respondents respectfully request that the Commission find that the General Counsel's Brief does not support a probable cause finding.

I. THE INVESTIGATION AND LACK OF CONCILIATION

This matter was instituted by the Commission following a full-scale field audit of the Committee. Over thirteen months ago, the Commission found reason to believe that Respondents had violated the Act. Respondents filed a response approximately one year ago, not disputing many of the underlying technical reporting errors, but disputing many of the sweeping and unjustified premises contained in the Factual and Legal Analysis. *See generally* October 6, 1997 Response to Factual and Legal Analysis. Also in that response, Respondents requested pre-probable cause conciliation. *Id.* at 2 n.2.

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The General Counsel's Office began an "investigation" of this matter, apparently conducting only three depositions, and not issuing any written questions.¹ During the course of the investigation, the General Counsel's Office indicated in a December 12, 1997 letter that the Commission had declined to enter into conciliation, but that such a decision would be reconsidered prior to a finding of probable cause. After a year, the General Counsel's Office now indicates that it "is prepared to recommend that the Commission find probable cause to believe that the violations have occurred." Undated Cover Letter to General Counsel's Brief. Based on the investigation as it appears in the General Counsel's Brief, an objective observer would be hard-pressed to see why.

The General Counsel's Brief, supposedly based on and justified by the investigation, in most instances is nothing more than a carbon copy of the prior Factual and Legal Analysis, suggesting an unwillingness to reevaluate its initial assumptions despite an investigation that could not support such earlier premises. Included in the Brief are many of the same sweeping and unjustified insinuations that were found in the Factual and Legal Analysis, presented in the same conclusory manner as they were before. As discussed below, the year-long investigation produced no evidence to support such speculation, nor has it clarified the underlying factual allegations. Speculation should not provide the basis upon which a probable cause ruling is based.

Further, absent from the General Counsel's Brief or the accompanying cover letter is any reference to Respondent's request for pre-probable cause conciliation. Such an omission is

¹ In fact, these depositions uncovered very little in the way of new evidence. Many of the questions, particularly those posed to the Committee's treasurer, Charles Black, lacked any foundation, and in other cases merely *rehashed* the obvious and were repetitive. Even though the General Counsel's Office was unable to substantiate its speculation *via* the depositions, it nonetheless restates its conclusory statements in the General Counsel's Brief, but presents them as fact.

puzzling since many of the underlying reporting errors are not in dispute, and the General Counsel's Brief puts forward very little new evidence. Thus, given the incomplete investigation, the speculation, and the failure to even attempt to conciliate, the General Counsel's Office has failed to supply an adequate basis upon which to find probable cause.

II. THE ALLEGATIONS OF THE GENERAL COUNSEL'S BRIEF

The General Counsel's Brief alleges that the Committee accepted excessive contributions; failed to itemize certain contributions; accepted excessive contributions of currency; misstated some of its financial activity; and failed to obtain the occupation and name of employer of certain contributors. As Respondents observed approximately one year ago in their response to the Factual and Legal Analysis, and as the General Counsel's Brief establishes, the violations alleged are ones of omission rather than commission, and can be traced back to technical bookkeeping and reporting errors.

What is clear is that while Respondents may have failed to comply with each letter of the Act, they certainly complied with the spirit of the Act. Further, as explained in its response to the Factual and Legal Analysis (but not even referenced in the General Counsel's Brief), Respondents have taken numerous steps to correct their internal situation to ensure compliance with the Act and related regulations.² The violations alleged have been corrected. Respondents' reports have been amended where needed, and contributions refunded.

² Such steps include the following: (1) the hiring of a compliance director whose only duties are to insure the recordation and monitoring of campaign contributions; (2) the updating and installation of computers, including the use of a computer program dedicated to the task of campaign-related record keeping; (3) attendance by Committee personnel at the Commission's instructional course; and (4) a commitment to follow internal procedures designed to prevent the acceptance of excessive contributions, and the failure to obtain proper information and misreporting.

A. Excessive Contributions

The lack of evidence found by the General Counsel's Office's investigation is readily apparent in its discussion of alleged excessive contributions. The General Counsel's Brief fails to identify a single contribution which was excessive, whether by contributor name, date, check number or other means. Other than the Brief's conclusory allegations, General Counsel's Brief at 2, the Brief does not include any facts upon which the Commission can legitimately make a finding of probable cause. Instead, the General Counsel's Office seems to infer that merely because it assumes that probable cause exists, the Commission ought to join in that assumption, and take the Brief's conclusions on faith. But, under the Act, that is not sufficient for the Commission to find probable cause.

The Brief further fails to differentiate between contributions which were excessive, and those for which written reattributions or redesignations were not obtained. Although the Brief claims that the Committee accepted 62 excessive contributions totaling \$40,804, the Brief fails to make clear that \$15,500 of these so-called excessive contributions were in reality a failure to obtain written redesignations or reattributions, and not the acceptance of excessive contributions prohibited by 2 U.S.C. § 441a(f). Accordingly, although obscured by the Brief's lack of detail, the total amount of allegedly excessive contributions at issue is \$25,304 (or 3.9% of the Committee's total receipts of \$648,266), and not the \$40,804 claimed by the General Counsel's Office.

Nor does the Brief's tortured reading and interpretation of the deposition testimony bolster its conclusions.³ What is clear from the uncontroverted testimony is that Respondents did

³ Although the General Counsel's Brief does not contest and thus concedes the truthfulness of the deponents, Respondents invite the Commission to review the transcripts themselves, and not rely on the unsubstantiated inference and speculation offered in the General Counsel's Brief.

not know that they had to obtain their reattributions and redesignations in writing.⁴ General Counsel's Brief at 5. The Brief concedes that Respondents telephoned the contributors regarding either reattribution or redesignation. *Id.* Yet the Brief insists, without elaboration, that such contributions were excessive, ignoring the reattribution/redesignation issue. The Brief's effort, however, to "have it both ways" by classifying the contributions as excessive is improper, and could have been avoided but for the sketchy investigation upon which the General Counsel's Office now wishes to base probable cause.

This effort to "have it both ways" also appears in the Brief's discussion of the remaining allegedly excessive contributions. Left unclear is any basis for the allegation that "the Committee did not itemize contributor names and amounts of 14 excessive contributions, the portion of which totaled \$11,100." General Counsel's Brief at 2. The Brief never specifies the contributions to which it refers, and instead parrots the Factual and Legal Analysis' conclusory statement (which in turn was based on the Audit Report). The Brief is equally cryptic regarding an alleged \$3,000 worth of excessive contributions. Presumably, as footnotes 2 and 3 of the Brief infer, these excessive contributions were caused by reporting errors. A lack of facts to support its conclusion should not convince the Commission to rubberstamp the findings called for by the General Counsel's Office.

Perhaps most mystifying is the Brief's discussion of written notations on certain checks. Although the General Counsel's Brief claims that such notations appear "[o]n Committee copies of several contributions checks," General Counsel's Brief at 3 (emphasis added), in reality only

⁴ Of course, such ignorance does not absolve Respondents, but could have been used as a mitigating factoring in a conciliation agreement, had the General Counsel's Office honored Respondents' request.

six⁵ checks totaling \$4,650 (a mere 0.7% of the total receipts) are implicated. In fact, the Brief cannot state with any certainty that the Committee was even responsible for the notations. See General Counsel's Brief at 4 nt.7 ("Mr. Black and Mr. Adams testified that they had no recollection of seeing any notations on copies of checks and could not explain the meaning of those notations.").

Equally unsupported are the claims that such notations "refer to the reporting of contributions." *Id.* There is no evidence whatsoever for this speculative accusation.⁶ In fact, in footnotes (copied verbatim from the Factual and Legal Analysis, and in turn from the Audit Report), the Brief concedes that it lacks support for its accusations. See General Counsel's Brief at 3 nt.4, nt.5 (conceding that the contributions were not excessive, noting that it is only "possible" that they were). Such "possibilities" are what is supposed to be determined by the Commission's investigation between a reason to believe finding and probable cause. It is wrong for these "possibilities" to form the basis for a probable cause recommendation. Absent more, the Commission cannot find probable cause with respect to excessive contributions based upon the General Counsel's Brief.

B. Itemized Reporting of Contributions

Once again, the General Counsel's Brief glosses over critical details, and engages in unsupported speculation. In fact, its analysis is taken virtually verbatim from the Factual and Legal Analysis, notwithstanding a year long "investigation." First, the Brief fails to identify a

⁵ The Brief also includes a discussion of a February 11, 1994 \$4,000 check. General Counsel's Brief at 4. Given that the contribution was properly attributed and designated, and thus not excessive, the discussion does not support a finding of probable cause, and its inclusion only clouds the issues before the Commission even further, and demonstrates the lack of precision in this investigation.

⁶ Once again, Respondents invite the Commission to review the deposition testimony themselves with respect to this point.

single contribution alleged to have been itemized. See General Counsel's Brief at 5-6. Second, obscured by the Brief's broad-brush conclusions is the fact that these contributions were lawful; it is merely the failure to itemize that is at issue.

Third, as discussed above, the Brief includes cryptic speculation regarding notations on a few checks. Not only is such accusation baseless, it has no link whatsoever to whether certain contributions were itemized. Fourth, although referred to as "excessive" contributions, presumably such contributions only exceeded the \$200 itemization threshold, and not the \$1,000 limit. Therefore, the General Counsel's Brief does not support a finding of probable cause.

C. Excessive Contributions of Currency

Although Respondents did accept cash contributions in excess of \$100 per individual contributor, such excessive contributions have been refunded, as the Brief concedes. General Counsel's Brief at 6. The General Counsel's Brief, however, asserts that such refunds were not "promptly" made, using the date of the election as the operative date. General Counsel's Brief at 7 ("[t]he refunds were made 14 months after the election"). Of course, the applicable regulation makes no reference to election day, nor does it define "promptly." *Id.*

The Brief concedes that Respondents were unaware that there was a separate limit with respect to cash contributions. *Id.* Once Respondents became aware that the Committee had accepted such excessive contributions (by way of the Interim Audit Report), it refunded them. Given the language of the regulation, such a refund was prompt, and thus in accordance with 11 C.F.R. § 110.4(c)(2). Accordingly, the Brief fails to provide a basis upon which the Commission should find probable cause.

D. Misstatement of Financial Activity

The General Counsel's Brief once again does nothing more, despite a year-long investigation, than take the prior analysis of the Factual and Legal Analysis, and include it verbatim. Completely omitted is any reference to the efforts undertaken by Respondents since the initiation of the matter to correct the misstatement. In fact, the Committee has amended its reports, and thus materially corrected the public record, contrary to the Brief's assertion. Such an omission is yet another example of the insufficient factual basis upon which this probable cause recommendation is based. Accordingly, the General Counsel's Brief does not support a finding of probable cause.

E. Disclosure of Occupation and Name of Employer

Although Respondents may not have adhered to the strict mandates of 11 C.F.R. § 104.7, the General Counsel's Brief overstates the facts and misstates the law, and thus does not provide sufficient grounds upon which a finding of probable cause should be based. Factually, the Brief once again fails to identify with any precision which contributions are at issue, and instead relies on conclusory statements lifted from the year-old Factual and Legal Analysis. General Counsel's Brief at 8-9.

More importantly, the Brief's allegation that "[t]he Committee did not include the required information for . . . \$45,683 [in contributions]," *id.* at 9, is inaccurate. In all instances, the names of the contributors were reported, and in several instances, the contributor was identified properly. 2 U.S.C. § 434(b)(3)(A) requires that such contributors be "identified," which means: "[I]n the case of any individual, the name, the mailing address, and the occupation of such individual, as well as the name of her employer" 2 U.S.C. § 431(13)(A). Here, the

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Brief takes issue with the Committee's phrase "self employed small business owner," and somehow reads section 431(13)(A) as requiring "the address of the business." General Counsel's Brief at 9. The Brief is incorrect, because that section imposes no such requirement; only occupation and employer need be reported. Further, when one is self-employed, one does not have any employer; thus, "self employed" is an accurate response. Thus, where applicable, Respondents properly reported the identification of the contributors. Accordingly, the General Counsel's Brief does not warrant a probable cause finding.

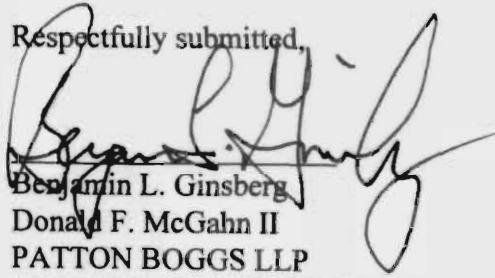
III. CONCLUSION

In sum, the errors of Respondents were ones of omission, rather than commission, and can be traced back to the lack of complete records. Despite these bookkeeping errors, during the Audit Respondents did produce photocopies of checks accounting for over ninety-five percent of the total receipts. Thus, Respondents' actions did not frustrate the overall purpose of the Act's reporting requirements.

More importantly, Respondents have corrected the errors. Where appropriate, contributions have been refunded, and reports have been amended. Thus, after much hard work and expense, the public record is complete. Ultimately, further remedial measures are not warranted in this matter.

Accordingly, for the foregoing reasons, Respondents respectfully request that the Commission find that the General Counsel's Brief does not support a finding of probable cause.

Respectfully submitted,


Benjamin L. Ginsberg

Donald F. McGahn II

PATTON BOGGS LLP

2550 M Street, N.W. 20037

Washington, D.C. 20037

(202) 457-6000

Dated: September 29, 1998

BEFORE THE FEDERAL ELECTION COMMISSION

JAN 21 4 12 PM '99

In the Matter of)
) MUR 4357
Bob Barr for Congress '94 and Charles C. Black,)
as treasurer)

SENSITIVE

In the Matter of)
)
Bob Barr - Congress and Charles C. Black,) MUR 4802
as treasurer)

GENERAL COUNSEL'S REPORT

I. INTRODUCTION

MUR 4357 was generated by an audit of Bob Barr for Congress '94 (the "1994 Committee") and Charles C. Black, as treasurer, (collectively "Respondents") undertaken in accordance with 2 U.S.C. § 438(b). On August 19, 1997, the Federal Election Commission (the "Commission") found reason to believe that Bob Barr for Congress '94 and Charles C. Black, as treasurer, violated 2 U.S.C. § 441a(f) by accepting excessive contributions; 2 U.S.C. § 434(b)(3)(A) by failing to itemize contributions over \$200 and failing to disclose occupation and name of employer information; 2 U.S.C. §§ 434(b)(2) and 434(b)(4) by misstating financial activity; and 11 C.F.R. § 110.4(c)(2) by failing to promptly return the excessive amount of contributions of currency to contributors.

On August 24, 1998, the Office of General Counsel transmitted a brief to the Commission and to the 1994 Committee. The General Counsel's Brief recommended that the Commission find probable cause to believe that the violations occurred. After a 20-day extension of time to respond, the 1994 Committee submitted its response to the General Counsel's Brief on September 29, 1998. Attachment 1.

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MUR 4802 was generated by an audit of Bob Barr - Congress (the "1996 Committee") and Charles C. Black, as treasurer, (collectively "Respondents") undertaken in accordance with 2 U.S.C. § 438(b). On August 27, 1998, the Commission found reason to believe that the 1996 Committee violated 2 U.S.C. § 441a(f) by accepting excessive contributions, 2 U.S.C. § 434(b)(3)(A) by failing to itemize contributions, and 2 U.S.C. § 434(a)(6) by failing to file 48-hour notices on 19 contributions for the primary election and 18 contributions for the general election. The Commission also authorized the Office of General Counsel to enter into conciliation prior to a finding of probable cause to believe with the 1996 Committee. On November 9, 1998, the Respondents submitted a response to the Factual and Legal Analysis. Attachment 2.

The alleged violations in MUR 4357 and MUR 4802 are similar in many respects. Therefore, this report contains a discussion of both matters and recommends that these matters proceed jointly.

II. ANALYSIS

A. MUR 4357

The General Counsel's Brief dated August 24, 1998 is incorporated herein by reference. In their brief, the Respondents acknowledge that many of the underlying facts are not in dispute, and essentially admit the violations. They argue, however, that the "violations alleged are ones of omission rather than commission, and can be traced back to technical bookkeeping and reporting errors." Attachment 1 at 3. The Respondents also state that they "have taken numerous steps to correct their internal situation to ensure compliance with the [Federal Election Campaign] Act and related regulations. The violations alleged have been corrected.

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Respondents' reports have been amended where needed, and contributions refunded."¹ *Id.*

Respondents also expressed the view that there should be a conciliation of this matter prior to a probable cause finding. *Id.* at 1.

While it does not appear that the 1994 Committee committed knowing and willful violations pursuant to 2 U.S.C. §§ 437g(a)(5)(B) and 437g(d), the 1994 Committee did knowingly accept contributions prohibited by the contribution limitations of 2 U.S.C. § 441a(a), 2 U.S.C. § 441a(f). Moreover, contrary to the respondents' assertions, the violations by the 1994 Committee are more than mere technical violations. For example, the 1994 Committee accepted excessive contributions amounting to \$40,804, which was 8% of the total amount of contributions, and failed to provide any written documentation of efforts to contact the contributors regarding the possible reattribution or redesignation of those contributions. 11 C.F.R. §§ 103.3(b)(3) and 110.1(k)(3)(i). Furthermore, on \$45,683 or 33% of contributions that were required to be itemized, the 1994 Committee failed to disclose the occupation and name of employer of such contributors, and failed to provide any documentation of efforts to obtain such information. 11 C.F.R. § 104.7(b)(2).

Thus, the Respondents' arguments appear to be more appropriate toward mitigation than to support a finding of no probable cause to believe that violations occurred or a decision to take no further action. Therefore, the Office of General Counsel recommends that the Commission find probable cause to believe that the Respondents violated the Federal Campaign Election Act, as amended, by accepting excessive contributions, failing to itemize contributions over \$200,

¹ The Committee's assertion regarding amended reports is not totally accurate. See discussion under Section II.D., *infra*.

failing to promptly return excessive cash contributions, misstating financial activity, and failing to disclose contributors' occupations and names of employers.

1. Excessive Contributions

Respondents argue that the Commission should not find probable cause to believe that the 1994 Committee violated 2 U.S.C. § 441a(f) by accepting excessive contributions because the General Counsel's Brief did not identify the contributions that were excessive by name and date, and did not "differentiate between contributions which were excessive, and those for which written reattributions or redesignations were not obtained." Attachment 1 at 4. Furthermore, Respondents contend that \$15,500 of the \$40,804 in excessive contributions were caused by a failure to obtain written redesignations or reattributions, and not the acceptance of excessive contributions prohibited by 2 U.S.C. § 441a(f). *Id.*

The General Counsel's Brief identified the number and the total amount of excessive contributions, and the number and amount of contributions that were improperly reattributed and redesignated. General Counsel's Brief at 2-3. Although the General Counsel's Brief may not have itemized in detail the excessive contributions, the 1994 Committee had previously received a schedule of the excessive contributions to the 1994 Committee at the audit exit conference, and as an attachment to the Audit Report.

While the 1994 Committee made efforts to contact contributors who made excessive contributions, there was no written documentation of those telephone conversations, as required by 11 C.F.R. § 103.3(b)(3). Furthermore, the 1994 Committee did not, within the appropriate time period, obtain written authorization from contributors to reattribute or redesignate contributions as required under 11 C.F.R. § 103.3(b)(3). *See* General Counsel's Brief at 5. Because the contributions were not properly redesignated or reattributed, or were not refunded

within 60 days of receipt by the 1994 Committee, those contributions are considered excessive contributions. 2 U.S.C. §§ 441a(a)(1) and 441a(f); 11 C.F.R. § 110.1(b).

Furthermore, the Respondents seem to suggest that the General Counsel's probable cause recommendation with respect to excessive contributions is based primarily on the written notations on the checks or contributor forms involving six contributions. Attachment 1 at 5-6. However, the General Counsel's recommendation for probable cause is based on more than those notations; rather, it is based on the 1994 Committee's acceptance of 62 excessive contributions and the failure to refund them or obtain a proper reattribution or redesignation. Accordingly, this Office recommends that the Commission find probable cause to believe that the Bob Barr for Congress '94 and Charles C. Black, as treasurer, violated 2 U.S.C. § 441a(f) by accepting excessive contributions totaling \$40,804.

2. Itemized Reporting of Contributions

The Respondents argue that the Commission should not find probable cause to believe that the 1994 Committee violated 2 U.S.C. § 434(b)(3)(A) by failing to itemize contributions because the General Counsel's Brief does not identify contributions that were not itemized. The Respondents also claim that the "contributions were lawful; it is merely the failure to itemize that is at issue." Attachment 1 at 7. Furthermore, Respondents contend that such contributions were not excessive but "presumably such contributions only exceeded the \$200 itemization threshold, and not the \$1,000 limit." *Id.*

The General Counsel's Brief states the number of unitemized contributions that were excessive, and the excessive amount of such contributions. General Counsel's Brief at 6. Moreover, the excessive contributions that were not itemized were previously identified for the

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1994 Committee at the audit exit conference, and such information was attached to the Audit Report.

The 1994 Committee did not itemize on its disclosure reports 14 contributions totaling \$18,100, which were in whole or in part excessive. 2 U.S.C. § 434(b)(3)(A). In some instances, the excessive contributions were reported as part of the total amount of unitemized contributions or reported in amounts less than the actual contribution. *Id.* Accordingly, the Office of General Counsel recommends that the Commission find probable cause to believe that the 1994 Committee violated 2 U.S.C. § 434(b)(3)(A) by failing to itemize contributions over \$200.

3. Excessive Contributions of Currency

The Respondents argue that the Commission should not find probable cause to believe that the 1994 Committee violated 11 C.F.R. § 110.4(c)(2) by failing to promptly refund excessive cash contributions because the “applicable regulation makes no reference to election day, nor does it define ‘promptly.’” Attachment 1 at 7. 11 C.F.R. § 110.4(c)(2). As noted in the General Counsel’s Brief, the refunds of the excessive cash contributions were made 14 months after the election. General Counsel’s Brief at 6 and 7.

The regulation does not define the term “promptly,” and its meaning in this context does not appear to have been previously considered by the Commission. However, it can be argued by analogy that such refunds should be returned no later than 60 days from the date of receipt of such funds, which is the requirement for other excessive contributions. *See* 11 C.F.R. § 103.3(b)(3). Generally, the purpose of a time period for returning excessive contributions is to give the committee a reasonable amount of time to review its records and to contact the contributors. In the case of excessive cash contributions, a strong argument can be made that an extended period of time to review such contributions is not necessary. Thus, the 1994

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Committee's refund of excessive cash contributions in January 1996, which was 14 months after the election, is certainly not prompt by any reasonable standard. Therefore, the Office of General Counsel recommends that the Commission find probable cause to believe that Bob Barr for Congress '94 and Charles C. Black, as treasurer, violated 11 C.F.R. § 110.4(c)(2) by failing to refund promptly contributions of currency over \$100.

4. Misstatement of Financial Activity

The Respondents argue that the Commission should not find probable cause to believe that the 1994 Committee violated 2 U.S.C. §§ 434(b)(2) and 434(b)(4) by misstating financial activity because the 1994 Committee amended its reports and materially corrected the public record. Attachment 1 at 8. The 1994 Committee understated its 1993 receipts by \$4,439 and understated its 1993 disbursements by \$3,549. 2 U.S.C. §§ 434(b)(2) and 434(b)(4). Although the 1994 Committee filed amended reports, the amended reports contained the same, erroneous total reported receipts and disbursements.² General Counsel's Brief at 7. Thus, contrary to its assertion, the 1994 Committee has not materially corrected the public record with respect to the 1993 year end report. Accordingly, the Office of General Counsel recommends that the Commission find probable cause to believe that the 1994 Committee violated 2 U.S.C. §§ 434(b)(2) and 434(b)(4) by understating its 1993 receipts by \$4,439 and understating its 1993 disbursements by \$4,376.

5. Disclosure of Occupation and Name of Employer

Respondents admit that they "may not have adhered to the strict mandates of 11 C.F.R. § 104.7 [the best efforts provision]," but argue that there should be no probable cause finding for

² As of January 19, 1999, the Committee still has not amended the 1993 year end report to correct the understatement of receipts and disbursements.

violating 2 U.S.C. § 434(b)(3)(A) by failing to disclose the occupation and the name of employer of contributors who contributed more than \$200 to the 1994 Committee because the "General Counsel's brief overstates the facts and misstates the law." Attachment 1 at 8. Specifically, the Respondents argue that all contributors were identified by name, and that the term "self employed small business owner" satisfies the requirement that the occupation and the name of the employer of the contributor be identified.

The Act provides a safe harbor for committees with respect to information to be obtained from contributors. Specifically, "when the treasurer of a political committee shows that best efforts have been used to obtain, maintain, and submit the information required by this Act for the political committee, any report or any records of such committee shall be in compliance with this Act." 2 U.S.C. § 432(i). To implement this provision of the Act, the Commission's regulations state that the treasurer must make at least one effort, within thirty days after receipt of the contribution, to obtain the information, and such effort shall consist of "either a written request sent to the contributor or an oral request to the contributor documented in writing." 11 C.F.R. § 104.7(b)(2). The 1994 Committee did not submit any documentation, such as written requests to the contributors or oral requests to the contributors documented in writing, of its efforts to obtain the information required by the Act. 2 U.S.C. §§ 431(13)(A), 434(b)(3)(A) and 432(i). General Counsel's Brief at 8-9. Thus, the 1994 Committee may not avail itself of the safe harbor provision. Moreover, as the Commission noted in the Explanation and Justification for 11 C.F.R. § 104.7(b), any concerns that some contributors may have about identifying their home addresses, occupations and employers must be "evaluated in light of the high priority the [Federal Election Campaign Act] places on the public interest in the disclosure of accurate and complete contributor information." 58 Fed. Reg. 57726 (October 27, 1993). The

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term "self employed small business owner" does not satisfy the requirements of 11 C.F.R. § 104.7(b) because the name of the business is not identified, and it results in the 1994 Committee failing to provide complete contributor information. Accordingly, the Office of General Counsel recommends that the Commission find probable cause to believe that Bob Barr for Congress '94 and Charles C. Black, as treasurer, violated 2 U.S.C. § 434(b)(3)(A) by not disclosing occupation and name of employer information.

B. MUR 4802

The First General Counsel's Report dated August 21, 1998 is incorporated herein by reference. In their response to the Factual and Legal Analysis, the Respondents state that they are "interested in pursuing pre-probable cause conciliation in this matter, but disagree with portions of the Factual and Legal Analysis." Attachment 2 at 1. The Commission authorized the Office of General Counsel to enter into conciliation prior to a finding of probable cause to believe. Furthermore, Respondents repeat their argument contained in their response to the interim audit report that the violations are ones of "omission rather than commission." *Id.* Finally, Respondents argue that "the [1996] Committee has already taken major corrective steps to ensure that all past mistakes have been corrected and that future ones do not occur." *Id.*

1. Excessive Contributions

Respondents argue that "most of the specific allegations contained in the [Factual and Legal] Analysis can be traced back to the failure to obtain written designations and reattributions." Attachment 2 at 2. Furthermore, Respondents state that "although the Committee mailed redesignation and reattribution forms or otherwise attempted to contact virtually all the contributors at issue, it failed to maintain records of such mailings and efforts." *Id.* Finally, Respondents argue that "failure to detect these excessive contributions was due to a

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data management failure that could not keep up with the volume of contributions, and "this situation has been corrected." *Id.* at 3.

The 1996 Committee accepted excessive contributions totaling \$52,971, which was approximately 8% of the dollar amount of all contributions from individuals. First General Counsel's Report at 4. During the 1996 election cycle, the Commission's Reports and Analysis Division sent numerous inquiries to the 1996 Committee regarding the 1996 Committee's acceptance of excessive contributions. First General Counsel's Report at 5. Thereafter, the 1996 Committee amended its disclosure reports to reflect the reattribution of 24 contributions totaling \$22,700 and the redesignation of 19 contributions totaling \$17,970, but it did not obtain written authorizations for the reattributions and redesignations as required under 11 C.F.R. §§ 110.1(b)(5)(ii) and 110.1(k)(3)(ii). *Id.* Because the contributions were not properly redesignated or reattributed, or were not refunded within 60 days of receipt by the 1996 Committee, those contributions are considered excessive contributions. 2 U.S.C. §§ 441a(a)(1) and 441a(f); 11 C.F.R. § 110.1(b).

2. Itemized Reporting of Contributions

Respondents argue that the "\$7,945 at issue constitutes less than one percent of the [1996] Committee's total receipts" and the failure to itemize the contributions "were caused by the [1996] Committee's data management shortcomings and these shortcomings have been corrected." Attachment 2 at 4. Nevertheless, the contributions were not itemized in accordance with 2 U.S.C. § 434(b)(3)(A).

3. Failure to File Forty-Eight Hour Notices

Respondents state that "the [1996] Committee has conceded that it should have filed 48-hour notices." Attachment 2 at 4. Furthermore, Respondents state that "because Congressman

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Barr was unopposed [in the primary election], the [1996] Committee assumed that such notices were not needed." *Id.* With respect to the general election, Respondents state that "the [1996] Committee's inability to keep up with the volume of contributions apparently affected its 48-hour reports as well." Attachment 2 at 5.

