



FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

THIS IS THE BEGINNING OF MUR # 4775

DATE FILMED 8/14/98 CAMERA NO. 1

CAMERAMAN EES

98043694727

REPORTS ANALYSIS REFERRAL

TO

OFFICE OF GENERAL COUNSEL

DATE: March 6, 1998

ANALYST: Edward D. Ryan

I. COMMITTEE: Harry S. Truman Club - Federal
(C00140970)
Julia Ann Green, Treasurer
(March 4, 1997 - Present)
Christian M. Keiner, Treasurer
(March 24, 1995 to March 3, 1997)
1416 22nd Street, Suite 4
Sacramento, Ca. 95816

II. RELEVANT STATUTE: 2 U.S.C. §434(a)(4)(A)(iv)
11 CFR §104.5(c)(2)(i)(A)

III. BACKGROUND:

Failure to Timely File the 1997 Mid-Year Report

The Harry S. Truman Club - Federal ("the Committee") failed to timely file the 1997 Mid-Year Report of Receipts and Disbursements covering the period from January 1, 1997 through June 30, 1997.

On December 30, 1996 and July 7, 1997, Prior Notices were sent to the Committee informing it that the 1997 Mid-Year Report was due on July 31, 1997 (Attachment 2).

On August 19, 1997, a Non-Filer Notice via mailgram was sent to the Committee for failure to file the 1997 Mid-Year Report (Attachment 3).

* The December 1996 Prior Notice was sent to the former address of record.

The Reports Analysis Division ("RAD") analyst called the Committee on September 18, 1997 and left a message on its recording machine to return his call (Attachment 4).

On September 19, 1997 Ms. Linda Tochtermann returned the RAD analyst's phone call and was informed that due to the failure to file the 1997 Mid-Year Report the Committee was going to be referred to the Office of General Counsel for legal action. She said she thought a report had to be filed, but the Treasurer, who was new probably didn't. She said she would contact the Treasurer and explain the situation to her.

Later that day Ms. Julia Ann Green, Treasurer of the Committee, called the RAD analyst and was advised of the seriousness of this matter. In addition, she was advised, that to keep this matter from being referred to the General Counsel, a report had to be sent via Certified or Registered Mail by September 19, 1997. She doubted whether she could do that but would try her best (Attachment 5).

On September 23, 1997 both Ms. Tochtermann and Ms. Green called the RAD analyst to say the report had been sent in by "over night mail" (Attachment 6).

The Committee's 1997 Mid-Year Report was filed with the Commission on September 23, 1997 (Attachment 7).

98043094729

FEDERAL ELECTION COMMISSION
1995-1996
COMMITTEE INDEX OF DISCLOSURE DOCUMENTS - (C)

