



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 523

DATE: 9/25/78

FILMED BY: MRB



FEDERAL ELECTION COMMISSION

#523- Names of other Respondents

The above-described material was removed from this file pursuant to the following exemption provided in the Freedom of Information Act, 5 U.S.C. Section 552(b):

- | | |
|--|---|
| <input type="checkbox"/> (1) Classified Information | <input type="checkbox"/> (6) Personal privacy |
| <input type="checkbox"/> (2) Internal rules and practices | <input type="checkbox"/> (7) Investigatory files |
| <input type="checkbox"/> (3) Exempted by other statute | <input type="checkbox"/> (8) Banking Information |
| <input type="checkbox"/> (4) Trade secrets and commercial or financial information | <input type="checkbox"/> (9) Well Information (geographic or geophysical) |
| <input checked="" type="checkbox"/> (5) Internal Documents | |

Signed

date

Hariz Cummings
5/9/78

FEC 9-21-77

73040063763



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

September 6, 1978

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. John V. Lattimore
P.O. Box 1186
Denison, Texas 75020

RE: MUR 523(78)

Dear Mr. Lattimore:

Enclosed is an executed copy of the conciliation agreement which was approved by the Commission on September 5, 1978. Because all conditions of the agreements have been met, the file on this matter has been closed.

Sincerely,

A handwritten signature in dark ink, appearing to read "W. C. Oldaker", is written over the typed name.

William C. Oldaker
General Counsel

Enclosure

Conciliation Agreement

78040065769

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. John V. Lattimore
P.O. Box 1188
Danison, Texas 75020

RE: MUR 525(78)

Dear Mr. Lattimore:

Enclosed is an executed copy of the conciliation agreement which was approved by the Commission on September 5, 1978. Because all conditions of the agreements have been met, the file on this matter has been closed.

Sincerely,

William C. Oldaker
General Counsel

Enclosure

Conciliation Agreement

mb 9/5

78040063770

BEFORE THE FEDERAL ELECTION COMMISSION
April 21, 1978

In the Matter of)
John V. Lattimore) MUR 523(78)
)

CONCILIATION AGREEMENT

This matter having been initiated on the basis information ascertained in the normal course of carrying out its supervisory responsibilities, an investigation having been conducted and the Commission having found reasonable cause to believe a violation of the Federal Election Campaign Act, of 1971, as amended has occurred.

Now therefore respondent, John V. Lattimore, and the Federal Election Commission, having duly entered into conciliation pursuant to Section 437g(a)(5), do hereby agree as follows:

I. That the Federal Election Commission has jurisdiction over the respondent and the subject matter of this proceeding.

II. That respondent has had a reasonable opportunity to demonstrate that no action should be taken in this matter.

III. That the pertinent facts in this matter are as follows:

A. That David H. Brown was a candidate during the primary election for the U.S. House of Representatives from the Fourth Congressional District of Texas in 1976.

B. That with respect to the primary election of May 1, 1976, the respondent loaned \$5,000 on April 12, 1976, to David H. Brown, the proceeds of which were used

78040063771

for the benefit of the Brown Campaign.

IV. Wherefore the respondent agrees further:

A. That this loan constituted a contribution as defined by 2 U.S.C. Section 431(e)(1)(A) and was in violation of 2 U.S.C. Section 441a(a)(1)(A), which limits to \$1,000 any contribution to a candidate for Federal office made during an election period.

B. To pay a civil penalty of \$100.

C. That respondent agrees that he will not undertake any activity which is in violation of the Federal Election Campaign Act, 2 U.S.C. Section 431, et seq.

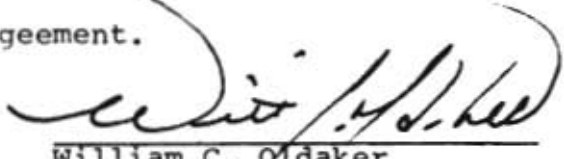
GENERAL CONDITIONS

I. The Commission on request of anyone filing a complaint under 2 U.S.C. Section 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 civil action for relief in the United States District Court for the District of Columbia.

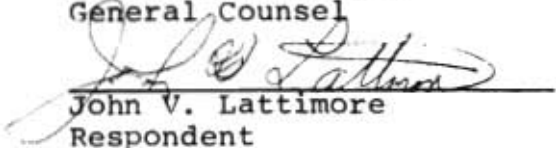
II. It is mutually agreed that this agreement shall become effective as to the date that all parties hereto have executed same and the Commission has approved the entire agreement.

III. It is agreed that respondent shall have no more than 30 days from the date this agreement becomes effective to comply with the requirements of this agreement.

DATE: 9/6/78


William C. Oldaker
General Counsel

DATE: 7-26-1978


John V. Lattimore
Respondent

78040063772



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

September 6, 1978

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Lawrence Sherrard
666 Texoma Drive
Denison, Texas 75020

RE: MUR 523(78)

Dear Mr. Sherrard:

Enclosed is an executed copy of the conciliation agreement which was approved by the Commission on September 5, 1978. Because all conditions of the agreements have been met, the file on this matter has been closed.

Sincerely,

A handwritten signature in dark ink, appearing to read "William C. Oldaker", is written over the typed name.

William C. Oldaker
General Counsel

Enclosure

Conciliation Agreement

7 8 0 4 0 0 6 3 7 7 3

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Lawrence Sherrard
666 Texoma Drive
Denison, Texas 75020

R

RE: MUR 523 (78)

Dear Mr. Sherrard:

Enclosed is an executed copy of the conciliation agreement which was approved by the Commission on September 5, 1978. Because all conditions of the agreements have been met, the file on this matter has been closed.

Sincerely,

William C. Oldaker
General Counsel

Enclosure

Conciliation Agreement

mb 9/5

78040063774

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 523(78)
Lawrence Sherrard)

CONCILIATION AGREEMENT

This matter having been initiated on the basis of information ascertained in the normal course of carrying out its supervisory responsibilities, an investigation having been conducted and the Commission having found reasonable cause to believe a violation of the Federal Election Campaign Act, of 1971, as amended has occurred.

Now therefore respondent, Lawrence Sherrard, and the Federal Election Commission, having duly entered into conciliation pursuant to Section 437g(a)(5), do hereby agree as follows:

- I. That the Federal Election Commission has jurisdiction over the respondent and the subject matter of this proceeding.
- II. That respondent has had a reasonable opportunity to demonstrate that no action should be taken in this matter.
- III. That the pertinent facts in this matter are as follows:
 - A. That David H. Brown was a candidate during the primary election for the U.S. House of Representatives from the Fourth Congressional District of Texas in 1976.
 - B. That with respect to the primary election of May 1, 1976, the respondent loaned \$3,500 on April 6, 1976, to David H. Brown, the proceeds of which were used for the benefit of the Brown Campaign.

73040063775

IV. Wherefore the respondent agrees further:

- A. That this loan constituted a contribution as defined by 2 U.S.C. Section 431(e)(1)(A) and was in violation of 2 U.S.C. Section 441a(a)(1)(A), which limits to \$1,000 any contribution to a candidate for Federal office made during an election period.
- B. To pay a civil penalty of \$100.
- C. That respondent agrees that he will not undertake any activity which is in violation of the Federal Election Campaign Act, 2 U.S.C. Section 431, et seq.

GENERAL CONDITIONS

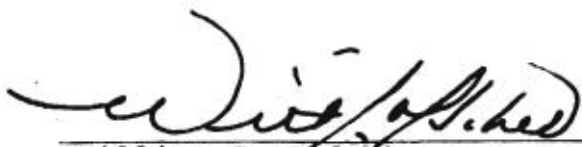
- I. The Commission on request of anyone filing a complaint under 2 U.S.C. Section 437g(a)(1) concerning the matters at issue herein, or on its own motion, may review compliance with this agreement. If the Commission believes that this agreement or any requirement thereof has been violated, it may institute civil action for relief in the United States District Court for the District of Columbia.
- II. It is mutually agreed that this agreement shall become effective as to the date that all parties hereto have executed same and the Commission has approve the entire agreement.

78040063775

III. It is agreed that respondent shall have no more than 30 days from the date this agreement becomes effective to comply with the requirements of this agreement.


Date

9/6/78


William C. Oldaker
General Counsel

Date

August 21, 1978


Lawrence Sherrard
Respondent

78040063777



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

September 6, 1978

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. David H. Brown, Esq.
Law Offices
223 North Cockett
Sherman, Texas 75090

RE: MUR 523(78)

Dear Mr. Brown:

Enclosed is an executed copy of the conciliation agreement which was approved by the Commission on September 5, 1978. Because all conditions of the agreements have been met, the file on this matter has been closed.

Sincerely,

A handwritten signature in dark ink, appearing to read "William C. Oldaker", is written over a horizontal line.

William C. Oldaker
General Counsel

Enclosure

Conciliation Agreement

78040063778

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. David H. Brown, Esq.
Law Offices
223 North Cockett
Sherman, Texas 75090

RE: MUR 523(78)

Dear Mr. Brown:

Enclosed is an executed copy of the conciliation agreement which was approved by the Commission on September 5, 1978. Because all conditions of the agreements have been met, the file on this matter has been closed.

Sincerely,

William C. Oldaker
General Counsel

Enclosure

Conciliation Agreement

mf 9/15

78040063779

Before the Federal Election Commission

May 9, 1978

In the Matter of
David H. Brown

)
)
)

MUR 523 (78)

Conciliation Agreement

7 3 0 1 0 0 6 3 7 3 0
This matter having been initiated on the basis of information ascertained in the normal course of carrying out its supervisory responsibilities, an investigation having been conducted and the Commission having found reasonable cause to believe a violation of the Federal Election Campaign Act, of 1971, as amended has occurred.

Now therefore respondent, David H. Brown, and the Federal Election Commission, having duly entered into conciliation pursuant to Section 437g(a)(5), do hereby agree as follows:

I. That the Federal Election Commission has jurisdiction over the respondent and the subject matter of this proceeding.

II. That respondent has had a reasonable opportunity to demonstrate that no action should be taken in this matter.

III. That the pertinent facts in this matter are as follows:

A. That respondent was a candidate during the primary election for the U.S. House of Representatives from the Fourth Congressional District of Texas in 1976.

B. That with respect to the primary election of May 1, 1976, the respondent received the following: 1) on March 23 and 26, 1976 loans totaling \$5750 from A. L. Geer; 2) on April 6, 1976, a \$3500 loan from Lawrence Sherrard; 3) on April 12, 1976, a \$5000 loan from John V. Lattimore for which A. L. Geer, treasurer and campaign manager, was the guarantor; 4) on April 22, 1976 a \$5000 loan from James L. Griffin.

C. That the respondent failed to continuously report the debts and obligations he owed to Frances Brown, Virginia Kretsinger, A. L. Geer, Lawrence Sherrard, James L. Griffin and John V. Lattimore.

IV. Wherefore the respondent agrees further:

A. That as set forth above in Section III, subsection B, the loans constituted contributions as defined by 2 U.S.C. Section 431(e)(1)(A) and were in violation of 2 U.S.C. Section 441a(a)(1)(A) which limits to \$1,000 any contribution to a Federal candidate for each election. Respondent violated 2 U.S.C. section 441a(f) by accepting these contributions in excess of \$1,000.

B. That as set forth above in Section III, subsection C, respondent violated 2 U.S.C. Section 434(b)(12) by failing to continuously report his debts and obligations.

C. To pay a civil penalty of \$100.

D. That respondent agrees that he will not undertake any activity which is in violation of the Federal Election Campaign Act, 2 U.S.C. Section 431, et seq.

73040063781

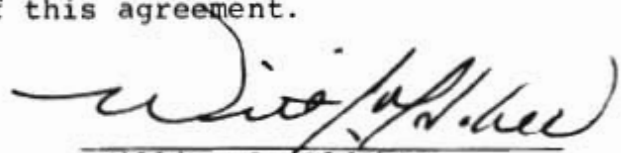
GENERAL CONDITIONS

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

II. It is mutually agreed that this agreement shall become effective as to the date that all parties hereto have executed same and the Commission has approved the entire agreement.

III. It is agreed that respondent shall have no more than 30 days from the date this agreement becomes effective to comply with the requirements of this agreement.

DATE:


William C. Oldaker
General Counsel

DATE: August 10, 1978


David H. Brown
Respondent

73040063782



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

September 6, 1978

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. A. L. Geer
Box 276
Anna, Texas 76003

RE: MUR 523(78)

Dear Mr. Geer:

Enclosed is an executed copy of the conciliation agreement which was approved by the Commission on September 5, 1978. Because all conditions of the agreements have been met, the file on this matter has been closed.

Sincerely, .

A handwritten signature in dark ink, appearing to read "William C. Oldaker", is written over the word "Sincerely,".

William C. Oldaker
General Counsel

Enclosure

Conciliation Agreement

7 8 0 4 0 0 6 3 7 8 3

7 8 0 4 0 0 6 3 7 8 4

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. A. L. Gear
Box 776
Anna, Texas 76803

RE: MUR 933(78)

Dear Mr. Gear:

Enclosed is an executed copy of the conciliation agreement which was approved by the Commission on September 5, 1978. Because all conditions of the agreements have been met, the file on this matter has been closed.

Sincerely,

William C. Oldaker
General Counsel

Enclosure

Conciliation Agreement

mb 9/15

Before the Federal Election Commission

In the Matter of

A. L. Geer

)
)
)

MUR 523 (78)

Conciliation Agreement

This matter having been initiated on the basis of information ascertained in the normal course of carrying out its supervisory responsibilities, an investigation having been conducted and the Commission having found reasonable cause to believe a violation of the Federal Election Campaign Act, of 1971, as amended has occurred.

Now therefore respondent, A. L. Geer, and the Federal Election Commission, having duly entered into conciliation pursuant to Section 437g(a)(5), do hereby agree as follows:

I. That the Federal Election Commission has jurisdiction over the respondent and the subject matter of this proceeding.

II. That respondent has had a reasonable opportunity to demonstrate that no action should be taken in this matter.

III. That the pertinent facts in this matter are as follows:

A. That David H. Brown was a candidate during the primary election for the U.S. House of Representatives from the Fourth Congressional District of Texas in 1976.

73040063785

B. That with respect to the primary election of May 1, 1976, the respondent loaned \$5750 on March 23 and 26, 1976, to David H. Brown, the proceeds of which were used for the benefit of the Brown campaign.