Nevertheless, the amounts that were not reported were significant. There were 19 contributions on six days totaling \$29,804, deposited between June 20, 1998 and July 6, 1996, that required 48-hour notices. Moreover, there were 18 contributions on nine days totaling \$20,000, deposited between October 17, 1996 and November 2, 1996, that required 48-hour notices.

III. DISCUSSION OF JOINT CONCILIATION AGREEMENT AND CIVIL PENALTY

If the Commission approves the recommendations relating to MUR 4357, this Office would like to attempt a joint conciliation agreement with respect to MUR 4357 and MUR 4802 because there are similar violations in both matters. Thus, this Office also recommends that the Commission approve the attached joint conciliation agreement with Bob Barr for Congress '94 and Charles C. Black, as treasurer, and Bob Barr - Congress and Charles C. Black, as treasurer

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IV. RECOMMENDATIONS

1. Find probable cause to believe that Bob Barr for Congress '94 and Charles C. Black, as treasurer, violated 2 U.S.C. § 441a(f) by accepting excessive contributions;
2. Find probable cause to believe that Bob Barr for Congress '94 and Charles C. Black, as treasurer, violated 2 U.S.C. § 434(b)(3)(A) by not itemizing contributions over \$200;
3. Find probable cause to believe that Bob Barr for Congress '94 and Charles C. Black, as treasurer, violated 11 C.F.R. § 110.4(c)(2) by not promptly returning the excessive amount of contributions of currency to contributors;
4. Find probable cause to believe that Bob Barr for Congress '94 and Charles C. Black, as treasurer, violated 2 U.S.C. §§ 434(b)(2) and 434(b)(4);
5. Find probable cause to believe that Bob Barr for Congress '94 and Charles C. Black, as treasurer, violated 2 U.S.C. § 434(b)(3)(A) by not disclosing occupation and name of employer information;
6. Approve the attached joint conciliation agreement with Bob Barr for Congress '94 and Charles C. Black, as treasurer, and Bob Barr - Congress and Charles C. Black, as treasurer; and
7. Approve the appropriate letters.

Date

1/21/99


Lawrence M. Noble
General Counsel

Attachments

1. Respondents' Brief in MUR 4357 dated September 29, 1998
2. Response to Factual and Legal Analysis in MUR 4802 dated November 9, 1998
3. Proposed Joint Conciliation Agreement

Staff Person: Delbert K. Rigaby

99.04.392.0665

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Bob Barr for Congress '94 and) MUR 4357
Charles C. Black, as treasurer.)
)
Bob Barr - Congress and) MUR 4802
Charles C. Black, as treasurer.)

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal
Election Commission, do hereby certify that on
January 27, 1999, the Commission decided by a vote
of 6-0 to take the following actions in MURs 4357 &
MUR 4802:

1. Find probable cause to believe that Bob Barr
for Congress '94 and Charles C. Black, as
treasurer, violated 2 U.S.C. § 441a(f) by
accepting excessive contributions.
2. Find probable cause to believe that Bob Barr
for Congress '94 and Charles C. Black, as
treasurer, violated 2 U.S.C. § 434(b)(3)(A)
by not itemizing contributions over \$200.
3. Find probable cause to believe that Bob Barr
for Congress '94 and Charles C. Black, as
treasurer, violated 11 C.F.R. §110.4(c)(2) by
not promptly returning the excessive amount
of contributions of currency to contributors.

(continued)

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Federal Election Commission
Certification for MURs 4357 & 4802
January 27, 1999

Page 2

4. Find probable cause to believe that Bob Barr for Congress '94 and Charles C. Black, as treasurer, violated 2 U.S.C. §§ 434(b)(2) and 434(b)(4).
5. Find probable cause to believe that Bob Barr for Congress '94 and Charles C. Black, as treasurer, violated 2 U.S.C. § 434(b)(3)(A) by not disclosing occupation and name of employer information.
6. Approve the joint conciliation agreement with Bob Barr for Congress '94 and Charles C. Black, as treasurer, and Bob Barr - Congress and Charles C. Black, as treasurer.
7. Approve the appropriate letters, as recommended in the General Counsel's Report dated January 21, 1999.

Commissioners Elliott, Mason, McDonald, Sandstrom,

Thomas and Wold voted affirmatively for the decision.

Attest:

1-28-99

Date

Marjorie W. Emmons

Marjorie W. Emmons

Secretary of the Commission

Received in the Secretariat: Thurs., Jan. 21, 1999 4:12 p.m.
Circulated to the Commission: Thurs., Jan. 21, 1999 12:00 p.m.
Deadline for vote: Wed., Jan. 27, 1999 4:00 p.m.

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

February 2, 1999

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Benjamin L. Ginsberg, Esq.
Patton Boggs, L.L.P.
2550 M Street NW
Washington, DC 20037-1350

RE: MUR 4357 (Bob Barr for Congress '94)
MUR 4802 (Bob Barr - Congress)

Dear Mr. Ginsberg:

On January 27, 1999, the Federal Election Commission (the "Commission") found that there is probable cause to believe that your client, Bob Barr for Congress '94 (the "1994 Committee") and Charles C. Black, as treasurer, violated 2 U.S.C. § 441a(f), 2 U.S.C. § 434(b)(3)(A), 2 U.S.C. §§ 434(b)(2) and 434(b)(4), which are provisions of Federal Election Campaign Act of 1971, as amended (the "Act") and 11 C.F.R. § 110.4(c)(2) in connection with accepting excessive contributions, failing to itemize contributions over \$200, failing to promptly return excessive cash contributions, misstating financial activity and failing to disclose contributors' occupations and names of employers.

The Commission has a duty to attempt to correct such violations for a period of at least 30 days and no more than 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 after 30 days, the Commission may institute a civil suit in United States District Court and seek payment of a civil penalty.

On August 27, 1998, the Commission found that there is reason to believe that your client, Bob Barr - Congress (the "1996 Committee") and Charles C. Black, as treasurer, violated 2 U.S.C. § 441a(f), 2 U.S.C. § 434(b)(3)(A) and 2 U.S.C. § 434(a)(6) of the Act by accepting excessive contributions, failing to itemize contributions over \$200, and failing to file 48-hour notices on contributions for the primary election and the general election. The Commission also authorized the Office of General Counsel to enter into conciliation prior to a finding of probable cause to believe with the 1996 Committee.

Therefore, enclosed is a joint conciliation agreement that the Commission has approved in settlement of these matters involving the 1994 Committee and the 1996 Committee. If your clients agree with the provisions of the enclosed agreement, please have your clients sign and

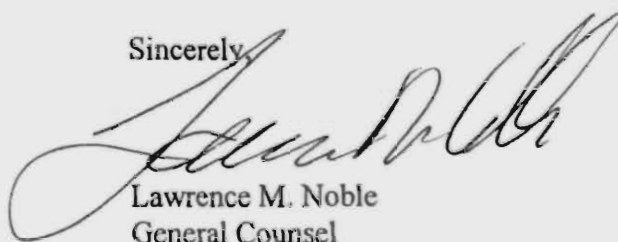
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Benjamin L. Ginsberg
Page 2

return it, along with the civil penalties, to the Commission within ten days. I will then recommend that the Commission accept the agreement. Please make the checks for the civil penalties payable to the Federal Election Commission.

If you have any questions or suggestions for changes in the enclosed joint conciliation agreement, or if you wish to arrange a meeting in connection with a mutually satisfactory conciliation agreement, please contact Delbert K. Rigsby, the attorney assigned to these matters at (202) 694-1650.

Sincerely,

A handwritten signature in dark ink, appearing to read "Lawrence M. Noble", written in a cursive style.

Lawrence M. Noble
General Counsel

Enclosure
Joint Conciliation Agreement

99.04.392.0669

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)

MUR 4357

Bob Barr for Congress '94 and)
Charles C. Black, as treasurer)

SENSITIVE

In the Matter of)

MUR 4802

Bob Barr - Congress and)
Charles C. Black, as treasurer)

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GENERAL COUNSEL'S REPORT

1. BACKGROUND

On August 27, 1998, the Federal Election Commission (the "Commission") found reason to believe that Bob Barr - Congress and Charles C. Black, as treasurer (the "1996 Committee"), violated 2 U.S.C. § 441a(f) by accepting excessive contributions; 2 U.S.C. § 434(b)(3)(A) by failing to itemize contributions; and 2 U.S.C. § 434(a)(6) by failing to file 48-hour notices on contributions for the primary and general election. The Commission also authorized the Office of General Counsel to enter into conciliation with the 1996 Committee prior to a finding of probable cause.

On January 27, 1999, the Commission found probable cause to believe that Bob Barr for Congress '94 and Charles C. Black, as treasurer (the "1994 Committee"), violated 2 U.S.C. § 441a(f) by accepting excessive contributions; 2 U.S.C. § 434(b)(3)(A) by failing to itemize contributions over \$200 and failing to disclose occupation and name of employer information; 2 U.S.C. §§ 434(b)(2) and 434(b)(4) by misstating financial activity; and 11 C.F.R. § 110.4(c)(2) by failing to promptly return the excessive amount of contributions of currency to contributors. The Commission also approved a joint conciliation agreement to be sent to the 1994 Committee and the 1996 Committee to resolve these matters.

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II. ANALYSIS

Attached is a proposed joint conciliation agreement which has been signed by Benjamin L. Ginsberg, Counsel to the 1994 Committee and the 1996 Committee. Attachment.

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III. CONCLUSION

Therefore, the Office of General Counsel recommends that the Commission accept the proposed joint conciliation agreement with Bob Barr for Congress '94 and Charles C. Black, as treasurer, and Bob Barr - Congress and Charles C. Black, as treasurer, approve the appropriate letters, and close the files in both MURs.

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IV. RECOMMENDATIONS

1. Accept the attached proposed Joint Conciliation Agreement with Bob Barr for Congress '94 and Charles C. Black, as treasurer, and Bob Barr - Congress and Charles C. Black, as treasurer;
2. Close the file in MUR 4357;
3. Close the file in MUR 4802; and
4. Approve the appropriate letters.

Lawrence M. Noble
General Counsel

5/11/99
Date

Kim Bright-Coleman
Kim Bright-Coleman
Associate General Counsel

Attachment

Proposed Joint Conciliation Agreement

Staff Assigned: Delbert K. Rigsby

99.04.392.0673

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Bob Barr for Congress '94 and) MUR 4357
Charles C. Black, as treasurer;)
)
Bob Barr - Congress and) MUR 4802
Charles C. Black, as treasurer.)

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal
Election Commission, do hereby certify that on
May 18, 1999 the Commission decided by a vote
of 6-0 to take the following actions in MURs 4357
and 4802:

1. Accept the proposed Joint Conciliation
Agreement with Bob Barr for Congress '94
and Charles C. Black, as treasurer, and
Bob Barr - Congress and Charles C. Black,
as treasurer, as recommended in the General
Counsel's Report dated May 11, 1999.
2. Close the file in MUR 4357.
3. Close the file in MUR 4802.

(Continued)

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4. Approve the appropriate letters, as recommended in the General Counsel's Report dated May 11, 1999.

Commissioners Elliott, Mason, McDonald, Sandstrom, Thomas, and Wold voted affirmatively for the decision.

Attest:

5-18-99

Date

Marjorie W. Emmons

Marjorie W. Emmons

Secretary of the Commission

Received in the Secretariat: Tues., May 11, 1999 4:19 p.m.
Circulated to the Commission: Wed., May 12, 1999 11:00 a.m.
Deadline for vote: Mon., May 17, 1999 4:00 p.m.

lrd

99.04.392.0675



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

May 24, 1999

Mr. William L. Camp
204 Woodglen Road
Rome, GA 30161

RE: MUR 4357 (Bob Barr for Congress '94)

Dear Mr. Camp:

This is to advise you that this matter is now closed. 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.

If you have any questions, please contact me at (202) 694-1650.

Sincerely,

Delbert K. Rigsby

Delbert K. Rigsby
Attorney

99-04-392-0676



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

May 24, 1999

Mr. Thomas J. Barnette
521 Village Trace, Bldg 10
Marietta, GA 30067

RE: MUR 4357 (Bob Barr for Congress '94)

Dear Mr. Barnette:

This is to advise you that this matter is now closed. 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.

If you have any questions, please contact me at (202) 694-1650.

Sincerely,

A handwritten signature in cursive script that reads "Delbert K. Rigsby".

Delbert K. Rigsby
Attorney

99.04.392.0677



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

May 24, 1999

Ms. Carin B. Jannuzzo
4610 Tiger Lily Way
Marietta, GA 30067

RE: MUR 4357 (Bob Barr for Congress '94)

Dear Ms. Jannuzzo:

This is to advise you that this matter is now closed. 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.

If you have any questions, please contact me at (202) 694-1650.

Sincerely,

Delbert K. Rigsby

Delbert K. Rigsby
Attorney

99.04.392.0678



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

May 24, 1999

Mr. Ronald S. Holley
3807 Acworth Due West Road
Acworth, GA 30101

RE: MUR 4357 (Bob Barr for Congress '94)

Dear Mr. Holley:

This is to advise you that this matter is now closed. 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.

If you have any questions, please contact me at (202) 694-1650.

Sincerely,

A handwritten signature in cursive script that reads "Delbert K. Rigsby".

Delbert K. Rigsby
Attorney

99.04.392.0679



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

May 24, 1999

Mr. Robert W. Gates
6720 Deer Run Trl
Douglasville, GA 30135-6120

RE: MUR 4357 (Bob Barr for Congress '94)

Dear Mr. Gates:

This is to advise you that this matter is now closed. 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.

If you have any questions, please contact me at (202) 694-1650.

Sincerely,

A handwritten signature in cursive script that reads "Delbert K. Rigsby".

Delbert K. Rigsby
Attorney

99-04-392-0680



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

May 24, 1999

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Benjamin L. Ginsberg, Esq.
Patton Boggs, L.L.P.
2550 M Street NW
Washington, D.C. 20037-1350

RE: MUR 4357 (Bob Barr for Congress '94)
MUR 4802 (Bob Barr - Congress)

Dear Mr. Ginsberg:

On May 18, 1999, the Federal Election Commission accepted the signed joint conciliation agreement submitted on behalf of your clients, Bob Barr for Congress '94 and Bob Barr - Congress. The agreement is in settlement of violations of 2 U.S.C. § 441a(f), 2 U.S.C. § 434(b)(3)(A), 2 U.S.C. §§ 434(b)(2) and 434(b)(4) and 11 C.F.R. § 110.4(c)(2) by Bob Barr for Congress '94, and in settlement of violations of 2 U.S.C. § 441a(f), 2 U.S.C. § 434(b)(3)(A) and 2 U.S.C. § 434(a)(6) by Bob Barr - Congress. The statutory provisions refer to provisions of the Federal Election Campaign Act, as amended (the "Act"). The regulatory provision refers to a regulation promulgated pursuant to the Act. Accordingly, the files have been closed in these matters.

The confidentiality provisions at 2 U.S.C. § 437g(a)(12) no longer apply and these matters are now public. In addition, although the complete files 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 files may be placed on the public record before receiving your additional materials, any permissible submissions will be added to the public record upon receipt.

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

1890-266-40-66
99.04.392.0681

Benjamin L. Ginsberg
MURs 4357 and 4802
Page 2

Enclosed you will find a copy of the fully executed joint conciliation agreement for your files. Please note that the civil penalty of \$12,055 to be paid by Bob Barr for Congress '94 and the civil penalty of \$16,000 to be paid by Bob Barr - Congress are due within 30 days of the joint conciliation agreement's effective date. If you have any questions, please contact me at (202) 694-1650.

Sincerely,

Delbert K. Rigsby

Delbert K. Rigsby
Attorney

Enclosure
Joint Conciliation Agreement

99.04.392.0682

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 4357
Bob Barr for Congress '94 and)
Charles C. Black, as treasurer)

In the Matter of)
)
Bob Barr - Congress and) MUR 4802
Charles C. Black, as treasurer)

APR 21 3 46 PM '99

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL

JOINT CONCILIATION AGREEMENT

These matters were initiated by the Federal Election Commission ("Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. In MUR 4357, the Commission found probable cause to believe that Bob Barr for Congress '94 and Charles C. Black, as treasurer, violated 2 U.S.C. §§ 441a(f), 434(b)(3)(A), 434(b)(2), 434(b)(4) and 11 C.F.R. § 110.4(c)(2). In MUR 4802, the Commission found reason to believe that Bob Barr - Congress and Charles C. Black, as treasurer, violated 2 U.S.C. §§ 441a(f), 434(b)(3)(A), and 434(a)(6). Bob Barr for Congress '94, Bob Barr - Congress, and Charles C. Black, treasurer for both committees, are collectively referred to as Respondents.

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 these matters.
- III. Respondents enter voluntarily into this agreement with the Commission.
- IV. The pertinent facts in MUR 4357 are as follows:

2890-263-40-66

1. Bob Barr for Congress '94 is a political committee within the meaning of 2 U.S.C. § 431(4).

2. Charles C. Black is the treasurer of Bob Barr for Congress '94.

3. The Federal Election Campaign Act of 1971, as amended (the "Act"), provides that no person may make contributions to a candidate and his or her committees which, in the aggregate, exceed \$1,000 per federal election. 2 U.S.C. § 441a(a)(1)(A).

4. No candidate or political committee shall knowingly accept any contribution which exceeds the contribution limitations of 2 U.S.C. § 441a. 2 U.S.C. § 441a(f).

5. Contributions not designated in writing for a particular election are considered designated for the candidate's next election for federal office. 11 C.F.R. § 110.1(b)(2)(ii).

6. A joint contribution must include the signatures of each contributor on the check or in a separate writing. 11 C.F.R. § 110.1(k)(1).

7. If a contribution on its face or in the aggregate exceeds the contribution limitations, the committee must either return the contribution to the contributor or deposit the contribution in a designated campaign depository and obtain a written redesignation or reattribution from the contributor within 60 days. 11 C.F.R. §§ 103.3(b)(3) and 110.3(b)(4).

8. If no written redesignation or reattribution is obtained within 60 days, the committee must refund the contribution. 11 C.F.R. §§ 110.1(b)(5)(ii) and 110.1(k)(3)(i).

9. Committees must report the identity of each person who makes a contribution or contributions which exceed \$200, along with the date and amount of the contribution. 2 U.S.C. § 434(b)(3)(A).

10. No person may make cash contributions to any candidate for federal office which exceed \$100 in the aggregate. 2 U.S.C. § 441g; 11 C.F.R. § 110.4(c)(1).

99.04.392.0684

11. A candidate or political committee receiving a cash contribution in excess of \$100 shall promptly return the amount over \$100 to the contributor. 11 C.F.R. § 110.4(c)(2).

V. Bob Barr for Congress '94 and Charles C. Black, as treasurer, violated 2 U.S.C. § 441a(f) by accepting 62 excessive contributions totaling \$40,804.

VI. Bob Barr for Congress '94 and Charles C. Black, as treasurer, violated 2 U.S.C. § 434(b)(3)(A) by failing to itemize 14 contributions totaling \$18,100.

VII. Bob Barr for Congress '94 and Charles C. Black, as treasurer, violated 11 C.F.R. § 110.4(c)(2) by failing to promptly refund excessive contributions of currency totaling \$1,705.

VIII. Bob Barr for Congress '94 and Charles C. Black, as treasurer, violated 2 U.S.C. §§ 434(b)(2) and 434(b)(4) by understating their 1993 receipts by \$4,439 and understating their 1993 disbursements by \$3,549. They filed amended reports containing the same, erroneous total reported receipts and disbursements for 1993.

IX. Bob Barr for Congress '94 and Charles C. Black, as treasurer, violated 2 U.S.C. § 434(b)(3)(A) by failing to disclose information on the occupation and name of employer of individual contributors who made contributions aggregating \$200 or more in a calendar year on contributions totaling \$45,683.

X. Bob Barr for Congress '94 and Charles C. Black, as treasurer, will pay a civil penalty to the Federal Election Commission in the amount of \$12,055, pursuant to 2 U.S.C. § 437g(a)(5)(A). Some of the violations for accepting excessive contributions, failing to itemize contributions, failing to disclose information on the occupation and name of employer of contributors, and the understatement of receipts and disbursements on the 1993 Year End Report by Bob Barr for Congress '94 and Charles C. Black, as treasurer, are not subject to a civil penalty pursuant to 28 U.S.C. § 2462 (the five-year statute of limitations for enforcement actions).

XI. The pertinent facts in MUR 4802 are as follows:

1. Bob Barr - Congress is a political committee within the meaning of 2 U.S.C. § 431(4).
2. Charles C. Black is the treasurer of Bob Barr - Congress.
3. The Federal Election Campaign Act of 1971, as amended (the "Act"), provides that no person may make contributions to a candidate and his or her committees which, in the aggregate, exceed \$1,000 per federal election. 2 U.S.C. § 441a(a)(1)(A).
4. No candidate or political committee shall knowingly accept any contribution which exceeds the contribution limitations of 2 U.S.C. § 441a. 2 U.S.C. § 441a(f).
5. Contributions not designated in writing for a particular election are considered designated for the candidate's next election for federal office. 11 C.F.R. § 110.1(b)(2)(ii).
6. A joint contribution must include the signatures of each contributor on the check or in a separate writing. 11 C.F.R. § 110.1(k)(1).
7. If a contribution on its face or in the aggregate exceeds the contribution limitations, the committee must either return the contribution to the contributor or deposit the contribution in a designated campaign depository and obtain a written redesignation or reattribution from the contributor within 60 days. 11 C.F.R. §§ 103.3(b)(3) and 110.3(b)(4).
8. If no written redesignation or reattribution is obtained within 60 days, the committee must refund the contribution. 11 C.F.R. §§ 110.1(b)(5)(ii) and 110.1(k)(3)(i).
9. Committees must report the identity of each person who makes a contribution or contributions which exceed \$200, along with the date and amount of the contribution. 2 U.S.C. § 434(b)(3)(A).

99.04.392.0686

10. The principal campaign committee of a candidate shall notify the Secretary or the Commission, and the Secretary of State, as appropriate, in writing, of any contribution of \$1,000 or more received by any authorized committee of such candidate after the 20th day, but more than 48 hours before, any election. 2 U.S.C. § 434(a)(6).

XII. Bob Barr - Congress and Charles C. Black, as treasurer, violated 2 U.S.C. § 441a(f) by accepting 92 excessive contributions totaling \$52,971.

XIII. Bob Barr - Congress and Charles C. Black, as treasurer, violated 2 U.S.C. § 434(b)(3)(a) by failing to itemize 12 contributions totaling \$7,945.

XIV. Bob Barr - Congress and Charles C. Black, as treasurer, violated 2 U.S.C. § 434(a)(6) by failing to file 48-hour notices on 19 contributions to the primary election totaling \$29,804, and on 18 contributions to the general election totaling \$20,000.

XV. Bob Barr - Congress and Charles C. Black, as treasurer, will pay a civil penalty to the Federal Election Commission in the amount of \$16,000, pursuant to 2 U.S.C. § 437g(a)(5)(A).

XVI. Respondents will take the following steps:

1. Implement accounting procedures that are designed to identify and detect reporting errors and substantive problems such as excessive contributions.

2. Require appropriate personnel responsible for complying with the Act and the Commission's regulations to attend a Commission-sponsored training program or similar program.

3. Prepare an internal training manual to assist appropriate personnel in understanding laws and regulations concerning federal elections.

99.04.392.0687

XVII. 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.

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

XIX. 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.

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

FOR THE COMMISSION

Lawrence M. Noble
General Counsel

BY:

Kim Bright-Coleman
Kim Bright-Coleman
Associate General Counsel

May 21, 1999
Date

8890 . 262 . 40 . 66

FOR THE RESPONDENTS

Bryan L. Hilly
(NAME)
(POSITION) Counsel

April 21, 1999
Date

(NAME)
(POSITION)

Date

99.04.392.0689

ORIGINAL

TRANSCRIPT OF PROCEEDINGS

FEDERAL ELECTION COMMISSION

In the Matter of:)

MUR 4357)

Dec 18 10 21 AM '97

DEPOSITION OF: CHARLES C. BLACK

CORRECTED COPY

Pages: 1 through 70

Place: Washington, D.C.

Date: October 14, 1997

HERITAGE REPORTING CORPORATION

Official Reporters
1220 L Street, NW, Suite 600
Washington, D.C.
(202) 628-4888

99.04.392.0690

FEDERAL ELECTION COMMISSION

In the Matter of:)
BOB BARR FOR CONGRESS) No.: MUR 4357

Deposition of:

CHARLES C. BLACK

a witness of lawful age, taken on behalf of the Federal Election Commission, pursuant to notice, in the offices of the Federal Election Commission, Room 657, 999 E Street, Northwest, Washington, D. C., on Tuesday, October 14, 1997, at 10:00 a.m., before Peter Shonerd, Notary Public in and for the District of Columbia when were present:

DEC 18 10 22 AM '97

APPEARANCES:

On behalf of the Commission:

DELBERT K. RIGSBY, ESQ.
RHONDA J. VOSDINGH, ESQ.
Federal Election Commission
999 E Street, Northwest
Washington, D. C. 20463
(202) 219-3690

On Behalf of the Witness:

BENJAMIN L. GINSBERG, ESQ.
DONALD F. MCGAHN II, ESQ.
Patton Boggs, L.L.P.
2550 M Street, Northwest
Washington, D.C. 20037
(202) 457-6315

C O N T E N T S

WITNESS:

Charles C. Black

PAGE

EXAMINATION BY COUNSEL FOR FEC

8

EXHIBITSIDENTIFIEDDESCRIPTIONFEC:

A	35	Check by Jones with card
B	39	Check by Smith
C	41	Check by J. P. Smith
D	43	Check by J. L. Gray
E	46	Check and deposit receipt by Camp
F	49	Check by Cooper
G	51	Check by Gray

P R O C E E D I N G S

1
2 THE COURT REPORTER: Would you raise your right
3 hand, please?

4 Whereupon,

5 CHARLES C. BLACK

6 having been first duly sworn, was called as a
7 witness herein and was examined and testified as follows:

8 THE COURT REPORTER: And would you please state
9 your name for the record?

10 THE WITNESS: Charles Clay Black.

11 THE COURT REPORTER: Thank you.

12 MR. RIGSBY: My name is Delbert K. Rigsby, and
13 with me is Rhonda J. Vosdigh. We are attorneys here at the
14 Federal Election Commission, and we represent the Commission
15 with the Matter Under Review 4357.

16 This deposition is being taken pursuant to a
17 Federal Election Commission investigation subpoena issued in
18 connection with an investigation under Section 437(g) of the
19 United States Code, Title II.

20 The statute provides for confidentiality of this
21 proceeding, and it must be maintained until the Commission
22 closes its file in this investigation.

23 Please state your name and social security number?

1 THE WITNESS: Charles Clay Black

2 MR. RIGSBY: What is your date of birth?

3 THE WITNESS:

4 MR. RIGSBY: Are you represented by counsel?

5 THE WITNESS: Yes.

6 MR. RIGSBY: Is your attorney with you today?

7 THE WITNESS: Yes.

8 MR. RIGSBY: Can you identify your attorney?

9 THE WITNESS: Ben Ginsberg to my left, and his
10 associate, Dan.

11 MR. MCGAHN: Don.

12 THE WITNESS: Don. I'm sorry. I'm a little
13 nervous, Don.

14 MR. MCGAHN: Okay.

15 MR. RIGSBY: Are you represented by anyone else?

16 THE WITNESS: No.

17 MR. RIGSBY: Have you ever been deposed before?

18 THE WITNESS: Yes.

19 MR. RIGSBY: Well, since you have been deposed
20 before, I'm sure you are familiar with a lot of these
21 instructions, but I just want a record so I will give these
22 instructions.

23 Please keep in mind that your testimony is under

1 oath. It is critical that you answer truthfully as if you
2 were giving testimony in court before a judge and jury. If
3 you violate this oath to tell the truth, you could be
4 subject to a charge of perjury under Section 1621 of Title
5 18 of the United States Code.

6 It is important to answer each question clearly
7 and audibly. The court reporter cannot record body
8 movements such as the nod of a head. Please wait until a
9 question is finished before you answer it.

10 The court reporter will be recording everything
11 that we say. You will have the opportunity to review the
12 transcript to determine whether it conforms with your
13 recollection of what occurred today. You should review the
14 transcript and sign it.

15 It is important that you answer questions fully.
16 If anytime you realize that you gave an inaccurate or
17 incomplete answer, let me know. If you realize later in the
18 course of the deposition that you have something to add to
19 an earlier response, please let me know so that you can do
20 so.

21 If you do not understand a question, please let me
22 know and I will rephrase it. Otherwise, I will assume that
23 you understand the question.

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99.04.392.0696

1 Finally, if you need to take a break, let me know
2 and I will ask the court reporter to go off the record so
3 that we can recess for a few minutes.

4 Are you taking any medication or have any medical
5 condition that may affect your ability to continue with this
6 deposition.