DATE 5MAR98

PAGE 1

COMMITTEE	DOCUMENT	RECEIPTS	DISBURSEMENTS	COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
						TYPE OF FILER
HARRY S TRUMAN CLUB				ID #C00140970	NON-PARTY QUALIFIED	
CONNECTED ORGANIZATION: BLANK						
1995	STATEMENT OF ORGANIZATION - AMENDMENT			28MAR95	2	95FEC/971/0291
	MID-YEAR REPORT	15,755	17,558	31JAN95 - 30JUN95	27	95FEC/992/2088
	MID-YEAR REPORT - AMENDMENT	15,755	17,558	1JAN95 - 30JUN95	21	96FEC/033/0251
	MID-YEAR REPORT - AMENDMENT	15,755	17,558	1JAN95 - 30JUN95	21	96FEC/033/0272
	REQUEST FOR ADDITIONAL INFORMATION			1JAN95 - 30JUN95	3	96FEC/017/1360
	REQUEST FOR ADDITIONAL INFORMATION 2ND			1JAN95 - 30JUN95	4	96FEC/030/0560
	YEAR-END	16,718	3,116	1JUL95 - 31DEC95	16	96FEC/029/1518
	YEAR-END - AMENDMENT	19,624	10,862	1JUL95 - 31DEC95	18	96FEC/055/0629
	YEAR-END - AMENDMENT	19,624	10,862	1JUL95 - 31DEC95	4	96FEC/127/3975
	REQUEST FOR ADDITIONAL INFORMATION			1JUL95 - 31DEC95	4	96FEC/048/4845
	REQUEST FOR ADDITIONAL INFORMATION 2ND			1JUL95 - 31DEC95	5	96FEC/053/3271
	REQUEST FOR ADDITIONAL INFORMATION			1JUL95 - 31DEC95	3	96FEC/082/4784
	REQUEST FOR ADDITIONAL INFORMATION 2ND			1JUL95 - 31DEC95	4	96FEC/117/0215
1996	APRIL QUARTERLY	6,967	8,640	1JAN96 - 31MAR96	8	96FEC/047/2930
	APRIL QUARTERLY - AMENDMENT	6,967	-	1JAN96 - 31MAR96	5	96FEC/060/5479
	APRIL QUARTERLY - AMENDMENT	6,967	12,862	1JAN96 - 31MAR96	5	96FEC/127/3970
	REQUEST FOR ADDITIONAL INFORMATION			1JAN96 - 31MAR96	3	96FEC/054/2292
	REQUEST FOR ADDITIONAL INFORMATION 2ND			1JAN96 - 31MAR96	4	96FEC/057/4240
	REQUEST FOR ADDITIONAL INFORMATION			1JAN96 - 31MAR96	3	96FEC/082/4790
	REQUEST FOR ADDITIONAL INFORMATION 2ND			1JAN96 - 31MAR96	3	96FEC/117/0212
	JULY QUARTERLY	10,678	13,649	1APR96 - 30JUN96	8	96FEC/067/0649
	REQUEST FOR ADDITIONAL INFORMATION			1APR96 - 30JUN96	3	96FEC/082/4787
	REQUEST FOR ADDITIONAL INFORMATION 2ND			1APR96 - 30JUN96	3	96FEC/117/0209
	OCTOBER QUARTERLY	21,599	14,770	1JUL96 - 30SEP96	13	96FEC/109/0615
	OCTOBER QUARTERLY - AMENDMENT	10,678	13,649	1APR96 - 30JUN96	7	96FEC/127/3963
	OCTOBER QUARTERLY - AMENDMENT	21,599	14,770	1JUL96 - 30SEP96	12	97FEC/190/0003
	OCTOBER QUARTERLY - AMENDMENT	21,599	14,770	1JUL96 - 30SEP96	12	97FEC/190/0015
	REQUEST FOR ADDITIONAL INFORMATION			1JUL96 - 30SEP96	4	97FEC/187/0234
	REQUEST FOR ADDITIONAL INFORMATION 2ND			1JUL96 - 30SEP96	5	97FEC/187/1408
	POST-GENERAL	1,399	1,727	1OCT96 - 5DEC96	6	96FEC/156/3970
	POST-GENERAL - AMENDMENT	1,399	6,109	1OCT96 - 5DEC96	6	97FEC/190/0027
	POST-GENERAL - AMENDMENT	1,399	6,109	1OCT96 - 5DEC96	6	97FEC/190/0033
	POST-GENERAL - AMENDMENT	1,399	6,109	1OCT96 - 5DEC96	3	97FEC/242/1481
	REQUEST FOR ADDITIONAL INFORMATION			1OCT96 - 5DEC96	3	97FEC/181/0231
	REQUEST FOR ADDITIONAL INFORMATION 2ND			1OCT96 - 5DEC96	3	97FEC/187/1405
	REQUEST FOR ADDITIONAL INFORMATION			1OCT96 - 5DEC96	2	97FEC/206/4240
	REQUEST FOR ADDITIONAL INFORMATION 2ND			1OCT96 - 5DEC96	3	97FEC/211/2964
	YEAR-END			6DEC96 - 31DEC96	9	97FEC/188/2262
	YEAR-END - AMENDMENT	1,380	2,107	6DEC96 - 31DEC96	9	97FEC/242/1663

FEDERAL ELECTION COMMISSION
1995-1996
COMMITTEE INDEX OF DISCLOSURE DOCUMENTS - (C)

DATE 5MAR98

PAGE 2

COMMITTEE	DOCUMENT	RECEIPTS	DISBURSEMENTS	COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
						TYPE OF FILER
	NOTICE OF FAILURE TO FILE			6DEC96 - 31DEC96	2	97FEC/187/0927
	REQUEST FOR ADDITIONAL INFORMATION			6DEC96 - 31DEC96	4	97FEC/206/4242

REQUEST FOR ADDITIONAL INFORMATION AND
1ST LETTER INFORMATIONAL NOTICE

6DEC96 -31DEC96
6DEC96 -31DEC96

5 97FEC/211/2959
2 98FEC/262/3779

TOTAL

77,402

0

77,917

0

293 TOTAL PAGES

All Reports Have been Reviewed.