C. That with respect to the primary election of May 1, 1976, the respondent was the guarantor of a loan of \$5000 from John V. Lattimore on April 12, 1976 to David H. Brown, the proceeds of which were used for the benefit of the Brown campaign.

D. That with respect to the primary election of May 1, 1976, the respondent received the following: 1) on April 6, 1976, a \$3500 loan from Lawrence Sherrard; 2) on April 12, 1976, a \$5000 loan from John V. Lattimore for which respondent was a guarantor; 3) on April 22, 1976, a \$5000 loan from James L. Griffin.

IV. Wherefore the respondent agrees further:

A. That these loans referred to in Section III, subsections B and C constituted contributions as defined by 2 U.S.C. Section 431(e)(1)(A) and were in violation of 2 U.S.C. Section 441a(a)(1)(A), which limits to \$1000 any contribution to a candidate for Federal office made during an election period.

B. That as set forth above in Section III, subsection D, respondent violated 2 U.S.C. Section 441a(f) by accepting the loans, which constituted contributions as defined by 2 U.S.C. Section 431(e)(1)(A), in excess of \$1000 from an individual during an election period.

C. To pay a civil penalty of \$100.

73040063786

D. That respondent agrees that he will not undertake any activity which is in violation of the Federal Election Campaign Act, 2 U.S.C. Section 431, et seq.

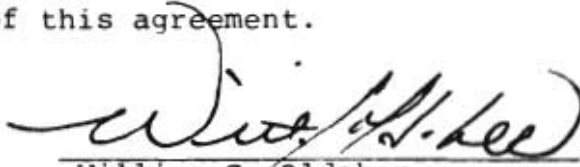
GENERAL CONDITIONS

I. The Commission on request of anyone filing a complaint under 2 U.S.C. Section 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 civil action for relief in the United States District Court for the District of Columbia.

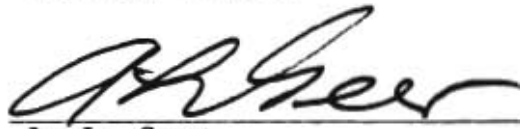
II. It is mutually agreed that this agreement shall become effective as to the date that all parties hereto have executed same and the Commission has approved the entire agreement.

III. It is agreed that respondent shall have no more than 30 days from the date this agreement becomes effective to comply with the requirements of this agreement.

DATE:


William C. Oldaker
General Counsel

DATE August 10, 1978


A. L. Geer
Respondent

78040053787



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

September 6, 1978

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. James L. Griffin
R. R. 1, Box 21
Howe, Texas 75059

RE: MUR 523(78)

Dear Mr. Griffin:

Enclosed is an executed copy of the conciliation agreement which was approved by the Commission on September 5, 1978. Because all conditions of the agreements have been met, the file on this matter has been closed.

Sincerely,

A handwritten signature in dark ink, appearing to read "William C. Oldaker", is written over a horizontal line.

William C. Oldaker
General Counsel

Enclosure

Conciliation Agreement

78040063788

78040063789
CONFIDENTIAL
EXCLUDED FROM AUTOMATIC DOWNGRADING

Mr. James L. Griffin
R. R. 1, Box 22
Hove, Texas 75057

RE: MUR 523(78)

Dear Mr. Griffin:

Enclosed is an executed copy of the conciliation agreement which was approved by the Commission on September 5, 1978. Because all conditions of the agreements have been met, the file on this matter has been closed.

Sincerely,

William C. Oldaker
General Counsel

Enclosure

Conciliation Agreement

no 1/5

BEFORE THE FEDERAL ELECTION COMMISSION
April 21, 1978

In the Matter of)
James L. Griffin) MUR 523(78)

CONCILIATION AGREEMENT

This matter having been initiated on the basis of information ascertained in the normal course of carrying out its supervisory responsibilities, an investigation having been conducted and the Commission having found reasonable cause to believe a violation of the Federal Election Campaign Act, of 1971, as amended has occurred.

Now therefore respondent, James L. Griffin, and the Federal Election Commission, having duly entered into conciliation pursuant to Section 437g(a)(5), do hereby agree as follows:

I. That the Federal Election Commission has jurisdiction over the respondent and the subject matter of this proceeding.

II. That respondent has had a reasonable opportunity to demonstrate that no action should be taken in this matter.

III. That the pertinent facts in this matter are as follows:

A. That David H. Brown was a candidate during the primary election for the U.S. House of Representatives from the Fourth Congressional District of Texas in 1976.

B. That with respect to the primary election of May 1, 1976, the respondent loaned \$5,000 on April 22, 1976, to David H. Brown, the proceeds of which were used for the benefit of the Brown Campaign.

78040063700

IV. Wherefore the respondent agrees further:

A. That this loan constituted a contribution as defined by 2 U.S.C. Section 431(e)(1)(A) and was in violation of 2 U.S.C. Section 441a(a)(1)(A), which limits to \$1,000 any contribution to a candidate for Federal office made during an election period.

B. To pay a civil penalty of \$100.

C. That respondent agrees that he will not undertake any activity which is in violation of the Federal Election Campaign Act, 2 U.S.C. Section 431, et seq.

GENERAL CONDITIONS

I. The Commission on request of anyone filing a complaint under 2 U.S.C. Section 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 civil action for relief in the United States District Court for the District of Columbia.

II. It is mutually agreed that this agreement shall become effective as to the date that all parties hereto have executed same and the Commission has approved the entire agreement.

III. It is agreed that respondent shall have no more than 30 days from the date this agreement becomes effective to comply with the requirements of this agreement.

DATE:

9/6/78

William C. Oldaker
General Counsel

DATE:

August 11, 1978

James L. Griffin
Respondent

78040063791

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
David Brown)

MUR 523 (78)

CERTIFICATION

I, Marjorie W. Emmons, Secretary to the Federal Election Commission, do hereby certify that on September 5, 1978, the Commission determined by a vote of 4-0 to adopt the recommendation of the General Counsel to take the following actions in the above-captioned matter:

1. Accept the conciliation agreements, attached to the General Counsel's Report dated August 28, 1978, which have been signed by David H. Brown, A. L. Geer, John V. Lattimore, Lawrence Sherrard, and James L. Griffin.
2. Send letters, attached to the General Counsel's Report dated August 28, 1978, enclosing executed copies of these conciliation agreements.
3. Close the file on this matter.

Voting for these determinations were Commissioners Harris, Springer, Staebler, and Aikens.

9/5/78
Date

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

Received in Office of Commission Secretary: 8-30-78, 2:12
Circulated on 48 hour vote basis: 8-31-78, 9:30

78040063792

August 30, 1978

MEMORANDUM TO: Marge Simon
FROM: Elisea T. Carr
SUBJECT: MUR 523

Please have the attached General Counsel's Report on MUR 523 distributed to the Commission on a 48 hour tally basis.

Thank you.

78040063793

BEFORE THE FEDERAL ELECTION COMMISSION
August 28, 1978

In the Matter of

David Brown

)
)
)

MUR 523 (78)

GENERAL COUNSEL'S REPORT

On May 24, 1978, the Commission found reasonable cause to believe that A. L. Geer, John V. Lattimore, Lawrence Sherrard, and James L. Griffin violated 2 U.S.C. §441a(a)(1)(A) by making loans to the candidate in excess of the contribution limitations. Also, the Commission found reasonable cause to believe that A. L. Geer and David H. Brown accepted the contributions in excess of \$1,000 in violation of §441a(f) and that David H. Brown did not continuously report the debts owed to the lenders as required in §434(b)(12).

Signed conciliation agreements have been returned to the Commission along with the civil penalties. These conciliation agreements were approved by the Commission on June 21, 1978 and no changes have been made in the agreements since that time. It is recommended that the Commission accept the attached conciliation agreements.

Recommendation

1. It is recommended that the Commission accept the attached conciliation agreements which have been signed by David H. Brown, A. L. Geer, John V. Lattimore, Lawrence Sherrard, and James L. Griffin.

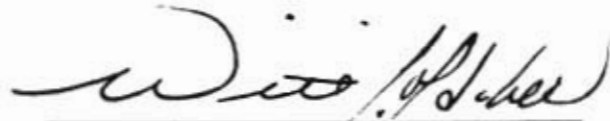
79040063794

2. The attached letters enclosing executed copies of these conciliation agreements should be sent.

3. The file on this matter should be closed.

Date

8/28/78



William C. Oldaker
General Counsel

78040053795

Before the Federal Election Commission

May 9, 1978

In the Matter of
David H. Brown

)
)
)

MUR 523 (78)

Conciliation Agreement

This matter having been initiated on the basis of information ascertained in the normal course of carrying out its supervisory responsibilities, an investigation having been conducted and the Commission having found reasonable cause to believe a violation of the Federal Election Campaign Act, of 1971, as amended has occurred.

Now therefore respondent, David H. Brown, and the Federal Election Commission, having duly entered into conciliation pursuant to Section 437g(a)(5), do hereby agree as follows:

I. That the Federal Election Commission has jurisdiction over the respondent and the subject matter of this proceeding.

II. That respondent has had a reasonable opportunity to demonstrate that no action should be taken in this matter.

III. That the pertinent facts in this matter are as follows:

A. That respondent was a candidate during the primary election for the U.S. House of Representatives from the Fourth Congressional District of Texas in 1976.

78040063796

B. That with respect to the primary election of May 1, 1976, the respondent received the following: 1) on March 23 and 26, 1976 loans totaling \$5750 from A. L. Geer; 2) on April 6, 1976, a \$3500 loan from Lawrence Sherrard; 3) on April 12, 1976, a \$5000 loan from John V. Lattimore for which A. L. Geer, treasurer and campaign manager, was the guarantor; 4) on April 22, 1976 a \$5000 loan from James L. Griffin.

C. That the respondent failed to continuously report the debts and obligations he owed to Frances Brown, Virginia Kretsinger, A. L. Geer, Lawrence Sherrard, James L. Griffin and John V. Lattimore.

IV. Wherefore the respondent agrees further:

A. That as set forth above in Section III, subsection B, the loans constituted contributions as defined by 2 U.S.C. Section 431(e)(1)(A) and were in violation of 2 U.S.C. Section 441a(a)(1)(A) which limits to \$1,000 any contribution to a Federal candidate for each election. Respondent violated 2 U.S.C. section 441a(f) by accepting these contributions in excess of \$1,000.

B. That as set forth above in Section III, subsection C, respondent violated 2 U.S.C. Section 434(b)(12) by failing to continuously report his debts and obligations.

C. To pay a civil penalty of \$100.

D. That respondent agrees that he will not undertake any activity which is in violation of the Federal Election Campaign Act, 2 U.S.C. Section 431, et seq.

78040063797

GENERAL CONDITIONS

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

II. It is mutually agreed that this agreement shall become effective as to the date that all parties hereto have executed same and the Commission has approved the entire agreement.

III. It is agreed that respondent shall have no more than 30 days from the date this agreement becomes effective to comply with the requirements of this agreement.

DATE:

William C. Oldaker
General Counsel

DATE: August 10, 1978

David H. Brown
David H. Brown
Respondent

7 8 0 4 0 0 6 3 7 9 3

Before the Federal Election Commission

In the Matter of

A. L. Geer

)
)
)

MUR 523 (78)

Conciliation Agreement

This matter having been initiated on the basis of information ascertained in the normal course of carrying out its supervisory responsibilities, an investigation having been conducted and the Commission having found reasonable cause to believe a violation of the Federal Election Campaign Act, of 1971, as amended has occurred.

Now therefore respondent, A. L. Geer, and the Federal Election Commission, having duly entered into conciliation pursuant to Section 437g(a)(5), do hereby agree as follows:

I. That the Federal Election Commission has jurisdiction over the respondent and the subject matter of this proceeding.

II. That respondent has had a reasonable opportunity to demonstrate that no action should be taken in this matter.

III. That the pertinent facts in this matter are as follows:

A. That David H. Brown was a candidate during the primary election for the U.S. House of Representatives from the Fourth Congressional District of Texas in 1976.

79040063799

B. That with respect to the primary election of May 1, 1976, the respondent loaned \$5750 on March 23 and 26, 1976, to David H. Brown, the proceeds of which were used for the benefit of the Brown campaign.

C. That with respect to the primary election of May 1, 1976, the respondent was the guarantor of a loan of \$5000 from John V. Lattimore on April 12, 1976 to David H. Brown, the proceeds of which were used for the benefit of the Brown campaign.

D. That with respect to the primary election of May 1, 1976, the respondent received the following: 1) on April 6, 1976, a \$3500 loan from Lawrence Sherrard; 2) on April 12, 1976, a \$5000 loan from John V. Lattimore for which respondent was a guarantor; 3) on April 22, 1976, a \$5000 loan from James L. Griffin.

IV. Wherefore the respondent agrees further:

A. That these loans referred to in Section III, subsections B and C constituted contributions as defined by 2 U.S.C. Section 431(e)(1)(A) and were in violation of 2 U.S.C. Section 441a(a)(1)(A), which limits to \$1000 any contribution to a candidate for Federal office made during an election period.

B. That as set forth above in Section III, subsection D, respondent violated 2 U.S.C. Section 441a(f) by accepting the loans, which constituted contributions as defined by 2 U.S.C. Section 431(e)(1)(A), in excess of \$1000 from an individual during an election period.

C. To pay a civil penalty of \$100.

78040063800

D. That respondent agrees that he will not undertake any activity which is in violation of the Federal Election Campaign Act, 2 U.S.C. Section 431, et seq.

GENERAL CONDITIONS

I. The Commission on request of anyone filing a complaint under 2 U.S.C. Section 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 civil action for relief in the United States District Court for the District of Columbia.

II. It is mutually agreed that this agreement shall become effective as to the date that all parties hereto have executed same and the Commission has approved the entire agreement.

III. It is agreed that respondent shall have no more than 30 days from the date this agreement becomes effective to comply with the requirements of this agreement.