7 THE WITNESS: No.

8 MR. RIGSBY: Is there any other reason why you
9 cannot continue with this deposition?

10 THE WITNESS: No.

11 MR. RIGSBY: Do you have any questions regarding
12 the deposition instructions?

13 THE WITNESS: No.

14 MR. GINSBERG: Let me add a couple of points here
15 to your opening.

16 Number one, your interpretation of the
17 confidentiality provisions, I assume, we may take some
18 exception to. The wording of the statute is that the
19 confidentiality provision applies to the Commission, not to
20 the people who are being deposed. So just for the record we
21 are going to state an objection and disagreement with your
22 interpretation of the confidentiality provisions.

23 Secondly, you --

1 MR. RIGSBY: Objection is noted for the record.

2 MR. GINSBERG: Secondly, you noted that he was
3 required to sign his deposition. I take it you will make
4 the deposition available to him where it's convenient for
5 him?

6 MR. RIGSBY: Yes, it will be made available in
7 Washington.

8 MR. GINSBERG: I'm sorry?

9 MS. VOSDINGH: Normally, that -- we can make it
10 available for him in his --

11 MR. RIGSBY: Hometown.

12 MS. VOSDINGH: In his hometown.

13 MR. GINSBERG: That may or may not work.

14 MR. RIGSBY: Any more questions?

15 MR. GINSBERG: No.

16 EXAMINATION

17 BY MR. RIGSBY:

18 Q Mr. Black, what have you done to prepare for
19 today's deposition?

20 A I flew up here yesterday, and went to Mr.
21 Ginsberg's office and talked to him for a little while, and
22 I reviewed some documents.

23 Q What documents did you review?

1 A My response to the -- that Mr. Ginsberg prepared,
2 and then I had written a response to the audit report a long
3 time ago, and I re-read that.

4 Q Anything else?

5 A No.

6 Q Have you spoken with anyone else besides your
7 lawyer regarding this deposition?

8 A Yes.

9 Q Who did you speak with?

10 A Jeff Breedlove.

11 Q Can you identify who Jeff Breedlove is?

12 A Campaign manager for Bob Barr.

13 Q Is he the current campaign manager for the '98
14 cycle?

15 A Yes.

16 Q When did you speak with Mr. Breedlove?

17 A A week or two ago.

18 Q What did you discuss with him?

19 A Nothing really specific. It's just that I was
20 coming up here and that you all would pay for it, FEC would
21 pay for it. And if you all didn't, the campaign would pay
22 for it.

23 Q Any other discussions with Mr. Breedlove regarding

1 that issue?

2 A None that I can recall. Nothing specific.

3 Q I would like to ask you a few background
4 questions.

5 What is your home address?

6 A 3324 Ben Hill Street, Marietta, Georgia, 30060.

7 Q How long have you lived there?

8 A Since '82 or '3.

9 Q Where are you currently employed?

10 A I am a lawyer/CPA, and also, Georgia.

11 Q How long have you practiced law?

12 A I passed the bar in 1980. And then I worked for
13 some CPA firms until '83, and then I started practicing law.

14 Q So you have been with your current firm since
15 1983?

16 A Right. It was a two-man firm, and then my partner
17 died last November. So it's a one-man firm now.

18 Q Are you a member of any professional
19 organizations, political organizations or civic clubs?

20 A The Austell Rotary Club, Austell South Rotary
21 Club.

22 Q Any political organizations?

23 A The Republican National Committee keeps mailing me

1 fund raising letters and little credit cards, but I don't
2 know if that means that I am a member or not.

3 Q Are you a member of the state Republican Party or
4 local Republican Party?

5 A No, not that I know of.

6 Q Have you ever run for an elected office?

7 A No.

8 Q Are you currently involved in any political
9 campaign or political committee?

10 A Bob Barr For Congress.

11 Q What is your position?

12 A Treasurer.

13 Q Is this a paid position or a volunteer position?

14 A Volunteer.

15 Q How many years have you been involved in political
16 campaigns?

17 A This one. Well, no. A friend of mine ran for a
18 judge back in the late seventies, and I was his treasurer.
19 And then his wife, who is now a judge, I was listed as her
20 treasurer, but the husband did the reports, so they were
21 state elections, so they weren't federal.

22 Q You mentioned that you were treasurer in both of
23 those campaigns. What were some of your duties?

1 A Fill out the reports. They have state reporting.
2 It's so long ago. Mostly fill out the reports.

3 Q How long have you been involved with the Bob Barr
4 For Congress campaign?

5 A I believe it was some time in late '93. The
6 treasurer didn't want to continue, and they need one. And
7 it was some guy that I had helped for judge asked me if I
8 would do it.

9 Q And all the campaigns that you have been involved
10 in, have you ever been involved in the financial aspects of
11 the campaigns, such as handling contributions or processing
12 contributions?

13 A No.

14 Q How many federal campaigns have you been involved
15 in?

16 A Bob Barr for Congress, and then he has a '92, when
17 he ran for Senate, and the treasurer for that resigned a
18 couple of years ago, so I took over as treasurer for that.
19 And that's winding up, so it's all been for Bob Barr, his
20 '92 campaign for Senate; in '94, he was elected; and '96
21 reelection; and then now he's done it again.

22 Q With respect to your involvement in federal
23 campaigns, such as a congressional campaign, have you ever

1 been trained in federal election laws or Federal Election
2 Commission regulations?

3 A In the winter of -- winter before last, we came to
4 a seminar that you all put on at the Madison Hotel.

5 Q What was the nature of that seminar? What
6 subjects were discussed?

7 A Basically, filling out the reports.

8 Q Did you receive written documents that you could
9 take home and refer to for the reference?

10 A Yes, they gave us a stack of material.

11 Q Do you recall the type of material other than
12 filling out reports? Can you be more specific?

13 A I don't remember all the material. I do remember
14 one. They gave us 1120 POL, which is the tax return you
15 file, and they are very hard to find, and the Service
16 doesn't even product them or have them. And they gave us
17 one of those; I remember that.

18 Q Now, who was the treasurer for the Bob Barr
19 campaign before you became the treasurer?

20 A I don't recall his name. He, I believe, to the
21 best of my recollection, he was a CPA in Carrollton. But
22 that's a very hazy, vague recollection.

23 Q When did you become the treasurer and the date,

1 the year?

2 A I don't recall. It would have been late -- to the
3 best of my recollection, it was late '93.

4 Q Have you ever made any contributions to a federal
5 campaign congressional, senatorial or presidential campaign?

6 A No.

7 Q Are you aware of the legal limitations on
8 contributions to federal campaigns?

9 A Yes.

10 Q Describe the 1994 Bob Barr For Congress Committee
11 organizational structure.

12 A Jeff Breedlove was the campaign manager. Bill
13 Adams was the finance director, and Bill had an assistant,
14 John Watson, who was either assistant or associate finance
15 director. And then there were some -- we might have had one
16 or two other paid assistants or something, but I don't
17 recall.

18 Q You don't recall their names or their titles?

19 A No. Right off the bat, no.

20 Q Who was the chairman of the committee?

21 You described Mr. Breedlove as the campaign
22 manager. Who was the chairman?

23 A I don't think we had a chairman.

1 We had some people -- I did an organizational
2 chart a long time ago, and I forgot whether we actually had
3 a chairman or not. I don't recall.

4 Q You mentioned earlier that you were aware of the
5 contribution limitations.

6 A A guy named Al might have been the chairman, but I
7 forgot Al's last name.

8 Q Okay. You testified earlier that you were aware
9 of the contribution limitations for federal campaigns.

10 When did you become aware of that?

11 A When Bill Adams asked me to be the treasurer, he
12 gave me the book, the guide book that you all publish for
13 federal elections for Congress, and I read the book; a
14 little brochure.

15 Q What was the exact date of that?

16 A I have no way of knowing.

17 Q 1993 or 1994?

18 A It was probably late '93.

19 Q With respect to the Bob Barr For Congress
20 Committee, 1994 campaign, who was the ultimate decisionmaker
21 at the campaign?

22 A Jeff Breedlove and Bob Barr made, I guess, the
23 political decisions.

1 Q What other kind of decisions with respect to the
2 running of the campaign?

3 A I'm not sure if I understand your question because
4 everybody along the lines make decisions. It just depends
5 on --

6 Q Who is the ultimate decisionmaker when there were
7 questions or conflicts between or among the staff members?
8 Who was the ultimate decisionmaker?

9 A Bob Barr.

10 MR. GINSBERG: Well, wait a minute. Let's
11 rephrase the question to ask what you're trying to ask
12 about. Are you asking about any sort of specific instances
13 or just generally who is in charge of any campaign?

14 MR. RIGSBY: I'm asking generally with respect to
15 the '94 Bob Barr For Congress campaign, who was the ultimate
16 decisionmaker.

17 MR. GINSBERG: It is a meaningless question
18 because the candidate is going to be the ultimate
19 decisionmaker in anything. That doesn't mean he has any day-
20 to-day knowledge.

21 I mean, as a direct question if you want to ask a
22 direct question.

23 //

1 BY MR. RIGSBY:

2 Q Who was the campaign chairman or campaign manager?

3 MR. GINSBERG: He already answered that.

4 MR. RIGSBY: I will ask it again.

5 BY MR. RIGSBY:

6 Q Who was the campaign manager?

7 MR. GINSBERG: Go ahead and answer it.

8 THE WITNESS: Jeff Breed --

9 MR. RIGSBY: Answer it again.

10 THE WITNESS: Jeff Breedlove.

11 BY MR. RIGSBY:

12 Q Did Mr. Breedlove make most of the final decisions
13 in the campaign?

14 MR. GINSBERG: Well, that's too vague a question.
15 Decisions about what?

16 MR. RIGSBY: Final decision about financing,
17 processing contributions.

18 THE WITNESS: I think you would have to be more
19 specific because I really don't understand that question
20 because everybody made decisions. It's just a question of
21 at what level.

22 BY MR. RIGSBY:

23 Q Describe your responsibilities and your day-to-day

1 activities in the campaign.

2 A Well, I had no day-to-day activities. At times I
3 would write checks or sign checks, and somebody else would
4 fill them out. Sometimes Jeff Breedlove filled out checks,
5 and sometimes Bill Adams wrote checks. It's kind of varied,
6 depending on what point in the election cycle.

7 Q And you would sign checks at whose request?

8 MR. MCGAHN: He didn't finish the answer as to
9 what his day-to-day duties were. I think he was still
10 answering that question.

11 MR. GINSBERG: Go ahead.

12 BY MR. RIGSBY:

13 Q Please continue.

14 A Okay, which question do you want me to answer?

15 Q Who signed checks at the request of whom?

16 A Well some checks by payroll deposits or anything
17 to do with taxes, at nobody's request. I filled out the
18 return and mailed the checks in with them.

19 The others, mostly Jeff Breedlove, if he wanted a
20 disbursement paid to a certain person and I had the
21 checkbook, but that wasn't all the time. There were some
22 points in time when I had the checkbooks, and some points in
23 time when Mr. Breedlove would have the checkbook. And there

1 was even other points when Bill Adams had the checkbook as
2 to who would make the disbursements.

3 Q How many people reported to you and what were
4 their duties?

5 A None.

6 Q Who prepared the disclosure reports for submission
7 to the Federal Election Commission?

8 A I did.

9 Q Did you have any assistance from other staff
10 members in preparing those reports?

11 A Other people key punched the data into the
12 computer, and if I had questions, there were some people I
13 could ask.

14 Q And about how many staff members? Who were those
15 staff members? Can you identify them by name?

16 A Well, Bill Adams, the finance director, on
17 occasion would help me with occupations and employers
18 because he knew who the people were, if they didn't make it
19 into the database. Or if I had a question about a
20 disbursement, I could ask Mr. Breedlove, for instance, you
21 know, what's this \$100 to Office Depot for, or something
22 like that.

23 Q Did you compare the disclosure report against the

1 committee's database of contributions before filing the
2 disclosure report with the Commission?

3 A No.

4 Q What kind of oversight did you do in preparation
5 for filing the reports with the Federal Election Commission?

6 A I'm not sure I understand the question as far as
7 oversight.

8 Q Well, earlier I asked did you compare the
9 disclosure reports with the committee's computer database
10 just to serve as a double checking system.

11 How did you check what was being submitted to the
12 Federal Election Commission was accurate?

13 A I didn't double check anything with what the
14 Federal Election Commission had because at the same time our
15 reports were due was the same time these other people were
16 sending in their reports. And if we were filing the report
17 on the last day or the next to the last day, you all have
18 the data.

19 I wish you all would give us some time to do that.
20 Let the past report first.

21 Q You stated earlier that no one reported to you.
22 Was there any cases in which you had to delegate some of
23 your duties?

1 A Everybody else was too busy. If I didn't do it,
2 it didn't get done as far as compliance, reporting
3 compliance.

4 Q Who was responsible for processing contributions?

5 A Bill Adams.

6 You're taking doing key punching in the data?

7 Q Yes.

8 A Well, he didn't actually -- he key punched some,
9 but he would supervise whoever was key punching in the data.

10 Q Can you identify the staffers who were responsible
11 for key punching in the data?

12 A No.

13 Q How many staff members can you --

14 A During '94, it was mostly volunteers. I would
15 know their faces, and maybe I spoke to them when I was down
16 there. But as far as recalling their names, I'm not very
17 good at names.

18 Q And these staffers worked closely with Mr. Adams?

19 A Well, they were volunteers, and I don't know how
20 you would define "closely." I mean, they all worked in the
21 same office or in the campaign headquarters, and they were
22 volunteers.

23 Q What was the committee's procedure when a

1 contributor's aggregate contribution exceeded \$1,000?

2 A I didn't know that we had anybody exceeding \$1,000
3 until the audit came out. So I'm not aware that we had any
4 procedure.

5 Q So there was no one in the campaign that was
6 conducting oversight with respect to whether the
7 contribution limit had been exceeded?

8 A Well, Bill Adams was the finance director, and he
9 was aware of the limits, and he was there.

10 Q What was the committee's procedure when a
11 contributor's aggregate contributions exceeded \$200 in a
12 calendar year?

13 A Well, they went on the reports. All I know is if
14 they went over \$200, I put them on the report.

15 Q But there was no special procedure to do some
16 additional reporting?

17 A If they went over \$200?

18 Q Yes.

19 A Well, we entered it -- to my knowledge, everybody
20 was supposed to be entered into the database. And I had a
21 little routine in my program that generated the reports if
22 the amount was over \$199 for contributions or disbursements,
23 their aggregate, then they went on Schedule A or B.

1 Q So how did you know about whether it exceeded
2 \$200? Through your computer?

3 A Correct.

4 Q Did the committee offer its employees any training
5 on Federal Election Commission laws or regulations?

6 A None that I am aware of, other than the brochures
7 and the 1-800 number.

8 Q Can you describe the duties of Bill Adams for the
9 campaign?

10 A Bill is in charge -- he's finance director, which
11 is mainly he's in charge of cash or funds coming in.

12 Q This is for the 1994 campaign I'm referring to.

13 A Correct.

14 Q Who did Bill Adams report to?

15 A Bob Barr, and sometimes Jeff Breedlove.

16 Q Did any staffers report to Bill Adams?

17 A John Watson, and then maybe some volunteers; maybe
18 some staffers. He has had assistants before, or helpers.

19 Q How many paid staffers did the '94 committee have?

20 A I don't recall. The amounts varied.

21 I think we may have had one or two besides those
22 two when it was closer to the election time. I think we had
23 some people we paid to answer the phones and do some typing

1 and faxing and things like that. I think there were some
2 other people we paid besides those.

3 Q Describe your working relationship with Bill
4 Adams.

5 A I like Bill. He's a fine man. I think a lot of
6 him.

7 Q Can you tell me what town or city that Bill Adams
8 resides in?

9 A Tucker.

10 Q What is Bill Adams' occupation?

11 A He's works full time for Bob Barr Campaign
12 Committee.

13 Q That's his only job, to the best of your
14 knowledge?

15 A To the best of my knowledge.

16 Q What were the duties of John Watson?

17 A He was Bill's right hand man.

18 Q And what did that entail?

19 A They did a lot of fund raisers.

20 Q Did Mr. Watson do any of the computer work,
21 entering contributions into the data base, et cetera?

22 A I have no knowledge of that.

23 Q What town or city does John Watson live in?

1 A I think now he lives in Marietta, but I'm not
2 sure. He doesn't work for us anymore.

3 Q What is Mr. Watson's occupation?

4 A He's the campaign director for a guy who is
5 running for governor of Georgia.

6 Q Can you identify who that candidate is?

7 A Michael Bowers, and I just know that from hearsay
8 and reading it in the paper.

9 Q Did the committee have a policy of obtaining
10 written authorization from the contributors for the
11 attribution of contributions?

12 A I had no knowledge of any written policy.

13 Q Did the committee obtain any written authorization
14 to reattribute or redesignate contributions?

15 A That we had a formal written policy, I don't think
16 we did.

17 Q Well, I'm asking did the committee actually obtain
18 any written authorization to reattribute or redesignate
19 contributions?

20 A I don't know if Bill Adams did that or not. I do
21 vaguely recall some partnerships writing us letters, and
22 that really being a pain to reprogram the computer to do
23 that because I wrote my own program to do it. I remember

1 that really being a pain in the back side.

2 Q Can you identify any of those partnerships?

3 A I have -- I mean, that's what I remember was how
4 hard it was to reprogram the computer for that. I mean,
5 that's the thing that sticks out in my mind.

6 Q Were those documents of written authorization
7 given to the Commission?

8 A No, they wrote us a letter or something like that,
9 it seems like. There wasn't a very big -- it was only like
10 \$250, but it was really a pain. It took me like an hour to
11 figure out how to get my computer program to do that, or two
12 hours.

13 Q So are you saying there was only one contributor?

14 A That's the only one that sticks out because I
15 remember it being late at night, at 10 or 11 o'clock at
16 night and me thinking it would be easier just to type the
17 report than it would be to figure out how to get the
18 computer to do it, but I stuck in there and figured out a
19 way.

20 Q Do you recall whether this written documentation
21 was given to the Commission in connection with its audit or
22 in connection with our subpoena request?

23 A There was a letter from the partnership telling us

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1 which partners to give the money to. And you all -- when
2 the auditors came out, we gave you all everything we had, so
3 I would assume the letter was in there somewhere; probably
4 with a copy of the check attached to it or something.

5 Q Other than this particular letter that you are
6 referring to, if the committee obtained any other written
7 authorizations to reattribute or redesignate contributions?

8 A Well, I remember a couple more partnership letters
9 coming in, and me thinking, well, at least now I know how to
10 do it. I mean, those are the ones I recall. That doesn't
11 mean there weren't others. Those are just the ones that
12 stick in my mind because of certain events.

13 Q Did the committee document in writing or by
14 electronic means any verbal authorizations to reattribute
15 contributions?

16 A Well, I know Bill Adams talked to the
17 contributors. But whether he kept notes or not, I don't
18 know.

19 Q Did anyone else besides Bill Adams seek to
20 obtain --

21 A Well, John Watson, possibly, because they worked
22 together, but I don't have any knowledge of that.

23 Q So to the best of your knowledge, the committee

1 has no documentation in writing or any electronic means of
2 efforts to obtain verbal authorizations to reattribute or
3 redesignate contributions?

4 A To my knowledge, no.

5 Q Did the committee have a policy or procedure in
6 place for accepting cash contributions?

7 A To my knowledge, no.

8 Q In the response to the Commission's finding, you
9 mentioned that campaign volunteers accepted cash.

10 How was that handled once this cash was given to
11 the campaign?

12 A They photocopied the cash and wrote down on the
13 photocopy who gave it, to my recollection.

14 Q Well, was the committee aware that there were
15 limitations on the amount of cash contributions that an
16 individual could give?

17 A Okay, the only thing I can talk about is my
18 knowledge. I don't know if anybody else at the FEC.

19 I did not know that until the auditors pointed it
20 out to me. I thought it said "legal tender" on there for
21 all debts public and private.

22 Q In the committee's response to the Commission
23 finding, the committee stated that, "All excessive

1 contributions were refunded except one for one
2 contribution."

3 Can you identify that one contribution that was
4 not refunded?

5 A No, not today. I'm sure I could look it up, but I
6 don't know who it was, and I don't even know why. There was
7 only one.

8 Q When the audit staff from the Federal Election
9 Commission conducted its field audit of the campaign, of the
10 '94 campaign, the committee's computer file only contained
11 70 percent of the reported contributions.

12 Why did the committee's computer file only contain
13 70 percent of the reported contributions?

14 A I'm not sure what computer file you're talking
15 about.

16 Q The database.

17 A Okay. I had a database on my computer, and I gave
18 them what I had.

19 Q Was it complete?

20 A Well, I was learning how to -- I never had to use
21 the database program before. We didn't know and we didn't
22 have the money to know about these commercial vendors. And
23 I probably may have erased some files or lost some files, or

1 something like that could have happened.

2 Q Why did the committee fail to obtain information
3 for five percent of the individual contributors?

4 A What type of information?

5 Q Apparently, according to the audit staff, there
6 was no information at all on five percent of the receipts
7 from individual contributions.

8 MR. MCGAHN: That mischaracterizes what the audit
9 staff found. Ninety-five percent was accounted for by
10 checks. I don't think that the audit staff found that there
11 was a five percent gap.

12 MR. RIGSBY: The audit staff was -- the audit
13 staff stated that there was no information on about five
14 percent of the receipts of individual contributors.

15 MR. MCGAHN: Given that's a paraphrase, I think
16 you are drawing an inference from the affirmative statement
17 that they made about 95 percent was the checks.

18 BY MR. RIGSBY:

19 Q The audit staff identified 25,000 in receipts that
20 they could not account for information about those
21 contributors.

22 Do you recall, can you state why there was not
23 information about that \$25,000 in receipts?

1 A Was it cash that went into our bank account that
2 we don't have --

3 Q Contributions.

4 A Well, we had some fund raisers where people would
5 give 100 bucks, and you get five - six hundred people at a
6 fund raiser and they give 50 to 100 bucks a piece, that
7 could account for a lot of it.

8 Q When you had these fund raisers, who was
9 responsible for handling the contributions?

10 A Well, Bill Adams and John Watson arranged the fund
11 raisers, and then they would sit at the front table when
12 people came in, and take up their money and give them name
13 tags, and they had little slips for them to fill out if they
14 could get them to fill them out; those kind of things.

15 Q After the fund raiser, describe the procedure for
16 handling the contributions once you received them from the
17 fund raiser?

18 A They photocopied all the checks. They even
19 photocopied the cash, and put the money in the bank.

20 Q Who did put the money in the bank?

21 A Generally, I think, most deposits, I think, either
22 John Watson or Bill Adams filled out the deposit slip and
23 put the money in the bank; most of the time.

1 MR. GINSBERG: Let's just state for the record
2 that you're -- this is not his own personal knowledge. You
3 are asking him to state what he believes happened, correct?

4 MR. RIGSBY: Yes.

5 MR. GINSBERG: You might phrase that specifically,
6 that questions.

7 BY MR. RIGSBY:

8 Q To your knowledge, who entered the contributions
9 onto the computer database?

10 A Well, after the photocopies were sent over, you
11 know, in a stack, then we had different volunteers who would
12 enter them into a database.

13 MR. RIGSBY: I think we are ready to take a five
14 or 10-minute break.

15 (Whereupon, a recess was taken.)

16 BY MR. RIGSBY:

17 Q Mr. Black, with respect to your contributors, did
18 the committee have a policy of sending thank you notes to
19 all of the contributors to the campaign?

20 A Yes.

21 Q Did you send thank you notes to contributors, so
22 that includes the -- well, let me rephrase that.

23 There was \$25,000 in receipts in which there was

1 no information on the contributors. If the committee was
2 sending thank you notes to all of the contributors, how did
3 you miss having information on those contributors?

4 MR. GINSBERG: Whoa, whoa, whoa.

5 MR. MCGAHN: I think you are assuming some facts
6 not in evidence yet. I mean you are assuming --

7 BY MR. RIGSBY:

8 Q The audit staff had \$25,000 -- identified \$25,000
9 in which there was no information on the contributors.

10 How could that have happened that the committee
11 would not have information on contributors?

12 MR. MCGAHN: Well, what do you mean by "no
13 information," just so we're clear.

14 MR. RIGSBY: Names and amounts of the
15 contributions.

16 THE WITNESS: I can think of --

17 MR. MCGAHN: How could they not have the amount?
18 Okay, answer the question.

19 THE WITNESS: I can think of a dozen different
20 mistakes that could have been made. I don't know which
21 mistake, if any, mistake was made.

22 BY MR. RIGSBY:

23 Q Can you identify those mistakes?

1 MR. GINSBERG: Potential mistakes. He doesn't
2 know if mistakes were made.

3 THE WITNESS: We could have photocopied the
4 checks, and before they made it into the database it could
5 have accidentally gone somewhere else. You know, somebody
6 picked them up thinking they had been put in, and went into
7 the file, or thought they were something else. Or they
8 could have been entered into the computer and then we had a
9 power failure and they didn't make it in. A dozen maybe --
10 I can only think of two. But say three more. I mean, there
11 is just hundreds of bad things that can happen in a business
12 or in a election or anything to keep things from making it
13 into the database.

14 It could be that they were put into the database
15 but entered into the wrong file and they are still on the
16 disk somewhere, or, you know, the disk could have had a bad
17 place in it. It could be that we just had the cards and
18 they ended up in somebody's suit that went to the laundry.
19 I guess I could speculate on about bad things that could
20 happen to records.

21 MR. RIGSBY: I would like to put an exhibit into
22 the record. I am handing to the court reporter for
23 identification FEC Exhibit A; a copy of a check dated

1 September 23, 1994, for \$1,000 from the account of Paul and
2 Sybil Jones, which is signed only by Sybil Jones, and a
3 contributor information form for Sybil Jones. And, of
4 course, I have handed a copy of this exhibit to Mr. Black
5 and his counsel.

6 And the court reporter will mark this document as
7 Exhibit A.

8 (The document referred to was
9 marked for identification as
10 FEC Exhibit A.)

11 BY MR. RIGSBY:

12 Q Have you seen this document before, Mr. Black?

13 A Not to my recollection.

14 Q Who wrote the notation "not entered, both Paul and
15 Sybil excessive," in the lower right hand corner of the
16 contributor information form in Exhibit A?

17 A I don't know.

18 Q Is that handwriting familiar at all?

19 A No.

20 Q Can you identify a member of the committee staff
21 who may have wrote the notation?

22 A I suppose you could ask either Bill Adams or John
23 Watson. They are the only people who I can think of who

1 might know.

2 Q To whom do you think the notation was directed?

3 A I don't know.

4 Q Can you identify committee staffers who may know
5 to whom this notation was directed?

6 A I don't know who it was directed to.

7 Q What do you think the notation means?

8 A I can't read it.

9 Q It reads, "Not entered, both Paul and Sybil XS."

10 A I don't know what it means.

11 It says "not entered"?

12 Q What does the term "not entered" mean? Not
13 entered on what?

14 MR. GINSBERG: If he didn't write it and he
15 doesn't know who did write it, what are you asking --

16 MR. RIGSBY: I'm asking him to speculate.

17 BY MR. RIGSBY:

18 Q What do you think the term "not entered" means?

19 MR. GINSBERG: You don't need to speculate. You
20 don't need to speculate.

21 THE WITNESS: Okay.

22 MR. RIGSBY: I will rephrase it. I will repeat it
23 again.

1 BY MR. RIGSBY:

2 Q What does the notation mean to you?

3 A It makes no sense to me.

4 Q What does the term "XS" mean to you?

5 A Nothing.

6 Q Who made the decision not to itemize the check
7 marked Exhibit A on the disclosure -- who made the decision
8 not to itemize this check on the disclosure reports?

9 A I don't know that a decision was made not to. I
10 mean, I never made a decision not to itemize a check, and I
11 don't know that anybody else ever made that decision to
12 consciously not itemize something. I sure wouldn't have,
13 and I don't think anybody else would have consciously made a
14 decision in our campaign not to itemize something.

15 Q Did you review in detail the work of the staffers
16 who helped you to prepare the disclosure reports?

17 A Nobody helped me prepare the disclosure reports.
18 I downloaded the database that had been entered into the
19 campaign headquarters probably back in my office and
20 prepared the disclosure reports based on what was entered
21 into the database at the campaign headquarters.

22 Q Would there be any reason why checks would not be
23 entered into the computer database and be submitted on the

1 disclosure reports?

2 A Well, like I said, I can think of a dozen reasons.
3 I mean, it could have got washed with somebody's clothes, or
4 knocked off of a counter, or fell into the back of a file
5 cabinet, or anyone of a dozen things that could happen in
6 the middle of a hectic challenger campaign.

7 Q How many staffers were responsible, in terms of
8 numbers how many staffers were responsible for entering
9 information into the computer database?