9 8 0 4 3 8 9 4 7 3 1

FEDERAL ELECTION COMMISSION
1997-1998
COMMITTEE INDEX OF DISCLOSURE DOCUMENTS - (C)

DATE 5MAR98

PAGE 1

COMMITTEE	DOCUMENT	RECEIPTS	DISBURSEMENTS	COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
				TYPE OF FILER		
HARRY S TRUMAN CLUB - FEDERAL						
CONNECTED ORGANIZATION:	NONE					
1997 STATEMENT OF ORGANIZATION - AMENDMENT				7MAR97	2	97FEC/188/2260
STATEMENT OF ORGANIZATION - AMENDMENT				7OCT97	3	97FEC/243/1674
MID-YEAR REPORT	16,371	14,718		1JAN97 -30JUN97	14	97FEC/242/1635
MID-YEAR REPORT - AMENDMENT	17,116	15,829		1JAN97 -30JUN97	18	98FEC/278/4987
NOTICE OF FAILURE TO FILE				1JAN97 -30JUN97	2	97FEC/236/0430
REQUEST FOR ADDITIONAL INFORMATION				1JAN97 -30JUN97	2	98FEC/284/3839
YEAR-END	24,709	17,270		1JUL97 -31DEC97	29	98FEC/278/4743
TOTAL	41,825	0	33,099	0	70	TOTAL PAGES

ID #C00140970 NON-PARTY QUALIFIED

All Reports Have Been Reviewed.

Ending Cash-On-Hand as of 12/21/97: \$9,059.36

Debts and Obligations Owed to the
Committee as of 12/31/97: \$0.00

Debts and Obligations Owed by the
Committee as of 12/31/97: \$0.00

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YEAR-END REPORT NOTICE

FEDERAL ELECTION COMMISSION

PARTIES AND PACS

December 30, 1996

QUARTERLY AND MONTHLY FILERS

REPORT	REPORTING PERIOD*	REG./CERT.	FILING
		MAILING DATE**	DATE
Year-End	11/26/96 - 12/31/96	01/31/97	01/31/97

WHO MUST FILE

All party committees and PACs (nonconnected committees and separate segregated funds) must file a Year-End Report.

LABEL

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

COMPLIANCE

Treasurers of political committees are responsible for filing all reports on time. Failure to do so is subject to enforcement action. Committees filing illegible reports or using non-FEC forms (except for FEC approved computer generated forms) will be required to refile.

*These dates indicate the beginning and the end of the reporting period. A reporting period always begins the day after the closing date of the last report filed. If the committee is new and has not previously filed a report, the first report must cover all activity that occurred before the committee registered.

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

(over)

PARTIES AND PACS

YEAR-END

1997 REPORTING SCHEDULE
PARTIES AND PACS*

I. SEMIANNUAL FILERS**

REPORT	REPORTING PERIOD	REG./CERT. MAILING DATE***	FILING DATE
Mid-Year	01/01/97 - 06/30/97	07/31/97	07/31/97
Year-End	07/01/97 - 12/31/97	01/31/98	01/31/98

II. MONTHLY FILERS

REPORT	REPORTING PERIOD	REG./CERT. MAILING DATE***	FILING DATE
February	01/01/97 - 01/31/97	02/20/97	02/20/97
March	02/01/97 - 02/28/97	03/20/97	03/20/97
April	03/01/97 - 03/31/97	04/20/97	04/20/97
May	04/01/97 - 04/30/97	05/20/97	05/20/97
June	05/01/97 - 05/31/97	06/20/97	06/20/97
July	06/01/97 - 06/30/97	07/20/97	07/20/97
August	07/01/97 - 07/31/97	08/20/97	08/20/97
September	08/01/97 - 08/31/97	09/20/97	09/20/97
October	09/01/97 - 09/30/97	10/20/97	10/20/97
November	10/01/97 - 10/31/97	11/20/97	11/20/97
December	11/01/97 - 11/30/97	12/20/97	12/20/97
Year-End	12/01/97 - 12/31/97	01/31/98	01/31/98

*Committees that wish to change their filing status must notify the Commission in writing when they file their next report due under their current reporting schedule.

**Committees that filed quarterly reports in 1996 are only required to file semiannually in 1997.

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

MID-YEAR REPORT NOTICE

FEDERAL ELECTION COMMISSION

PARTIES AND PACS

July 7, 1997

WHO MUST FILE

All Party Committees and PACs (Nonconnected Committees and Separate Segregated Funds) must file either a mid-year or monthly report in July.

I. Quarterly Filers

REPORT	REPORTING PERIOD*	REG./CERT. MAILING DATE**	FILING DATE
Mid-Year	01/01/97 - 06/30/97	07/31/97	07/31/97

II. Monthly Filers

REPORT	REPORTING PERIOD*	REG./CERT. MAILING DATE**	FILING DATE
July Monthly	06/01/97 - 06/30/97	07/20/97	07/20/97

24 HOUR REPORT ON INDEPENDENT EXPENDITURES

Any PAC that makes independent expenditures in connection with a special election may have to file a 24 hour report. This reporting requirement will be triggered if the committee makes independent expenditures aggregating \$1,000 or more after the 20th day, but more than 24 hours, before the day of the election.