DATE:

William C. Oldaker
General Counsel

DATE August 10, 1978



A. L. Geer
Respondent

78040063801

JUDGE OR MRS. DAVID H. BROWN

P. O. BOX 307

SHERMAN, TEXAS 75090

PAY
TO THE
ORDER OF

FEDERAL ELECTION COMMISSION-----

\$100.00

ONE HUNDRED AND NO/100-----

DOLLARS



TEXOMA NATIONAL BANK

SHERMAN, TEXAS

David H. Brown

⑆11190164⑆ ⑈1 690 078⑈01

David H. Brown

2175

August 10, 1978 ⁸⁸⁻¹⁶⁴₁₁₁₉

JUDGE OR MRS. DAVID H. BROWN

P. O. BOX 307

SHERMAN, TEXAS 75090

PAY
TO THE
ORDER OF

FEDERAL ELECTION COMMISSION-----

\$ 100.00

ONE HUNDRED AND NO/100-----

DOLLARS



TEXOMA NATIONAL BANK

SHERMAN, TEXAS

A. L. Geer

⑆11190164⑆ ⑈1 690 078⑈01

David H. Brown

2176

August 10, 1978 ⁸⁸⁻¹⁶⁴₁₁₁₉

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of
Lawrence Sherrard

)
)
)

MUR 523(78)

CONCILIATION AGREEMENT

This matter having been initiated on the basis of information ascertained in the normal course of carrying out its supervisory responsibilities, an investigation having been conducted and the Commission having found reasonable cause to believe a violation of the Federal Election Campaign Act, of 1971, as amended has occurred.

Now therefore respondent, Lawrence Sherrard, and the Federal Election Commission, having duly entered into conciliation pursuant to Section 437g(a)(5), do hereby agree as follows:

- I. That the Federal Election Commission has jurisdiction over the respondent and the subject matter of this proceeding.
- II. That respondent has had a reasonable opportunity to demonstrate that no action should be taken in this matter.
- III. That the pertinent facts in this matter are as follows:
 - A. That David H. Brown was a candidate during the primary election for the U.S. House of Representatives from the Fourth Congressional District of Texas in 1976.
 - B. That with respect to the primary election of May 1, 1976, the respondent loaned \$3,500 on April 6, 1976, to David H. Brown, the proceeds of which were used for the benefit of the Brown Campaign.

7304006380

IV. Wherefore the respondent agrees further:

- A. That this loan constituted a contribution as defined by 2 U.S.C. Section 431(e)(1)(A) and was in violation of 2 U.S.C. Section 441a(a)(1)(A), which limits to \$1,000 any contribution to a candidate for Federal office made during an election period.
- B. To pay a civil penalty of \$100.
- C. That respondent agrees that he will not undertake any activity which is in violation of the Federal Election Campaign Act, 2 U.S.C. Section 431, et seq.

GENERAL CONDITIONS

- I. The Commission on request of anyone filing a complaint under 2 U.S.C. Section 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 civil action for relief in the United States District Court for the District of Columbia.
- II. It is mutually agreed that this agreement shall become effective as to the date that all parties hereto have executed same and the Commission has approve the entire agreement.

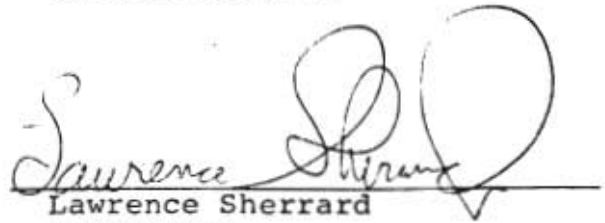
78040063801

III. It is agreed that respondent shall have no more than 30 days from the date this agreement becomes effective to comply with the requirements of this agreement.

Date _____

William C. Oldaker
General Counsel

Date August 21, 1978



Lawrence Sherrard
Respondent

78040053805

78040063806

JUDGE OR MRS. DAVID H. BROWN
P. O. BOX 307
SHERMAN, TEXAS 75090

2464

August 21, 19 78 ⁸⁸⁻¹⁶⁴₁₁₁₉

PAY
TO THE
ORDER OF

FEDERAL ELECTION COMMISSION-----

\$100.00

ONE HUNDRED AND NO/100-----

DOLLARS



TEXOMA NATIONAL BANK
SHERMAN, TEXAS

David H Brown

011119001640 111 690 0781101

BEFORE THE FEDERAL ELECTION COMMISSION
April 21, 1978

In the Matter of)
James L. Griffin) MUR 523(78)

CONCILIATION AGREEMENT

This matter having been initiated on the basis of information ascertained in the normal course of carrying out its supervisory responsibilities, an investigation having been conducted and the Commission having found reasonable cause to believe a violation of the Federal Election Campaign Act, of 1971, as amended has occurred.

Now therefore respondent, James L. Griffin, and the Federal Election Commission, having duly entered into conciliation pursuant to Section 437g(a)(5), do hereby agree as follows:

I. That the Federal Election Commission has jurisdiction over the respondent and the subject matter of this proceeding.

II. That respondent has had a reasonable opportunity to demonstrate that no action should be taken in this matter.

III. That the pertinent facts in this matter are as follows:

A. That David H. Brown was a candidate during the primary election for the U.S. House of Representatives from the Fourth Congressional District of Texas in 1976.

B. That with respect to the primary election of May 1, 1976, the respondent loaned \$5,000 on April 22, 1976, to David H. Brown, the proceeds of which were used for the benefit of the Brown Campaign.

1
omply

73040063807

JUDGE OR MRS. DAVID H. BROWN

P. O. BOX 307

SHERMAN, TEXAS 75000

2183

August 11, 1978 $\frac{88-164}{1119}$

Pay
TO THE
ORDER OF

FEDERAL ELECTION COMMISSION

\$ 100.00

ONE HUNDRED AND NO/100-----

DOLLARS



TEXOMA NATIONAL BANK
SHERMAN, TEXAS

⑆1119⑈0164⑆ ⑈1 690 078⑈01

David H. Brown

80829007087



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

August 16, 1978

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Ms. Brenda Jennings
David H. Brown Law Offices
212 North Crockett
Sherman, Texas 75090

RE: MUR 523 (78)

Dear Ms. Jennings:

Enclosed is a copy of the conciliation agreement for Mr. Lawrence Sherrard which you requested in a telephone conversation with Michele Brown on August 14, 1978. If you have any questions or need additional copies of the conciliation agreements, please contact Ms. Brown.

Sincerely, -

A handwritten signature in dark ink, appearing to read "W. C. Oldaker", is written over the typed name.

William C. Oldaker
General Counsel

Enclosure

78040063800

MMK 523 - M. Brown

PS Form 3811, Apr. 1977

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

● SENDER: Complete items 1, 2, and 3.
Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one).
☐ Show to whom and date delivered c
☒ Show to whom, date, and address of delivery c
☐ RESTRICTED DELIVERY
Show to whom and date delivered c
☐ RESTRICTED DELIVERY
Show to whom, date, and address of delivery \$
(CONSULT POSTMASTER FOR FEES)

2. ARTICLE ADDRESSED TO
Brendan Jennings
David H. Parsons Law Office
312 North Chestnut St.
Chicago, IL 60606

3. ARTICLE DESCRIPTION: *Parsons* *MA 25090*
REGISTERED NO. CERTIFIED NO. INSURED NO.
438145

(Always obtain signature of addressee or agent)

I have received the article described above.
SIGNATURE ☐ Addressee ☐ Authorized agent

4. DATE OF DELIVERY
8/21/78

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

CLERK'S INITIALS

POSTMASTER
AUG 21 1978
SHERMAN, ILL.



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

June 26, 1978

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Lawrence Sherrard
666 Texoma Drive
Denison, Texas 75020

Re: MUR 523(78)

Dear Mr. Sherrard:

On May 24, 1978, the Commission determined there was reasonable cause to believe that you committed a violation of 2 U.S.C. §431(e)(1)(A) and 441 a(a)(1)(A) of the Federal Election Campaign Act of 1971, as amended. Specifically, the Commission found reasonable cause to believe that the loan which you made to David H. Brown constituted a contribution as defined by §431(e)(1)(A) and was in violation of §441a(a)(1)(A) which limits to \$1,000 any contribution to a Federal candidate for each election.

The Commission has a duty to attempt to correct such violations for a period of 30 days by informal methods of conference, conciliation and persuasion, and by entering into a conciliation agreement. 2 U.S.C. §437g(a)(5)(B). If we are unable to reach an agreement during that period, the Commission may, upon a finding of probable cause to believe a violation has occurred, institute civil suit in United States District Court and seek payment of a civil penalty not in excess of \$5000.

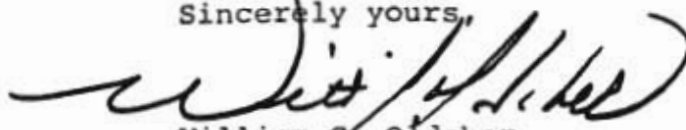
We enclose a conciliation agreement that this office is prepared to recommend to the Commission in settlement of this matter. If you agree with the



provisions of the enclosed conciliation agreement, please sign and return it along with any civil penalty to the Commission within ten days. I will then recommend that the Commission approve the agreement.

If you have any questions or suggestions for changes in the enclosed conciliation agreement, please contact Michele D. Brown, the staff member assigned to this matter, at 202-523-4026.

Sincerely yours,



William C. Oldaker
General Counsel

Enclosure

7 3 0 4 0 0 6 3 8 1

73040063813

In the Matter of)
) MUR 523(78)
Lawrence Sherrard)

CONCILIATION AGREEMENT

This matter having been initiated on the basis of information ascertained in the normal course of carrying out its supervisory responsibilities, an investigation having been conducted and the Commission having found reasonable cause to believe a violation of the Federal Election Campaign Act, of 1971, as amended has occurred.

Now therefore respondent, Lawrence Sherrard, and the Federal Election Commission, having duly entered into conciliation pursuant to Section 437g(a)(5), do hereby agree as follows:

- I. That the Federal Election Commission has jurisdiction over the respondent and the subject matter of this proceeding.
- II. That respondent has had a reasonable opportunity to demonstrate that no action should be taken in this matter.
- III. That the pertinent facts in this matter are as follows:
 - A. That David H. Brown was a candidate during the primary election for the U.S. House of Representatives from the Fourth Congressional District of Texas in 1976.
 - B. That with respect to the primary election of May 1, 1976, the respondent loaned \$3,500 on April 6, 1976, to David H. Brown, the proceeds of which were used for the benefit of the Brown Campaign.

IV. Wherefore the respondent agrees further:

- A. That this loan constituted a contribution as defined by 2 U.S.C. Section 431(e)(1)(A) and was in violation of 2 U.S.C. Section 441a(a)(1)(A), which limits to \$1,000 any contribution to a candidate for Federal office made during an election period.
- B. To pay a civil penalty of \$100.
- C. That respondent agrees that he will not undertake any activity which is in violation of the Federal Election Campaign Act, 2 U.S.C. Section 431, et seq.

GENERAL CONDITIONS

- I. The Commission on request of anyone filing a complaint under 2 U.S.C. Section 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 civil action for relief in the United States District Court for the District of Columbia.
- II. It is mutually agreed that this agreement shall become effective as to the date that all parties hereto have executed same and the Commission has approve the entire agreement.

7 8 0 4 0 0 6 3 8 1 1

III. It is agreed that respondent shall have no more than 30 days from the date this agreement becomes effective to comply with the requirements of this agreement.

Date _____

William C. Oldaker
General Counsel

Date _____

Lawrence Sherrard
Respondent

73040063815

2004 4639

LAW OFFICES
DAVID H. BROWN
223 NORTH CROCKETT
SHERMAN, TEXAS 75090
August 21, 1978

RECEIVED
FEDERAL ELECTION
COMMISSION

'78 AUG 24 PM 12:13
TELEPHONE
(214) 893-5600



805654

Mr. William C. Oldaker
General Counsel
Federal Election Commission
1325 K Street N.W.
Washington, D.C. 20463

Re: MUR 523 (78)

Dear Mr. Oldaker:

Herewith two signed copies of suggested Conciliation Agreement between the Commission and Lawrence Sherrard. You will further find enclosed my check in the amount of \$100.00 for payment of the civil penalty.

Sincerely,

David Brown
DAVID H. BROWN

DHB:bj

Enclosures

78040063816

73040063817

JUDGE OR MRS. DAVID H. BROWN
P. O. BOX 307
SHERMAN, TEXAS 75090

2464

August 21, 19 78 ⁸⁸⁻¹⁶⁴/₁₁₁₉

PAY
TO THE
ORDER OF

FEDERAL ELECTION COMMISSION-----

\$100.00

ONE HUNDRED AND NO/100-----

DOLLARS



TEXOMA NATIONAL BANK
SHERMAN, TEXAS

David H Brown

⑆1119⑆0164⑆ ⑆1 690 078⑆01

78040063018

LAW OFFICES

DAVID H. BROWN

223 NORTH CROCKETT

SHERMAN, TEXAS 75090



Mr. William C. Oldaker
General Counsel
Federal Election Commission
1325 K Street N.W.
Washington, D.C. 20463

LAW OFFICES
DAVID H. BROWN
223 NORTH CROCKETT
SHERMAN, TEXAS 75090

August 11, 1978

RECEIVED
FEDERAL ELECTION
COMMISSION

'78 AUG 14 AM 11:34
TELEPHONE
(214) 893-5600

CC + 4504

Mr. William C. Oldaker
General Counsel
Federal Election Commission
1325 K Street N.W.
Washington, D.C. 20463

Re: MUR 523 (78)

Dear Mr. Oldaker:

Herewith two signed copies of suggested Conciliation Agreement between the Commission and James L. Griffin. You will further find enclosed my check in the amount of \$100.00 for payment of the civil penalty.

Sincerely,

David H. Brown
DAVID H. BROWN

DHB:bj

Enclosures

78040063819

005281

7 8 0 4 0 0 5 3 8 2 0

JUDGE OR MRS. DAVID H. BROWN

P. O. BOX 307

SHERMAN, TEXAS 75090

2183

August 11, 19 78 $\frac{88-164}{1119}$

PAY
TO THE
ORDER OF

FEDERAL ELECTION COMMISSION-----

\$ 100.00

ONE HUNDRED AND NO/100-----

DOLLARS



TEXOMA NATIONAL BANK

SHERMAN, TEXAS

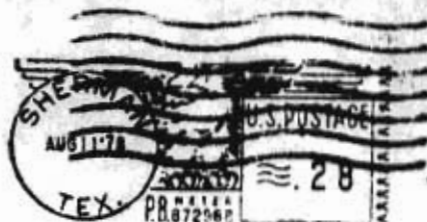
David S. Brown

⑆11190164⑆ ⑈1 690 078⑈01

LAW OFFICES

DAVID H. BROWN

223 NORTH CROCKETT
SHERMAN, TEXAS 75090



Mr. William C. Oldaker
General Counsel
Federal Election Commission
1325 K Street N.W.
Washington, D.C. 20463

18 AUG 14 AM 11:34

FEDERAL ELECTION
COMMISSION

780400638

000 4481

LAW OFFICES
DAVID H. BROWN
223 NORTH CROCKETT
SHERMAN, TEXAS 75090

RECEIVED
FEDERAL ELECTION
COMMISSION

August 10, 1978

'78 AUG 14 AM 8:43
(214) 893-5600

Mr. William C. Oldaker
General Counsel
Federal Election Commission
1325 K Street N.W.
Washington, D.C. 20463

Re: MUR 523 (78)

Dear Mr. Oldaker:

Herewith two signed copies of suggested Conciliation Agreement between the Commission and the undersigned and also two copies executed by A. L. Geer. You will further find enclosed my two checks for \$100.00 each in payment of the civil penalties.