10 A I don't know.

11 MR. GINSBERG: When you speak of staffers, do you
12 mean paid staffers, or do you mean volunteers, or both?

13 MR. RIGSBY: I'll ask -- both.

14 THE WITNESS: To my knowledge --

15 MR. GINSBERG: This has already been asked and
16 answered.

17 THE WITNESS: To my knowledge, it was all
18 volunteers. I don't know of anybody that was paid to key
19 punch data into the computer. They may have paid some
20 people to write thank you letters, but not to key punch the
21 data into the computer.

22 MR. RIGSBY: I would like to put an exhibit on the
23 record. I am handing to the court reporter Exhibit B; a

1 copy of a check --

2 MR. GINSBERG: Mr. Rigsby, would you mind leaving
3 the exhibits up here so that we can refer back to them?

4 THE WITNESS: That was our copy anyway, wasn't it?

5 MS. VOSDINGH: No, it wasn't.

6 MR. GINSBERG: The FEC doesn't believe in giving
7 parties copies of the exhibit.

8 THE WITNESS: Oh.

9 MR. GINSBERG: This is all part of the fun part
10 that an administrative deposition, including trying to get
11 you to speculate about. It's all sort of part and parcel in
12 the control mechanisms.

13 THE WITNESS: Starting to understand.

14 MR. RIGSBY: Exhibit B --

15 MS. VOSDINGH: Speculation is perfectly
16 appropriate in a deposition.

17 MR. GINSBERG: Of course.

18 MR. RIGSBY: A copy of a check dated October 25,
19 1994, for \$500 from Stephen Smith, and the court reporter
20 has marked this document as Exhibit B.

21 (The document referred to was
22 marked for identification as
23 FEC Exhibit B.)

1 BY MR. RIGSBY:

2 Q Mr. Black, have you seen this document before?

3 A I don't recall ever seeing this document.

4 Q Who wrote the notation at the top right hand
5 corner of the check, "Check not in database excessive" on
6 this check?

7 A I don't know.

8 Q Can you identify committee staffers who may have
9 wrote the notation?

10 A The only people who might know would be either
11 Bill Adams or John Watson might.

12 MR. GINSBERG: I'm sorry, where do the words
13 "excessive" appear on there?

14 MR. RIGSBY: "X.S."

15 MR. GINSBERG: Okay, so that's your assumption
16 that that's what that means?

17 MR. RIGSBY: That's my assumption.

18 MR. GINSBERG: Okay.

19 BY MR. RIGSBY:

20 Q To whom was the notation directed?

21 A I don't know.

22 Q Can you identify staffers who may know to whom the
23 notation was directed?

1 A There is a possibility Bill Adams or John Watson
2 could shed some light on it. But to my knowledge, no.

3 Q Why would a check not be put in the database?

4 A I thought all the checks were put into the
5 database, or they were supposed to have been. I thought
6 they were, other than a mistake like we talked about before.

7 Q Who made the decision not to itemize this check,
8 FEC Exhibit B, on the committee's disclosure reports?

9 A I have to give you the same answer that I said
10 before as to not itemizing. I itemized every check that was
11 in the -- that was in our database that I knew we had, and I
12 don't know that anybody would ever make a decision like
13 that, a conscious decision.

14 Q I would like to put another exhibit on the record.
15 I'm handing to the court reporter Exhibit C; a copy of a
16 check dated October 18, 1994, from the account of Mr. And
17 Mrs. J. P. Smith, which was signed only by Mrs. J. P. Smith,
18 and I also have handed a copy of this exhibit to Mr. Black.

19 (The document referred to was
20 marked for identification as
21 FEC Exhibit C.)

22 BY MR. RIGSBY:

23 Q Mr. Black, have you seen this document before?

1 A I have no recollection of ever seeing this before.

2 Q Who wrote the notation at the bottom right hand
3 corner reading, "Entered 400 of 500 check excess contrib."
4 on Exhibit C?

5 A I don't know.

6 Q Can you identify the committee staffers who may
7 know who wrote this notation?

8 A It would be the same as I answered before.

9 Q Which?

10 A Bill Adams or John Watson may or may not.

11 And I don't even know there was a committee
12 staffer who wrote it. I've got no idea who wrote it, or
13 that it was even written on there by somebody. I have no
14 idea. I've never seen it before.

15 Q And the handwriting is not familiar?

16 A No.

17 Q What does the notation mean?

18 A It means nothing to me.

19 Q Who made the decision to itemize this check marked
20 Exhibit C as \$400 on the committee's disclosure reports
21 instead of \$500?

22 MR. GINSBERG: I don't believe you have
23 established for the record that that's indeed what the entry

1 on the disclosure report was.

2 BY MR. RIGSBY:

3 Q Mr. Black, didn't you sign all disclosure reports?

4 A Yes.

5 Q Under what circumstances would the committee
6 itemize a contribution in an amount less than the actual
7 contribution?

8 A None that I know of. I mean, I took the records
9 from the database and put them in the reports. If they were
10 less than the \$200, we didn't itemize it. But I can't think
11 of any reason.

12 MR. RIGSBY: I'm handing to the court reporter
13 Exhibit D for identification. I have handed to the court
14 reporter for identification Exhibit D a copy of a check
15 dated October 17, 1994, for \$500 from the account of J. L.
16 or Anne Gray, which was signed only by Mr. J. L. Gray, and a
17 contributor information form.

18 (The document referred to was
19 marked for identification as
20 FEC Exhibit D.)

21 BY MR. RIGSBY:

22 Q Have you seen this document before, Mr. Black?

23 A Not to my recollection.

1 Q Who wrote the notation "XS by 200" --

2 A I don't know.

3 Q -- at the bottom there?

4 A I don't know.

5 Q Can you identify staffers who may know who wrote
6 the notation on Exhibit D?

7 A I would have to speculate as to who would know
8 that. Bill Adams or John Watson may or may not know who
9 wrote that.

10 Q What do you think the notation means?

11 A It means nothing to me.

12 Q Who made the decision to itemize the check listed
13 on Exhibit D in the amount of \$300 instead of \$500 on the
14 committee's disclosure reports?

15 A Well, I prepared the disclosure reports, but I
16 never made a decision to itemize a check for a different
17 amount.

18 Q What kind of policies and procedures that you have
19 in place as treasurer to make sure that you would minimize
20 the errors in reporting, the disclosure reports?

21 MR. GINSBERG: I believe we have gone over that
22 already.

23 MR. RIGSBY: I don't.

1 BY MR. RIGSBY:

2 Q I would like you to again repeat for the record
3 what the procedures that you as treasurer had in place to
4 ensure accuracy of the reporting to the Federal Election
5 Commission.

6 A Well, I took the database off of the computer that
7 was at the campaign headquarters, took it back to my office,
8 and prepared the reports based on that. If there was
9 incomplete information, I would talk to Bill Adams and ask
10 him if he knew the answers. Some people, I would look up
11 their addresses or something like that on a phone disk CD
12 that I had.

13 And then the reports, generally before they were
14 sent out, Bill Adams would look at the Schedule A before we
15 mailed it out if we had time.

16 MR. RIGSBY: I want to hand to the court reporter
17 Exhibit E. Exhibit E is a copy of the committee facsimile
18 of a deposit slip and a check dated February 11, 1994, for
19 \$4,000 from the account of Mr. or Mrs. Charles Camp to the
20 committee. And I have also handed a copy of this exhibit to
21 Mr. Black.

22 //

23 //

1 (The document referred to was
2 marked for identification as
3 FEC Exhibit E.)

4 BY MR. RIGSBY:

5 Q Mr. Black, have you seen this document before?

6 A No.

7 Q Who wrote the notation "Charles, Mr. and Mrs.
8 Charles Camp gave \$4,000. One-half of that needs to be put
9 toward general election. Thanks, John."?

10 A Well, I would have to assume somebody named John
11 wrote that.

12 Q Can you identify all the staffers with the name
13 John in the campaign?

14 A John Watson is the only staffer that I recall
15 named John. There may have been a volunteer named John, but
16 he's the only staffer that I recall.

17 Q The salutation, who is Charles that is being
18 referred to in the notation?

19 A I don't know.

20 Q Were there any other staffers named Charles
21 besides yourself?

22 A There may have been a volunteer who key punched
23 data into the computer named Charles, but I don't think

1 there are any staffers.

2 Q Can you identify committee staffers who may know
3 the Charles and John that is being referred to in this
4 notation?

5 A Bill Adams and John Watson may or may not know who
6 is referred to, but I've never seen it. I don't know.

7 Q What does the notation mean?

8 A Well --

9 MR. GINSBERG: I take it you're asking him to
10 speculate.

11 THE WITNESS: Should I answer?

12 MR. GINSBERG: Yes.

13 THE WITNESS: Well, if a couple gives \$4,000, half
14 of it's to the primary and half of it's the general, which
15 my understanding of the law is allowable.

16 BY MR. RIGSBY:

17 Q Was there a written authorization to redesignate
18 this contribution on Exhibit E, this one here, Exhibit E?

19 A I have no idea. I don't know.

20 Q During the Commission's field audit of the
21 committee, you stated that the committee did not obtain any
22 requests for redesignations or reattributions, and doubted
23 whether any existed.

1 In the committee's response to the exit conference
2 memorandum, you stated that the committee had received
3 verbal authorizations of redesignations or reattributions
4 that were given to Bill Adams and John Watson; is that
5 correct?

6 A Yes.

7 Q Are you aware that verbal authorizations are
8 not -- do not meet the requirements of the law with respect
9 to reattributions and redesignations of contributions?

10 A I am aware of that today.

11 Q But you were not aware of that during the 1994
12 campaign?

13 A No, I was not aware of it then.

14 Q Who made the decision to redesignate the check on
15 Exhibit A without written authorization?

16 MR. GINSBERG: I'm sorry. You're referring back
17 to Exhibit A?

18 MR. RIGSBY: I'm sorry. Exhibit E.

19 BY MR. RIGSBY:

20 Q Who made the decision to redesignate the check
21 marked Exhibit E without written authorization?

22 A Well, I would have to speculate there that it
23 was --

1 MR. GINSBERG: You don't need to speculate.

2 THE WITNESS: Okay.

3 BY MR. RIGSBY:

4 Q I know that you can speculate, and I'm asking you
5 to speculate who made the decision to redesignate the check
6 marked Exhibit E without written authorization?

7 MR. GINSBERG: If they want you to speculate, you
8 can speculate. However, if you don't know, you don't know,
9 and you should state that in your answer.

10 THE WITNESS: I have -- I don't know, and I would
11 have to guess 15 - 20 different things -- well, not 15
12 things; several different things could have happened.

13 MR. RIGSBY: I'm handing to the court reporter
14 Exhibit F, and I'm handing a copy to Mr. Black. Exhibit F
15 is a copy of a check dated March 31, 1994, for \$1900 from
16 the account of J. T. or Sharon Cooper, which was signed only
17 by Sharon Cooper.

18 (The document referred to was
19 marked for identification as
20 FEC Exhibit F.)

21 BY MR. RIGSBY:

22 Q Have you seen this document before, Mr. Black?

23 A I don't recall ever seeing this document before.

1 Q Who wrote the notation at the bottom, "900 -
2 Sharon, 1,000 - J.T."?

3 A I don't know.

4 Q Can you identify staffers who may know who wrote
5 the notation?

6 A John Watson or Bill Adams may or may not know who
7 wrote that.

8 Q To whom would the notation be directed?

9 A I don't know.

10 Q What does the notation mean?

11 A It doesn't mean anything to me. I would -- I
12 would have to -- I would just be mailing wild guesses.

13 Q Who made the decision to reattribute this check
14 without written authorization?

15 A Assuming that it was reattributed, which I don't
16 recall how all it was put on the report.

17 Q Did committee staffers automatically reattribute
18 or redesignate contributions when they thought a contributor
19 had exceeded his or her limit?

20 A To my knowledge, no.

21 MR. RIGSBY: I am going to hand to the court
22 reporter Exhibit G for identification, and a copy to Mr.
23 Black. Exhibit G is a copy of a check dated December 31,

1 1994, for \$250 from the account of J. L. or Anne Gray, which
2 is signed only by J. L. Gray.

3 (The document referred to was
4 marked for identification as
5 FEC Exhibit G.)

6 BY MR. RIGSBY:

7 Q Have you seen this document before, Mr. Black?

8 A I don't recall ever seeing this document.

9 Q Who wrote the notation at the bottom,
10 "Contribution entered under Anne. John has topped out."?

11 A I don't know.

12 Q That handwriting is not familiar to you?

13 A No.

14 Q Can you identify any of the staffers who may know
15 who wrote the notation?

16 A I would have to speculate that either Bill Adams
17 or John Watson may or may not know who wrote it.

18 Q To whom would this notation be directed?

19 A I have no knowledge of who it would be directed
20 to.

21 Q Are there any other documents, copies of checks
22 with notations similar to those that were found on Exhibit A
23 through Exhibit G?

1 A I still can't read Exhibit A, but it doesn't look
2 like they are that close. I forgot what it said.

3 Q So I will just repeat again, are there any other
4 documents or copies of checks that you know of with
5 notations similar to notations found on Exhibit A through
6 Exhibit G?

7 A I don't know of any other documents, no.

8 MR. MCGAHN: You don't have any. You're not going
9 to spring one on him now and say, "Oh, here is one."

10 THE WITNESS: Well, I've never seen these before.

11 MR. RIGSBY: Okay. Why don't we take another 10-
12 minute break.

13 (Whereupon, a recess was taken.)

14 BY MR. RIGSBY:

15 Q Mr. Black, with respect to handing the
16 contributions, who would deposit the checks in the bank?

17 A To my knowledge, either John or Bill would make
18 out the deposit slips most of the time. I think at one time
19 they had an assistant, but I don't remember who it was, who
20 assisted in making out some deposit slips in the '94
21 campaign, but that's been awhile ago.

22 Q Who endorsed the contribution checks?

23 A I would have to guess that we had a stamp, but I

1 don't know.

2 Q But who would be responsible for -- if you had a
3 stamp, who would be responsible for stamping the checks with
4 the endorsement?

5 A Either Bill Adams or somebody working under him.

6 Q With respect to the computer database, was it more
7 than one staffer who was responsible for entering data,
8 contribution data into the database?

9 A We had a series of volunteers who key punched the
10 data in, and different ones did it, whoever was available.

11 Q Was it more than 10?

12 A I don't know.

13 Q However, it was more than one or two?

14 A Yes.

15 Q How many computers did the committee have?

16 A To my recollection, there was only one that had
17 that database on it, but I think we had more than -- we had
18 more than one computer. But the only one I ever worked with
19 was that one, but I think there were some others.

20 Q With respect to the computer database that we have
21 been discussing, can you explain some information about the
22 database?

23 Was it made available to FEC auditors?

1 A It would be easier for me to explain what
2 happened. We had a database that was in Foxpro that was at
3 the campaign headquarters that the -- they liked to enter
4 the data in. They did not like my database or the way I was
5 doing it. So they entered data into a database at the
6 campaign headquarters in a program called Foxpro.

7 I would go a week or two before the reports were
8 due, download it into a DBF file, and take the data back to
9 my office and I used a program called either Alpha 4 or
10 Alpha 5. At one time Alpha 4, and then it gets upgraded to
11 Alpha 5. I think now it's Alpha 6 or 7. And that was the
12 only program I had. It's a little bit easier to use than
13 Foxpro and I had used it once before and was somewhat
14 familiar with it, and I couldn't figure out Foxpro. So
15 that's -- so which database are you talking about?

16 Q The database regarding the contributions; yours?

17 A The Alpha 5 one?

18 Yeah, everything I -- I kept it in a separate
19 directory on my hard drive, and I gave them that whole
20 directory on a floppy disk before they came down to do the
21 audit, everything I had.

22 Q And everything that you had should have been the
23 same information that was at the committee headquarters?

1 A Yes, but I -- like I added some to it. Like when
2 I downloaded it, some of them didn't have occupation and
3 employer, and I would fax over to Bill and list the ones
4 that didn't have occupation and employer. And he would
5 write on the fax, you know, if he knew who they were. You
6 know, that's John, he works -- you know, he owns the lumber
7 yard in Cartersville or whatever, and fax it back to me, and
8 then I would enter it into the database. So mine was
9 probably a little more complete in that regard.

10 And then in '94, mine had the PACs in it, and the
11 one in the campaign headquarters did not have the PACs in
12 it. They could figure out how to enter PACs and parties
13 there.

14 Q With respect to reattributions and --

15 A Oh, and they didn't know how to enter "in kinds"
16 either, so I had to enter the "in kinds" into mine.

17 Q With respect to reattributions and redesignations,
18 you testified earlier that perhaps some verbal
19 authorizations were given to Bill Adams or John Watson.

20 Does the committee have any documentation of these
21 oral or verbal authorizations?

22 A To my knowledge, no. But you would have to ask
23 Bill or John that.

1 Q I just wanted to get some additional information
2 on Mr. Jeff Breedlove?

3 A Yes.

4 Q Was he the campaign manager in 1994?

5 A Yes.

6 Q What is Mr. Breedlove's occupation?

7 A He's the campaign manager currently.

8 Q That's his full-time occupation?

9 A Yes.

10 Oh, well, it seems like he may be part time with
11 the congressional office, or he may not be. At one time he
12 was. Whether or not he still is, I really don't know.

13 Q Where does Mr. Breedlove reside?

14 A He just has moved so I don't -- he did live with
15 his parents for awhile, and then he and his wife moved
16 somewhere, but I really am not sure what part of town it is.

17 Q You mentioned earlier that Mr. Adams lives in
18 Tucker?

19 A Correct.

20 Q That is, Tucker, Georgia?

21 A Correct.

22 Q Do you have a street address or phone number?

23 A In the database, I do, but I don't know it off the

1 top of my head.

2 Q You testified earlier that Mr. Watson lives in
3 Marietta?

4 A I think I read that in the paper that John was
5 living in Marietta now, or he had just married a girl who
6 lived in Marietta or something like that.

7 Q What was the approximate time in terms of month or
8 year that Mr. Watson no longer worked on Bob Barr For
9 Congress campaign?

10 A Well, after the election was over, I think he went
11 to work for the Georgia Republican Party.

12 Q With respect to your own campaign experience, you
13 mentioned earlier that you worked on -- served as treasurer
14 for a judge.

15 What is that judge's name?

16 A Wally Clayton, and Melody Clayton.

17 Q And that was in which county?

18 A It was in Cobb County.

19 Q Cobb.

20 Mr. Black, what kind of law do you practice
21 primarily?

22 A Bankruptcy, taxes and commercial business type
23 law.

1 Q Did the committee obtain the occupation and the
2 name of employer of each contributor whose contributions
3 aggregated more than \$200 in a calendar year?

4 A No.

5 MR. GINSBERG: You meant that question as a
6 factual matter?

7 MR. RIGSBY: Yes.

8 MR. GINSBERG: Rather than a policy matter?

9 MR. RIGSBY: Yes, did the committee obtain.

10 THE WITNESS: I'm sure out of all of those we
11 missed at least one.

12 BY MR. RIGSBY:

13 Q How did you obtain this information from the
14 contributors who aggregated more than \$200?

15 A More than -- on your other exhibits we had a
16 little card; that the procedure was that the contributors
17 fill out the card. And for some reason they didn't make it
18 into the database, they didn't fill out a card, or didn't
19 want to fill out a card or whatever. I could get my program
20 to run off everybody over \$200 that a certain field was
21 blank, and I would run a report off of everybody who was
22 blank and fax it over to Bill Adams.

23 Bill knew most of them, you know, out of the

1 report because he had solicited money, been to their place
2 of business or whatnot, and would fax it back to me and I
3 would type them into the database, the ones he knew.

4 And then if there were still some blank, I had a
5 CD that I bought that had the phone numbers in it, and I
6 would look them up in the CD and I called some and would
7 just ask them. Or some of them, we had a business telephone
8 number for in the database but no occupation, and I would
9 call and ask them.

10 Q With respect to the telephone calls that you or
11 Mr. Adams may have made, do you have written documentation
12 of those telephone calls?

13 A Well, what would have happened was I would have
14 printed out a sheet with the blank ones, written it in. And
15 after I typed them in the computer, I probably threw the
16 sheet away.

17 Q With respect to those contributors who had not
18 given you all of the information, did you make a request for
19 this information within 30 days of receiving the
20 contribution?

21 A Me personally, no.

22 Q Other staffers?

23 A I have no knowledge whether they did or did not.

1 Q Identify the name and title of the staffers who
2 made requests for information on the occupation and employer
3 of contributors.

4 A The staffers who were -- that was in their
5 description of what they were supposed to do would have been
6 Bill Adams or somebody working under him. I mean, he
7 handled that.

8 Q On the committee's disclosure report the committee
9 used the term "best efforts refused" instead of listing the
10 occupation and name of employer for those contributors.

11 What does the term "best efforts refused" mean?

12 A The times that I used it is people didn't want to
13 tell us for whatever reason.

14 Q Did you explain to them that it was required by
15 the law to obtain this information?

16 MR. GINSBERG: You're talking about the 1994 time
17 period for this?

18 MR. RIGSBY: Yes, for 1994 campaign.

19 THE WITNESS: Me personally, nobody refused me
20 personally, but that was they either refused to John or
21 Bill. And I would call some that Bill and John telling me
22 that those people don't want it on the report. They don't
23 want to give it to us. So I would assume that John and Bill

1 had explained it to them.

2 BY MR. RIGSBY:

3 Q Could you state how many or percentage of
4 contributors who refused to give that information?

5 A My personal knowledge, it's only a handful. But
6 other than just, you know, a small percentage, I don't
7 recall. I mean, you know, we got thousands of contributors
8 and I don't remember, you know. But I remember John or Bill
9 telling me -- when I would fax them over to Bill, he told me
10 once -- I just remember one or two, but it seems like there
11 may have been more. It seems like there was more where he
12 told me that, but it's a lot of data, a lot of people.

13 Q Also, on the committee disclosure reports the
14 committee states that many contributors who contributed more
15 than \$200 in calendar year were "self-employed small
16 business owners."

17 In providing this information, did any of these
18 contributors know whether their businesses were
19 incorporated?

20 A We didn't know. Bill knew the people and knew
21 where they worked and knew they owned the business, or I
22 asked John or somebody who knew that they did have their own
23 business and that they were the boss of that business.

1 MR. RIGSBY: Okay, let's take a five-minute break.

2 (Whereupon, a recess was taken.)

3 BY MR. RIGSBY:

4 Q I'll refer back to your testimony regarding Mr.
5 Breedlove. Did you state which town he resided in?

6 A I don't know now.

7 Q Where did he used to live?

8 A He used to -- before he got married, I think he
9 lived with his parents, and it was somewhere over near Sandy
10 Springs. Since he's been married, I know they have got an
11 apartment somewhere, and I know he's told me but I have just
12 forgot. And I think I've got it in my -- it would be in my
13 records where it is because we will have to send him a W-2.

14 Q Do you recall how long ago he --

15 A Well, if you need to get in touch with Mr.
16 Breedlove, he's at the campaign headquarters. You can reach
17 him there.

18 Q Which is located in?

19 A Marietta.

20 Q And the street address?

21 A I don't know it.

22 MR. GINSBERG: I think it's a post office box.

23 It's kind of rural. I think you found him already for

1 purposes of sending him documents.

2 THE WITNESS: Right, but Mr. Ginsberg can -- that
3 would be fine to go through him too, I'm sure, wouldn't it?

4 MR. GINSBERG: I'm always happy to help the FEC
5 find people at the campaign headquarters they report from,
6 sure.

7 THE WITNESS: Yeah.

8 BY MR. RIGSBY:

9 Q With respect to using the term "best efforts
10 refused" on the disclosure reports in terms of finding name
11 of occupation and employer, in those instances in which you
12 put "best efforts refused," did the committee make an
13 attempt to search its own files to submit any information
14 that they may have had on those individuals submitted to
15 the --

16 A Yes, I would have. I mean, I'm not saying that I
17 was successful every time. But if I had it in my files, I
18 would use it if I could find it. Now, that would have just
19 been on my database.

20 Now, we may have had something else from them in
21 our boxes of stuff. But if I knew where it was, I would have
22 used it.

23 Q With respect to your testimony relating to the

1 written authorizations for reattributions and
2 redesignations, you mentioned that there were a few
3 partnerships that submitted a letter regarding
4 reattributions and redesignations.

5 What prompted them to send you letters?

6 A There was like a transmittal letter with the
7 contribution.

8 Q Did you or anyone on the committee staff contact
9 them requesting that they --

10 A The one that really sticks out in my mind was
11 somebody that evidently knew what the law was and wrote us a
12 letter and said here's a check on partnership funds. This
13 should go to partners X and Y. And I remember that real --
14 and I had to get out your book and read how that was
15 supposed to be attributed, and it was a pain to do that
16 because my report, the database I used wanted to add them up
17 and the totals weren't right because the way you all do it
18 you do one entry, and then an entry for each of the others,
19 but they don't all -- the columns don't add up. So I
20 remember that really being a pain, and that just stuck out
21 in my mind because I remember it was really a pain to do it
22 computer programming-wise. Not being a computer programmer
23 and reading a book and just figuring it out, it was a pain

1 for me.

2 Q Mr. Black, did you have any involvement in
3 preparing the committee response to the Commission's finding
4 of reason to believe?

5 A The one that Mr. Ginsberg did?

6 Q Yes.

7 A Yes, he called me and talked to me.

8 Q Do you think that your answers to my questions
9 were complete?

10 A To the best of my knowledge.

11 Q Is there anything else that you would like to add
12 to any of your answers?

13 A There is a few little things that, you know, just
14 a little think like you asking about civic clubs. I'm in two
15 or three other clubs or organizations, and you just started
16 asking a question sometimes when I was answering. But I
17 don't remember anything pertinent other than, you know,
18 background question kind of thing. I mean, if you want --

19 Q With respect to those background questions, you
20 mentioned that you had been deposed before.

21 Under what circumstances were you deposed?

22 A I was in -- I divorced my wife, my ex-wife filed
23 for divorce, and that's one deposition. And then my current

1 wife's ex-husband filed for change of custody, and I think I
2 was deposed then. And to my knowledge, that's -- I can't
3 recall any others.

4 I have been an expert witness, but I don't -- in
5 some other cases, but I don't remember if there were
6 depositions or not.

7 Q Are you going to exercise your right to read the
8 transcript in this case?

9 A I'm going to ask Mr. Ginsberg about that and see
10 what he thinks is best.

11 MR. GINSBERG: I think part of the response to
12 that will be exactly how and where he can review it. At
13 his office, certainly yes. If you make him traipse halfway
14 across the state of Georgia, we will deal with that issue
15 when we need to.

16 MR. RIGSBY: Although I do not foresee the need to
17 further depose you, this deposition is being continued
18 because this investigation is ongoing. And we may have to
19 speak with you again.

20 Just to clarify, is there anything else you would
21 like to add in your answers?

22 MR. GINSBERG: Why don't you go ahead and do that.

23 THE WITNESS: Okay. You were asking some specific

1 questions about who had responsibility for making decisions
2 and things like that. I mean, Bob Barr had the -- you know,
3 he's the candidate, and he was the ultimate decisionmaking
4 authority, but he made very few day-to-day decision, if any,
5 that I have any recollection of as far as how the campaign
6 was run. The day to day and almost every decision I ever
7 heard of was either made by Jeff Breedlove or Bill Adams.

8 Bob Barr, I had almost never saw him in the
9 campaign headquarter making decisions or doing the work. If
10 he was there, all he was always -- he was on the phone. As
11 far as him making decisions or having anything to do with
12 day-to-day operations, I don't think he did.

13 MR. RIGSBY: Is there anything else?

14 THE WITNESS: No.

15 //

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1 MR. RIGSBY: I would like to remind you once again
2 that this investigation must remain confidential until the
3 Federal Election Commission closes its file in this matter.

4 Thank you very much.

5 (Whereupon, at 12:08 p.m., the hearing was
6 recessed, to resume sine die.)

7

8 I have read the foregoing pages 1 through 68, and
9 they are a true and accurate record of my
10 testimony therein recorded, and any changes and/or
11 corrections appear on the attached errata sheet
12 signed by me.

13

14

15 _____
16 CHARLES C. BLACK

17

18 Subscribed and sworn to before me

19 this _____ day of _____, 1997

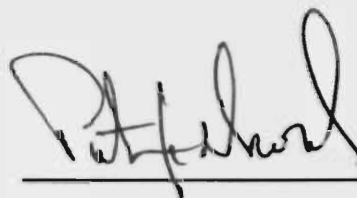
20

21 Notary Public

My Commission expires: _____

CERTIFICATE OF COURT REPORTER/NOTARY PUBLIC

I, Peter Shonerd, the officer before whom the foregoing testimony was taken, do hereby certify that the witness whose testimony appears in the foregoing deposition was duly sworn by me; that the testimony of said witness was taken by me and thereafter reduced to typewriting; that I am neither counsel for, related to, nor employed by any of the parties to the action in which this deposition was taken; and further, that I am not a relative or employee of any attorney or counsel employed by the parties hereto; nor am I financially or otherwise interested in the outcome of the action.