LABEL

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

*These dates indicate the beginning and the end of the reporting period. A reporting period always begins the day after the closing date of the last report filed. If the committee is new and has not previously filed a report, the first report must cover all activity that occurred before the committee registered.

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

(over)

CHANGE IN FILING FREQUENCY

Committees wishing to change their reporting schedule (for example, from monthly to semiannual) must notify the Commission in writing when they file their next report due under their current reporting schedule. Committees may change their filing frequencies no more than once per calendar year.

ELECTRONIC FILING

For reports covering activity occurring in 1997 (and later), political committees have the option of filing electronically. If you are interested in this option, review the enclosed handout entitled "Electronic Filing Gets Underway at FEC," and call the Data Division at (800) 424-9530 or (202) 219-3730.

COMPLIANCE

Treasurers of political committees are responsible for filing all reports on time. Failure to do so is subject to enforcement action. Committees filing illegible reports or using non-FEC forms (except for FEC approved computer generated forms) will be required to refile.

AUG 19 1997

WESTERN
UNION

CONFIRMATION OF MAILGRAM

ELECTRONIC MAIL SERVICES

TO: HARRY S TRUMAN CLUB

JULIE ANN GREEN

1416 22ND ST APT 4

SACRAMENTO CA 95816-5700

FEDERAL ELECTION COMMISSION

SHAWN WERTH

999 E ST. NW.

WASHINGTON DC 204630001

IDENTIFICATION NUMBER: C00140970

REFERENCE: MID-YEAR (01/01/1997 - 06/30/1997)

DEAR TREASURER:

IT HAS COME TO THE ATTENTION OF THE FEDERAL ELECTION COMMISSION THAT YOU MAY HAVE FAILED TO FILE THE ABOVE REFERENCED REPORT OF RECEIPTS AND EXPENDITURES AS REQUIRED BY THE FEDERAL ELECTION CAMPAIGN ACT, AS AMENDED. YOU WERE PREVIOUSLY NOTIFIED OF THE DUE DATE FOR THIS REPORT.

IT IS IMPORTANT THAT YOU FILE THIS REPORT IMMEDIATELY WITH THE FEDERAL ELECTION COMMISSION, 999 E STREET, N.W., WASHINGTON, D.C. 20463 (OR WITH THE SECRETARY OF THE SENATE). A COPY OF THE REPORT OR RELEVANT PORTIONS SHOULD ALSO BE FILED WITH THE SECRETARY OF STATE OR EQUIVALENT STATE OFFICER.

ALTHOUGH THE COMMISSION MAY INITIATE AN AUDIT OR LEGAL ENFORCEMENT ACTION CONCERNING THIS MATTER, YOUR PROMPT RESPONSE AND A LETTER OF EXPLANATION WILL BE TAKEN INTO CONSIDERATION.

IF YOU HAVE ANY QUESTIONS REGARDING THIS MATTER, PLEASE CONTACT ANDREW DODSON ON OUR TOLL FREE NUMBER (800)424-9530. OUR LOCAL NUMBER IS (202)219-3580.

SINCERELY,

JOHN D. GIBSON
ASSISTANT STAFF DIRECTOR
REPORTS ANALYSIS DIVISION

TELECON

ANALYST: Ed Ryan

CONVERSATION WITH: The Committee's recording machine - (916)
924-6774

COMMITTEE: Harry S. Truman Club - Federal - C00140970

DATE: 9/18/97

SUBJECTS(S): Failure to file the 1997 Mid Year Report

I called the Harry S. Truman Club - Federal ('the Committee') on 9/18/97 and left a message on their recording machine to return my phone call.

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TELECON

ANALYST: Ed Ryan

CONVERSATION WITH: Ms. Linda Tochterman - (916) 924-6774 and
Ms. Julia A Green, Treasurer (916) 443-
8421

COMMITTEE: Harry S. Truman Club - Federal (C00140970)

DATE: 9/19/97

SUBJECTS(S): Returned phone call from 9/18/97 regarding
failure to file 1997 Mid Year Report.

Ms. Linda Tochterman returned my phone call from the previous day. I explained the reason for my call and informed her that due to the failure to file the 1997 Mid Year Report the Committee was going to be referred to the Office of General Counsel for legal action. She understood and thought a report had to be filed, but the Treasurer, Ms. Julie Ann Green, was new and probably didn't realize that a report was needed to be filed. She said she would contact her and explain the situation to her.