The agreements with Lawrence Sherrard and James Griffin will be forwarded very shortly.

Sincerely yours,

David H. Brown
DAVID H. BROWN

DHB:bj

Enclosures

78040063822

035299

2175

JUDGE OR MRS. DAVID H. BROWN

P. O. BOX 307
SHERMAN, TEXAS 75090

August 10, 1978 ⁸⁸⁻¹⁶⁴/₁₁₁₉

PAY TO THE ORDER OF FEDERAL ELECTION COMMISSION

\$100.00

ONE HUNDRED AND NO/100----- DOLLARS



TEXOMA NATIONAL BANK
SHERMAN, TEXAS

David H. Brown

David H. Brown
⑆1119⑉0164⑆ ⑆1 690 078⑈01

2176

JUDGE OR MRS. DAVID H. BROWN

P. O. BOX 307
SHERMAN, TEXAS 75090

August 10, 1978 ⁸⁸⁻¹⁶⁴/₁₁₁₉

PAY TO THE ORDER OF FEDERAL ELECTION COMMISSION

\$ 100.00

ONE HUNDRED AND NO/100----- DOLLARS



TEXOMA NATIONAL BANK
SHERMAN, TEXAS

David H. Brown

A. L. Geer
⑆1119⑉0164⑆ ⑆1 690 078⑈01

78040063821

LAW OFFICES

DAVID H. BROWN

223 NORTH CROCKETT

SHERMAN, TEXAS 75090



78 AUG 14 AM 9:43

FEDERAL ELECTION
COMMISSION

Mr. William C. Oldaker
General Counsel
Federal Election Commission
1325 K Street N.W.
Washington, D.C. 20463



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

MEMORANDUM TO CHARLES STEELE *MWE*
FROM: MARJORIE W. EMMONS
DATE: JULY 31, 1978
SUBJECT: MUR 523 - Interim Conciliation Report
Dated: July 26, 1978
Received in Office of Commission
Secretary: 7-28-78 11:40

The above-named document was circulated on a 24
hour no-objection basis at 3:00 p.m. on July 28, 1978

The Commission Secretary's Office has received
no objections to the Interim Conciliation Report as of
4:00 p.m. this date.

Commissioners Harris, Springer, Staebler, Thomson,
and Tiernan returned their papers by the deadline.

78040063825

July 28, 1978

MEMORANDUM TO: Marge Emerson
FROM: Elissa T. Garr
SUBJECT: MUR 523

Please have the attached Interim Conciliation Report
on MUR 523 distributed to the Commission.

Thank you.

78040063826

BEFORE THE FEDERAL ELECTION COMMISSION
July 26, 1978

In the Matter of)
) MUR 523(78)
David H. Brown)

INTERIM CONCILIATION REPORT

The letters and conciliation agreements were mailed to the respondents on June 26, 1978. A letter was received from Mr. Brown on behalf of all of the respondents in response to the agreements on July 14, 1978. This letter is presently under review and a recommendation will be made to the Commission shortly.

7/28/18
Date


William C. Oldaker
General Counsel

CHARLES O. SMYRE, ASSOCIATE
AREA CODE 214 PHONE 485-1881

LAW OFFICES
OF
CHARLES H. GULLETT
120 NORTH RUSK AVENUE
P. O. Box 87
DENISON, TEXAS 75020

Re: Conciliation Agreement - MUR [78]

78 JUL 22 PM 12:08
July 20, 1978

Attention: Michele D. Brown, Staff Member.

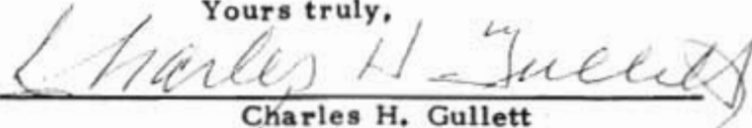
Federal Election Commission,
1325 K Street N. W.
Washington, D. C. 20463.

804770

Dear Ms. Brown:

Pursuant to Mr. William C. Oldaker's letter of June 26, 1978, we hand you herewith Conciliation Agreement signed by Mr. John V. Lattimore along with his check payable to Federal Election Commission in the sum of \$100.00.

Yours truly,


Charles H. Gullett

xc: Mr. John V. Lattimore, P. O. Box 1186, Denison, Texas, 75020

78040063823

The Citizens National Bank of Denison
Denison, Texas

6388

July 20, 19 78

\$ 100.00

Federal Election Commission

One Hundred

DOLLARS

JOHN V. LATTIMORE

John V. Lattimore

Conciliation Agreement
MUR [78]

⑆1119⑉0037⑆ ⑈58⑉0035⑉⑆⑈

JOHN V. LATTIMORE
2500 TEXAS ST. RD. PH. 463-2653
DENISON, TEXAS 75020

PAY TO THE ORDER OF

LAW OFFICES

DAVID H. BROWN

223 NORTH CROCKETT

SHERMAN, TEXAS 75090



78 JUL 14 PM 12:26

FEDERAL ELECTION COMMISSION
U.S. DEPARTMENT OF JUSTICE

Mr. William C. Oldaker
General Counsel
Federal Election Commission
1325 K Street N.W.
Washington, D.C. 20463

78040063830

7 9 0 4 0 7 6 3 8 3 1
LAW OFFICES OF
CHARLES H. GULLETT

P. O. BOX 87
DENISON, TEXAS 75020



'78 JUL 22 PM 12:00

Federal Election Commission,

1325 K Street N. W.

Washington, D. C. 20463

ATTN: (12)
Attention: Michele D. Brown, Staff Member

LAW OFFICES
DAVID H. BROWN

223 NORTH CROCKETT
SHERMAN, TEXAS 75090

July 11, 1978

FEDERAL ELECTION
COMMISSION

13 JUL 14 PM 12:26 TELEPHONE
(214) 893-5600

804471

Mr. William C. Oldaker
General Counsel
Federal Election Commission
1325 K Street N.W.
Washington, D.C. 20463

Re: MUR 523 (78)

Dear Mr. Oldaker:

Thank you for your letter of June 26 which was received on July 5.

I certainly would like to have the matter resolved through conciliation, and I wish that I could assume all responsibility for any violation of the law. It is my intention to personally pay all penalties assessed. All of those who loaned me money were relying on me to see that the matter was properly handled, and I feel totally responsible so that whatever penalty is required by the Commission I must, in good conscience, endure.

Accordingly, I respectfully petition the Commission to reduce the penalty in each case to \$25.00 whereupon all parties will sign conciliation agreements and the matter closed. I will deeply appreciate any consideration given me as will the individuals who loaned me money. You will find enclosed affidavit of my mother as to relationship of Frances Brown, Virginia Kretsinger, Paul Brown and me.

Sincerely,

David H. Brown
DAVID H. BROWN

DHB:bj

Enclosure

78040063832

7 9 0 4 0 0 6 3 8 3 3

THE STATE OF TEXAS
COUNTY OF GRAYSON

Frances Brown, being duly sworn, makes the following statement:

I am 83 years of age and reside at 518 N. McKown Street, Sherman, Texas.
I am the widow of A. C. Brown, who died in 1973. We had six children
among whom are David H. Brown, Paul N. Brown and Virginia Brown Kretsinger.

David H. Brown was a candidate for the Democratic nomination for United
States Representative, Fourth District of Texas, in 1976, and during the
campaign my daughter, Virginia, and I each loaned him \$5,000.00. Subsequently
my son, Paul Brown, bought the notes from us, and they are presently secured
by a deed of trust lien on real estate.

Frances Brown
Frances Brown

SUBSCRIBED AND SWORN TO BEFORE ME by Frances Brown this the 11th day
of July, 1978, to certify which witness my hand and seal of office.

Brenda Jennings
Notary Public in and for Grayson County,
Texas

FEDERAL ELECTION COMMISSION

WASHINGTON, DC 20463

TO: Elissa

DATE: 12 July 1978

FROM: Michele

- | | | |
|---|---|---|
| <input type="checkbox"/> APPROVAL | <input type="checkbox"/> IMMEDIATE ACTION | <input type="checkbox"/> RECOMMENDATION |
| <input type="checkbox"/> AS REQUESTED | <input type="checkbox"/> INITIALS | <input type="checkbox"/> SEE ME |
| <input type="checkbox"/> CONCURRENCE | <input type="checkbox"/> NECESSARY ACTION | <input type="checkbox"/> SIGNATURE |
| <input type="checkbox"/> CORRECTION | <input type="checkbox"/> NOTE AND RETURN | <input type="checkbox"/> YOUR COMMENT |
| <input type="checkbox"/> FILING | <input type="checkbox"/> PER OUR CONVERSATION | <input type="checkbox"/> YOUR INFORMATION |
| <input type="checkbox"/> FULL REPORT | <input type="checkbox"/> PER TELEPHONE CONVERSATION | <input type="checkbox"/> |
| <input type="checkbox"/> HANDLE DIRECT | | |
| <input type="checkbox"/> ANSWER OR ACKNOWLEDGE ON OR BEFORE _____ | | |
| <input type="checkbox"/> PREPARE REPLY FOR THE SIGNATURE OF _____ | | |

REMARKS:

MUR 523 (78)

I remarked the letter addressed to John V. Lattimore which had been returned.

73040065851

780400638

FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463



John V. Lattimore
2500 East Texas Street
Sherman, Texas 75090

POSTAGE AND FEES PAID



No such ☐ street ~~or~~ number



523-HB

PS Form 3811, Apr. 1977

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

- **SENDER:** Complete items 1, 2, and 3.
Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one).

- ☐ Show to whom and date delivered. \$
☐ Show to whom, date, and address of delivery. \$
☐ **RESTRICTED DELIVERY**
 Show to whom and date delivered. \$
☐ **RESTRICTED DELIVERY**
 Show to whom, date, and address of delivery. \$
 (CONSULT POSTMASTER FOR FEES)

2. ARTICLE ADDRESSED TO:

John V. Lattimore
 2500 East Texas Street
 Sherman, Texas 75090

3. ARTICLE DESCRIPTION:

REGISTERED NO.	CERTIFIED NO.	INSURED NO.
----------------	---------------	-------------

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE ☐ Addressee ☐ Authorized agent

4. DATE OF DELIVERY

POSTMARK

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:



☆ GPO 1978-0-284-171



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

June 26, 1978

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Lawrence Sherrard
666 Texoma Drive
Denison, Texas 75020

Re: MUR 523(78)

Dear Mr. Sherrard:

On May 24, 1978, the Commission determined there was reasonable cause to believe that you committed a violation of 2 U.S.C. §431(e)(1)(A) and 441 a(a)(1)(A) of the Federal Election Campaign Act of 1971, as amended. Specifically, the Commission found reasonable cause to believe that the loan which you made to David H. Brown constituted a contribution as defined by §431(e)(1)(A) and was in violation of §441a(a)(1)(A) which limits to \$1,000 any contribution to a Federal candidate for each election.

The Commission has a duty to attempt to correct such violations for a period of 30 days by informal methods of conference, conciliation and persuasion, and by entering into a conciliation agreement. 2 U.S.C. §437g(a)(5)(B). If we are unable to reach an agreement during that period, the Commission may, upon a finding of probable cause to believe a violation has occurred, institute civil suit in United States District Court and seek payment of a civil penalty not in excess of \$5000.

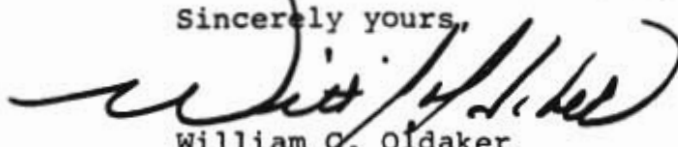
We enclose a conciliation agreement that this office is prepared to recommend to the Commission in settlement of this matter. If you agree with the



provisions of the enclosed conciliation agreement, please sign and return it along with any civil penalty to the Commission within ten days. I will then recommend that the Commission approve the agreement.

If you have any questions or suggestions for changes in the enclosed conciliation agreement, please contact Michele D. Brown, the staff member assigned to this matter, at 202-523-4026.

Sincerely yours,



William G. Oldaker
General Counsel

Enclosure

523-MB

PS Form 3811, Apr. 1977

● SENDER: Complete items 1, 2, and 3.
Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one).
☐ Show to whom and date delivered
☐ Show to whom, date, and address of delivery
☐ RESTRICTED DELIVERY
Show to whom and date delivered
☐ RESTRICTED DELIVERY.
Show to whom, date, and address of delivery
(CONSULT POSTMASTER FOR FEES)

2. ARTICLE ADDRESSED TO:
Lawrence Sherrard
666 Texoma Drive
Denison, Texas 75020

3. ARTICLE DESCRIPTION:
REGISTERED NO. CERTIFIED NO. 09 INSURED NO.
(Always obtain signature of addressee or agent)

I have received the article described above.
SIGNATURE ☐ Addressee ☒ Authorized agent
66 Sherrard

4. DATE OF DELIVERY 6-30-78 POSTMARK 6-30-78

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE: CLERK'S INITIALS

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

BEFORE THE FEDERAL ELECTION COMMISSION
April 21, 1978

In the Matter of)
) MUR 523(78)
Lawrence Sherrard)

CONCILIATION AGREEMENT

This matter having been initiated on the basis of information ascertained in the normal course of carrying out its supervisory responsibilities, an investigation having been conducted and the Commission having found reasonable cause to believe a violation of the Federal Election Campaign Act, of 1971, as amended has occurred.

Now therefore respondent, Lawrence Sherrard, and the Federal Election Commission, having duly entered into conciliation pursuant to Section 437g(a)(5), do hereby agree as follows:

I. That the Federal Election Commission has jurisdiction over the respondent and the subject matter of this proceeding.

II. That respondent has had a reasonable opportunity to demonstrate that no action should be taken in this matter.

III. That the pertinent facts in this matter are as follows:

A. That David H. Brown was a candidate during the primary election for the U.S. House of Representatives from the Fourth Congressional District of Texas in 1976.