Court Reporter/Notary Public

My Commission Expires: 7-15-00

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99-04-392-0759

Before me, the undersigned authority, personally appeared Charles C. Black who, after being duly sworn states that he has read the foregoing deposition transcript, and states that he wishes to make the following changes or corrections to this transcript for the following reasons:

PAGE	LINE	CHANGE	REASON FOR CHANGE
------	------	--------	-------------------

The witness states that the deposition transcript, pages ____ through ____, is otherwise true and accurate.

SWORN AND SUBSCRIBED before me on the _____ day
of _____, A.D. 19__.

Notary Public

My Commission Expires: _____

ORIGINAL

TRANSCRIPT OF PROCEEDINGS

In the Matter of:)

MUR 4357)

Deposition of John Watson

Pages: 1 through 57

Place: Washington, D.C.

Date: January 27, 1998

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FEDERAL ELECTION COMMISSION

In the Matter of:)

MUR 4357)

Deposition of:

JOHN K. WATSON

a witness of lawful age, taken on behalf of the Federal Election Commission, pursuant to notice, in the Sixth Floor Conference Room, Federal Election Commission, 999 E Street, N.W., Washington, D.C., on Tuesday, January 27, 1998, at 1:52 p.m., before Shari R. Bowman, Notary Public in and for the District of Columbia, when were present:

APPEARANCES:

On behalf of the Agency:

DELBERT K. RIGSBY, ESQ.
RHONDA J. VOSDINGH, ESQ.
Federal Election Commission
999 E Street, N.W., Room 416
Washington, D.C. 20463
(202) 219-3690

On behalf of Witness:

DONALD F. MCGAHN, II, ESQ.
BENJAMIN L. GINSBERG, ESQ.
Patton Boggs, L.L.P.
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Washington, D.C. 20037
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99.04.392.0762

C O N T E N T SWITNESS:

John K. Watson

PAGE

EXAMINATION BY COUNSEL FOR FEDERAL ELECTION COMMISSION 3

<u>EXHIBITS</u>	<u>IDENTIFIED</u>	<u>DESCRIPTION</u>
A	14	Handwritten note from Watson; Copy of \$4,000 check from Camp to Barr
B	18	Copy of \$500 check dated 10-25-94 from S. Smith to Barr
C	21	Copy of \$500 check dated 10-18-94 from J. P. Smith to Barr
D	25	Copy of \$500 check dated 10-17-94 from Gray to Barr
E	30	Copy of \$1,000 check dated 9-23-94 from Jones to Barr
F	35	Copy of \$1,900 check dated 3-31-94 from Cooper to Barr
G	40	Copy of \$250 check dated 12-31-94 from Gray to Barr

P R O C E E D I N G S

THE REPORTER: On the record. I have 1:52 p.m.

Sir, if you would stand and raise your right hand?

Whereupon,

JOHN K. WATSON

having been first duly sworn, was called as a witness herein
and was examined and testified as follows:

EXAMINATION BY COUNSEL FOR THE FEDERAL ELECTION COMMISSION

BY MR. RIGSBY:

Q My name is Delbert K. Rigsby, and with me is
Rhonda J. Vosdinh. We are attorneys at the Federal
Election Commission, and we represent the Commission in
Matter Under Review or MUR 4357.

This deposition is being taken pursuant to a
Federal Election Commission subpoena issued in connection
with an investigation under Section 437(g) of Title 2 of the
United States Code. This statute provides that the
confidentiality of this proceeding must be maintained until
the Commission closes the file in this investigation.

Please state your name and social security number.

A John middle initial K. Watson

Q And what is your date of birth?

A

1 Q Are you represented by counsel?

2 A Yes.

3 Q Is your attorney with you here today?

4 A Yes.

5 Q Please identify your attorney.

6 A Mr. Ginsberg.

7 Q Are you being represented by anyone else?

8 A Don, and I don't know Don's last name.

9 MR. MCGAHN: McGahn.

10 THE WITNESS: McGahn. I'm sorry.

11 MR. MCGAHN: It is the same firm as Mr. Ginsberg.

12 BY MR. RIGSBY:

13 Q Have you been deposed before?

14 A No.

15 Q Okay. I will just give you some preliminary
16 instructions regarding how depositions work so that you can
17 get comfortable with that.

18 I will ask questions, and the court reporter will
19 be recording my questions and your answers. The questions
20 will not necessarily be limited to your involvement in this
21 matter, but may include requests for information concerning
22 other people.

23 Please keep in mind that your testimony is under

1 oath. It is critical that you answer truthfully, as if you
2 were giving testimony in Court before a Judge and a jury.
3 If you violate this oath to tell the truth, you could be
4 subject to a charge of perjury under Section 1621 of Title
5 18 of the United States Code.

6 It is important to answer each question clearly
7 and audibly. The court reporter cannot record body
8 movements, such as a nod of the head. Please wait until the
9 question is finished before you answer it.

10 The court reporter will be recording everything
11 that we say. You will have the opportunity to review the
12 transcript to determine whether it conforms with your
13 recollection of what occurred today, and you may sign it if
14 you wish.

15 It is important that you answer questions fully.
16 If at any time you realize that you gave an inaccurate or
17 incomplete answer, let me know, if you realize later in the
18 course of the deposition that you may have something to add
19 to an earlier response. If you do not understand a
20 question, please let me know, and I will rephrase it.
21 Otherwise, I will assume that you understand the question.

22 Finally, if you need to take a break let me know,
23 and I will ask the court reporter to go off the record so

1 that we can recess for a few minutes.

2 Are you taking any medication or have any medical
3 condition that may affect your ability to continue with this
4 deposition?

5 A No.

6 Q Is there any other reason why you cannot continue
7 with this deposition?

8 A No.

9 Q Do you have any questions regarding the deposition
10 instructions?

11 A No, sir.

12 Q What have you done to prepare for today's
13 deposition here? Did you review any documents?

14 A No, sir.

15 Q Have you spoken with anyone besides your lawyer
16 regarding this deposition?

17 A No.

18 Q I would just like to ask, first of all, some
19 background questions. What is your home address?

20 A 955 Juniper Street, N.E., #4329, Atlanta, 30309.

21 Q How long have you lived there?

22 A This spring. April. No, it wasn't. It was June.
23 I'm sorry.

1 Q June of which year?

2 A June of this year. No. I'm sorry. The previous
3 year. 1997.

4 Q Where are you currently employed?

5 A Mike Bowers for Governor Campaign for Georgia.

6 Q What is your job title?

7 A Campaign manager.

8 Q And how long have you held this position?

9 A May of 1997.

10 Q What are your job responsibilities?

11 A I manage and oversee the day-to-day running of the
12 campaign for governor.

13 Q What is the telephone number at your office?

14 A (770) 645-1426.

15 Q Are you a member of any professional
16 organizations, political organizations or civic clubs or
17 party organizations?

18 A In Georgia, there is no party affiliation,
19 official party affiliations.

20 Q No civic clubs or anything of that sort?

21 A A member of the NRA.

22 Q And that is the acronym for?

23 A Sorry. National Rifle Association.

1 Q Have you ever run for an elected office?

2 A No.

3 Q Now, is your position with Mr. Bowers a paid
4 position or volunteer position?

5 A It's paid.

6 Q Have you been involved in any other political
7 campaigns?

8 A Yes, I have.

9 Q Can you name those campaigns and the title of your
10 position in those campaigns?

11 A Forgive me on the exactness of the year. In 1991,
12 I was involved, as a volunteer, in the Michael Fry for
13 Supervisor race in Centerville, Virginia. I volunteered on
14 a gentleman that was running for Governor of Virginia at
15 that time. I can't remember his name.

16 I moved to Georgia and worked on the Bob Barr for
17 Congress campaign. That was the only other campaign prior
18 to the job in --

19 Q And that is the Bob Barr campaign in what year?

20 A 1994.

21 Q Have you ever been involved in the financial
22 aspects of a campaign, such as soliciting contributions or
23 processing contributions?

1 A Yes, I have.

2 Q Have you been involved in any federal campaigns
3 besides the Bob Barr for Congress?

4 A No, sir.

5 Q Were you ever trained in federal election laws or
6 Federal Election Commission regulations?

7 A I was never trained. No, sir.

8 Q Have you ever made any contributions to a federal
9 election campaign, Congressional, Senatorial or Presidential
10 Campaign?

11 A Yes. Yes. I contributed to the Barr.

12 Q I beg your pardon?

13 A I contributed to the Barr effort in 1994.

14 Q What was the amount of your contribution?

15 A I don't remember. A couple hundred dollars.

16 Q Are you aware of the legal limitations on
17 contributions to federal campaigns that are set forth in the
18 Federal National Campaign Act?

19 A Yes.

20 Q Describe the 1994 Bob Barr for Congress
21 committee's organizational structure.

22 A There were three principals. We had a campaign
23 that would fluctuate of other employees -- four, five, six,

1 seven. The organizational structure consisted of a finance
2 side of the campaign and a political side of the campaign.

3 Q When you say there were three principals, can you
4 give the names and the titles of those individuals?

5 A Certainly. Bill Adams as finance director, myself
6 as deputy finance director and Jeff Breedlove as campaign
7 manager.

8 Q And you mentioned that there were seven other
9 staffers?

10 A There were several others. We had folks that were
11 responsible for inputting data. We had some folks that were
12 responsible at fluctuating times for putting up yard signs.
13 I cannot remember the exact number of employees throughout
14 the entire campaign.

15 Q When did you join the Bob Barr for Congress '94
16 campaign?

17 A It was the summer. I don't know the exact -- in
18 June or July of '93. The summer of '93.

19 Q When did you complete your employment with the
20 Barr campaign?

21 A It would be June, I believe, of '95. June of '95.

22 Q And why did you leave the campaign?

23 A Another job offer. A different job.

1 Q Describe your responsibilities and your day-to-day
2 activities in the 1994 campaign.

3 A I was responsible for raising money to go towards
4 electing Bob for Congress. Those activities included
5 solicitation, one-on-one phone solicitation, mail and/or
6 events typically.

7 Q Did you delegate any of your duties?

8 A Help me. Specifically?

9 Q Did you delegate any of your duties? You
10 mentioned that there were several other staffers.

11 A At points in time there were folks that assisted
12 me, yes, whether it be scheduling events, inputting of data,
13 helping out with thank-yous, yes.

14 I had no regular volunteers. I mean, people
15 assisted me, yes, in my efforts.

16 Q Was your position a paid position or volunteer?

17 A It was paid.

18 Q Who was your direct supervisor?

19 A Bill Adams.

20 Q Who prepared the disclosure reports on
21 contributions and expenditures with the Federal Election
22 Commission?

23 A Charles Black.

1 Q What was Charles Black's title?

2 A Treasurer.

3 Q Did you have any role in preparing the disclosure
4 reports?

5 A No role other than providing the information to
6 which he would use a computer to come up with the report.

7 Q Describe for me the committee's procedure for
8 processing contributions, so to speak, the chain of custody
9 of the contribution once it came in the door. For example,
10 who opened the mail?

11 A The opener of the mail was the person that got to
12 the mailbox. There was no regular person that was assigned
13 to open the mail.

14 Checks would come to myself or Bill Adams or a
15 designee, volunteer or otherwise, that was helping us at
16 that time. To the best of my memory, checks were copied.
17 The actual checks themselves were then deposited, and copies
18 of the checks were kept on file to be used to make the
19 final --

20 Q Who made the copies of the checks?

21 A Any number of people. I did it. Volunteers did
22 it. Again, my designee. Any number of people would make
23 the copies.

1 Q Who was responsible for entering contribution data
2 into the committee's database?

3 A We had, again, volunteers. We had one temporary
4 service employee that would come in and key information in.
5 Ultimately, all that information went to Charles as the
6 campaign treasurer, and he had the program by which to spit
7 out a report. There was no one designee to put in the
8 checks.

9 Q Did you ever enter any contribution data?

10 A Delbert, I don't have a specific memory of it, but
11 it would not surprise me that, I mean, I, at one point in
12 time, did enter a check, yes.

13 Q Did Mr. Adams also on occasion enter some
14 contribution data?

15 A I have no memory -- no specific memory -- of Bill
16 doing that.

17 MR. RIGSBY: I would like to put an exhibit on the
18 record. I am going to hand to the court reporter, for
19 identification purposes, FEC Exhibit A.

20 I will give a copy of this exhibit to Mr. Watson
21 and his counsel.

22 //

23 //

1 (The document referred to was
2 marked for identification as
3 FEC Exhibit A.)

4 BY MR. RIGSBY:

5 Q Can you identify the handwriting there?

6 A It's mine.

7 Q Is that your handwriting?

8 A Yes, sir.

9 Q Okay. Who is the Charles that is referred to in
10 this notation?

11 A My assumption would be Charles Black.

12 Q All right. When was the notation on this Exhibit
13 A written?

14 A I'm sorry?

15 Q When was that notation?

16 A I don't see a date on it.

17 Q What does this notation mean to you, this language
18 here, your note to Charles?

19 A Well, it reads, "Mr. and Mrs. Charles Camp gave us
20 \$4,000. Half of that needs to be put toward the general
21 election." I guess it means what it says.

22 Q Did the committee have written authorization to
23 redesignate contributions, this particular contribution here

1 on Exhibit A?

2 A The committee could have had authorization. Our
3 procedure or my procedure was to simply contact them in some
4 manner. We did not have authorization that I'm aware of,
5 but that does not mean we didn't.

6 Q In general, you mentioned that you would contact
7 the individuals. This would be by phone?

8 A My procedure was to contact individuals by phone,
9 yes.

10 Q Did you make a written record of that phone
11 conversation?

12 A No, sir.

13 Q Let me be clear at the end. Was there a written
14 authorization to redesignate this particular contribution?

15 A There could have been, sir. My memory -- I don't
16 have any record of it, but again there could have very well
17 have been.

18 Q Now was it the general policy of the committee to
19 redesignate or reattribute contributions without notifying
20 the contributors?

21 A No, it was not.

22 Q Do you recall making a phone call to Mr. and Mrs.
23 Camp?

1 A No, I do not recall.

2 Q So are you saying that you may have but you do not
3 recall?

4 A No, sir. I'm just saying I don't remember calling
5 the Camps.

6 Q What was the committee's procedure when a
7 contributor's aggregate contributions exceeded \$1,000?

8 A Election law, as I understand it, prohibits that.
9 So, if someone gave \$1,000 -- over \$1,000 -- then it would
10 have to be given back. That was the law.

11 Q Was there a standard time frame in which the
12 committee returned contributions that were excessive?

13 A My memory only serves as a time that was
14 appropriate. I don't have a specific -- there was no policy
15 on the particular amount of time to get a contribution back.

16 Q Who made the decision to redesignate this check
17 marked here on Exhibit A?

18 A The decision, in this instance, Delbert, and again
19 this is my handwriting. I understand that. I don't know
20 who would have made the decision.

21 I don't remember making this specific notation
22 here, but again, I know that it is my handwriting. As for
23 the decision, I don't know.

1 Q Do you think, since you reported to Mr. Adams, do
2 you think Mr. Adams made that decision?

3 A I don't know, sir. I can't to my memory -- it
4 doesn't go to my memory in line with that.

5 Q Once you made this notation to Charles, would you
6 have discussed this with Charles or with Mr. Adams or with
7 anyone else?

8 A Again, I don't remember this exact instance. I
9 remember nothing about it.

10 How I would have proceeded would have been to
11 contact this person. I have no memory of that. That was
12 our procedure, if there was an excessive contribution, to
13 make contact with that contributor such that they understood
14 they were in excess, and if they desired to attribute to a
15 wife, typically a spouse, a husband.

16 MR. RIGSBY: I would like to put an exhibit on the
17 record. I am handing to the court reporter, for
18 identification purposes, FEC Exhibit B, a copy of a check
19 dated October 25, 1994, for \$500 from Steven Smith.

20 I am also handing a copy of this exhibit to Mr.
21 Watson and his counsel.

22 //

23 //

1 (The document referred to was
2 marked for identification as
3 FEC Exhibit B.)

4 BY MR. RIGSBY:

5 Q Have you seen this document before?

6 A I have no memory of seeing this document before,
7 no.

8 Q Who wrote the notation, "Check not in database,
9 XS," at the top of the check? Do you recognize that
10 handwriting?

11 A No, sir, I don't.

12 Q Since you testified earlier that there were how
13 many staffers during most of your time there, in addition to
14 the three principals?

15 A Between volunteers and other paid folks, there was
16 as many as six, seven or eight even.

17 Q How many staffers would have actually handled or
18 processed contributions once they came in the door?

19 A It could have been as many as one person getting
20 the mail and opening it, giving that mail to someone to
21 photocopy, giving that then on to someone to input.

22 As many as, unfortunately, four or five hands
23 could be on something before we got it at the end of the

1 line.

2 Q Do you recall the names of any of those
3 individuals?

4 A I recall the names of individuals on the campaign.
5 There was one person, a temporary person, Ms. Weaver I
6 believe was her name, who was the only person I can say with
7 fact was involved in that process as I remember it.

8 Again, I don't have a specific memory of her. I
9 just know she was our temporary and would be involved in
10 data input and the like.

11 Q Do you have any further idea of who may have
12 written that notation?

13 A No, sir, I don't.

14 Q To whom do you think the notation would have been
15 directed to?

16 A I have no idea.

17 Q The staffers that worked on contributions,
18 whenever they had a problem, for example, or questions to
19 whom did they direct those questions, to you or Mr. Adams
20 or --

21 A It could have gone to both of us. Yes, sir.

22 Q What does the notation on Exhibit B mean to you as
23 you see that, "Check not in database?"

1 A I wouldn't want to speculate. I don't -- I mean,
2 to me that would mean that it was not in our existing
3 computer database.

4 Q Why would the committee not put a check in or the
5 contribution amount for that check in the database?

6 A I don't think it was a not putting in. To me, it
7 says that it is not in our system as it stands. It's not in
8 there now, thinking at this point at time.

9 And to me, that means it needed to be entered in.
10 I don't read it that it had not or was not going to be put
11 in.

12 Q And what database is being referred to in this
13 notation?

14 A I don't remember the name of it. I don't know
15 what kind of software it was. There was a database that the
16 campaign maintained that was in a format.

17 All I remember is that Charles was able to pull --
18 take -- from our system at the campaign and download that
19 and put it into his computer by which he could format in the
20 program, you can buy to have it spit it out in FEC form. I
21 don't know the name of it or anything. We also needed to
22 use it for banking and other purposes.

23 Q Before communicating with Charles regarding some

1 of the contributions, did you or Bill Adams or other
2 staffers double check the contribution amounts against the
3 inputted data for double checking purposes?

4 A No, sir. I don't remember doing that.

5 Q Do you recall anyone doing that?

6 A No, sir.

7 Q The Barr committee's report to the FEC on
8 contributions received during this time period indicates
9 that this contribution was not entered into the database.
10 Who do you think made the decision not to itemize this check
11 marked Exhibit B?

12 A I can't speculate as to who made that decision.

13 MR. RIGSBY: I would like to put an exhibit on the
14 record. I am handing to the court reporter for
15 identification purposes, FEC Exhibit C, a copy of a check
16 dated October 18, 1994, for \$500 from the account of Mr. and
17 Mrs. J. P. Smith, which was signed only by Mrs. J. P. Smith.

18 I am also handing a copy of this exhibit to Mr.
19 Watson and his counsel.

20 (The document referred to was
21 marked for identification as
22 FEC Exhibit C.)

23 BY MR. RIGSBY:

1 Q Mr. Watson, do you recognize the handwriting in
2 that notation on the bottom there of this exhibit?

3 A No, sir, I do not.

4 Q Have you seen this document before?

5 A No, sir, not to my recollection.

6 Q Do you have any idea who wrote the notation,
7 "Entered \$400 of \$500 check, XS contrib," on Exhibit C in
8 the lower right-hand corner?

9 A Do I know who wrote it?

10 Q Yes, or have any idea.

11 A No, sir, I do not.

12 Q I just want to reiterate. You said that is not
13 your handwriting?

14 A It doesn't look like my handwriting, Delbert, no.
15 I don't believe it to be mine.

16 Q What does the notation mean to you?

17 A It's confusing -- Entered \$400 of \$500 check.

18 Again like the prior, it means simply what it says. Entered
19 \$400 of the \$500.

20 Q The Barr committee's report to the FEC on
21 contributions received during this time period indicates
22 that this contribution was listed on the report in the
23 amount of \$400.

1 Who made the decision to itemize the check marked
2 Exhibit C in the amount of \$400 instead of \$500 on the
3 committee's disclosure reports to the Commission?

4 A I don't know who made that decision.

5 Q Under what circumstances would the committee
6 itemize a contribution in an amount less than the actual
7 contribution?

8 A Under what circumstances? Read me that. Would
9 you please restate that?

10 Q Yes. Under what circumstances would the committee
11 itemize a contribution in an amount less than the actual
12 contribution?

13 A If there had to be someone -- if there had to be
14 because of an excessive contribution money either rebated or
15 attributed to a spouse who claimed that check and
16 contributed it.

17 Q Do you know what happened with the remaining \$100
18 of this contribution?

19 A No, sir.

20 MR. MCGAHN: Just so the record is clear, I am not
21 sure if it is established that the Smiths were excessive in
22 general. I do not want to put words in your mouth, but you
23 may have inferred or said that the extra \$100 was excessive.

1 I think one of your footnotes in the report says
2 you are not sure. Am I right?

3 MR. RIGSBY: There is a footnote stating that
4 because the records of the committee were in such disarray.

5 MR. MCGAHN: Okay.

6 MR. RIGSBY: But from the records that we have,
7 that \$100 was probably unitemized, but still counted as a
8 contribution.

9 MR. MCGAHN: Just so we are clear that you are not
10 saying that you are certain. You are not saying that it was
11 excessive necessarily, correct?

12 MR. RIGSBY: The questions that we have raised --
13 I asked Mr. Watson why the contribution was not reported
14 accurately, since the check was for \$500, and the amount
15 that was actually recorded or submitted on the report was
16 for \$400.

17 MR. MCGAHN: Okay. Thanks.

18 MR. RIGSBY: I just want to reiterate that we are
19 still trying to figure out what happened to the \$100.

20 BY MR. RIGSBY:

21 Q Again, Mr. Watson, you stated you had no idea what
22 would have happened to the remaining \$100 and how it would
23 have been reported?

1 A It would be only speculation. No, sir, I don't
2 know. I don't have any idea. No memory of it certainly.

3 MR. RIGSBY: I would like to put an exhibit on the
4 record. I am handing to the court reporter, for
5 identification purposes, FEC Exhibit D, a copy of a check
6 dated October 17, 1994, for \$500 from the account of J. L.
7 or Ann Gray, which was signed only by Mr. J. L. Gray, and a
8 contributor information form.

9 I am also handing a copy of this exhibit to Mr.
10 Watson and his counsel.

11 (The document referred to was
12 marked for identification as
13 FEC Exhibit D.)

14 BY MR. RIGSBY:

15 Q Mr. Watson, is that your handwriting at the bottom
16 of this exhibit?

17 A No, it's not.

18 Q Have you seen this exhibit before?

19 A Not to my memory. I've never seen it.

20 Q Do you recognize the handwriting at all?

21 A No, sir.

22 Q Do you have any idea who may have written the
23 notation, "XS by \$200?"

1 A I do not.

2 Q To whom would this notation been directed?

3 A I don't know.

4 Q You mentioned earlier that you had several
5 staffers that worked with processing and handling
6 contributions. Did you or Mr. Adams have any conversations
7 with them regarding making notations on the copies of the
8 checks?

9 A I can speak for myself. If there was a
10 contributor that contributed in excess of the law, I
11 contacted that contributor such that they were put on notice
12 that either we needed to refund the money or they needed to
13 notify us that they wanted it to be attributed to a spouse.

14 Again, I can't comment as to Bill. I don't
15 remember any conversations we had regarding notation. I may
16 have made a note, but after that, sir, I don't know.

17 Q Do you recall specifically making a call to Mr. or
18 Mrs. Gray regarding this contribution?

19 A I'm sorry. I don't remember a specific phone call
20 I made, no.

21 Q The Barr committee's report to the FEC on
22 contributions received during this period indicates that
23 this contribution was listed in the amount of \$300 on the

1 report instead of \$500.

2 Who do you think made the decision to itemize the
3 check marked on Exhibit D in the amount of \$300 instead of
4 \$500 in the disclosure reports to the Commission?

5 A I have no idea.

6 Q Did you or Mr. Adams and the staff that worked
7 specifically on processing and handling contributions have
8 periodic meetings and discussions on how to handle
9 contributions that came in that were excessive?

10 A No, sir, we didn't. With the speed of the
11 campaign, we were a challenger race at that point.
12 Honestly, there was not a lot of communication after we got
13 the check in the door.

14 Q Was there any training by the committee? Did the
15 committee offer any training to staffers regarding federal
16 election campaign laws or FEC regulations?

17 A No.

18 Q Can you describe a little bit Mr. Breedlove's role
19 as a campaign manager? Did you periodically meet with him
20 and Mr. Adams to discuss --

21 A It was a small shop. I mean, we worked with each
22 other, and Jeff was the campaign manager responsible for the
23 day-to-day running and making sure the trains were on time

1 for the campaign.

2 There was communication certainly. However, the
3 political arms and the finance arms were very separate in
4 terms of interest.

5 Q You mentioned the political arm and the financial
6 arm. Who was in charge of the financial arm?

7 A The finance director was Bill Adams. I was the
8 deputy finance director. We were in charge.

9 Q And who was in charge of the political arm?

10 A Jeff Breedlove.

11 Q You testified earlier that you do not recall ever
12 conducting a double checking of the contribution data to be
13 sure that it was accurate in comparing it against the checks
14 that were received. Did anyone do any kind of oversight for
15 accuracy?

16 A Well, certainly we were never trying to take in
17 more money than the law allowed. I don't have a specific
18 memory of the double checking.

19 We made copies of checks, and when there was the
20 opportunity and a second check came, in we would look at the
21 first check to see what the aggregate would be, but there
22 was no systematic approach to that. Again, we knew what the
23 limits were on that, but after that, no, sir.

1 Q Again with respect to excessive contributions that
2 may have been made, who again would have been responsible
3 for contacting contributors?

4 A If I was aware that a contributor made an
5 excessive contribution, I would contact that individual and
6 do my best to put them on notice.

7 Q Would anyone else?

8 A No, not that I'm aware. No.

9 Q Mr. Adams never contacted contributors?

10 A He very well could have. I'm not aware.

11 Q When a contribution check came into the office,
12 who would compare that check and the name of that
13 contributor against your master list to see whether they had
14 exceeded their limit?

15 A I don't know. Most of the time I -- I don't know.
16 I don't have a memory, Delbert, of dealing with how we dealt
17 with it, the squaring.

18 We just put it in the database, and then we would
19 give the database over to Charles for the report, so I don't
20 remember or remember a system by which we checked each and
21 every contribution.

22 Q How were you sure that your disclosure reports
23 would be accurate?

1 A We had a campaign treasurer, and that was his
2 responsibility.

3 Q Did you have periodic conversations with the
4 campaign treasurer regarding the accuracy of the
5 contributions and the amounts and whether --

6 A We did not. We didn't have regular conversations.
7 We would speak around the time of the reporting period.

8 MR. RIGSBY: I would like to put an exhibit on the
9 record. I am handing to the court reporter, for
10 identification, FEC Exhibit E, a copy of a check dated
11 September 23, 1994, for \$1,000 from the account of Paul and
12 Sybil Jones, which was signed only by Sybil Jones, and a
13 contributor information form for Sybil Jones.

14 I am also handing a copy of this exhibit to Mr.
15 Watson and his counsel.

16 (The document referred to was
17 marked for identification as
18 FEC Exhibit E.)

19 BY MR. RIGSBY:

20 Q Do you recognize the handwriting in the lower
21 right-hand corner of the information form on this exhibit?

22 A I don't recognize it, no. What does it say?

23 Q "Both Paul and Sybil XS. Not entered. Have not

1 entered both Paul and Sybil XS."

2 A "Both Paul and Sybil not entered."

3 MR. MCGAHN: There is a triangle there.

4 BY MR. RIGSBY:

5 Q Is this handwriting familiar to you at all?

6 A No, sir.

7 Q To whom would this notation be directed to?

8 A I don't know.

9 Q What does this notation mean to you?

10 A Again, I read it to mean both Paul and Sybil not
11 entered, meaning they were not yet entered into the
12 database.

13 Q What does the term XS mean to you?

14 A That is conjecture. Excess. I don't know. It
15 doesn't mean extra small, I don't think.

16 Q The Barr committee's report to the FEC on
17 contributions received during this time period indicates
18 that this contribution was not included in such a report.

19 Who made the decision not to itemize the check
20 marked Exhibit E on the committee's disclosure reports to
21 the FEC?

22 A This check was not entered onto the report?

23 Q Yes.

1 A And who made that decision?

2 Q Yes.

3 A I don't know who would have made the decision. I
4 don't know who.

5 Q Just to let me clarify. Once your particular
6 staffers entered in the contribution data and it was in the
7 computer, after that it was basically turned over to Mr.
8 Black as the campaign treasurer?

9 A It was stored in the computer until which time
10 near reporting time, he would come and get the information
11 off the computer and put it into his own.