Later in the day I received a phone call from Ms. Julia Ann Green. I tried to explain the seriousness of the matter to her and informed her that if she could send a report into us covering January 1, 1997 through June 30, 1997 via Certified or Registered Mail today it would be accepted and the Committee would not be referred. She said she doubted she could do that but would try her best to get the report into us as soon as possible.

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TELECON

ANALYST: Ed Ryan

CONVERSATION WITH: Both Ms. Linda Tochterman and Ms. Julia
Anne Green, Treasurer

COMMITTEE: Harry S. Truman Club - Federal (C00140970)

DATE: 9/23/97

SUBJECTS(S): Over night mailing problems.

Both Ms. Tochterman and Ms. Green called to say the report had been mailed in by "over night mail" and should have been here yesterday (Monday, September 22, 1997). I told her that I had not seen it yet and explained that sometimes over night-express mail service does not mean literally over night. I told her the report will probably show up a later today or tomorrow. She said this will not happen again because they are turning the preparation and mailing of the report over to a law firm. I said fine.

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REPORT OF RECEIPTS AND DISBURSEMENTS

For Other Than An Authorized Committee
(Summary Page)RECEIVED
FEDERAL ELECTION
COMMISSION MAIL ROOM

SEP 23 4 59 PM '97

USE FEC MAILING LABEL
OR
TYPE OR PRINT

1. NAME OF COMMITTEE (in full) <i>Harry S. Truman Club - FEDERAL</i>		2. FEC IDENTIFICATION NUMBER <i>C00140970</i>
ADDRESS (number and street) <input type="checkbox"/> Check if different than previously reported <i>1416 22nd Street #5</i>		
CITY, STATE and ZIP CODE <i>SACRAMENTO CA 95814</i>		
3. <input type="checkbox"/> This committee has qualified as a multicandidate committee. (see FEC FORM 1M)		

4. TYPE OF REPORT

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

Monthly Report Due On:

<input type="checkbox"/> February 20	<input type="checkbox"/> June 20	<input type="checkbox"/> October 20
<input type="checkbox"/> March 20	<input type="checkbox"/> July 20	<input type="checkbox"/> November 20
<input type="checkbox"/> April 20	<input type="checkbox"/> August 20	<input type="checkbox"/> December 20
<input type="checkbox"/> May 20	<input type="checkbox"/> September 20	<input type="checkbox"/> January 31

☐ 12-Day Pre-Election Report for the _____
(Type of Election)

election on _____ in the State of _____

☐ 30-Day Post-Election Report following the General Election
on _____ in the State of _____

(b) Is this Report an Amendment?

☐ YES ☒ NO

SUMMARY		COLUMN A This Period	COLUMN B Calendar Year-to-Date
5. Covering Period	<i>1-1-97 through 6-30-97</i>		
6. (a) Cash on Hand January 1, 19 <i>97</i>			<i>\$9128.97</i>
(b) Cash on Hand at Beginning of Reporting Period		<i>\$ 9128.97</i>	
(c) Total Receipts (from Line 18)		<i>\$ 14,371.11</i>	<i>\$ 14,371.11</i>
(d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)		<i>\$ 25,500.08</i>	<i>\$ 25,500.08</i>
7. Total Disbursements (from Line 30)		<i>\$ 14,718.91</i>	<i>\$ 14,718.91</i>
8. Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))		<i>\$ 10,781.17</i>	<i>\$ 10,781.17</i>
9. Debts and Obligations Owed TO the Committee (Itemize all on Schedule C and/or Schedule D)		<i>\$</i>	
10. Debts and Obligations Owed BY the Committee (Itemize all on Schedule C and/or Schedule D)		<i>\$ 600.-</i>	

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

Type or Print Name of Treasurer
JULIE A. GREEN

Signature of Treasurer
Julie A. Green

Date
7-31-97

For further information contact:
Federal Election Commission
999 E Street, NW
Washington, DC 20461
Toll Free 800-424-9530
Local 202-219-3421

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

FEC FORM 3X

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

JUL 13 12 00 PM '93

FIRST GENERAL COUNSEL'S REPORT

SENSITIVE

RAD REFERRAL: 98NF-03

DATE ACTIVATED: June 18, 1998

STAFF MEMBERS:

Ruth Heilizer

Deborah Rice

RESPONDENTS:

Harry S. Truman Club - Federal and
Linda Tochtermann, as treasurer

98043694742

RELEVANT STATUTE: 2 U.S.C. § 434(a)(4)(A)(iv)
SOURCE: INTERNALLY GENERATED
INTERNAL REPORTS CHECKED: Referral Materials
Disclosure Reports
FEDERAL AGENCIES CHECKED: None

I. GENERATION OF MATTERS

On March 6, 1998, RAD referred the Harry S. Truman Club - Federal and its treasurer based on the failure to timely file the 1997 Mid-Year Report.