B. That with respect to the primary election of May 1, 1976, the respondent loaned \$3,500 on April 6, 1976, to David H. Brown, the proceeds of which were used

78040063839

for the benefit of the Brown Campaign.

IV. Wherefore the respondent agrees further:

A. That this loan constituted a contribution as defined by 2 U.S.C. Section 431(e)(1)(A) and was in violation of 2 U.S.C. Section 441a(a)(1)(A), which limits to \$1,000 any contribution to a candidate for Federal office made during an election period.

B. To pay a civil penalty of \$100.

C. That respondent agrees that he will not undertake any activity which is in violation of the Federal Election Campaign Act, 2 U.S.C. Section 431, et seq.

GENERAL CONDITIONS

I. The Commission on request of anyone filing a complaint under 2 U.S.C. Section 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 civil action for relief in the United States District Court for the District of Columbia.

II. It is mutually agreed that this agreement shall become effective as to the date that all parties hereto have executed same and the Commission has approved the entire agreement.

III. It is agreed that respondent shall have no more than 30 days from the date this agreement becomes effective to comply with the requirements of this agreement.

DATE: _____

William C. Oldaker
General Counsel

DATE: _____

Lawrence Sherrard
Respondent

78040063810



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

June 26, 1978

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

John V. Lattimore
2500 East Texas Street
Sherman, Texas 75090

Re: MUR 523(78)

Dear Mr. Lattimore:

On May 24, 1978, the Commission determined there was reasonable cause to believe that you committed a violation of 2 U.S.C. §§431(e)(1)(A) and 441 a(a)(1)(A) of the Federal Election Campaign Act of 1971, as amended. Specifically, the Commission found reasonable cause to believe that the loan which you made to David H. Brown constituted a contribution as defined by §431(e)(1)(A) and was in violation of §441a(a)(1)(A) which limits to \$1,000 any contribution to a Federal candidate for each election.

The Commission has a duty to attempt to correct such violations for a period of 30 days by informal methods of conference, conciliation and persuasion, and by entering into a conciliation agreement. 2 U.S.C. §437g(a)(5)(B). If we are unable to reach an agreement during that period, the Commission may, upon a finding of probable cause to believe a violation has occurred, institute civil suit in United States District Court and seek payment of a civil penalty not in excess of \$5000.

We enclose a conciliation agreement that this office is prepared to recommend to the Commission in settlement of this matter. If you agree with the



provisions of the enclosed conciliation agreement, please sign and return it along with any civil penalty to the Commission within ten days. I will then recommend that the Commission approve the agreement.

If you have any questions or suggestions for changes in the enclosed conciliation agreement, please contact Michele D. Brown, the staff member assigned to this matter, at 202-523-4026.

Sincerely yours,

William C. Oldaker
William C. Oldaker
General Counsel

Enclosure

523- Brown

PS Form 3811, Apr. 1977

● SENDER: Complete items 1, 2, and 3.
Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one).
☐ Show to whom and date delivered.
☒ Show to whom, date, and address of delivery.
☐ RESTRICTED DELIVERY
Show to whom and date delivered.
☐ RESTRICTED DELIVERY.
Show to whom, date, and address of delivery. \$
(CONSULT POSTMASTER FOR FEES)

2. ARTICLE ADDRESSED TO:
Mr. John V. Lattimore
2500 E. Texas Street
Sherman, TX 75090

3. ARTICLE DESCRIPTION:
REGISTERED NO. CERTIFIED NO. INSURED NO.
943613

(Always obtain signature of addressee or agent)

I have received the article described above.
SIGNATURE ☐ Addressee ☐ Authorized agent

4. DATE OF DELIVERY 18 1970

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE: CLERK'S INITIALS

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

TX
POST
200
18

BEFORE THE FEDERAL ELECTION COMMISSION
April 21, 1978

In the Matter of)
John V. Lattimore) MUR 523(78)

CONCILIATION AGREEMENT

This matter having been initiated on the basis information ascertained in the normal course of carrying out its supervisory responsibilities, an investigation having been conducted and the Commission having found reasonable cause to believe a violation of the Federal Election Campaign Act, of 1971, as amended has occurred.

Now therefore respondent, John V. Lattimore, and the Federal Election Commission, having duly entered into conciliation pursuant to Section 437g(a)(5), do hereby agree as follows:

I. That the Federal Election Commission has jurisdiction over the respondent and the subject matter of this proceeding.

II. That respondent has had a reasonable opportunity to demonstrate that no action should be taken in this matter.

III. That the pertinent facts in this matter are as follows:

A. That David H. Brown was a candidate during the primary election for the U.S. House of Representatives from the Fourth Congressional District of Texas in 1976.

B. That with respect to the primary election of May 1, 1976, the respondent loaned \$5,000 on April 12, 1976, to David H. Brown, the proceeds of which were used

7804006384

for the benefit of the Brown Campaign.

IV. Wherefore the respondent agrees further:

A. That this loan constituted a contribution as defined by 2 U.S.C. Section 431(e)(1)(A) and was in violation of 2 U.S.C. Section 441a(a)(1)(A), which limits to \$1,000 any contribution to a candidate for Federal office made during an election period.

B. To pay a civil penalty of \$100.

C. That respondent agrees that he will not undertake any activity which is in violation of the Federal Election Campaign Act, 2 U.S.C. Section 431, et seq.

GENERAL CONDITIONS

I. The Commission on request of anyone filing a complaint under 2 U.S.C. Section 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 civil action for relief in the United States District Court for the District of Columbia.

II. It is mutually agreed that this agreement shall become effective as to the date that all parties hereto have executed same and the Commission has approved the entire agreement.

III. It is agreed that respondent shall have no more than 30 days from the date this agreement becomes effective to comply with the requirements of this agreement.

DATE: _____

William C. Oldaker
General Counsel

DATE: _____

John V. Lattimore
Respondent

79040063844



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

June 26, 1978

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

James L. Griffin
R. R. 1, Box 21
Howe, Texas 75059

Re: MUR 523(78)

Dear Mr. Griffin:

On May 24, 1978, the Commission determined there was reasonable cause to believe that you committed a violation of 2 U.S.C. §431(e)(1)(A) and 441 a(a)(1)(A) of the Federal Election Campaign Act of 1971, as amended. Specifically, the Commission found reasonable cause to believe that the loan which you made to David H. Brown constituted a contribution as defined by §431(e)(1)(A) and was in violation of §441a(a)(1)(A) which limits to \$1,000 any contribution to a Federal candidate for each election.

The Commission has a duty to attempt to correct such violations for a period of 30 days by informal methods of conference, conciliation and persuasion, and by entering into a conciliation agreement. 2 U.S.C. §437g(a)(5)(B). If we are unable to reach an agreement during that period, the Commission may, upon a finding of probable cause to believe a violation has occurred, institute civil suit in United States District Court and seek payment of a civil penalty not in excess of \$5000.

We enclose a conciliation agreement that this office is prepared to recommend to the Commission in settlement of this matter. If you agree with the

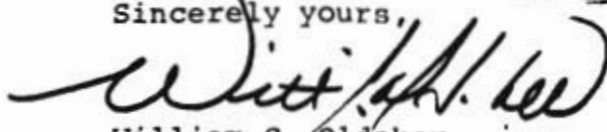


- 2 -

provisions of the enclosed conciliation agreement, please sign and return it along with any civil penalty to the Commission within ten days. I will then recommend that the Commission approve the agreement.

If you have any questions or suggestions for changes in the enclosed conciliation agreement, please contact Michele D. Brown, the staff member assigned to this matter, at 202-523-4026.

Sincerely yours,



William C. Oldaker
General Counsel

Enclosure

7 8 0 4 0 0 6 3 8 1 6

BEFORE THE FEDERAL ELECTION COMMISSION
April 21, 1978

In the Matter of)
James L. Griffin) MUR 523(78)

CONCILIATION AGREEMENT

This matter having been initiated on the basis of information ascertained in the normal course of carrying out its supervisory responsibilities, an investigation having been conducted and the Commission having found reasonable cause to believe a violation of the Federal Election Campaign Act, of 1971, as amended has occurred.

Now therefore respondent, James L. Griffin, and the Federal Election Commission, having duly entered into conciliation pursuant to Section 437g(a)(5), do hereby agree as follows:

I. That the Federal Election Commission has jurisdiction over the respondent and the subject matter of this proceeding.

II. That respondent has had a reasonable opportunity to demonstrate that no action should be taken in this matter.

III. That the pertinent facts in this matter are as follows:

A. That David H. Brown was a candidate during the primary election for the U.S. House of Representatives from the Fourth Congressional District of Texas in 1976.

B. That with respect to the primary election of May 1, 1976, the respondent loaned \$5,000 on April 22, 1976, to David H. Brown, the proceeds of which were used for the benefit of the Brown Campaign.

78040063847

IV. Wherefore the respondent agrees further:

A. That this loan constituted a contribution as defined by 2 U.S.C. Section 431(e)(1)(A) and was in violation of 2 U.S.C. Section 441a(a)(1)(A), which limits to \$1,000 any contribution to a candidate for Federal office made during an election period.

B. To pay a civil penalty of \$100.

C. That respondent agrees that he will not undertake any activity which is in violation of the Federal Election Campaign Act, 2 U.S.C. Section 431, et seq.

GENERAL CONDITIONS

I. The Commission on request of anyone filing a complaint under 2 U.S.C. Section 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 civil action for relief in the United States District Court for the District of Columbia.

II. It is mutually agreed that this agreement shall become effective as to the date that all parties hereto have executed same and the Commission has approved the entire agreement.

III. It is agreed that respondent shall have no more than 30 days from the date this agreement becomes effective to comply with the requirements of this agreement.

DATE: _____

William C. Oldaker
General Counsel

DATE: _____

James L. Griffin
Respondent

78040063843



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

June 26, 1978

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

A. L. Geer
Box 276
Anna, Texas 76003

RE: MUR 523 (78)

Dear Mr. Geer:

Based on information ascertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission has found reason to believe you may have violated certain provisions of the Federal Election Campaign Act of 1971, as amended ("the Act"). Specifically, it appears that loans were accepted which were contributions as defined by 2 U.S.C. §431(e)(1)(A) and were in violation of 2 U.S.C. §441a(a)(1)(A) which limits to \$1,000 any contribution to a Federal candidate for each election. Therefore, by accepting the contributions in excess of \$1,000, you may have violated 2 U.S.C. §441a(f). Also, there is reasonable cause to believe you violated §441a(a)(1)(A) by making a loan to Mr. Brown in excess of the \$1,000 contribution limitation.

Under the Act, you have an opportunity to demonstrate that no action should be taken against you with regard to the §441a(f) violation. Absent such demonstration, the Commission may determine there is reasonable cause to believe a violation of the Act has occurred. At that time, the Commission would like to settle this matter through a conciliation agreement. If you are unable to agree with the Commission as to the terms of a conciliation agreement, the Commission may institute a civil action against you.

In order to expedite matters, we have attached a copy of a conciliation agreement that this office would offer as settlement of the aforementioned violation. If you decide to comply with the terms of this agreement, you may sign and return it to the Commission within ten days; or if you feel that you have not violated the law, you

73040063812

may avail yourself of your right to demonstrate, within ten days, that no further action should be taken against you.

If you have any questions, please contact Michele D. Brown, the staff member assigned to this matter, at (202) 523-4026.

This matter will remain confidential in accordance with 2 U.S.C. §437g(a)(3)(B) unless you notify the Commission in writing that you wish the investigation to be made public.

If you intend to be represented by counsel in this matter, please have such counsel so notify us in writing.

Sincerely yours,

William C. Oldaker
William C. Oldaker
General Counsel

523-100

PS Form 3811, Apr. 1977

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

● SENDER: Complete items 1, 2, and 3. Add your address in the "RETURN TO" space on reverse.		
1. The following service is requested (check one). <input type="checkbox"/> Show to whom and date delivered. _____ <input type="checkbox"/> Show to whom, date, and address of delivery. _____ <input type="checkbox"/> RESTRICTED DELIVERY Show to whom and date delivered. _____ <input type="checkbox"/> RESTRICTED DELIVERY Show to whom, date, and address of delivery. \$ _____ (CONSULT POSTMASTER FOR FEES)		
2. ARTICLE ADDRESSED TO: A. L. Davis Box 976 Anna, Texas 76803		
3. ARTICLE DESCRIPTION: REGISTERED NO. _____ CERTIFIED NO. _____ INSURED NO. _____ (Always obtain signature of addressee or agent)		
I have received the article described above. SIGNATURE <input checked="" type="checkbox"/> Addressee <input type="checkbox"/> Authorized agent <i>A. L. Davis</i>		
4. DATE OF DELIVERY 6-30-78	POSTMARK	
5. ADDRESS (Complete only if requested)		
6. UNABLE TO DELIVER BECAUSE:		CLERK'S INITIALS

☆ GPO : 1977-O-234-337

Before the Federal Election Commission

In the Matter of

A. L. Geer

)
)
)

MUR 523 (78)

Conciliation Agreement

This matter having been initiated on the basis of information ascertained in the normal course of carrying out its supervisory responsibilities, an investigation having been conducted and the Commission having found reasonable cause to believe a violation of the Federal Election Campaign Act, of 1971, as amended has occurred.

Now therefore respondent, A. L. Geer, and the Federal Election Commission, having duly entered into conciliation pursuant to Section 437g(a)(5), do hereby agree as follows:

I. That the Federal Election Commission has jurisdiction over the respondent and the subject matter of this proceeding.

II. That respondent has had a reasonable opportunity to demonstrate that no action should be taken in this matter.

III. That the pertinent facts in this matter are as follows:

A. That David H. Brown was a candidate during the primary election for the U.S. House of Representatives from the Fourth Congressional District of Texas in 1976.

78040963851

B. That with respect to the primary election of May 1, 1976, the respondent loaned \$5750 on March 23 and 26, 1976, to David H. Brown, the proceeds of which were used for the benefit of the Brown campaign.

C. That with respect to the primary election of May 1, 1976, the respondent was the guarantor of a loan of \$5000 from John V. Lattimore on April 12, 1976 to David H. Brown, the proceeds of which were used for the benefit of the Brown campaign.