12 Q Were there occasions when Mr. Black, as treasurer
13 notified you or Mr. Adams that there were excessive
14 contributions or contributions that had not been included on
15 the disclosure reports?

16 A I have no direct memory of a conversation like
17 that. It could have been, but I have no direct memory.

18 Q Do you recall Mr. Black conducting any oversight
19 of the contribution data to insure its accuracy as he
20 prepared his disclosure reports?

21 A Charles is responsible for the filing of the
22 reports. Again, near reporting time, roughly a week out I
23 can guess as I remember, he would come and download the

1 system and put it into his, and then from there on out my
2 responsibilities were for bringing it in and not necessarily
3 the accounting of it. We would get that information to
4 Charles and go from there.

5 Q So are you saying that your role was strictly to
6 bring the money in, and all of the accounting was done by
7 Mr. Black?

8 A I was simply trying to raise it the best I could,
9 and we all helped out to get the whole job done. My
10 responsibilities were principally asking people for money.

11 Q How many staffers reported to Bill Adams?

12 A I was the deputy. Bill and I worked together. It
13 was so much reporting together, but that fluctuated
14 depending on how many volunteers were running in and out and
15 what project we had or what event we had going.

16 Q Were there any duties that Mr. Adams had that were
17 different from yours since he was the finance director and
18 you were just the deputy? Were there any duties that he had
19 that were different?

20 A He worked on another campaign where I only worked
21 on one, but our day to day activities did not differ greatly
22 as I remember.

23 Q What kind of working relationship did you have

1 with Mr. Adams?

2 A I consider him a friend. We had a good working
3 relationship.

4 Q Did the committee have policies and procedures for
5 accepting cash contributions?

6 A Our policy for cash contributions, as I remember,
7 was that everything had to be recorded. We treated cash as
8 a check.

9 Q And who would have been responsible for handling
10 cash contributions, processing cash contributions?

11 A With everything, it could have been any one of us.
12 Myself, I don't remember ever dealing in cash, but again
13 that's not to say I never did. Again, three or four people
14 could have been involved in the process. We reported cash
15 like we reported every other contribution.

16 MR. RIGSBY: I would like to put an exhibit on the
17 record. I am handing to the court reporter for
18 identification purposes FEC Exhibit F, a copy of a check
19 dated March 31, 1994, for \$1,900 from the account of J. T.
20 or Sharon Cooper, which was signed only by Sharon Cooper.

21 I am also handing a copy of this exhibit to Mr.
22 Watson and his counsel.

23

1 (The document referred to was
2 marked for identification as
3 FEC Exhibit F.)

4 BY MR. RIGSBY:

5 Q Do you recognize the handwriting at the bottom of
6 this exhibit?

7 A I do not.

8 Q Do you have any idea who may have written this
9 notation?

10 A No, sir.

11 Q What does this notation mean to you?

12 A Nine hundred to Sharon and \$1,000 to J. T.

13 Q Looking at this exhibit, who signed this check?

14 A It reads Ms. Sharon Cooper or simply Sharon
15 Cooper.

16 Q During the appropriate time period, the committee
17 did not present the Commission with a written authorization
18 to reattribute a portion of this contribution from Sharon
19 Cooper to J. T. Cooper.

20 Who made the decision to reattribute the check
21 marked Exhibit F without written authorization?

22 A I don't know who would have done that
23 authorization. As I understood, it was putting them on

1 notice.

2 Q Putting who on notice?

3 A The contributor and contacting them.

4 Q Do you recall contacting Mr. or Mrs. Cooper?

5 A I know the Coopers, sir. I don't remember making
6 a phone call to them, no.

7 As I understood it, in error unfortunately, I
8 called folks and let them know they were in excess.

9 Q Again, when you called individuals did you make a
10 written notation of your phone calls?

11 A I'm not certain. I mean, I have no exact memory
12 of that.

13 Q Was it the committee's general policy and
14 procedure to always request written authorization from
15 contributors to redesignate or reattribute contributions?

16 A I made an effort to contact all the individuals
17 that I was aware of.

18 Q Would committee staffers automatically reattribute
19 or redesignate a contribution without contacting a
20 contributor?

21 A I don't -- I can't say definitively yes or no to
22 that. I don't know.

23 Q You mentioned earlier that the three principals in

1 the campaign were paid positions.

2 A Those were the original employees. Yes, sir.

3 Q And all of the other employees were volunteer
4 employees?

5 A They were not all volunteer. There were
6 individuals, other individuals, that were paid.

7 Q Was there much turnover among the other staffers
8 besides the three principals?

9 A There were lots of folks that came in and out of
10 the campaign. As you can imagine, there were a lot of
11 volunteers.

12 As for the paid people, I don't know. I can't
13 even remember who. No, there was not a tremendous turnover.
14 It was a small group.

15 Q Why would a decision have been made to reattribute
16 this contribution from Sharon Cooper without written
17 authorization?

18 MR. GINSBERG: I think you have asked that
19 already.

20 MR. RIGSBY: Well, if he can answer --

21 MR. GINSBERG: He has answered it already.

22 BY MR. RIGSBY:

23 Q If you can answer it again?

1 MR. GINSBERG: Why do you not read back what his
2 previous answer was?

3 THE REPORTER: Play it back?

4 MR. RIGSBY: Sure.

5 THE REPORTER: One moment. Do you want to do it
6 on or off the record?

7 MR. RIGSBY: Off.

8 THE REPORTER: Off the record.

9 (The reporter read back the previous answer.)

10 THE REPORTER: Back on the record.

11 BY MR. RIGSBY:

12 Q Mr. Watson, why would a decision be made to
13 reattribute a contribution without written authorization?

14 A As I understood it, if I was on notice I would
15 contact the contributor. For any other reason, I don't
16 know.

17 Q Were all of the staff members that worked on
18 processing or handling contributions aware that written
19 authorizations were required to reattribute or redesignate
20 contributions?

21 A No, sir.

22 Q Why would all of the staffers not have been aware
23 of that?

1 A As I answered before, we had no formal training on
2 procedure. We had no policies.

3 Q But you testified earlier that you and Mr. Adams
4 knew that written authorizations were a requirement.

5 A No, sir. I didn't answer that. I answered that I
6 knew the legal maximums -- that's all that I knew -- and
7 that it was personal money needed.

8 Q So you were not aware that written authorizations
9 were required --

10 A No, sir.

11 Q -- to reattribute or redesignate contributions?

12 A No, sir, I did not.

13 MR. RIGSBY: I would like to put an exhibit on the
14 record. I am handing to the court reporter for
15 identification purposes FEC Exhibit G, a copy of a check
16 dated December 31, 1994, for \$250 from the account of J. L.
17 (John) or Anne Gray which was signed only by J. L. Gray.

18 I am also handing a copy of this exhibit to Mr.
19 Watson and his counsel.

20 The court reporter will mark this document as
21 Exhibit G.

22 //

23 //

1 (The document referred to was
2 marked for identification as
3 FEC Exhibit G.)

4 BY MR. RIGSBY:

5 Q Have you seen this document before?

6 A I have not.

7 Q Do you recognize the handwriting at the bottom of
8 this exhibit?

9 A No, sir, I don't.

10 Q What do you think the notation means that reads,
11 "Contribution entered under Anne. John has topped out."?

12 A Again, it means to me what it says. Contribution
13 entered under Anne. John is topped out. There is
14 conjecture as to what that means. I think we can all
15 understand what it says.

16 Q Who signed the check represented on Exhibit G?

17 A It looks like John L. Gray.

18 Q You mentioned earlier that it was the standard
19 practice to make copies of all checks that came into the
20 campaign. Are you aware of any other copies of checks with
21 notations on them besides those that you have reviewed
22 today, Exhibits A through G?

23 A Am I aware of any other checks?

1 Q Of any other copies of checks in which there are
2 various notations?

3 A No, sir. I don't have any that I'm aware of.

4 Q To whom would this notation have been directed to?

5 A Unfortunately, my previous answer is the same. I
6 don't know.

7 MR. RIGSBY: We are going to go off the record and
8 take a break.

9 THE REPORTER: Off the record.

10 (Whereupon, a short recess was taken.)

11 THE REPORTER: Back on the record.

12 I will remind you that you are still under oath.

13 BY MR. RIGSBY:

14 Q Did the Barr committee obtain the occupation and
15 the name of the employer of each contributor whose
16 contributions aggregated in excess of \$200 per calendar
17 year?

18 A I'm sorry. Was every one of them?

19 Q Yes. Did the committee obtain the occupation and
20 the name of the employer of each contributor whose
21 contributions aggregated in excess of \$200 per calendar
22 year?

23 A I can't say with definitiveness every one. I

1 don't know.

2 Q How did you obtain this information on these
3 contributors?

4 A We had the response mechanism that was sent out
5 with each appeal asking for that information.

6 Q Did you make a request for this information within
7 30 days of receipt of the contribution that did not contain
8 this information?

9 A I don't know whether we made a 30 day window. I
10 don't know as to that.

11 Q If that was information in your possession or in
12 the committee's records regarding these various
13 contributors, would you report that information to the
14 Commission on that contributor?

15 A If I knew the information, I would certainly have
16 that information put on the record. Yes, sir.

17 Q Can you identify the name and the title of the
18 persons within the committee who made the requests for
19 information on the occupation and name of employer or
20 contributors?

21 A I did that.

22 Q Anyone else?

23 A I mean, other people could have certainly. When I

1 spoke to a contributor and asked for a contribution and they
2 responded in the affirmative, I asked for employer and
3 occupation.

4 Q Do you recall anyone else that may have made these
5 phone calls?

6 A I can only speak for myself.

7 Q Was it the committee's policy to make phone calls
8 to contributors who had not filled out the contributor
9 information form if they had contributed more than \$200?

10 A At the end of the reporting period when that
11 information was necessary, we tried to get that information.
12 I would call the people. Not every one of them. If I knew
13 them, I called them.

14 Q But you were testifying that you cannot recall
15 whether anyone else besides yourself made these phone calls?

16 A No, sir.

17 Q Did Mr. Adams or Mr. Black made such phone calls?

18 A Quite possibly.

19 Q Were you aware that the law required committees to
20 obtain the occupation and name of employer of contributors
21 whose aggregate contribution exceeded \$200 in a calendar
22 year?

23 A Yes, sir.

1 Q On the committee's disclosure reports, the
2 committee used the term best efforts refused instead of
3 listing the occupation and name of employer for many of the
4 contributors. What does the term best efforts refused mean?

5 A We tried to make contact and were unsuccessful in
6 doing so.

7 Q When you testified that you made contact, was
8 there one contact or several contacts?

9 A I have made repeated phone calls, but I don't know
10 exactly. There was no system in place.

11 Q Did you do anything other than phone calls?

12 A I believe there were letters written, but I am not
13 aware of the exact number.

14 Q With respect to the exhibits, I just want to
15 confirm again that you did not make calls to Mr. and Mrs.
16 Camp regarding that contribution, Exhibit A?

17 A I have no specific memory of a call to the Camps.
18 That does not mean that I did not make a call.

19 Q And I think you testified that you knew Mr. and
20 Mrs. Camp personally?

21 A No. I didn't say that.

22 Q You testified that you knew one of these
23 contributors personally. Did you know Mr. or Mrs. J. P.

1 Smith personally?

2 A I don't remember saying I knew anybody personally.
3 I know the names, but again I don't remember testimony that
4 I knew them personally.

5 MR. MCGAHN: I think the transcript will speak for
6 itself.

7 MR. RIGSBY: I just want to clarify it. I am sure
8 the transcript will do so.

9 BY MR. RIGSBY:

10 Q Did you know Mr. and Mrs. J. L. Gray?

11 A I know who Mr. Gray is. He wouldn't know me.

12 Q And you do not recall making any telephone calls
13 to him regarding an excessive contribution?

14 A I don't remember a specific phone call. That does
15 not mean that I did not try.

16 Q Do you recall making a telephone call to Mr. or
17 Mrs. J. P. Smith?

18 A I do not remember a specific phone call. Again,
19 that does not mean I did not try. I just have no
20 recollection.

21 Q Do you know Mr. or Mrs. Paul Jones, Paul and Sybil
22 Jones?

23 A I do know Paul and Sybil Jones.

1 Q Do you recall making a telephone call to Mr. or
2 Mrs. Jones regarding any excessive contribution?

3 A No, sir, but it does not mean I didn't.

4 Q As I recall, I think you said you knew Mr. or Mrs.
5 Cooper?

6 A Yes. I'm sorry. You're right. I know Ms.
7 Cooper. I apologize.

8 Q Do you recall making a telephone call to Mr. or
9 Mrs. Cooper regarding how to reattribute this contribution?

10 A I do not remember a specific conversation
11 regarding that, but it does not mean that I did not have
12 one.

13 Q Do you know Dr. Stephen Smith?

14 A No, sir, I do not.

15 Q Do you recall making any telephone calls to him
16 regarding an excessive contribution?

17 A No, sir. I do not remember making a specific
18 phone call regarding that. However, it's quite possible I
19 did.

20 Q With respect to these exhibits, and I will pull
21 them out again, I just want to confirm again that you did
22 not recognize the handwriting on Exhibit C here?

23 A No, sir.

1 Q Do you recognize the handwriting on Exhibit D?

2 A No, sir. I recognize only my writing on the one
3 exhibit.

4 Q We will just formally go through that. Do you
5 recognize the handwriting on Exhibit E?

6 A No, sir.

7 Q The notation on Exhibit E?

8 A The notation. I do not.

9 Q Do you recognize the handwriting of the notation
10 on Exhibit F?

11 A No, sir.

12 Q Do you recognize the handwriting of the notation
13 on Exhibit G?

14 A I do not.

15 Q You mentioned earlier that it was such a small
16 staff. Can you identify again for me the names of the
17 staffers who worked closely on processing and handling
18 contributions?

19 You mentioned earlier a Mrs. Weaver. Can you give
20 me a first name for Mrs. Weaver?

21 A Becky Weaver.

22 Q Do you recall her place of residence? City? Town
23 or city?

1 A She is a Georgian. Unfortunately, I have not seen
2 her since 1994.

3 Q Do you recall any of the other staffers who may
4 have inputted contribution data?

5 A I have no specific knowledge of any of those
6 people actually doing it. There were again six or eight
7 people involved in our race, but I don't have a specific
8 memory of anyone inputting.

9 Q You mentioned earlier that it was standard
10 procedure to make copies of all of the checks that came in,
11 contributor checks that came in. Once those copies were
12 made, did you have an opportunity or any reason to review
13 those copies, or did anyone else have any reason to review
14 the copies of those checks?

15 A They were reviewable. I had no reason to review
16 them. No, sir.

17 Q You testified earlier that when checks came in to
18 the committee you would compare those checks to other
19 checks. What did you mean by that?

20 A I don't remember saying some of the context. I
21 don't understand the question.

22 Q I think it related to when we were discussing the
23 role of individuals who worked on and establishing the chain

1 of custody regarding contributions as they came into the
2 campaign office.

3 MS. VOSDINGH: Can we go off the record a minute,
4 please?

5 MR. RIGSBY: Sure.

6 THE REPORTER: Off the record.

7 (Whereupon, a short recess was taken.)

8 THE REPORTER: Back on the record.

9 I remind the witness he is still under oath.

10 BY MR. RIGSBY:

11 Q Earlier you testified I think in the context of
12 reporting on contributions in excess of \$200 and reporting
13 the name and occupation and name of employer, you mentioned
14 that when checks came in that you would compare that check
15 to other checks.

16 I am trying to determine what did you mean when
17 you said compare a check that came in to other checks?

18 A I'm having a hard time understanding the context I
19 said that in. Checks were copied. Checks were inputted.
20 Charles then took the checks and put them in the report.
21 I'm sorry. I just don't remember how I said that I checked
22 checks. I'm not trying to be deceptive. I just don't know.

23 Q You also testified earlier that Charles Black

1 prepared the disclosure reports, but that you and Mr. Adams
2 and others provided him with the information to prepare
3 those reports. How did you provide him with this
4 information?

5 A Checks were put into the database. He then
6 downloaded the database and used that information to upload
7 his and to use the FEC format that he had to create the
8 report.

9 Q To the best of your knowledge, did Mr. Black
10 conduct an oversight to insure the accuracy of the reports?

11 MR. GINSBERG: You are asking him to speculate
12 about what Mr. Black may or may not have done?

13 MR. RIGSBY: Yes.

14 THE WITNESS: I can't speculate. I don't know.

15 BY MR. RIGSBY:

16 Q To reiterate, can you identify the names of people
17 who inputted data, contributor data, into the database?

18 A I cannot identify who each and every person
19 throughout that time span inputted checks. No, sir.

20 Q But Ms. Weaver was one of those individuals?

21 A She was one individual.

22 Q Did Bill Adams input data, contributor data?

23 A I don't remember a specific instance of Bill

1 inputting data. No, sir.

2 Q And you cannot recall anyone else or identify the
3 names of anyone else who may have input data?

4 A Again, there were any number of individuals that
5 volunteered or worked on the campaign. As I said before,
6 not a large number, but I don't at all remember exactly who
7 ever put in checks.

8 Q Do you know the name of anyone who may have? You
9 said you cannot identify any at all other than Ms. Weaver?

10 A I would have to get the records of who all the
11 volunteers were over that two year time span that I worked
12 there, many of whose names I do not know right now, that we
13 could have had inputting names.

14 Q Do you know any names? Any at all?

15 A It would be speculation as to who could or could
16 not have. I don't know. I don't have a vision ever of a
17 specific person inputting those names that I can tell you
18 absolute truth about who inputted.

19 Q And can you tell me any of the names of
20 individuals who had some role in handling and processing
21 contributions even if they did not perhaps input data, but
22 they had some role? They may have opened the mail. They
23 may have copied checks.

1 A Do I know the names of all the individuals that
2 helped in that amount of time?

3 Q Yes.

4 A No, sir, I don't know all those names. I know who
5 at periods of time worked for the campaign, but again I
6 don't know all those individuals.

7 Q With respect to the notations that were on the
8 exhibits that you reviewed earlier, is it possible that Bill
9 Adams made those notations?

10 A I don't know.

11 Q To the best of your knowledge, did Mr. Black ever
12 review the copies of checks?

13 A To the best of my knowledge, did Charles ever
14 review the copies of checks?

15 Q Yes.

16 A No, sir. I don't have a memory of that.

17 Q Did Bill Adams ever review the copies of checks?

18 A I don't know about that.

19 Q Did you have an occasion to review the copies of
20 the checks?

21 A I have reviewed and seen copies of checks,
22 Delbert. I don't have a specific memory of going through
23 checks. No, sir.

1 MR. RIGSBY: Let's go off the record. We are
2 going to take a five minute break.

3 THE REPORTER: Off the record.

4 (Whereupon, a short recess was taken.)

5 THE REPORTER: Back on the record.

6 I remind the witness he is still under oath.

7 BY MR. RIGSBY:

8 Q Do you think that your answers to my questions
9 were complete?

10 A Yes.

11 Q Is there anything else that you would like to add
12 to any of your answers?

13 A No, sir.

14 Q As I mentioned earlier, you have the right to read
15 the transcript. Are you going to exercise that right to
16 read the transcript of this deposition?

17 MR. GINSBERG: Where are you going to make him
18 read the transcript?

19 MR. RIGSBY: We would make an arrangement for him
20 to read it in the Atlanta area and review it there.

21 MR. GINSBERG: Atlanta is a big area.

22 MR. RIGSBY: It would be close to his place of
23 business or residence.

1 THE WITNESS: I feel comfortable with what I said,
2 but I defer to you.

3 MR. GINSBERG: We will waive it.

4 MR. RIGSBY: Although I do not foresee the need to
5 further depose you, this deposition is being continued
6 because the investigation is ongoing. We may have to speak
7 with you again.

8 I would like to remind you once again that this
9 investigation must remain confidential until the Federal
10 Election Commission closes its file in the matter.

11 THE REPORTER: Off the record.

12 (Whereupon, at 3:26 p.m. the deposition was
13 concluded.)
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1 I have read the foregoing pages 1 through 54, and
2 they are a true and accurate record of my
3 testimony therein recorded, and any changes and/or
4 corrections appear on the attached errata sheet
5 signed by me.

6 _____
7 John Watson

8
9 Subscribed and sworn to before me

10 this ____ day of _____, 199_

11 _____
12 Notary Public

13 My Commission expires: _____
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Before me, the undersigned authority, personally appeared

John Watson who, after being duly sworn states that he/she has read the foregoing deposition transcript, and states that he/she wishes to make the following changes or corrections to this transcript for the following reasons:

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1. *Introduction*
 2. *Background*
 3. *Methodology*
 4. *Results*
 5. *Discussion*
 6. *Conclusion*
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 217. *Figure 206*
 218.

The witness states that the deposition transcript, pages _____ through _____, is otherwise true and accurate.

SWORN AND SUBSCRIBED before me on the _____ day
of _____, A.D. 19__.

Notary Public

My Commission Expires: _____

FEC EXHIBIT

A

1-27-98 SRB

484

T

1950-1951, 1952-1953

[illegible]

ACCOUNT DEPOSITED IN THE ACCOUNT

Number: 6759 02

EXHIBIT A

Page 1 of 2

Charles,

Mr. & Mrs. Charles Camp
gave us \$4,000. 1/2 of that
needs to be put toward general
election.

Thanks

John

2 pages enclosed

EXHIBIT A

Page 2 of 2

MR. OR MRS. WILLIAM L. CAMP 10.91
204 WOODGLEN RD.
ROME, GA 30161

1920

PAY TO THE
ORDER OF

Bar. for Congress

Feb 11 1954

64-7070/2511

Four thousand and no/100

\$4000.00

DOLLARS



CitizensFirst
BANK
ROME, GA 30161-0001

Chairman's Club

R. L. Camp

99.04.392.0820

FEC EXHIBIT

B

STEPHEN D. SMITH MD

508 LAPORTE ST.
ROME, GA 30161

1-27-98 SLD

check not in
database X

2287

10/25 1994 64-115/871
54001

\$ 500.00

DOLLARS

BENEFIT BANKING

PAY TO THE
ORDER OFBarr - Congress
Five hundredFirst Union National Bank
of Georgia
Rome, Georgia

FOR

Stephen D. Smith MD

BOB, COUNT ME IN TO HELP YOU BEGIN YOUR CAMPAIGN FOR VICTORY IN 1994.
MY PLEDGE TO YOU AND THE "TOUGH ENOUGH TO...CUT SPENDING FIRST" CAMPAIGN IS:☐ \$25 ☐ \$50 ☐ \$100 ☐ \$250 ☐ \$500 ☐ \$1000 ☐ OTHER \$☐ WORK AT HEADQUARTERS ☐ WORK PHONE BANKS ☐ HOST A COFFEE☐ YARD SIGNS ☐ RAISE FUNDS ☐ INVITE BOB TO SPEAK

The following information is required by the Federal Election Commission for contributions. Please call with any questions. Thank you for complying.

Name _____ Phone (h) _____ (w) _____

Address _____ City _____ State _____ Zip _____

Occupation & Title (ex: Sales, V.P.) _____

Employer & Employer's Address _____

"Tough Enough To...Cut Spending First"

Bob Barr Congress '94**P.O. Box 4323**Marietta, GA**30061-4323

Paid for by "The Bob Barr Congress '94 Committee," Charles Black, Treasurer. Contributions are not tax deductible. Corporate contributions are prohibited.

EXHIBIT B

99.04.392.0821



③

MR. OR MRS. J. P. SMITH
P.O. BOX 238
MENLO, CA 30731

FARMERS & MERCHANTS BANK
SUMMERVILLE, GA
66-1070411

1512

10/18/94

to the
of - Bob Barr for Congress \$ *****500.00

ve Hundred and 00/100***** Dollars

Bob Barr for Congress
P. O. Box 4323
Marietta, Ga 30061-4323

AUTHORIZED SIGNATURE

Mrs. J. P. Smith

EXHIBIT C

BOB, COUNT ME IN TO HELP YOU BEGIN YOUR CAMPAIGN FOR VICTORY IN 1994.
MY PLEDGE TO YOU AND THE "TOUGH ENOUGH TO...CUT SPENDING FIRST" CAMPAIGN IS:

___ \$25 ___ \$50 ___ \$100 ___ \$250 ☒ \$500 ___ \$1000 ___ OTHER \$ ___

___ WORK AT HEADQUARTERS ___ WORK PHONE BANKS ___ HOST A COFFEE

___ YARD SIGNS ___ RAISE FUNDS ___ INVITE BOB TO SPEAK

The following information is required by the Federal Election Commission for contributions. Please call with any questions. Thank you for contributing.

Name J. P. Smith Phone (h) _____ (w) _____
Address P.O. Box 238 City Menlo State GA Zip 30731
Occupation & Title (ex: Sales, V.P.) Plas.
Employer & Employer's Address J. P. Smith Lbr. Co. Inc.

"Tough Enough To...Cut Spending First"

Bob Barr Congress '94**P.O. Box 4323**Marietta, GA**30061-4323

Paid for by "The Bob Barr Congress '94 Committee," Charles Black, Treasurer. Contributions are not tax deductible. Corporate contributions are prohibited.

J P Smith

entered 400 of 500 elect
xs contrib

99.04.392.0822

J L GRAY OR
ANNE H GRAY
616 RICHARDS RD NE
WHITE, GA 30184

1407

10-17-1994

04-1/010

FEC EXHIBIT

D

1-27-98 SB

Pay To The
Order Of

Bob Barr Campaign

\$ 500.00

Five Hundred

00/100 Dollars

WACHOVIA

Wachovia Bank of Georgia, N.A.
Atlanta, GA 30383

Memo

[Signature]

36

EXHIBIT D

11/4
BOB, COUNT ME IN TO HELP YOU BEGIN YOUR CAMPAIGN FOR VICTORY IN 1994.
MY PLEDGE TO YOU AND THE "TOUGH ENOUGH TO...CUT SPENDING FIRST" CAMPAIGN IS:

___ \$25 ___ \$50 ___ \$100 ___ \$250 ___ \$500 ___ \$1000 ___ OTHER \$ ___

___ WORK AT HEADQUARTERS ___ WORK PHONE BANKS ___ HOST A COFFEE

___ YARD SIGNS ___ RAISE FUNDS ___ INVITE BOB TO SPEAK

The following information is required by the Federal Election Commission for contributions. Please call with any questions. Thank you for complying.

Name John G. Gray Phone (h) _____ (w) _____
Address 616 Richards Rd NE City White State GA Zip 30124
Occupation & Title (ex: Sales, V.P.) _____
Employer & Employer's Address _____

"Tough Enough To...Cut Spending First"

Bob Barr Congress '94**P.O. Box

Fold for by "The Bob Barr Congress '94 Committee," Charles Black, Tre

000061 4373

XS by

200 (2)

99-04-392-0823

EXHIBIT

E

F27-98 JRB

PAUL A. OR SYBIL C. JONES
9510 BAKERS BRIDGE RD
DOUGLASVILLE GA 30134

9-13-94

3596

04-226-0110
BT

PAY TO THE
ORDER OF

BARR CONGRESS

\$ 1,000.00

ONE THOUSAND AND NO/100

DOLLARS

SouthTrust
Bank

FOR

Sybil C. Jones

EXHIBIT E

Federal law requires political committees to report the name, mailing address, occupation and name of employer for each individual whose contributions aggregate in excess of \$200 in a calendar year.

Name SYBIL C. JONES

Mailing Address 9510 BAKERS BRIDGE RD

DOUGLASVILLE GA 30134

Occupation OWNER

Employer PEACH STATE PLASTIC CO

Paid for by Barr - Congress Committee
Charles Black, Treasurer
Political contributions are not tax deductible

with Paul & Sybil
not entered X5

EXHIBIT

F

1-27-98 JRB

BOB, COUNT ME IN TO HELP YOU BEGIN YOUR CAMPAIGN FOR VICTORY IN 1994.
MY PLEDGE TO YOU AND THE "TOUGH ENOUGH TO...CUT SPENDING FIRST" CAMPAIGN IS:

 \$25 \$50 \$100 \$250 \$500 \$1,000 OTHERS 1900.

 WORK AT HEADQUARTERS WORK PHONE BANKS HOST A COFFEE
 YARD SIGNS RAISE FUNDS INVITE BOB TO SPEAK

The following information is required by the Federal Election Commission for contributions. Please call with any questions. Thank you for complying.

Name J.T. and Sharon O. Cooper Phone(h) ..)
Address 4028 River Ridge Chase City Marionetta State GA Zip 30067
Occupation & Title (ex: Sales, V.P.) Dr. & RN
Employer & Employer's Address Private Practice

"Tough Enough To...Cut Spending First"

Bob Barr Congress '94**P.O. Box 215**Dallas, GA 30132**(404) 528-9444

Paid for by "The Bob Barr Congress '94 Committee," Charles Black, Treasurer. Contributions are not tax deductible. Corporate contributions are prohibited.