9 8 0 4 3 8 9 4 7 4 3

II. FACTUAL AND LEGAL ANALYSES

Based on the Factual and Legal Analysis, Attachment 2, this Office recommends that the Commission find reason to believe that the Harry S. Truman Club - Federal and Linda Tochtermann, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(iv).

III. DISCUSSION OF CONCILIATION AND CIVIL PENALTIES

9 8 0 4 3 8 9 4 7 4 4

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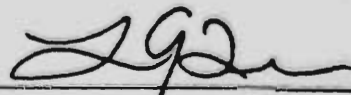
IV. RECOMMENDATIONS

- 9 0 0 4 3 8 9 4 7 4 8
- a. Open a MUR in RAD Referral 98NF-03.
 - b. Find reason to believe Harry S. Truman Club - Federal and Linda Tochtermann, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(iv).
 - c. Approve the attached Factual and Legal Analysis.
 - d. Take no further action and close the file.

Approve the appropriate letters.

Lawrence M. Noble
General Counsel

7/10/98
Date

BY: 
Lois G. Lerner
Associate General Counsel

Attachments:

Harry S. Truman Club - Federal Factual and Legal Analysis

98043394749

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

Harry S. Truman Club. Federal and
Linda Tochtermann, as treasurer

) RAD Referral MUR 4775
) #98NF-03

CERTIFICATION

I, Marjorie W. ~~Emmons~~, Secretary of the Federal Election Commission, do hereby certify that on July 16, 1998, the Commission decided by a vote of 5-0 to take the following actions in RAD Referrals # 98NF- 03

- a. Open a MUR in RAD Referral 98NF-03. MUR 4775
- b. Find reason to believe Harry S. Truman Club - Federal and Linda Tochtermann, as treasurer, violated 2 U.S.C. § 434(a)(4)(B)(iv).

(continued)

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- c. Approve the Factual and Legal Analysis,
as recommended in the General Counsel's
Report dated July 10, 1998.
- d. Take no further action and close the
file.

Approve the appropriate letters, as
recommended in the General Counsel's Report
dated July 10, 1998.

(Continued)

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

Attest:

7-16-98
Date

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

Received in the Secretariat: Fri., July 10, 1998 12:03 p.m.
Circulated to the Commission: Mon., July 13, 1998 11:00 a.m.
Deadline for vote: Thurs., July 16, 1998 4:00 p.m.

lrd

98043894752



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

July 23, 1998

Harry S. Truman Club - Federal
c/o Linda Tochtermann, Treasurer
100 Commerce Circle,
Sacramento, CA 95815

RE: MUR 4775

Dear Ms. Tochtermann:

On July 16, 1998, the Federal Election Commission found reason to believe that the Harry S. Truman Club - Federal ("Committee") and you, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(iv), 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. The Factual and Legal Analysis, which formed a basis for the Commission's finding, is attached for your information.

The Commission reminds you that failure to timely file the Mid-Year report is a violation of 2 U.S.C. § 434(a)(4)(A)(iv). You should take steps to ensure that this activity does not occur in the future.

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 Deborah L. Rice, the staff member assigned to this matter, at (202) 694-1650.

Sincerely,

Joan D. Aikens

Joan D. Aikens
Chairman

Enclosure
Factual and Legal Analysis

98043894753

FEDERAL ELECTION COMMISSION

FACTUAL AND LEGAL ANALYSIS

RESPONDENTS: Harry S. Truman Club - Federal
and Linda Tochtermann, as treasurer

MUR: 4775

This matter was generated based on information ascertained by the Federal Election Commission ("the Commission") in the normal course of carrying out its supervisory responsibilities. See 2 U.S.C. § 437g(a)(2).

I. THE LAW

The Federal Election Campaign Act of 1971, as amended ("the Act"), requires that in a calendar year in which no general election is scheduled, all political committees other than authorized committees of a candidate file a report covering the period beginning January 1 and ending June 30, which shall be filed no later than July 31, and a report covering the period beginning July 1 and ending December 31, which shall be filed no later than January 31 of the following calendar year. 2 U.S.C. § 434(a)(4)(A)(iv).