D. That with respect to the primary election of May 1, 1976, the respondent received the following: 1) on April 6, 1976, a \$3500 loan from Lawrence Sherrard; 2) on April 12, 1976, a \$5000 loan from John V. Lattimore for which respondent was a guarantor; 3) on April 22, 1976, a \$5000 loan from James L. Griffin.

IV. Wherefore the respondent agrees further:

A. That these loans referred to in Section III, subsections B and C constituted contributions as defined by 2 U.S.C. Section 431(e)(1)(A) and were in violation of 2 U.S.C. Section 441a(a)(1)(A), which limits to \$1000 any contribution to a candidate for Federal office made during an election period.

B. That as set forth above in Section III, subsection D, respondent violated 2 U.S.C. Section 441a(f) by accepting the loans, which constituted contributions as defined by 2 U.S.C. Section 431(e)(1)(A), in excess of \$1000 from an individual during an election period.

C. To pay a civil penalty of \$100.

78040063852

D. That respondent agrees that he will not undertake any activity which is in violation of the Federal Election Campaign Act, 2 U.S.C. Section 431, et seq.

GENERAL CONDITIONS

I. The Commission on request of anyone filing a complaint under 2 U.S.C. Section 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 civil action for relief in the United States District Court for the District of Columbia.

II. It is mutually agreed that this agreement shall become effective as to the date that all parties hereto have executed same and the Commission has approved the entire agreement.

III. It is agreed that respondent shall have no more than 30 days from the date this agreement becomes effective to comply with the requirements of this agreement.

DATE:

William C. Oldaker
General Counsel

DATE

A. L. Geer
Respondent

7 9 0 4 0 0 5 3 8 5 3



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

June 26, 1978

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

David H. Brown
212 North Crockett
Sherman, Texas 75090

RE: MUR 523 (78)

Dear Mr. Brown:

Based on information ascertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission has found reason to believe you may have violated certain provisions of the Federal Election Campaign Act of 1971, as amended ("the Act"). Specifically, it appears that loans were made to you which were contributions as defined by 2 U.S.C. §431(e)(1)(A) and are in violation of 2 U.S.C. §441a(a)(1)(A) which limits to \$1,000 any contribution to a Federal candidate for each election. Therefore, by accepting these contributions in excess of \$1,000, you may have violated 2 U.S.C. §441a(f). Also, there is reasonable cause to believe that you violated 2 U.S.C. §434(b)(12) by not reporting continuously the debts owed to Frances Brown, Virginia Kretsinger, James L. Griffin, John V. Lattimore, A. L. Geer and Lawrence Sherrard.

Under the Act, you have an opportunity to demonstrate that no action should be taken against you with regard to the reason to believe finding of 2 U.S.C. §441a(f). Absent such demonstration, the Commission may determine there is reasonable cause to believe a violation has occurred. At that time, the Commission would like to settle this matter through a conciliation agreement. If you are unable to agree with the Commission as to the terms of a conciliation agreement, the Commission may institute a civil action against you.

In order to expedite matters, we have attached a copy of a conciliation agreement that this office would offer as settlement of the aforementioned violation. If you decide to comply with the terms of this agreement, you may sign and return it to the Commission within ten

7 9 0 4 0 0 6 3 8 5 1

days; or if you feel that you have not violated the law, you may avail yourself of your right to demonstrate, within ten days, that no further action should be taken against you.

If you have any questions, please contact Michele D. Brown, the staff member assigned to this matter, at (202) 523-4026.

This matter will remain confidential in accordance with 2 U.S.C. §437g(a)(3)(B) unless you notify the Commission in writing that you wish the investigation to be made public.

If you intend to be represented by counsel in this matter, please have such counsel so notify us in writing.

Sincerely yours,

William C. Oldaker
William C. Oldaker
General Counsel

78040063855

523-MB

● SENDER: Complete items 1, 2, and 3.
Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one).
☐ Show to whom and date delivered. _____
☐ Show to whom, date, and address of delivery. _____
☐ RESTRICTED DELIVERY
Show to whom and date delivered. _____
☐ RESTRICTED DELIVERY
Show to whom, date, and address of delivery. \$ _____
(CONSULT POSTMASTER FOR FEES)

2. ARTICLE ADDRESSED TO:
David H. Brown
212 North Crockett
Sherman, Texas 75090

3. ARTICLE DESCRIPTION:
REGISTERED NO. _____ CERTIFIED NO. 958693 INSURED NO. _____

(Always obtain signature of addressee or agent)

I have received the article described above.
SIGNATURE ☐ Addressee ☐ Authorized agent

4. DATE OF DELIVERY 7/3/78

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

☆ GPO : 1977-O-234-337

Before the Federal Election Commission

May 9, 1978

In the Matter of

David H. Brown

)
)
)

MUR 523 (78)

Conciliation Agreement

This matter having been initiated on the basis of information ascertained in the normal course of carrying out its supervisory responsibilities, an investigation having been conducted and the Commission having found reasonable cause to believe a violation of the Federal Election Campaign Act, of 1971, as amended has occurred.

Now therefore respondent, David H. Brown, and the Federal Election Commission, having duly entered into conciliation pursuant to Section 437g(a)(5), do hereby agree as follows:

I. That the Federal Election Commission has jurisdiction over the respondent and the subject matter of this proceeding.

II. That respondent has had a reasonable opportunity to demonstrate that no action should be taken in this matter.

III. That the pertinent facts in this matter are as follows:

A. That respondent was a candidate during the primary election for the U.S. House of Representatives from the Fourth Congressional District of Texas in 1976.

73040063850

B. That with respect to the primary election of May 1, 1976, the respondent received the following: 1) on March 23 and 26, 1976 loans totaling \$5750 from A. L. Geer; 2) on April 6, 1976, a \$3500 loan from Lawrence Sherrard; 3) on April 12, 1976, a \$5000 loan from John V. Lattimore for which A. L. Geer, treasurer and campaign manager, was the guarantor; 4) on April 22, 1976, a \$5000 loan from James L. Griffin.

C. That the respondent failed to continuously report the debts and obligations he owed to Frances Brown, Virginia Kretsinger, A. L. Geer, Lawrence Sherrard, James L. Griffin and John V. Lattimore.

IV. Wherefore the respondent agrees further:

A. That as set forth above in Section III, subsection B, the loans constituted contributions as defined by 2 U.S.C. Section 431(e)(1)(A) and were in violation of 2 U.S.C. Section 441a(a)(1)(A) which limits to \$1,000 any contribution to a Federal candidate for each election. Respondent violated 2 U.S.C. section 441a(f) by accepting these contributions in excess of \$1,000.

B. That as set forth above in Section III, subsection C, respondent violated 2 U.S.C. Section 434(b)(12) by failing to continuously report his debts and obligations.

C. To pay a civil penalty of \$100.

D. That respondent agrees that he will not undertake any activity which is in violation of the Federal Election Campaign Act, 2 U.S.C. Section 431, et seq.

7 8 0 4 0 0 6 3 8 5 7

GENERAL CONDITIONS

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

II. It is mutually agreed that this agreement shall become effective as to the date that all parties hereto have executed same and the Commission has approved the entire agreement.

III. It is agreed that respondent shall have no more than 30 days from the date this agreement becomes effective to comply with the requirements of this agreement.

DATE:

William C. Oldaker
General Counsel

DATE:

David H. Brown
Respondent

7 8 0 4 0 0 6 3 8 5 3

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
A. L. Geer)

MUR 523 (78)

CERTIFICATION

I, Marjorie W. Emmons, Secretary to the Federal Election Commission, do hereby certify that on June 21, 1978, the Commission determined by a vote of 5-0 to adopt the recommendation of the General Counsel to approve the conciliation agreements and letters attached to the General Counsel's Memorandum dated June 15, 1978 in the above-captioned matter.

Commissioner Harris did not cast a vote in this matter.

Attest:

Date

6/23/78

Marjorie W. Emmons

Marjorie W. Emmons
Secretary to the Commission

79040063859



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

June 20, 1978
9:45 a.m.

MEMORANDUM TO: CHARLES STEELE
FROM: MARJORIE W. EMMONS *mwe*
SUBJECT: Tally Vote Matters Lacking Four Affirmative
Votes

The following documents, circulated June 15, 1978 at
4:30 p.m., have failed to receive four affirmative during the
48 hour period ending at 4:30 p.m., June 19, 1978.

Pursuant to Directive No: 8, approved at the Commission
meeting of April 27, 1978, these matters are submitted for
inclusion on Amended Agenda II for June 21, 1978.

MUR 589 - First General Counsel's Report dated 6-15-78

MUR 523 - Memo dated 6-15-78, Letters and Conciliation
Agreements

MUR 555 - First General Counsel's Report dated 6-15-78

MUR 584 - First General Counsel's Report dated 6-15-78

MUR 607 - First General Counsel's Report dated 6-15-78

78040063860

June 15, 1978

MEMORANDUM TO: Marge Emmons
FROM: Elissa T. Garr
SUBJECT: MUR 523

Please have the attached Letters and conciliation agreements on MUR 523 distributed to the Commission on a 48 hour tally basis.

Thank you.

78040063861



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

June 15, 1978

MEMORANDUM

TO: The Commission

FROM: William C. Oldaker *WCO*

RE: MUR 523 (78)

Attached are the letters and conciliation agreements containing the changes which the Commission requested in the meeting of May 24, 1978. With regard to paragraph 2 of the Commission Certification, the discussion by the Commission had reference only to respondents David Brown and A. L. Geer; therefore, we are re-circulating the letters and conciliation agreements for them only.

73040063862



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

A. L. Geer
Box 276
Anna, Texas 76003

RE: MUR 523 (78)

Dear Mr. Geer:

Based on information ascertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission has found reason to believe you may have violated certain provisions of the Federal Election Campaign Act of 1971, as amended ("the Act"). Specifically, it appears that loans were accepted which were contributions as defined by 2 U.S.C. §431(e)(1)(A) and were in violation of 2 U.S.C. §441a(a)(1)(A) which limits to \$1,000 any contribution to a Federal candidate for each election. Therefore, by accepting the contributions in excess of \$1,000, you may have violated 2 U.S.C. §441a(f). Also, there is reasonable cause to believe you violated §441a(a)(1)(A) by making a loan to Mr. Brown in excess of the \$1,000 contribution limitation.

Under the Act, you have an opportunity to demonstrate that no action should be taken against you with regard to the §441a(f) violation. Absent such demonstration, the Commission may determine there is reasonable cause to believe a violation of the Act has occurred. At that time, the Commission would like to settle this matter through a conciliation agreement. If you are unable to agree with the Commission as to the terms of a conciliation agreement, the Commission may institute a civil action against you.

In order to expedite matters, we have attached a copy of a conciliation agreement that this office would offer as settlement of the aforementioned violation. If you decide to comply with the terms of this agreement, you may sign and return it to the Commission within ten days; or if you feel that you have not violated the law, you

may avail yourself of your right to demonstrate, within ten days, that no further action should be taken against you.

If you have any questions, please contact Michele D. Brown, the staff member assigned to this matter, at (202) 523-4026.

This matter will remain confidential in accordance with 2 U.S.C. §437g(a)(3)(B) unless you notify the Commission in writing that you wish the investigation to be made public.

If you intend to be represented by counsel in this matter, please have such counsel so notify us in writing.

Sincerely yours,

William C. Oldaker
General Counsel



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

David H. Brown
212 North Crockett
Sherman, Texas 75090

RE: MUR 523 (78)

Dear Mr. Brown:

Based on information ascertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission has found reason to believe you may have violated certain provisions of the Federal Election Campaign Act of 1971, as amended ("the Act"). Specifically, it appears that loans were made to you which were contributions as defined by 2 U.S.C. §431(e)(1)(A) and are in violation of 2 U.S.C. §441a(a)(1)(A) which limits to \$1,000 any contribution to a Federal candidate for each election. Therefore, by accepting these contributions in excess of \$1,000, you may have violated 2 U.S.C. §441a(f). Also, there is reasonable cause to believe that you violated 2 U.S.C. §434(b)(12) by not reporting continuously the debts owed to Frances Brown, Virginia Kretsinger, James L. Griffin, John V. Lattimore, A. L. Geer and Lawrence Sherrard.

Under the Act, you have an opportunity to demonstrate that no action should be taken against you with regard to the reason to believe finding of 2 U.S.C. §441a(f). Absent such demonstration, the Commission may determine there is reasonable cause to believe a violation has occurred. At that time, the Commission would like to settle this matter through a conciliation agreement. If you are unable to agree with the Commission as to the terms of a conciliation agreement, the Commission may institute a civil action against you.

In order to expedite matters, we have attached a copy of a conciliation agreement that this office would offer as settlement of the aforementioned violation. If you decide to comply with the terms of this agreement, you may sign and return it to the Commission within ten

days; or if you feel that you have not violated the law, you may avail yourself of your right to demonstrate, within ten days, that no further action should be taken against you.

If you have any questions, please contact Michele D. Brown, the staff member assigned to this matter, at (202) 523-4026.

This matter will remain confidential in accordance with 2 U.S.C. §437g(a)(3)(B) unless you notify the Commission in writing that you wish the investigation to be made public.

If you intend to be represented by counsel in this matter, please have such counsel so notify us in writing.

Sincerely yours,

William C. Oldaker
General Counsel

Before the Federal Election Commission

In the Matter of

A. L. Geer

)
)
)

MUR 523 (78)

Conciliation Agreement

This matter having been initiated on the basis of information ascertained in the normal course of carrying out its supervisory responsibilities, an investigation having been conducted and the Commission having found reasonable cause to believe a violation of the Federal Election Campaign Act, of 1971, as amended has occurred.

Now therefore respondent, A. L. Geer, and the Federal Election Commission, having duly entered into conciliation pursuant to Section 437g(a)(5), do hereby agree as follows:

I. That the Federal Election Commission has jurisdiction over the respondent and the subject matter of this proceeding.

II. That respondent has had a reasonable opportunity to demonstrate that no action should be taken in this matter.

III. That the pertinent facts in this matter are as follows:

A. That David H. Brown was a candidate during the primary election for the U.S. House of Representatives from the Fourth Congressional District of Texas in 1976.

79040753867

B. That with respect to the primary election of May 1, 1976, the respondent loaned \$5750 on March 23 and 26, 1976, to David H. Brown, the proceeds of which were used for the benefit of the Brown campaign.

C. That with respect to the primary election of May 1, 1976, the respondent was the guarantor of a loan of \$5000 from John V. Lattimore on April 12, 1976 to David H. Brown, the proceeds of which were used for the benefit of the Brown campaign.