J. T. OR SHARON O. COOPER 4028 River Ridge Chase Marionetta, Ga 30067		0833
PAY TO THE ORDER OF <u>Sam Congress</u>		64-9842/2810
<u>Nineteen Hundred</u>		\$ <u>1900.00</u>
METRO BANK Atlanta, Georgia		DOLLARS
FOR <u>Sharon Cooper</u>		

100-Sharon
100-JT

EXHIBIT F

BOB. COUNT ME IN TO HELP YOU BEGIN YOUR CAMPAIGN FOR VICTORY IN 1994.
MY FLEDGE TO YOU AND THE "TOUGH ENOUGH TO...CUT SPENDING FIRST" CAMPAIGN IS:

\$25 \$50 \$100 \$250 \$500 \$1000 OTHER \$

WORK AT HEADQUARTERS WORK PHONE BANKS HOST A COFFEE

YARD SIGNS RAISE FUNDS INVITE BOB TO SPEAK

The following information is required by the Federal Election Commission for contributions. Please call with any questions. Thank you for complying.

me 616 RICHARDS RD Phone (h) _____ (w) _____
dress _____ City _____ State _____ Zip _____
cupation & Title (ex: Sales, V.P.) President
ployer & Employer's Address Dellinger Management Cartersville Ga

"Tough Enough To...Cut Spending First"

Bob Barr Congress '94**P.O. Box 4323**Marietta, GA**30061-4323

Paid for by "The Bob Barr Congress '94 Committee," Charles Black, Treasurer. Contributions are not tax deductible. Corporate contributions are prohibited.

J L GRAY OR
ANNE H GRAY
616 RICHARDS RD NE
WHITE, GA 30184

12-31-1994

1466

06-1/818

Pay To The
Order Of

Barr for Congress

\$ 250.00

Two Hundred & Fifty

00/100 Dollars

WACHOVIA

Wachovia Bank of Georgia, N.A.
Atlanta, GA 30303

Memo _____

[Signature]

EXHIBIT G

John L.

Contribution entered under name. John has typed out.

EXHIBIT

G

1-27-98 SRD

ORIGINAL

TRANSCRIPT OF PROCEEDINGS

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

In the Matter of:

BOB BARR FOR CONGRESS

)
) MUR4357
)

Pages: 1 through 62

Date: February 11, 1998

Place: Washington, D.C.

HERITAGE REPORTING CORPORATION

Official Reporters
1220 L Street, NW, Suite 600
Washington, D.C.
(202) 628-4888

99.04.392.0827

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

In the Matter of:)
BOB BARR FOR CONGRESS) MUR4357

FEB 25 11 24 AM '98

Deposition of:

WILLIAM W. ADAMS, III

a witness of lawful age, on behalf of the Federal Election
Commission, pursuant to notice, in the offices of the
Federal Election Commission, 999 E Street, Northwest,
Washington, D.C., 20463, on Wednesday, February 11, 1998 at
10:04 a.m., before Notary Public
in and for the District of Columbia, when were present:

APPEARANCES:

On behalf of the Commission:

DELBERT KEITH RIGSBY, ESQ.
RHONDA J. VOSDINGH, ESQ.
Federal Elections Commission
999 E Street, Northwest, Room 416
Washington, D.C. 20463
(202) 219-3690

99-04-392-0828

APPEARANCES (continued):

On behalf of the Deponent:

BENJAMIN L. GINSBERG, ESQ.
DONALD F. MCGAHN, II, ESQ.
Patton Boggs, LLP
2550 M Street, Northwest
Washington, D.C. 20037
(202) 457-6315

Heritage Reporting Corporation
(202) 628-4888

6280-262-10-66

C O N T E N T S

WITNESS:

William W. Adams, III

PAGE

EXAMINATION BY COUNSEL FOR COMMISSION

7

<u>EXHIBITS</u>	<u>IDENTIFIED</u>	<u>DESCRIPTION</u>
No. A	17	Copy of a check from the account of Mr. and Mrs. J. P. Smith
No. B	25	Copy of a check from the account of J.L. or M. Gray
No. C	30	Copy of a check from the account of J.T. or Sharon Cooper
No. D	37	Facsimile copy of deposit slip and check from the account of Mr. and Mrs. William L. Camp
No. E	41	Copy of a check from the account of Stephen D. Smith, MD
No. F	44	Copy of a check from the account of J.L. or Anne Gray
No. G	46	Copy of a check from the account of Paul or Sybil Jones

1 P R O C E E D I N G S

2 THE REPORTER: Would you stand and raise your
3 right hand, please?
4 Whereupon,

5 WILLIAM W. ADAMS, III
6 having been first duly sworn, was called as a witness herein
7 and was examined and testified as follows:

8 THE REPORTER: And we're going to have 10:04.

9 MR. RIGSBY: My name is Delbert K. Rigsby, and
10 with me is Rhonda J. Vosdinh. We are attorneys for the
11 Federal Election Commission, and we represent the Commission
12 in the matter under review, for MUR4357.

13 This deposition is being taken pursuant to a
14 Federal Reelection Commission subpoena issued in connection
15 with an investigation under Section 437(g) of Title II of
16 the United States Code.

17 The statute provides that the confidentiality of
18 this proceeding must be maintained until the Commission
19 closes the file in this investigation.

20 Please state your name and Social Security number.

21 THE WITNESS: Full name?

22 MR. RIGSBY: Yes.

23 THE WITNESS: William Walton Adams, III,

1

2

MR. RIGSBY: What is your date of birth?

3

THE WITNESS:

4

MR. RIGSBY: Are you represented by counsel?

5

THE WITNESS: Yes.

6

MR. RIGSBY: Is your attorney with you today?

7

THE WITNESS: Yes.

8

MR. RIGSBY: Please identify your attorney.

9

THE WITNESS: Ben Ginsberg and Don McGahn.

10

MR. RIGSBY: Are you being represented by anyone

11

else?

12

THE WITNESS: No.

13

MR. RIGSBY: Have you ever been deposed before?

14

THE WITNESS: No.

15

MR. RIGSBY: Okay, I will just give you a few

16

instructions regarding this deposition. I will ask

17

questions, and the Court Reporter will be recording my

18

questions and your answers. The questions will not

19

necessarily be limited to your involvement in this matter,

20

but may include requests for information concerning other

21

people.

22

Please keep in mind that your testimony is under

23

oath. It is critical that you answer truthfully, as if you

1 were giving testimony in Court before a judge and jury. If
2 you violate this oath to tell the truth, you could be
3 subject to a charge of perjury under Section 1621 of Title
4 XVIII of the United States Code.

5 It is important to answer each question clearly
6 and audibly. The Court Reporter cannot record body
7 movements, such as a nod of the head. Please wait until the
8 question is finished before you answer it.

9 The Court Reporter will be recording everything
10 that we say. You will have the opportunity to review the
11 transcript to determine whether it conforms with your
12 recollection of what occurred today. And you may sign, if
13 you wish.

14 It is important that you answer questions fully.
15 If at any time you realize that you gave an inaccurate or
16 incomplete answer, let me know, if you realize later in the
17 course of the deposition that you have something to add to
18 an earlier response.

19 If you do not understand a question, please let me
20 know, and I will rephrase it. Otherwise I will assume that
21 you understand the question.

22 Finally, if you need to take a break, let me know,
23 and I will ask the Court Reporter to go off the record so

1 that we can recess for a few minutes.

2 Are you taking any medication or have any medical
3 condition that may affect your ability to continue this
4 deposition?

5 THE WITNESS: No.

6 MR. RIGSBY: Is there any other reason why you
7 cannot continue with this deposition?

8 THE WITNESS: No.

9 MR. RIGSBY: Do you have any questions regarding
10 the deposition instructions?

11 THE WITNESS: No.

12 EXAMINATION

13 BY MR. RIGSBY:

14 Q What was your title in the Bob Barr campaign in
15 1994?

16 A Finance Director.

17 Q What were your qualifications to be Finance
18 Director? Why were you chosen for this position?

19 A I'd been raising money for, since 1991. And just
20 had the experience, had -- well, let me ask. What are you
21 looking for? What do you want me to explain?

22 Q Just basic qualifications to be Finance Director.
23 Your experience in that area.

1 A I had two years of fundraising experience, two
2 Congressional elections. Spent two weeks up here training
3 in the Senatorial Committee.

4 Q What were those two Congressional elections? Can
5 you identify the candidates?

6 A Zack Wamp, 1992. Sam Jones, 1990. And in between
7 there I -- Jim Gardner for Governor in North Carolina.

8 Q What kind of training did you have here at the,
9 the Senatorial training, you said? Can you describe that a
10 little bit?

11 A Okay. Spent two weeks over there observing how
12 they do things. Talking to Al Mitchler. He was the Finance
13 Director at the time. And the other people they had.

14 Q Excuse me. This is the Finance Director to the
15 Republican --

16 A Senatorial Committee.

17 Q Senatorial Committee, okay.

18 A I don't remember how he and I met. I called him
19 one day and he said, "Yeah, if you want to come on up and
20 spend two weeks, do it." So I --

21 Q And this was in what year?

22 A 1993.

23 Q When did you join the Barr campaign?

1 A Spring of '93. I began to work with Bob in the
2 Spring of '93.

3 Q Can you identify a month?

4 A I think it was, I think it was March.

5 Q Describe your responsibilities and your day-to-day
6 activities.

7 A As the Finance Director I had overall
8 responsibility for meeting the finance goals that the
9 campaign set forth.

10 Q And describe your day-to-day activities. What you
11 would do on a daily basis, for example, on a typical day.

12 A Arranging meetings, arranging phone calls,
13 arranging events. So I would, I initiated the contacts for
14 those types of things. Writing direct-mail letters, or
15 overseeing it. Working with people that worked with and for
16 me.

17 Q How many staffers reported to you?

18 A One and a half.

19 Q I mean, their names.

20 A In '94 it was John Watson. And a girl named Becky
21 began with us, and, some time in the spring and summer, and
22 did data entry work.

23 Q And her last name, do you recall that?

1 A I think it was Becky Lewis. I can't remember her
2 last name. But also in '93 and '94 I think it's important
3 to note I was simultaneously assuming the same position for
4 Congressman Zack Wamp. So I was not there every day.

5 Q So can you say how long you were there? Three
6 times a week? Or can you --

7 A Three days a week.

8 Q And the days that you spent at Bob Barr's
9 campaign, would you be there all day?

10 A Yeah. We'd talk on the phone.

11 Q In light of the fact that you were not there every
12 day, did you delegate some of your duties?

13 A Didn't necessarily delegate. John did the duties.
14 We just, you know, John Watson got the duties done.

15 Q Who was your direct supervisor? Who did you work
16 for?

17 A Jeff Breedlove.

18 Q And what was his title?

19 A Campaign Manager.

20 Q Who prepared the disclosure reports to be filed
21 with the Federal Election Commission?

22 A What do you mean, prepared?

23 Q To file --

1 A I mean, Charles Black was the Treasurer. He got
2 the reports done.

3 Q Did you have any role in preparing the disclosure
4 reports?

5 A A little bit, just take a look when they were
6 done. But that was the extent of it.

7 Q And would you review them for each quarter? For
8 each quarterly disclosure report you reviewed it?

9 A Right.

10 Q Would you review them before they were officially
11 filed with the FEC?

12 A Not -- my recollection is generally, in the heat
13 of things, take a look at this and see how it looks.

14 Q How many people were responsible for entering
15 contribution data into the computer?

16 MR. MCGAHN: Which computer are you talking about?
17 The one at the campaign, or the one at Charles Black's
18 office?

19 MR. RIGSBY: No, at the campaign.

20 MR. MCGAHN: You might want to flesh out a little
21 bit more about what he knows about the system.

22 BY MR. RIGSBY:

23 Q First of all, let's rephrase. How many computers

1 were at the campaign?

2 A One. That's my recollection. One that we used to
3 enter checks in.

4 Q So how many people entered contribution data there
5 at the campaign?

6 A I know of three people that entered them. And,
7 but John was getting that done, so I don't know the extent,
8 the full extent, of that.

9 Q Those three people, can you identify?

10 A Becky was one. And then there was a husband and
11 wife called the Baileys, Bill and Belinda Bailey. I think
12 they did some work. I think there were other people,
13 volunteers, doing the work, but I don't know exactly.

14 Q Were any of these people paid, paid positions? Or
15 were they volunteer positions? Say Bill and Belinda and
16 Becky?

17 A They were volunteer. Becky was paid. I think we
18 had one person, I think we had one person that was kind of
19 doing a lot of that work, but I don't remember.

20 Q How many computers were at Charles Black's office?

21 A I don't know.

22 Q Who was responsible -- I understand that the
23 Committee made xerox copies of all the contributor checks.

1 Who was responsible for making those copies?

2 A What --

3 Q Just making the photocopies of the checks.

4 A I don't know exactly.

5 Q So no one was responsible. But did the Committee
6 make xerox copies of the checks?

7 A Yeah, they copied the checks. You know, John
8 basically got it done. I don't remember every day. The
9 mail was picked up, copies were made of the checks.

10 Q Who picked up the mail?

11 A I don't know. I think John got it done. I don't
12 know.

13 Q And just to clarify, you do not recall who made
14 the copies of the checks.

15 A It was not just one person, I would surmise. But
16 again, I don't know.

17 Q And when you say that John got it done, does that
18 mean he supervised it? Or he actually made the copies?

19 A A little of both. We did what needed to be done,
20 so --

21 Q You mentioned that you were only there maybe three
22 days a week. So was John there all the time, all day?

23 A Yes. Not all the time all day, but he was, in the

1 sense of 9 to 5 every day, he never left. You know, we
2 would both travel with Bob, when he occasionally called for
3 it.

4 Q Did you ever review the copies of the checks for
5 any reason?

6 A From time to time.

7 Q For what purpose? Just to --

8 A We did not have a standard policy of letting me
9 review every check copied, but would look either perhaps at
10 the check copy or the checks to see what came in. My
11 interest was in what was coming in.

12 Q Did you double-check the contribution data that
13 was entered into the computer against the copies of the
14 checks?

15 A No, I did not do that.

16 Q Did anyone else double-check the contribution data
17 for accuracy?

18 A As it was printed on the report? Or --

19 Q Just to double-check, in general, just to
20 double-check the data to be sure that it was accurate.

21 A You know, the intent was to check it at the end,
22 when the report was complete. We didn't have a system, per
23 se, to enter the check, double-check it. We entered the

1 checks and just kept -- do you follow me?

2 Q You mentioned that someone would check it at the
3 end. Who would check it at the end?

4 A When Charles did the report, they would --

5 Q Charles would check it? Or anyone else?

6 MR. GINSBERG: The question is, do you know of
7 anyone who supervised, who did the checking? Do you know of
8 anyone who did?

9 THE WITNESS: No.

10 BY MR. RIGSBY:

11 Q But did anyone do it? Do you have the knowledge?

12 MR. GINSBERG: He just said no.

13 THE WITNESS: I -- I don't know. No to that
14 question. Somebody may have checked it, you know, but no to
15 the question.

16 BY MR. RIGSBY:

17 Q Again, as the Finance Director, can you describe
18 your responsibilities a little bit? Your responsibilities
19 did not include checking contribution data.

20 A In my mind, I was not responsible for filing the
21 report. And so it was not a decision of mine to ignore the
22 data. My responsibility, and my overall objective, was to
23 raise the money. And that's what I did.

1 So I did not have FEC training. You know, I
2 didn't come to one of your schools and those kind of things.

3 Q Did Charles Black ever contact you and ask you
4 questions regarding various contributions and amounts?
5 Accuracy questions?

6 A Yes, we would discuss it.

7 Q And what did you discuss? Can you give me an
8 example of some questions that may have come up?

9 A Employer occupation questions. Check accuracy.
10 Things of that nature.

11 Q Any questions regarding whether a contribution was
12 excessive?

13 A It's been a long time. I can't say exactly.
14 There's the inevitable gamut of questions to be asked when
15 you file a report.

16 THE WITNESS: Did you want to ask me a question?

17 THE REPORTER: No.

18 THE WITNESS: Okay.

19 MR. RIGSBY: I would like to put an exhibit on the
20 record. I am handing to the Court Reporter for
21 identification FEC Exhibit A, a copy of a check dated
22 October 18, 1994 for \$500, from the account of Mr. and Mrs.
23 J. P. Smith, which was signed only by Mrs. J. P. Smith.

1 I am also handing a copy of this exhibit to
2 Mr. Adams. And the Court Reporter will mark this document
3 as Exhibit A.

4 (The document referred to was
5 marked for identification as
6 FED Exhibit A.)

7 BY MR. RIGSBY:

8 Q Mr. Adams, is this your handwriting on Exhibit A?

9 A No.

10 Q The handwriting which reads, "Entered \$400 or \$500
11 check, XS?"

12 A No.

13 Q Can you identify whose handwriting that is?

14 A No.

15 Q Have you ever seen this document before? This
16 check, and this contribution information form?

17 A Not to my recollection.

18 MR. MCGAHN: Just for clarification, are you
19 talking about this exhibit, or the actual check or the
20 actual card?

21 MR. RIGSBY: The actual check and actual card.

22 MR. MCGAHN: Okay.

23 THE WITNESS: Have I ever seen it before? Not to

1 my recollection.

2 BY MR. RIGSBY:

3 Q Do you ever recall seeing even this copy? This
4 copy of this --

5 A It's very possible. A check dated 10/18 coming
6 in, three weeks to go, two weeks to go. I paid attention to
7 what came in the door, and amounts and so forth. So I
8 possibly could have, you know, seen it. So if I say I've
9 never seen it, that may not be exactly true. But I don't
10 recall seeing this, all of this.

11 Q Do you have any idea who may have written this
12 notation at the bottom here?

13 A I have no idea. The handwriting is not someone I
14 have -- I really don't know who that is.

15 Q Can you identify any staffers who may know?

16 A Well, of course, John might know. I don't know,
17 on 10/18, who was entering checks. I think Laine was
18 entering some checks. The Baileys might have done it. You
19 know --

20 Q Who is Laine? I do not think that name has come
21 up before. Can you identify it?

22 A She worked for us in some way. I don't -- her
23 name is Laine Honnold. And she would do some work over

1 there. I don't know if she actually entered checks. I
2 just --

3 Q Are there any committee records of who entered
4 checks, and when? I mean, did you keep those kinds of
5 records?

6 A No. A log?

7 Q Yes.

8 A No.

9 Q What does that notation mean to you? What do you
10 think that means? This notation, "Entered \$400 or \$500
11 check, XS contrib?"

12 A I really don't know.

13 Q You do not have any idea.

14 A Uh --

15 MR. MCGAHN: Object. Asked and answered.

16 THE WITNESS: Pardon?

17 MR. MCGAHN: I am going to object. If you can
18 answer it, go again. If you do not know, you do not know.
19 It does not matter how many different ways he answers.

20 THE WITNESS: I could guess, but I don't know.

21 BY MR. RIGSBY:

22 Q Do you know Mr. or Mrs. J. P. Smith?

23 A Yes, I know Mr. Smith.

1 Q Did you communicate with Mr. or Mrs. Smith by
2 telephone or in writing regarding this contribution?

3 A No.

4 Q If you saw such a notation during the campaign,
5 who would you ask about it? If you saw that notation during
6 the campaign, who would you ask about it?

7 MR. MCGAHN: Objection. Presupposes he saw this
8 during the campaign.

9 MR. RIGSBY: And that is why I said if he saw
10 something like this, who would you ask about it.

11 THE WITNESS: If I saw a note like this, I would
12 speak to John or whoever was entering the checks. It could
13 have been -- did you want to ask me another question?

14 MR. GINSBERG: No. He is asking you to speculate.
15 And if you do not know, you do not know. He can ask you to
16 speculate a million different ways, and it does not matter.

17 THE WITNESS: Can I describe, perhaps -- I do not
18 know -- describe our scenario in the campaign? How we --

19 We were probably in a, you know, there were three
20 of us working in one room, four in another. Things were
21 going on. And so if you asked me who would I ask, we
22 weren't, you know, we weren't each sitting at our own
23 individual desk with a secretary, say.

1 So if you can envision all the movement and so
2 forth. Follow what I am saying?

3 BY MR. RIGSBY:

4 Q Now, there are three people in one room. Who
5 would those three people be? That would be you and --

6 A Jeff, and Bob had a desk in there when he was in
7 there. And then --

8 Q And the other room where you mentioned four
9 people, what would those four people be doing?

10 A John was in the other room, and it could have been
11 a little bit of anything. As, you know, as campaigns go on,
12 more people volunteer, come on board, and so forth. And
13 they could have, you know, been making calls to put up yard
14 signs, or whatever. So, but --

15 Q Again, I am just asking you to speculate. If you
16 saw a note like this, what would you do?

17 MR. GINSBERG: I will remind you you are under no
18 legal requirement to speculate just because he wants you to.
19 You can answer his questions. We are not writing a novel
20 here.

21 BY MR. RIGSBY:

22 Q If you saw such a note, what would you do? Or who
23 would you ask about it?

1 A Well, probably immediate, perhaps John and I would
2 have talked about it, and that would have been it.

3 Q Did Mr. Black or Mr. Watson or any other campaign
4 staffer discuss this contribution with you?

5 A I have no idea.

6 Q The Barr Committee's report to the FEC on
7 contributions received during this time period indicates
8 that this contribution was listed on the report in the
9 amount of \$400.

10 A Mm-hmm.

11 Q Who made the decision to itemize the check --

12 A I have no idea.

13 Q -- marked Exhibit A in the amount of \$400?

14 A I have no idea. I don't know.

15 Q Did you review the quarterly disclosure report
16 prepared by Mr. Black before it was filed with the FEC?

17 A Yes.

18 Q The quarterly disclosure report during this time
19 period?

20 A I don't remember.

21 Q But you testified earlier that you did, on
22 occasion, review quarterly disclosure reports.

23 A I would review them, but in a -- I don't remember

1 sitting down and going over this thing with a fine-tooth
2 comb. Did I look over it? Probably. So I don't really
3 remember how it came to pass.

4 Q And if, on occasion, when you did review the
5 quarterly disclosure report, exactly what you be looking for
6 in your review?

7 A What would I look for? Accuracy. What I knew.
8 What I knew in terms of accuracy.

9 Q Accuracy in terms of the amounts? How would you,
10 since you were looking for accuracy, how would you determine
11 that the reports were accurate?

12 A What I remember people giving, saying they would
13 give things.

14 Q But you would not review any records, such as the
15 copies of the checks, or go back into the computer to look
16 at the --

17 A No.

18 Q Under what circumstances would the committee
19 itemize a contribution in an amount less than the actual
20 amount of the contribution?

21 A I have no idea. I don't know.

22 Q Well, who would know? Since you do not know.

23 A I don't know.

1 Q What was the role of Jeff Breedlove? Did he have
2 any -- how did he supervise you and the work that you did?

3 A How did he supervise me. He delegated the
4 fund-raising responsibilities to me. We would discuss it.
5 He had confidence in me doing the job.

6 Q Did he ever ask you any questions about the
7 contributions, about the data, how accurate it was?

8 A Again, probably, but I don't remember. You know,
9 define asking me. You know?

10 Q Plain and simple. Did he ask you, did he ever ask
11 you to review the data to be sure that it was accurate? The
12 contribution data.

13 A And what does that mean to you? How would he ask
14 me?

15 Q Plain and simple. Have you reviewed the
16 contribution data that has been inputted into the computer.
17 Did you kind of double-checking to be sure that it was
18 accurate?

19 A You know, I'm sure he did. I don't remember.

20 MR. RIGSBY: Let's take a five-minute break. Go
21 off the record.

22 THE REPORTER: Off the record.

23 (Whereupon, a short recess was taken.)

1 THE REPORTER: Back on the record.

2 MR. RIGSBY: I would like to put an exhibit on the
3 record. I am handing to the Court Reporter, for
4 identification, FEC Exhibit B, a copy of a check dated
5 October 17, 1994 for \$500, from the account of J.L., or M.
6 Gray, which was signed only by J.L. Gray. And the
7 contributor information form.

8 I am also handing a copy of this exhibit to
9 Mr. Adams and his counsel.

10 (The document referred to was
11 marked for identification as
12 FEC Exhibit B.)

13 BY MR. RIGSBY:

14 Q Mr. Adams, is that your handwriting on Exhibit B -

15 -

16 A No.

17 Q -- that reads, "XS --" let me finish the question
18 first.

19 A Sorry.

20 Q Is that your handwriting on Exhibit B, which
21 reads, "XS by \$200?"

22 A No.

23 Q Can you identify whose handwriting that may be?

1 A No.

2 Q You do not have any idea.

3 A No.

4 Q Have you seen this copy of this check and
5 contributor information form before?

6 A Uh, no.

7 Q Can you identify the committee staffers who may
8 know who wrote that notation?

9 A No.

10 Q What does that notation mean to you? "XS by
11 \$200."

12 A I have no -- nothing. No idea. Don't know what
13 it means.

14 Q Do you know Mr. or Mrs. J.L. Gray?

15 A Yes.

16 Q Did you communicate with Mr. or Mrs. J.L. Gray
17 regarding this contribution?

18 A Not to my recollection.

19 Q Did Mr. Black, Mr. Watson, or any other campaign
20 staffer discuss this contribution as listed on Exhibit B
21 with you?

22 A Not to my recollection.

23 Q The Barr Committee's report to the FEC on

1 contributions received during this time period, this
2 contribution is listed in the amount of \$300 in the
3 disclosure report. Who made the decision to itemize the
4 check marked Exhibit B in the amount of \$300 instead of
5 \$500 --

6 A I don't know.

7 Q -- on the Committee's disclosure report?

8 A I don't know.

9 Q Who would have made such a decision? You have no
10 idea who would have made such a decision?

11 A No. I don't know.

12 Q But you reviewed the disclosure reports, you
13 testified earlier.

14 MR. MCGAHN: I am going to object to the
15 characterization of his testimony. But you can answer.

16 THE WITNESS: Would you ask it again?

17 BY MR. RIGSBY:

18 Q You testified earlier that you reviewed the
19 disclosure reports prior to them being filed with the FEC.

20 A I did.

21 Q Did you recall, when you reviewed those disclosure
22 reports, do you recall reviewing this contribution?

23 A I do not recall specifically seeing this

1 contribution, no.

2 Q Can you describe Mr. Black's, the type of
3 preparation that Mr. Black did in preparing the disclosure
4 reports?

5 A I have no idea.

6 Q Was Mr. Black at the campaign on a day-to-day
7 basis?

8 A No.

9 Q How did he get his information to prepare the
10 disclosure reports?

11 A I don't remember.

12 Q You were the Finance Director in charge of all the
13 contributions.

14 A Right.

15 Q But you do not remember how Mr. Black was able to
16 get his information to prepare the disclosure reports.

17 MR. MCGAHN: Objection. Argumentative, and asked
18 and answered. You can answer it if you want the second
19 time.

20 THE WITNESS: Would you ask it again?

21 BY MR. RIGSBY:

22 Q How did Mr. Black obtain his information to
23 prepare the disclosure reports?

1 A I really don't remember exactly. I can guess, but
2 I don't remember exactly. So, no.

3 Q Did Mr. Black come over to the campaign
4 headquarters?

5 A Yes.

6 Q To obtain information?

7 A I remember him coming in there. Yes.

8 Q Did you and Mr. Black and Mr. Breedlove ever have
9 any discussions on how contributions were to be processed,
10 and how this data was to be transmitted to Mr. Black to
11 prepare the disclosure reports?

12 A Sounds like you are asking two questions.

13 MR. MCGAHN: Sounded like a compound, but you can
14 answer it anyway.

15 THE WITNESS: Can you ask it?

16 BY MR. RIGSBY:

17 Q Did you and Mr. Breedlove and Mr. Black have any
18 discussions about how to process contributions?

19 A I don't remember.

20 Q Did the three of you have periodic meetings in
21 general on how campaign operations were being run,
22 particularly as it relates to contributions?

23 A No.

1 (Pause.)

2 MR. RIGSBY: I would like to put an exhibit on the
3 record. I am handing to the Court Reporter for
4 identification FEC Exhibit C, a copy of a check dated
5 March 31, 1994, for \$1900, from the account of J.T. or
6 Sharon Cooper, which was signed only by Sharon Cooper.

7 I am also handing a copy of this exhibit to
8 Mr. Adams.

9 (The document referred to was
10 marked for identification as
11 FEC Exhibit C.)

12 BY MR. RIGSBY:

13 Q Mr. Adams, is that your handwriting at the bottom
14 of that exhibit?

15 A No.

16 Q Have you seen this copy of this check before?

17 A Not to my recollection, no.

18 Q Do you have any idea who may have written this
19 notation?

20 A No.

21 Q Can you identify committee staffers who may know
22 who wrote the notation on Exhibit C?

23 A You're asking me to speculate. I don't know who

1 did it. I don't know who wrote it. And I have no idea how
2 it got there, or why it got there.

3 Q You testified earlier there were a total of seven
4 staffers?

5 A In October of 1994, yes.

6 MR. GINSBERG: He did not testify to that in
7 March.

8 BY MR. RIGSBY:

9 Q How many staffers worked on working on processing
10 contributions in any form?

11 A I have no idea.

12 Q But those staffers reported to you.

13 MR. GINSBERG: Objection. He has described his
14 duties to you already.

15 MR. RIGSBY: Well, I am just trying -- let's go
16 back.

17 BY MR. RIGSBY:

18 Q There were -- your responsibility was to process
19 the contributions. The staffers who reported to you were
20 responsible for processing contributions.