II. THE FACTS

The Harry S. Truman Club - Federal ("the Committee") is a political committee that is not an authorized committee of a candidate. Linda Tochtermann is the current treasurer of the Committee and Julie Ann Green was the treasurer of the Committee until March 12, 1998.

The Committee failed to timely file the 1997 Mid-Year Report of Receipts and Disbursements covering the period from January 1, 1997 through June 30, 1997. On December 30, 1996 and July 7, 1997, prior notices were sent to the Committee informing it that the 1997 Mid-Year Report was due on July 31, 1997. On August 19, 1997, a Non-Filer Notice via mailgram was sent to the Committee for failure to file the 1997 Mid-Year Report.

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The Committee filed its 1997 Mid-Year Report on September 23, 1997, 54 days late.

This report disclosed \$17,116.00 in receipts and \$15,829.00 in disbursements.

Therefore, there is reason to believe Harry S. Truman Club - Federal and Linda

Tochterman, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(iv).

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FEDERAL ELECTION COMMISSION
WASHINGTON DC 20461

THIS IS THE END OF MUR # 4775

DATE FILMED 8/14/98 CAMERA NO. 1

CAMERAMAN EES

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

Date: 10/7/98

✓ Microfilm

 Press

THE ATTACHED MATERIAL IS BEING ADDED TO CLOSED MUR 4775

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FEDERAL ELECTION COMMISSION

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

RECEIVED
FEDERAL ELECTION COMMISSION
JUL 13 12 00 PM '98

FIRST GENERAL COUNSEL'S REPORT

SENSITIVE

RAD REFERRAL: 98NF-01

DATE ACTIVATED: June 18, 1998

STAFF MEMBERS:

Kamau Philbert

Deborah Rice

RESPONDENTS:

TECO Energy Inc. Employees' PAC and
Robin J. Hastings, as treasurer

RAD REFERRAL: 98NF-03

DATE ACTIVATED: June 18, 1998

STAFF MEMBERS:

Ruth Heilizer

Deborah Rice

RESPONDENTS:

Harry S. Truman Club - Federal and
Linda Tochtermann, as treasurer

RAD REFERRAL: 98NF-07

DATE ACTIVATED: June 18, 1998

STAFF MEMBERS:

Susan Lebeaux

Eric Brown

RESPONDENTS:—

Allegheny Teledyne Incorporated
Political Action Committee (AT-PAC) and
Dale G. Reid, as treasurer

9804390007

RAD REFERRAL: 98NF-08

DATE ACTIVATED: June 18, 1998

STAFF MEMBERS:

Mary Taksar

Eric Brown

RESPONDENTS: North Side Good Government Committee and
Michael Hagan, as treasurer

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

SOURCE: INTERNALLY GENERATED

INTERNAL REPORTS CHECKED: Referral Materials
Disclosure Reports

FEDERAL AGENCIES CHECKED: None

I. GENERATION OF MATTERS

These matters were generated by four referrals that the Office of the General Counsel received from the Reports Analysis Division ("RAD"). On March 4, 1998, RAD referred TECO Energy Inc. Employees' PAC and its treasurer based on the failure to timely file the 1997 Mid-Year Report. On March 6, 1998, RAD referred the Harry S. Truman Club - Federal and its treasurer based on the failure to timely file the 1997 Mid-Year Report. On June 16, 1998, RAD referred the Allegheny Teledyne Incorporated Political Action Committee (AT-PAC) and Dale G. Reid, as treasurer, based on the failure to timely file the 1997 Year End Report. On June 16, 1998, RAD referred the North Side Good Government Committee and Michael Hagan, as treasurer, based on the failure to timely file the 1997 Mid-Year Report.

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II. FACTUAL AND LEGAL ANALYSES

Based on the Factual and Legal Analysis, Attachment 1, this Office recommends that the Commission find reason to believe that TECO Energy Inc. Employees' PAC and Robin J. Hastings, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(iv).

Based on the Factual and Legal Analysis, Attachment 2, this Office recommends that the Commission find reason to believe that the Harry S. Truman Club - Federal and Linda Tochtermann, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(iv).

Based on the Factual and Legal Analysis, Attachment 3, this Office recommends that the Commission find reason to believe that the Allegheny Teledyne Incorporated Political Action Committee (AT-PAC) and Dale G. Reid, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(iv).

Based on the Factual and Legal Analysis, Attachment 4, this Office recommends that the Commission find reason to believe North Side Good Government Committee and Michael Hagan, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(iv).