D. That with respect to the primary election of May 1, 1976, the respondent received the following: 1) on April 6, 1976, a \$3500 loan from Lawrence Sherrard; 2) on April 12, 1976, a \$5000 loan from John V. Lattimore for which respondent was a guarantor; 3) on April 22, 1976, a \$5000 loan from James L. Griffin.

IV. Wherefore the respondent agrees further:

A. That these loans referred to in Section III, subsections B and C constituted contributions as defined by 2 U.S.C. Section 431(e)(1)(A) and were in violation of 2 U.S.C. Section 441a(a)(1)(A), which limits to \$1000 any contribution to a candidate for Federal office made during an election period.

B. That as set forth above in Section III, subsection D, respondent violated 2 U.S.C. Section 441a(f) by accepting the loans, which constituted contributions as defined by 2 U.S.C. Section 431(e)(1)(A), in excess of \$1000 from an individual during an election period.

C. To pay a civil penalty of \$100.

78040063863

D. That respondent agrees that he will not undertake any activity which is in violation of the Federal Election Campaign Act, 2 U.S.C. Section 431, et seq.

GENERAL CONDITIONS

I. The Commission on request of anyone filing a complaint under 2 U.S.C. Section 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 civil action for relief in the United States District Court for the District of Columbia.

II. It is mutually agreed that this agreement shall become effective as to the date that all parties hereto have executed same and the Commission has approved the entire agreement.

III. It is agreed that respondent shall have no more than 30 days from the date this agreement becomes effective to comply with the requirements of this agreement.

DATE:

William C. Oldaker
General Counsel

DATE

A. L. Geer
Respondent

73040063869

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
David H. Brown, et al.)

MUR 523 (78)

CERTIFICATIONS

I, Marjorie W. Emmons, Secretary to the Federal Election Commission, do hereby certify that on May 24, 1978, the Commission determined by a vote of 6-0 to take the following actions in the above-captioned matter:

- 1) Find reasonable cause to believe that Lawrence Sherrard, John V. Lattimore, James L. Griffin, and A. L. Geer violated 2 U.S.C. Sections 431(e)(1)(A) and 441a(a)(1)(A) by making loans to the candidate, David H. Brown.
- 2) Direct the Office of the General Counsel to submit to the Commission draft letters and conciliation agreements with respect to respondents Lawrence Sherrard, John V. Lattimore, James L. Griffin, A. L. Geer, and David H. Brown.
- 3) Find Reasonable Cause to believe that Mr. Brown violated 2 U.S.C. Section 434(b)(12) by not reporting the debts and violations owed to Virginia Kretsinger, Francis Brown, John V. Lattimore, Lawrence Sherrard, A. L. Geer and James L. Griffin.

(Continued page two)

79040063870

Certification: Mur 523 (78)
May 26, 1978

Page 2

4) Find reason to believe that David H. Brown and A. L. Geer violated 2 U.S.C. Section 441a(f) by accepting loans in excess of the contribution limitations.

Date

5/26/78

Marjorie W. Emmons

Marjorie W. Emmons
Secretary to the Commission

78040063871

In the Matter of)
) MUR 523 (78)
David H. Brown, et al.)

General Counsel's Report

Background

During 1977, staff of the General Counsel's Office reviewed the reports of all House and Senate candidates and committees to determine the nature and extent of the reporting of loans, and to determine whether additional regulations and reporting forms might be necessary.

Allegations

It appears that several loans were made by individuals to the Brown for Congress Committee which were in excess of the contributions limitations and which were not properly reported by the candidate.

Previous Commission Action

On March 16, 1978, the Commission found reason to believe that Virginia Kretsinger, Frances Brown, John V. Lattimore, Lawrence Sherrard, A. L. Geer and James L. Griffin violated 2 U.S.C. §§431(e)(1) and 441a(a)(1)(A) by making loans to the candidate, David H. Brown, in excess of the contribution limitations. Also on that date, reason to believe was found that David H. Brown

had violated §434(b)(12) by not reporting the debts and obligations owed to the above named persons.

Letters were mailed to the respondents on March 17, 1978. Responses were received from Mr. Lattimore on his own behalf and from Mr. Brown on his own behalf and on behalf of the remaining respondents.

Analysis

7 3 0 4 0 0 6 3 8 7 3
A. The respondents can be split up into two groups: those related to the candidate and those who are not family members. Because the contributions were made prior to May 11, 1976, the date on which the 1976 amendments became effective, the contribution limitations differ for family members and other contributors. Prior to the Buckley v. Valeo decision, the immediate family members of a Federal candidate could contribute up to \$25,000 to that candidate provided the candidate did not exceed the limit on contributions and/or expenditures from personal or family funds. Since Mr. Brown was a House candidate, the limit on contributions and/or expenditures was \$25,000. (Advisory Opinion 1975-65)

In this case, Frances Brown, Virginia Kretsinger, and Paul Brown are all related to the candidate and thus they are all subject to the candidate's \$25,000 aggregate contribution limitations. On April 14, 1976, Frances Brown lent \$5,000 to David Brown, her son. Virginia Kretsinger, the candidate's sister, lent \$5,000 to him on April 14, 1976. Both were repaid by Paul Brown, on behalf of his brother, David Brown, on May 6, 1976. Paul Brown has not as yet been repaid. From the reports,

it appears that David Brown contributed about \$2,500 to his own campaign. These contributions total \$22,500 which is under the \$25,000 ceiling for House candidate contributions and/or expenditures from personal or family funds.

B. A. L. Geer, John V. Lattimore, Lawrence Sherrard, and James L. Griffin are subject to the \$1,000 per election contribution limitation. Their loans to the candidate constitute contributions as defined by 2 U.S.C. §431(e)(1)(A) and thus are violations of §441a(a)(1)(A).

C. The acceptance of the loans by the candidate, David H. Brown, and A. L. Geer, his campaign manager, constitute violations of 2 U.S.C. §441a(f).

D. David Brown did not continuously report the debts and obligations owed to these people and thus violated 2 U.S.C. §434(b)(12).

Recommendation

1. It is recommended that reasonable cause to believe be found that Lawrence Sherrard, John V. Lattimore, James L. Griffin, and A. L. Geer violated §§431(e)(1)(A) and 441a(a)(1)(A) by making loans to the candidate, David H. Brown.


2. The attached letters and conciliation agreement should be sent to Lawrence Sherrard, James L. Griffin and John V. Lattimore, A. L. Geer and David H. Brown.

3. Reasonable cause to believe should be found that Mr. Brown violated 2 U.S.C. §434(b)(12) by not reporting the debts and obligations owed to Virginia Kretsinger, Francis Brown, John V. Lattimore, Lawrence Sherrard, A. L. Geer and James L. Griffin.

7 8 0 4 0 0 6 3 8 7 4

4. Also, reason to believe should be found that David H. Brown and A. L. Geer violated §441a(f) by accepting loans in excess of the contribution limitations. The attached reason to believe letters should be sent to them.^{1/}

5/18/78
Date


William C. Oldaker
General Counsel

^{1/}Attached also are copies of conciliation agreements which we propose to send to Mr. Brown and Mr. Geer in connection with the reason to believe finding of a violation of §441a(f). We propose sending these out now in order to settle this matter in an expeditious manner. A recommendation as to a reasonable cause to believe finding will be made to the Commission upon receipt of the responses from Mr. Geer and Mr. Brown.

78040063875



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

David H. Brown
212 North Crockett
Sherman, Texas 75090

Re: MUR 523 (78)

Dear Mr. Brown:

Based on information ascertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission has found reason to believe you may have violated certain provisions of the Federal Election Campaign Act of 1971, as amended ("the Act"). Specifically, it appears that loans were accepted in violation of 2 U.S.C. §441a(f) which were contributions as defined by §431(e)(1)(A) and thus exceeded the contribution limitations of §441a(a)(1)(A). Also, there is reasonable cause to believe that you violated 2 U.S.C. §434(b)(12) by not reporting continuously the debts owed to Frances Brown, Virginia Kretsinger, Paul Brown, James L. Griffin, John V. Lattimore, A. L. Geer and Lawrence Sherrard.

Under the Act, you have an opportunity to demonstrate that no action should be taken against you with regard to the reason to believe finding of 2 U.S.C. §441a(f). Absent such demonstration, the Commission may determine there is reasonable cause to believe a violation has occurred. At that time, the Commission would like to settle this matter through a conciliation agreement. If you are unable to agree with the Commission as to the terms of a conciliation agreement, the Commission may institute a civil action against you.

In order to expedite matters, we have attached a copy of a conciliation agreement that this office would offer as settlement of the aforementioned violation. If you decide to comply with the terms of this agreement, you may sign and return it to the Commission within ten

days; or if you feel that you have not violated the law, you may avail yourself of your right to demonstrate, within ten days, that no further action should be taken against you.

If you have any questions, please contact Michele D. Brown, the staff member assigned to this matter, at (202) 523-4026.

This matter will remain confidential in accordance with 2 U.S.C. §437g(a)(3)(B) unless you notify the Commission in writing that you wish the investigation to be made public.

If you intend to be represented by counsel in this matter, please have such counsel so notify us in writing.

Sincerely yours,

William C. Oldaker
General Counsel



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

James L. Griffin
R. R. 1, Box 21
Howe, Texas 75059

Re: MUR 523(78)

Dear Mr. Griffin:

On , 1978, the Commission determined there was reasonable cause to believe that you committed a violation of 2 U.S.C. §431(e)(1)(A) and 441 a(a)(1)(A) of the Federal Election Campaign Act of 1971, as amended. Specifically, the Commission found reasonable cause to believe that the loan which you made to David H. Brown constituted a contribution as defined by §431(e)(1)(A) and was in violation of §441a(a)(1)(A) which limits to \$1,000 any contribution to a Federal candidate for each election.

The Commission has a duty to attempt to correct such violations for a period of 30 days by informal methods of conference, conciliation and persuasion, and by entering into a conciliation agreement. 2 U.S.C. §437g(a)(5) (B). If we are unable to reach an agreement during that period, the Commission may, upon a finding of probable cause to believe a violation has occurred, institute civil suit in United States District Court and seek payment of a civil penalty not in excess of \$5000.

We enclose a conciliation agreement that this office is prepared to recommend to the Commission in settlement of this matter. If you agree with the



provisions of the enclosed conciliation agreement, please sign and return it along with any civil penalty to the Commission within ten days. I will then recommend that the Commission approve the agreement.

If you have any questions or suggestions for changes in the enclosed conciliation agreement, please contact Michele D. Brown, the staff member assigned to this matter, at 202-523-4026.

Sincerely yours,

William C. Oldaker
General Counsel

Enclosure



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Lawrence Sherrard
666 Texoma Drive
Denison, Texas 75020

Re: MUR 523(78)

Dear Mr. Sherrard:

On , 1978, the Commission determined there was reasonable cause to believe that you committed a violation of 2 U.S.C. §§431(e)(1)(A) and 441 a(a)(1)(A) of the Federal Election Campaign Act of 1971, as amended. Specifically, the Commission found reasonable cause to believe that the loan which you made to David H. Brown constituted a contribution as defined by §431(e)(1)(A) and was in violation of §441a(a)(1)(A) which limits to \$1,000 any contribution to a Federal candidate for each election.

The Commission has a duty to attempt to correct such violations for a period of 30 days by informal methods of conference, conciliation and persuasion, and by entering into a conciliation agreement. 2 U.S.C. §437g(a)(5)(B). If we are unable to reach an agreement during that period, the Commission may, upon a finding of probable cause to believe a violation has occurred, institute civil suit in United States District Court and seek payment of a civil penalty not in excess of \$5000.

We enclose a conciliation agreement that this office is prepared to recommend to the Commission in settlement of this matter. If you agree with the



provisions of the enclosed conciliation agreement, please sign and return it along with any civil penalty to the Commission within ten days. I will then recommend that the Commission approve the agreement.

If you have any questions or suggestions for changes in the enclosed conciliation agreement, please contact Michele D. Brown, the staff member assigned to this matter, at 202-523-4026.

Sincerely yours,

William C. Oldaker
General Counsel

Enclosure



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

A. L. Geer
Box 276
Anna, Texas 76003

Re: MUR 523 (78)

Dear Mr. Geer:

Based on information ascertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission has found reason to believe you may have violated certain provisions of the Federal Election Campaign Act of 1971, as amended ("the Act"). Specifically, it appears 2 U.S.C. §441a(f) was violated in that loans were accepted which were contributions as defined by §431(e)(1)(A) and thus exceeded the contribution limitations of §441a(a)(1)(A). Also, there is reasonable cause to believe you violated §441a(a)(1)(A) by making a loan to Mr. Brown in excess of the \$1,000 contribution limitation.

Under the Act, you have an opportunity to demonstrate that no action should be taken against you with regard to the §441a(f) violation. Absent such demonstration, the Commission may determine there is reasonable cause to believe a violation of the Act has occurred. At that time, the Commission would like to settle this matter through a conciliation agreement. If you are unable to agree with the Commission as to the terms of a conciliation agreement, the Commission may institute a civil action against you.

In order to expedite matters, we have attached a copy of a conciliation agreement that this office would offer as settlement of the aforementioned violation. If you decide to comply with the terms of this agreement, you may sign and return it to the Commission within ten days; or if you feel that you have not violated the law, you

may avail yourself of your right to demonstrate, within ten days, that no further action should be taken against you.

If you have any questions, please contact Michele D. Brown, the staff member assigned to this matter, at (202) 523-4026.

This matter will remain confidential in accordance with 2 U.S.C. §437g(a)(3)(B) unless you notify the Commission in writing that you wish the investigation to be made public.

If you intend to be represented by counsel in this matter, please have such counsel so notify us in writing.

Sincerely yours,

William C. Oldaker
General Counsel



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

John V. Lattimore
2500 East Texas Street
Sherman, Texas 75090

Re: MUR 523(78)

Dear Mr. Lattimore:

On , 1978, the Commission determined there was reasonable cause to believe that you committed a violation of 2 U.S.C. §§431(e)(1)(A) and 441 a(a)(1)(A) of the Federal Election Campaign Act of 1971, as amended. Specifically, the Commission found reasonable cause to believe that the loan which you made to David H. Brown constituted a contribution as defined by §431(e)(1)(A) and was in violation of §441a(a)(1)(A) which limits to \$1,000 any contribution to a Federal candidate for each election.