21 A Yes.

22 Q How many staffers worked on processing
23 contributions?

1 A I don't know.

2 Q But they reported to you, but you do not know how
3 many.

4 MR. MCGAHN: Objection. Argumentative again.

5 BY MR. RIGSBY:

6 Q So you, just to clarify, you do not know how many
7 staffers worked on processing contributions.

8 A That is correct.

9 Q Okay. What does that notation on Exhibit C mean
10 to you?

11 A What do you mean, what does it mean to me?

12 Q How would you interpret that notation?

13 A I don't know.

14 Q If you saw this notation, what would you do with
15 it?

16 A I would do nothing with it.

17 Q Would you ask other staffers about it?

18 MR. GINSBERG: This is a hypothetical. Because we
19 have established that he never saw it, right?

20 BY MR. RIGSBY:

21 Q The question is stated, if you saw such a note.
22 Yes.

23 A If I saw a note like this, you are asking me what

1 would I do?

2 Q Yes.

3 A Look at it.

4 Q Would you ask other staffers about it?

5 A You know, I have no idea.

6 Q Do you know Mr. or Mrs. J.T. Cooper?

7 A Yeah.

8 Q Did you communicate with Mr. or Mrs. Cooper
9 regarding this contribution?

10 A Not to my recollection.

11 Q Did Mr. Black, Mr. Watson, or any other campaign
12 staffer discuss this contribution --

13 A I have no idea.

14 Q -- with you?

15 A Oh, with me? I don't remember.

16 Q Did you review the quarterly disclosure report
17 prepared by Mr. Black for this appropriate time period?

18 MR. GINSBERG: Objection on the characterization
19 of review. Go ahead.

20 THE WITNESS: Like I said before, I probably saw
21 it. I don't remember the exact time and date, no.

22 BY MR. RIGSBY:

23 Q The quarterly report that was filed at the FEC

1 showed that this contribution was in the amount of \$900
2 credited toward Sharon Cooper, and \$1000 credited toward
3 J.T. Cooper. Did the committee obtain a written
4 authorization to reattribute a portion of this contribution
5 from Sharon Cooper to J.T. Cooper?

6 A I don't know.

7 Q Did the committee have a policy on obtaining the
8 written authorizations to reattribute contributions?

9 A No.

10 Q Were you aware that you needed to obtain written
11 authorizations to reattribute contributions?

12 A Ask that again.

13 Q Were you aware that the committee was required to
14 obtain written authorizations to reattribute contributions?

15 A No.

16 Q Are you aware of whether the committee obtained a
17 verbal authorization to reattribute this contribution?

18 A I have no idea.

19 Q Was anyone on the campaign staff responsible for
20 obtaining written authorizations?

21 A No.

22 Q Or was anybody responsible for obtaining verbal
23 authorizations to reattribute contributions?

1 A No.

2 Q As you look at Exhibit C, you see that Mrs. Cooper
3 signed this check.

4 A Mm-hmm.

5 Q She was the only person that signed this check.
6 As I stated earlier, the quarterly disclosure report
7 indicated that \$900 was attributed to Sharon Cooper, and
8 \$1000 was attributed to J.T. Cooper.

9 So the committee automatically reattributed
10 contributions without authorization?

11 A No.

12 Q Did the committee have a policy on how it handled
13 excessive contributions?

14 A No.

15 Q Can you explain what would happen when an
16 excessive contribution came in the door?

17 A What do you mean?

18 Q Contributions are excessive if they are more than
19 \$1000. Say, for example, if a contribution for \$1100 came
20 into the door. How would you handle that contribution?

21 MR. MCGAHN: From an individual, correct?

22 BY MR. RIGSBY:

23 Q Yes, from an individual.

1 A If it came to me, I'd call the person and discuss
2 it with him.

3 Q What would you discuss?

4 A If my recollection serves me, "You've given over
5 the limit. We need to do something about it. How do you
6 want to handle it?"

7 Q Did you periodically review the contribution data
8 to see whether contributors had made excessive
9 contributions?

10 A No.

11 Q When you made those telephone calls to an
12 individual who made an excessive contribution, would you
13 make a notation? Did you make a record of this
14 conversation?

15 A A mental record.

16 Q No written record.

17 A Right.

18 Q Can you identify the campaign staffers who had the
19 responsibility for calling contributors when they made
20 excessive contributions?

21 A No. I don't know. The word "responsibility"
22 denotes one person.

23 Q Was anyone -- how many people, to your knowledge,

1 how many people would make telephone calls to contributors.
2 I have no idea.

3 MR. RIGSBY: Let's take a few-minute break. We
4 are going to go off the record for 10 minutes.

5 THE REPORTER: Off the record.

6 (Whereupon, a short recess was taken.)

7 THE REPORTER: Back on the record. I remind you
8 that you are still under oath.

9 MR. RIGSBY: I would like to put an exhibit on the
10 record. I am handing to the Court Reporter for
11 identification purposes FEC Exhibit D, a copy of a committee
12 facsimile of a deposit slip and a check dated February 11,
13 1994 for \$4,000, from the account of Mr. and Mrs. William
14 Camp to the committee.

15 The Court Reporter will mark this document as
16 Exhibit D.

17 (The document referred to was
18 marked for identification as
19 FEC Exhibit D.)

20 BY MR. RIGSBY:

21 Q Is that your handwriting on Exhibit D?

22 A No.

23 Q Have you seen this copy of this notation before?

1 A No.

2 Q Can you identify who John and Charles are? The
3 salutations in this exhibit?

4 A I don't know. I presume it's John Watson and
5 Charles Black.

6 Q What does this notation mean to you?

7 A What do you mean, what does it mean to me?

8 Q How would you interpret this notation?

9 A I don't know.

10 Q Do you know Mr. or Mrs. Charles Camp?

11 A I do. No, I don't know Charles Camp. I know
12 William L. Camp.

13 Q Did you communicate with Mr. or Mrs. Camp by
14 telephone, writing, or in person regarding this
15 contribution?

16 A Ask the question again, please. It does say
17 Charles Camp, doesn't it?

18 Q Did you communicate with Mr. or Mrs. Camp
19 regarding this contribution?

20 A No.

21 Q Did Mr. Black or Mr. Watson or any other campaign
22 staffer discuss this contribution that is listed on
23 Exhibit D with you?

1 A Not to my recollection.

2 Q The quarterly disclosure report that the committee
3 filed reattributed, or redesignated, rather, \$2,000 of this
4 contribution toward the general election. Did you recall
5 reviewing the quarterly disclosure report prepared by
6 Mr. Black during this time period?

7 A Like I said, I don't remember the date and the
8 time I did. Undoubtedly, I took at look at it. But I don't
9 remember specifically.

10 Q Did the committee obtain written authorization
11 from Mr. or Mrs. Camp to redesignate this contribution or
12 reattribute this contribution?

13 A I don't know.

14 Q Why was the decision made to redesignate this
15 contribution?

16 A I don't know.

17 Q Can you describe Mr. Breedlove's role in handling
18 or processing contributions?

19 A In what capacity do you mean?

20 Q Just describe his role.

21 A Campaign managers have oversight over entire
22 operations of the campaign. To my knowledge, he did enter
23 checks. Undoubtedly he saw them, picked some up from time

1 to time. You know, just various things. But that was
2 probably his role in it.

3 Q Did you say before that you never had any
4 discussions with Mr. Breedlove regarding contributions?

5 MR. GINSBERG: I do not think that is what he
6 said.

7 THE WITNESS: No. No, I didn't say that.

8 BY MR. RIGSBY:

9 Q I am asking, did you say that?

10 A No. Okay. If that is what came out of my mouth,
11 or you heard that, that's no.

12 Q Did you have periodic discussions with Charles
13 Black regarding how contributions were being processed and
14 handled?

15 A You asked me earlier. And I said, you know, he
16 would call me about certain matters. So I don't recollect a
17 specific conversation, but --

18 Q Did he call you about Exhibit D?

19 A Not to my knowledge.

20 (Pause.)

21 MR. RIGSBY: I would like to put an exhibit on the
22 record. I am handing to the Court Reporter for
23 identification purposes Exhibit E, a copy of a check dated

1 October 25, 1994 for \$500 from Stephen Smith.

2 (The document referred to was
3 marked for identification as
4 FEC Exhibit E.)

5 BY MR. RIGSBY:

6 Q Mr. Adams, is that your handwriting on Exhibit E,
7 at the top check, which reads, "Check not in database, XS?"

8 A No.

9 Q Can you identify whose handwriting that may be?

10 A I have no idea.

11 Q Have you seen this copy, a copy of this check,
12 before?

13 A Not to my recollection.

14 Q What do you think the notation "check not in
15 database, XS" means?

16 A I don't know.

17 Q If you saw such a notation on a copy of a check,
18 how would you respond to that notation?

19 A I don't know.

20 Q So are you saying that you would not ask any
21 staffers about it if you saw such a notation?

22 A I don't know what it is to ask.

23 Q What do you think the term "database" means in

1 that notation?

2 A I don't know for sure.

3 Q Is there any reason why a check would not be put
4 in the database?

5 A No.

6 Q Do you know Mr. Stephen Smith, or Dr. Stephen
7 Smith?

8 A Yes.

9 Q Did you communicate with Dr. Smith regarding this
10 contribution?

11 A Not to my recollection.

12 Q Did you ask Dr. Smith for a contribution?

13 A I don't remember.

14 Q Did Mr. Black, Mr. Watson, or any other staffer
15 discuss this contribution with you?

16 A Not to my recollection.

17 Q The Barr Committee's report to the FEC on
18 contributions received during this time period indicates
19 that this contribution was not entered into the database.
20 Who made the decision not to itemize the check marked
21 Exhibit E?

22 A I don't know.

23 Q Did you review the quarterly disclosure report

1 prepared by Mr. Black, for this time period, before it was
2 filed with the FEC?

3 A Like I said before, I don't remember exactly what
4 happened. Undoubtedly I looked at it, but I don't remember.

5 Q As the Finance Director, did you make any
6 decisions regarding how contributions would be reported?

7 A Undoubtedly we discussed them. I don't remember
8 exactly.

9 Q When you say "we," to whom are you referring?

10 A John, Becky, whoever was engaged.

11 Q Would you have any discussions with Jeff Breedlove
12 or Charles Black on how contributions would be reported?

13 A Again, we probably discussed it. I don't remember
14 specific examples.

15 Q Would Becky know about any of these notations that
16 we have discussed in previous exhibits, as well as this
17 exhibit?

18 A It's possible.

19 Q Is this Becky's handwriting here on Exhibit E?

20 A I don't know.

21 (Pause.)

22 MR. RIGSBY: I would like to put an exhibit on the
23 record. I am handing the Court Reporter for identification

1 purposes FEC Exhibit F, a copy of a check dated December 31,
2 1994, for \$250, from the account of J.L. or Anne Gray, which
3 was signed only by J.L. Gray.

4 (The document referred to was
5 marked for identification as
6 FEC Exhibit F.)

7 BY MR. RIGSBY:

8 Q Mr. Adams, is that your handwriting at the bottom
9 there of that exhibit?

10 A No.

11 Q Can you identify whose handwriting that may be?

12 A No.

13 Q Is it Becky's handwriting?

14 A Probably not. The date of the check, I don't
15 think she was still around. But I don't know for sure.

16 Q Who was around on December 31, 1994? What
17 staffers?

18 A I don't remember.

19 MR. GINSBERG: It has not been established that
20 that handwriting was put on the check on December 31, 1994,
21 or any time around there.

22 THE WITNESS: That's a good point.

23

1 BY MR. RIGSBY:

2 Q What was the term or the time frame of Becky's
3 employment, as you recall?

4 A I don't remember.

5 Q But you are saying she was not around during the
6 date of this check.

7 A She was not there on 12/31/94. Yes. But do I
8 remember the beginning and end? No.

9 Q So you do remember when she left?

10 A I do not remember when she left. I know she
11 wasn't there then, to the best of my knowledge.

12 Q Was she already working at the campaign when you
13 joined the campaign?

14 A No.

15 Q What does this notation mean to you here? How
16 would you interpret this notation?

17 A I have no idea.

18 Q If you saw a notation such as this on Exhibit F,
19 what would you do? How would you respond to such a
20 notation?

21 A I don't know.

22 Q Do you know Mr. or Mrs. J.L. Gray?

23 A Yes.

1 Q Did you communicate with Mr. or Mrs. J.L. Gray
2 regarding this contribution?

3 A Not to my recollection.

4 Q Did Mr. Black or Mr. Watson or any other staffer
5 discuss this contribution with you?

6 A Not to my recollection.

7 Q Did you call Mr. Gray and ask for this
8 contribution?

9 A Not to my recollection.

10 (Pause.)

11 MR. RIGSBY: I would like to put an exhibit on the
12 record. I am handing to the Court Reporter for
13 identification purposes FEC Exhibit G, a copy of a check
14 dated September 23, 1994 for \$1000, from the account of Paul
15 and Sybil Jones, which was signed only by Sybil Jones.

16 I am also handing a copy of this exhibit to
17 Mr. Adams.

18 (The document referred to was
19 marked for identification as
20 FEC Exhibit G.)

21 BY MR. RIGSBY:

22 Q Mr. Adams, is that your handwriting at the bottom
23 of that exhibit, on the contributor information form, which

1 reads, "Not entered, both Paul and Sybil XS"?

2 A No.

3 Q Have you seen this copy before? Copy of this
4 check and contributor information form report?

5 A Not to my recollection.

6 Q Do you recognize the handwriting which reads, "Not
7 entered, both Paul and Sybil XS?"

8 A No.

9 Q Can you identify committee staffers who may know
10 who wrote this notation?

11 A No.

12 Q If you saw a notation such as this, how would you
13 respond to such a notation?

14 A I don't know.

15 Q Who on the campaign staff handled the contributor
16 information forms?

17 A What do you mean, "contributor information forms?"

18 Q The bottom here of Exhibit G, these forms here.

19 A What do you mean, "handled them?"

20 Q Responsible for collecting them, obtaining the
21 information.

22 A I don't know. They were mailed out. They were
23 mailed out in our correspondence.

1 Q Who mailed them out?

2 A What do you mean, who?

3 Q Who mailed the forms out?

4 A I don't know.

5 Q Do you know Mr. Paul Jones or Mrs. Sybil Jones?

6 A Yes.

7 Q Did you call them requesting a contribution?

8 A Requesting a contribution, or this one?

9 Q A contribution.

10 A Not to my recollection.

11 Q Did you meet them at a fundraiser, or ask them
12 personally for a contribution?

13 A Did I meet them at a fundraiser? I'm sure we did.

14 Did I ask them for a contribution? Not to my recollection.

15 Q Do you recall inviting them to a fundraiser?

16 A I don't.

17 Q Did you communicate with Mr. or Mrs. Jones
18 regarding this contribution listed here on Exhibit G?

19 A Not to my recollection.

20 Q Did Mr. Black or Mr. Watson or any other staffer
21 communicate with you regarding this contribution listed on
22 Exhibit G?

23 A Again, not to my recollection.

1 Q Did you communicate with Mr. or Mrs. Jones
2 regarding any contribution?

3 A Again, not to my recollection.

4 Q The Barr Committee's report to the FEC on
5 contributions received during this time period indicates
6 that this contribution was not included in such disclosure
7 report. Who made the decision not to itemize the check
8 marked on Exhibit G on the committee's disclosure reports?

9 A I don't know.

10 Q Would there be any reason why the committee would
11 not enter the checks on the database?

12 A No.

13 Q Did you say that you, did you say before that you
14 reviewed the copies of checks?

15 A I think you asked me before, and I said I
16 probably, I've seen them, saw them.

17 Q Are you aware of any notations on other copies of
18 checks other than the notations that we showed you here
19 today, Exhibits A through G?

20 A No, not to my recollection.

21 Q Did the committee obtain the occupation and the
22 name of the employer of each contributor whose contributions
23 aggregated in excess of \$200 per calendar year?

1 A Say the first part again?

2 Q Did the committee obtain the occupation and the
3 name of the employer of each contributor whose contributions
4 aggregated in excess of \$200 per calendar year?

5 A Probably not each one.

6 Q How did you obtain this information on those
7 contributors that you did secure the information? How did
8 you obtain it?

9 A As I stated earlier, we mailed out cards with
10 invitations. We mailed cards with questions on that
11 information, fundraising letters. We took cards with us
12 when we met with people.

13 Q Who are you referring to when you say "we?"

14 A John and I. John and me.

15 Q Did you say that you did not obtain this
16 information on each contributor?

17 A Right.

18 Q Are you aware of those that you did not obtain
19 this information on?

20 A No.

21 Q Why would the committee not have obtained this
22 information on all of the contributors who made
23 contributions in excess of \$200 per calendar year?

1 A Your initial question implies do we have that
2 information on each contributor over \$200. And I'm
3 surmising we don't. There's no reason why we would not have
4 requested it, or why we did not seek it.

5 Q Did you prepare written documentation on your
6 efforts to obtain this information?

7 A I don't know.

8 Q For each such contributor, did you make a request
9 for this information within 30 days of receiving the
10 contribution?

11 A I don't know.

12 Q If there was information in your committee records
13 regarding these various contributors, did you report such
14 information to the Commission on the contributor information
15 form?

16 A Say the first part again, please.

17 Q If the committee had information on these various
18 contributors, did you put that information on the
19 contributor information form? And report it to the
20 Commission?

21 A You are asking me if we had information, did we
22 put it on one of those forms to file it away?

23 Q Did you put it on the disclosure report?

1 A I don't know.

2 MR. MCGAHN: Are you asking him personally, or
3 having the committee --

4 MR. RIGSBY: Any staffer who would have done this.

5 THE WITNESS: Who would have done what? Which
6 part of it?

7 BY MR. RIGSBY:

8 Q Obtained information that you already had on these
9 various contributors, and put that information onto the
10 disclosure report?

11 A Are you asking which staffers would have obtained
12 the information form?

13 Q I am asking whether the committee already had
14 information on the various contributors.

15 MR. GINSBERG: Are you asking if somebody gave a
16 contribution at one time, and provided the information to
17 the committee, and then they gave a second contribution, the
18 committee would take the contribution from the first
19 response and used it on the disclosure form for the second
20 contribution?

21 MS. VOSDINGH: Or if they had the information from
22 any other place.

23 MR. RIGSBY: Any other source.

1 THE WITNESS: I'm still not clear on what you're
2 trying to find out. I'm not trying to be difficult.

3 BY MR. RIGSBY:

4 Q If the committee already had various information -
5 - name, address, et cetera -- on various contributors'
6 occupation, employer, on various contributors, when it was
7 time to file the disclosure report, would you have placed
8 that information on the disclosure report? Even though they
9 had not submitted the information?

10 A It's likely.

11 Q Are you aware that the Federal Election Laws
12 require committees to obtain the occupation and name of
13 employer of contributors whose aggregate contributions
14 exceeded \$200 in a calendar year?

15 A Yes.

16 Q So again, what did the committee, did you do
17 personally or the committee staffers do, to comply with this
18 law?

19 A To comply with obtaining the information? Or to
20 comply with requesting it?

21 Q Requesting the information.

22 A As I said a minute ago, we put those cards in our
23 invitations. We put them in our direct mail pieces. We --

1 I say we; I'm collectively the campaign. The campaign
2 routinely put cards in invitations, cards in direct mail
3 pieces. If I was out with Bob, I took cards with me. If
4 John was out with Bob, he probably had cards with him.
5 That's how we obtained information.

6 Q On the committee's disclosure reports the
7 committee used the term "best efforts refused," instead of
8 listing the occupation and name of employer for
9 contributors. What does the term "best efforts refused"
10 mean?

11 A I don't know.

12 Q When you did not initially obtain -- when you
13 initially called a contributor, and they failed to give you
14 information about name and occupation, name of employer and
15 occupation, did you continually follow 1/2 up with those
16 contributors to obtain this information?

17 A Did I continue to follow 1/2 up?

18 Q Yes.

19 MR. MCGAHN: I am going to object to the use of
20 the word "continuing," because that has 50 different
21 meanings. But you can answer it.

22 BY MR. RIGSBY:

23 Q Did anyone ever follow 1/2 up on contributors who

1 did not give this information on name of employer and
2 occupation?

3 A My recollection is we, you know, would continue to
4 discuss it in some manner. But I don't know exactly.

5 Q What have you done to prepare for today's
6 deposition? Did you review any documents?

7 A No.

8 Q Did you speak with anyone besides your lawyers in
9 preparation for this deposition?

10 A No.

11 Q Where are you currently employed? Is your
12 employment with Mr. Barr your full-time employment?

13 A No.

14 Q Where are you currently employed?

15 A I'm not.

16 Q Are you currently working for the Bob Barr for
17 Congress '98 Committee?

18 A No.

19 Q When did you leave your employment with Mr. Barr?

20 A December 13 was the last day.

21 Q December 13 of which year?

22 A '97.

23 Q Why did you leave employment with Mr. Barr?

1 A It was just, it's a personal decision. I felt
2 like it was time to pursue other interests, as they say.

3 Q And let me recall, when did you say you began with
4 Mr. Barr?

5 A Roughly, March of 1993. So that's five years.

6 Q How many campaigns have you been involved in?
7 Federal campaigns?

8 MR. GINSBERG: I believe that has been asked and
9 answered.

10 BY MR. RIGSBY:

11 Q I am asking -- well, let me ask again, just to
12 recall. I think you identified, how many campaigns were you
13 involved in before?

14 A I have worked with three people running for
15 federal office. And that encompasses one, two, three, four,
16 five elections.

17 Q You mentioned earlier that you worked with
18 Congressman Wamp at the same time that you worked with
19 Congressman Barr. How many hours did you work on Mr. Wamp's
20 campaign per day or week?

21 A Beginning in the fall of '93, I would work three
22 days for Bob and two days for Zack. The primaries were
23 over. I would work three days in one place and three days

1 in the other.

2 Q What were your duties with Mr. Wamp? Were they
3 similar to your duties with Mr. Barr?

4 A My title was the same, yes.

5 Q Were your duties and responsibilities the same?

6 A For the most part, yes.

7 MR. RIGSBY: We will take a quick five-minute
8 break.

9 THE REPORTER: Off the record.

10 (Whereupon, a short recess was taken.)

11 THE REPORTER: Back on the record. Reminder, you
12 are still under oath.

13 BY MR. RIGSBY:

14 Q Earlier in the deposition, Mr. Adams, you said,
15 quote, it was important to note that during the time period
16 1993 to 1994 you were assuming the same position for another
17 candidate.

18 A Correct.

19 Q Why was it important to note that?

20 A Because of my time commitment involved. And the
21 time commitment, the responsibilities that were entailed,
22 those things.

23 Q Since you were part 1/2 time, so to speak, during

1 that time, who were the full-time staffers during that time
2 period?

3 A Who were the full 1/2 time? It grew as it went.

4 Q Was Jeff Breedlove full 1/2 time?

5 A He was full 1/2 time.

6 Q Was Becky Lewis full 1/2 time?

7 A For the most part. For a while. I don't know
8 when she left.

9 Q I believe you testified earlier that she was not,
10 Becky was not at the campaign around 12/31/94.

11 A Right.

12 Q Do you recall at all when she left?

13 A I really don't remember.

14 MS. VOSDINGH: Can you speak up a little?

15 THE WITNESS: I really don't remember.

16 MS. VOSDINGH: Thank you.

17 BY MR. RIGSBY:

18 Q Was she already on board in the campaign when you
19 arrived at the campaign?

20 A No.

21 Q Did you hire her?

22 A No.

23 Q Do you know where Ms. Lewis lives? What town,

1 city?

2 A No.

3 Q You have no periodic contact with her?

4 A None.

5 (Pause.)

6 Q You do not have any idea when she came on board?

7 The month or the year?

8 A My recollection is it was in '93. But I don't
9 remember exactly when.

10 Q Was it spring or summer?

11 A I'll tell you, I'll tell you but I really don't
12 know. I know where we were working. We rented space in
13 the -- he rented space, we rented space in the bottom floor.
14 That's all I know.

15 Q You do not recall when you began to rent this
16 space?

17 A No.

18 Q And when did you leave this space and move to
19 another one?

20 A I don't remember. I really don't remember.

21 Q Do you think Ms. Lewis left the campaign before
22 Thanksgiving of '94?

23 A I'm telling you, I don't know. I have no idea. I

1 can't remember.

2 Q What were her qualifications, do you recall?

3 A My recollection is she was hired to do temporary -
4 - she was hired as a temporary, to do temporary office work.

5 Q And just to clarify, that work did include
6 handling and processing contributions and inputting data?

7 A I would say she did some of that work.

8 (Pause.)

9 Q What was your working relationship like with
10 Ms. Lewis? Becky Lewis?

11 A What do you mean?

12 Q Just describe the working relationship.

13 A That can take on a lot of things.

14 Q Well, was it a cordial relationship?

15 A Yes, cordial.

16 Q Professional? Okay. Did you give her any
17 employment reference when she left to pursue other
18 opportunities?

19 A Not to my recollection.

20 Q Do you think that your answers to my questions
21 were complete? Is there anything else that you would like
22 to add to any of your answers?

23 A No.

1 Q Are you going to exercise your right to read this
2 deposition, the transcript of this deposition?

3 A No.

4 MR. GINSBERG: Basically because they will make
5 you travel wherever they feel like making you travel, then
6 you will have to sit and read it somewhere. They promise
7 that it is -- but that is the system that they have set up.

8 MR. RIGSBY: Although I do not foresee the need to
9 further depose you, this deposition is being continued
10 because the investigation is ongoing. And we may have to
11 speak with you again.

12 I would like to remind you once again that this
13 investigation must remain confidential until the Federal
14 Election Commission closes its file in this matter.

15 THE REPORTER: Off the record.

16 MR. RIGSBY: Off the record.

17 (Whereupon, at 11:59 a.m., the deposition was
18 concluded.)

19

20

21

22

23

REPORTER'S CERTIFICATE

1
2
3 DOCKET NO.: MUR4357
4 CASE TITLE: Bob Barr for Congress
5 HEARING DATE: February 11, 1998
6 LOCATION: Washington, D.C.
7

8 I hereby certify that the proceedings and evidence are
9 contained fully and accurately on the tapes and notes
10 reported by me at the hearing in the above case before the
11 Federal Election Commission.
12
13

14 Date: February 11, 1998

15 Shawn R Bowman
16

17 Official Reporter

18 Heritage Reporting Corporation

19 Suite 600

20 1220 L Street, N. W.

21 Washington, D. C. 20005
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Date: 7/8/99

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THE ATTACHED MATERIAL IS BEING ADDED TO CLOSED MUR 4357

99.04.392.4685



CLOSED

July 1, 1999

Mr. Delbert Rigsby
Office of the General Counsel
FEC
999 East Street, NW
Washington, DC 20463

IN RE: MUR 4357 and MUR 4802

Dear Mr. Rigsby:

Please find enclosed a check for \$28,055 in compliance with the conciliation agreement for the above referenced cases.

Sincerely,

A handwritten signature in black ink, appearing to read "Andy", written over the word "Sincerely,".

Andy Bush
Campaign Manager
Barr for Congress

2235

BOB BARR FOR CONGRESS 2000

PH. 770-528-9444
P.O. BOX 4323
MARIETTA, GA 30061

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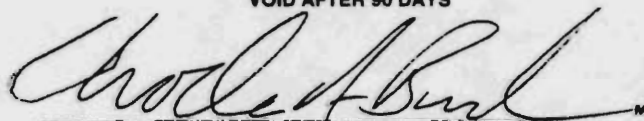
DATE
07/01/99

AMOUNT
\$28055.00

Twenty Eight thousand Fifty Five dollars and 00 cents

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

VOID AFTER 90 DAYS



MEMO: 1994 & 1996 Conciliation

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WASHINGTON, D.C. 20463

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COUNSEL

JUL 8 11 04 AM '99

July 7, 1999

TWO WAY MEMORANDUM

TO: OGC Docket

FROM: Rosa E. Swinton
Accounting Technician

SUBJECT: Account Determination for Funds Received

We recently received a check from **Bob Barr for Congress 2000**, check number **2235**, date **July 1, 1999**, for the amount of **\$28,055.00**. A copy of the check and any correspondence is being forwarded. Please indicate below which account the funds should be deposited and give the MUR/Case number and name associated with the deposit.

=====

TO: Rosa E. Swinton
Accounting Technician

FROM: OGC Docket /*Rd*

SUBJECT: Disposition of Funds Received

In reference to the above check in the amount of \$28,055.00, the MUR/Case number is 4357/4802 and in the name of Bob Barr for Congress. Place this deposit in the account indicated below:

- ☐ Budget Clearing Account (OGC), 95F3875.16
- ☒ Civil Penalties Account, 95-1099.160
- ☐ Other: _____

Retha L. Wilson
Signature

7-8-99
Date

99.04.392.4688