III. DISCUSSION OF CONCILIATION AND CIVIL PENALTIES

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IV. RECOMMENDATIONS

1.
 - a. Open a MUR in RAD Referral 98NF-01.
 - b. Find reason to believe TECO Energy Inc. Employees' PAC and Robin J. Hastings, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(iv), and enter into conciliation prior to a finding of probable cause to believe.
 - c. Approve the attached Factual and Legal Analysis and Conciliation Agreement.
2.
 - a. Open a MUR in RAD Referral 98NF-03.
 - b. Find reason to believe Harry S. Truman Club - Federal and Linda Tochtermann, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(iv).
 - c. Approve the attached Factual and Legal Analysis.
 - d. Take no further action and close the file.
3.
 - a. Open a MUR in RAD Referral 98NF-07.
 - b. Find reason to believe that the Allegheny Teledyne Incorporated Political Action Committee (AT-PAC) and Dale G. Reid, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(iv).
 - c. Approve the attached Factual and Legal Analysis.
 - d. Take no further action and close the file.
4.
 - a. Open a MUR in RAD Referral 98NF-08.

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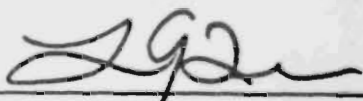
b. Find reason to believe that North Side Good Government Committee and Michael Hagan, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(iv), and enter into conciliation prior to a finding of probable cause to believe.

c. Approve the attached Factual and Legal Analysis and Conciliation Agreement.

5. Approve the appropriate letters.

Lawrence M. Noble
General Counsel

7/19/98
Date

BY: 
Lois G. Lerner
Associate General Counsel

Attachments:

1. TECO Energy Inc. Employees' PAC Factual and Legal Analysis
2. Harry S. Truman Club - Federal Factual and Legal Analysis
3. Allegheny Teledyne Incorporated Political Action Committee Factual and Legal Analysis
4. North Side Good Government Committee Factual and Legal Analysis
5. TECO Energy Inc. Employees' PAC Conciliation Agreement
6. North Side Good Government Committee Conciliation Agreement

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)

TECO Energy Inc. Employees' PAC and
Robin J. Hastings, as treasurer;)

RAD Referral MUR 4774
#98NF-01

Harry S. Truman Club - Federal and
Linda Tochtermann, as treasurer;)

RAD Referral MUR 4775
#98NF-03

Allegheny Teledyne Incorporated
Political Action Committee (AT-PAC)
and Dale G. Reid, as treasurer;)

RAD Referral MUR 4776
#98NF-07

North Side Good Government Committee
and Michael Hagan, as treasurer.)

RAD Referral MUR 4777
#98NF-08

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on July 16, 1998, the Commission decided by a vote of 5-0 to take the following actions in RAD Referrals #98NF-01, 03, 07, 08:

1. a. Open a MUR in RAD Referral 98NF-01. MUR 4774
- b. Find reason to believe TECO Energy Inc. Employees' PAC and Robin J. Hastings, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(iv), and enter into conciliation prior to a finding of probable cause to believe.
- c. Approve the Factual and Legal Analysis and Conciliation Agreement, as recommended in the General Counsel's Report dated July 10, 1998.
2. a. Open a MUR in RAD Referral 98NF-03. MUR 4775
- b. Find reason to believe Harry S. Truman Club - Federal and Linda Tochtermann, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(iv).

(continued)

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- c. Approve the Factual and Legal Analysis, as recommended in the General Counsel's Report dated July 10, 1998.
 - d. Take no further action and close the file.
3. a. Open a MUR in RAD Referral 98NF-07. MUR 4776
- b. Find reason to believe that the Allegheny Teledyne Incorporated Political Action Committee (AT-PAC) and Dale G. Reid, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(iv).
 - c. Approve the Factual and Legal Analysis, as recommended in the General Counsel's Report dated July 10, 1998.
 - d. Take no further action and close the file.
4. a. Open a MUR in RAD Referral 98NF-08. MUR 4777
- b. Find reason to believe that North Side Good Government Committee and Michael Hagan, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(iv), and enter into conciliation prior to a finding of probable cause to believe.
 - c. Approve the Factual and Legal Analysis and Conciliation Agreement, as recommended in the General Counsel's Report dated July 10, 1998.
5. Approve the appropriate letters, as recommended in the General Counsel's Report dated July 10, 1998.

(Continued)

Federal Election Commission

Page 3

Certification for RAD Referrals 98NF-01, 03, 07, 08
July 10, 1998

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

Attest:

7-16-98
Date

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

Received in the Secretariat: Fri., July 10, 1998 12:03 p.m.
Circulated to the Commission: Mon., July 13, 1998 11:00 a.m.
Deadline for vote: Thurs., July 16, 1998 4:00 p.m.

lrd

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