The Commission has a duty to attempt to correct such violations for a period of 30 days by informal methods of conference, conciliation and persuasion, and by entering into a conciliation agreement. 2 U.S.C. §437g(a)(5)(B). If we are unable to reach an agreement during that period, the Commission may, upon a finding of probable cause to believe a violation has occurred, institute civil suit in United States District Court and seek payment of a civil penalty not in excess of \$5000.

We enclose a conciliation agreement that this office is prepared to recommend to the Commission in settlement of this matter. If you agree with the



provisions of the enclosed conciliation agreement, please sign and return it along with any civil penalty to the Commission within ten days. I will then recommend that the Commission approve the agreement.

If you have any questions or suggestions for changes in the enclosed conciliation agreement, please contact Michele D. Brown, the staff member assigned to this matter, at 202-523-4026.

Sincerely yours,

William C. Oldaker
General Counsel

Enclosure

BEFORE THE FEDERAL ELECTION COMMISSION
April 21, 1978

In the Matter of)
) MUR 523(78)
David H. Brown, et al.)

GENERAL COUNSEL REPORT

BACKGROUND

During 1977, staff of the General Counsel's Office reviewed the reports of all House and Senate candidates and committees to determine the nature and extent of the reporting of loans, and to determine whether additional regulations and reporting forms might be necessary.

ALLEGATIONS

It appears that several loans were made by individuals to the Brown for Congress Committee which were in excess of the contributions limitations and which were not properly reported by the candidate.

PREVIOUS COMMISSION ACTION

On March 16, 1978, the Commission found reason to believe that Virginia Kretsinger, Frances Brown, John V. Lattimore, Lawrence Sherrard, A. L. Geer and James L. Griffin violated 2 U.S.C. §§431(e)(1) and 441a(a)(1)(A) by making loans to the candidate, David H. Brown, in excess of the contribution limitations. Also on that date, reason to believe was found that David H. Brown had violated §434(b)(12) by not reporting the debts and obligations owed to the above named persons.

73040963886

Letters were mailed to the respondents on March 17, 1978. Responses were received from Mr. Lattimore on his own behalf and from Mr. Brown on his own behalf and on behalf of the remaining respondents.

ANALYSIS

A. The respondents can be split up into two groups: those related to the candidate and those who are not family members. Because the contributions were made prior to May 11, 1976, the date on which the 1976 amendments became effective, the contribution limitations differ for family members and other contributors. Prior to the Buckey v. Valeo decision, the immediate family members of a Federal candidate could contribute up to \$25,000 to that candidate. In the Commission's Policy Statement of October 1, 1976, it was stated that contributions by family members in excess of \$1,000 made prior to May 11, 1976, did not have to be refunded as long as the contributions made did not cause the contributor to exceed the annual contribution limitation of \$25,000.

In this case, Frances Brown, Virginia Kretsinger, and Paul Brown are all related to the candidate and thus are subject to the \$25,000 contribution limitations. We have contacted these people to request that they supply affidavits stating their relationship to the candidate and whether or not they contributed to any other Federal candidate during the year 1976. A recommendation as to how these three should be handled will be made as soon as we receive their affidavits.

B. A. L. Geer, John V. Lattimore, Lawrence Sherrard, and James L. Griffin are subject to the \$1,000 per election contribution limitation. Their loans to the candidate constitute contributions as defined by 2 U.S.C. §431(e)(1)(A) and thus are violations of §441a(a)(1)(A).

C. The acceptance of the loans by the candidate, David H. Brown, and A. L. Geer, his campaign manager, constitute violations of 2 U.S.C. §441a(f).

RECOMMENDATION

It is recommended that reasonable cause to believe be found that Lawrence Sherrard, John V. Lattimore, James L. Griffin, and A. L. Geer violated §§431(e)(1)(A) and 441a(a)(1)(A) by making loans to the candidate, David H. Brown. The attached letters and conciliation agreements should be sent to Lawrence Sherrard, James L. Griffin and John V. Lattimore.

Also, reason to believe should be found that David H. Brown and A. L. Geer violated §441a(f) by accepting loans in excess of the contribution limitations. The attached reason to believe letters should be sent to them.^{1/}

^{1/} Attached also are copies of conciliation agreements which we propose to send to Mr. Brown and Mr. Geer in connection with the reason to believe finding of a violation of §441a(f). We propose sending these out now in order to settle this matter in an expeditious manner. A recommendation as to a reasonable cause to believe finding will be made to the Commission upon receipt of the responses from Mr. Geer and Mr. Brown.

73040063888

4/28/78
Date

William C. Oldaker
General Counsel

78040063889



FEDERAL ELECTION COMMISSION

1125 K STREET N.W.
WASHINGTON, D.C. 20463

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

David H. Brown
212 North Crockett
Sherman, Texas 75090

Re: MUR 523(78)

Dear Mr. Brown:

Based on information ascertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission has found reason to believe you may have violated certain provisions of the Federal Election Campaign Act of 1971, as amended ("the Act"). Specifically it appears that loans were accepted which were contributions as defined by 2 U.S.C. §431(e)(1)(A) and thus exceeded the contribution limitations of §441a(a)(1)(A). We have numbered this matter MUR 523(78).

Under the Act, you have an opportunity to demonstrate that no action should be taken against you. Absent such demonstration, the Commission may determine there is reasonable cause to believe a violation of the Act has occurred. At that time, the Commission would like to settle this matter through a conciliation agreement. If you are unable to agree with the Commission as to the terms of a conciliation agreement, the Commission may institute a civil action against you.

In order to expedite matters, we have attached a copy of a conciliation agreement that this office would offer as settlement of the aforementioned violation. If you decide to comply with the terms of



this agreement, you may sign and return it to the Commission within ten days; or if you feel that you have not violated the law, you may avail yourself of your right to demonstrate, within ten days, that no further action should be taken against you.

If you have any questions, please contact Michele D. Brown, the staff member assigned to this matter, at 202-523-4026.

This matter will remain confidential in accordance with 2 U.S.C. §437g(a)(3)(B) unless you notify the Commission in writing that you wish the investigation to be made public.

If you intend to be represented by counsel in this matter, please have such counsel so notify us in writing.

Sincerely yours,

William C. Oldaker
General Counsel

Before the Federal Election Commission

In the Matter of
David H. Brown

)
)
)

MUR 523 (78)

Conciliation Agreement

This matter having been initiated on the basis of information ascertained in the normal course of carrying out its supervisory responsibilities, an investigation having been conducted and the Commission having found reasonable cause to believe a violation of the Federal Election Campaign Act, of 1971, as amended has occurred.

Now therefore respondent, David H. Brown, and the Federal Election Commission, having duly entered into conciliation pursuant to Section 437g(a)(5), do hereby agree as follows:

I. That the Federal Election Commission has jurisdiction over the respondent and the subject matter of this proceeding.

II. That respondent has had a reasonable opportunity to demonstrate that no action should be taken in this matter.

III. That the pertinent facts in this matter are as follows:

A. That respondent was a candidate during the primary election for the U.S. House of Representatives from the Fourth Congressional District of Texas in 1976.

B. That with respect to the primary election of May 1, 1976, the respondent received the following: 1) on March 23 and 26, 1976 loans totaling \$5750 from A. L. Greer; 2) on April 6, 1976, a \$3500 loan from Lawrence Sherrard; 3) on April 12, 1976, a \$5000 loan from John V. Lattimore for which A. L. Geer, treasurer and campaign manager, was the guarantor; 4) on April 22, 1976 a \$5000 loan from James L. Griffin.

IV. Wherefore the respondent agrees further:

A. That as set forth above in Section III, subsection B, respondent violated 2 U.S.C. Section 441(a)(f) by accepting contributions in excess of \$1000 from an individual during an election period.

B. To pay a civil penalty of \$100.

C. That respondent agrees that he will not undertake any activity which is in violation of the Federal Election Campaign Act, 2 U.S.C. Section 431, et seq.

GENERAL CONDITIONS

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

II. It is mutually agreed that this agreement shall become effective as to the date that all parties hereto have

7 3 0 4 0 0 6 3 8 9 3

executed same and the Commission has approved the entire agreement.

III. It is agreed that respondent shall have no more than 30 days from the date this agreement becomes effective to comply with the requirements of this agreement.

DATE:

William C. Oldaker
General Counsel

DATE:

David H. Brown
Respondent

78040063894



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

A. L. Geer
Box 276
Anna, Texas 76003

Re: MUR 523(78)

Dear Mr. Geer:

Based on information ascertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission has found reason to believe you may have violated certain provisions of the Federal Election Campaign Act of 1971, as amended ("the Act"). Specifically it appears that loans were accepted which were contributions as defined by 2 U.S.C. §431(e)(1)(A) and thus exceeded the contribution limitations of §441a(a)(1)(A). We have numbered this matter MUR 523(78).

Under the Act, you have an opportunity to demonstrate that no action should be taken against you. Absent such demonstration, the Commission may determine there is reasonable cause to believe a violation of the Act has occurred. At that time, the Commission would like to settle this matter through a conciliation agreement. If you are unable to agree with the Commission as to the terms of a conciliation agreement, the Commission may institute a civil action against you.

In order to expedite matters, we have attached a copy of a conciliation agreement that this office would offer as settlement of the aforementioned violation. If you decide to comply with the terms of



this agreement, you may sign and return it to the Commission within ten days; or if you feel that you have not violated the law, you may avail yourself of your right to demonstrate, within ten days, that no further action should be taken against you.

If you have any questions, please contact Michele D. Brown, the staff member assigned to this matter, at 202-523-4026.

This matter will remain confidential in accordance with 2 U.S.C. §437g(a)(3)(B) unless you notify the Commission in writing that you wish the investigation to be made public.

If you intend to be represented by counsel in this matter, please have such counsel so notify us in writing.

Sincerely yours,

William C. Oldaker
General Counsel

BROWN, HILL, ELLIS AND BROWN
ATTORNEYS AND COUNSELORS
GRAYSON BANK BUILDING
SHERMAN, TEXAS 75090

801666
~~933133~~

RECEIVED
FEDERAL ELECTION
COMMISSION

400
3215-

PAUL BROWN
JOHN D. HILL
JOHN W. ELLIS, JR.
BARRETT KEITH BROWN

April 5, 1978

70 APR 10 PM 1:55

PHONE 892-6121

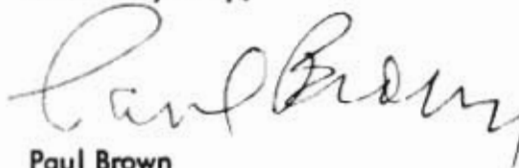
Federal Election Commission
1325 "K" Street
Northwest Washington, D. C. 20463
Attn: Ms. Michelle D. Brown

Re: MUR523 (78)

Gentlemen:

On behalf of Mrs. Virginia Kretsinger and Mrs. Frances Brown, I enclose Affidavits of Mrs. Kretsinger, Mrs. Brown and myself in response to your recent letters. After you have had an opportunity to review these Affidavits I would appreciate hearing from you if any further information is desired.

Yours very truly,



Paul Brown

PB/pdb

Enclosures

7 3 0 4 0 3 6 3 8 9 7

RECEIVED
FEDERAL COLLECTION
SECTION

1978 APR 10 PM 1:55

STATE OF TEXAS

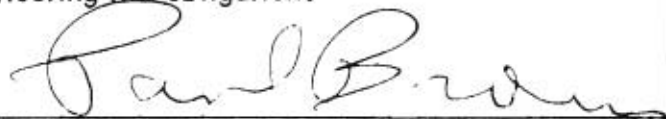
X

COUNTY OF GRAYSON

X

Paul Brown makes the following statement:

On May 6, 1976, I loaned my brother, David H. Brown, the sum of \$10,000.00 payable on or before one year from date and he executed and delivered to me his promissory note in that amount bearing interest at the rate of eight and one-half percent per annum. Payment of this note was secured by Deed of Trust covering real property in Grayson County, Texas. This Deed of Trust was recorded on May 26, 1976, in the Deed of Trust Records of Grayson County, Texas, Volume 514, Page 642. This note has not been paid and I have consented to its renewal and extension. I consider this note a binding and legal obligation and have every intention of collecting this obligation.


Paul Brown

SUBSCRIBED AND SWORN TO BEFORE ME, the undersigned Notary Public, on this the 4th day of April, 1978, to certify which witness my hand and seal of office.


Notary Public in and for Grayson County, Texas

73040063898

STATE OF TEXAS

X

COUNTY OF GRAYSON

X

Frances N. Brown makes the following statement:

On or about April 14, 1976, I loaned my son, David H. Brown, \$5,000.00 and received from him his promissory note in that amount payable on demand. I was repayed this loan by my son, Paul Brown, from the proceeds of a loan which he made to David H. Brown. By the making of this loan which I understood would be shortly repayed and which was, in fact, promptly repayed I did not realize that it could be considered a financial contribution to his political campaign. It was not my intent to circumvent any of the rules or regulations of the Federal Election Campaign Act.

Frances N. Brown
Frances N. Brown

SUBSCRIBED AND SWORN TO BEFORE ME, the undersigned Notary Public, on this the 4th day of April, 1978, to certify which witness my hand and seal of office.

Brenda J. [Signature]
Notary Public in and for Grayson County, Texas

73040063899

STATE OF TEXAS

X

COUNTY OF GRAYSON

X

Virginia Kretsinger makes the following statement:

On or about April 14, 1976, I loaned my brother, David H. Brown, \$5,000.00 and received from him his promissory note in that amount payable on demand. I was repayed this loan by my brother, Paul Brown, from the proceeds of a loan which he made to David H. Brown. By the making of this loan which I understood would be shortly repayed and which was, in fact, promptly repayed I did not realize that it could be considered a financial contribution to his political campaign. It was not my intent to circumvent any of the rules or regulations of the Federal Election Campaign Act.

Virginia Kretsinger
Virginia Kretsinger

SUBSCRIBED AND SWORN TO BEFORE ME, the undersigned Notary Public, on this the 4th day of April, 1978, to certify which witness my hand and seal of office.

Notary Public
Notary Public in and for Grayson County, Texas

73040063900

7
9
0
4
0
1
0
8
7
BROWN, HILL, ELLIS AND BROWN
ATTORNEYS AND COUNSELORS
GRAYSON BANK BUILDING
SHERMAN, TEXAS 75090



Attn: Ms. Michelle D. Brown

Federal Election Commission
1325 "K" Street
Northwest Washington, D. C. 20463

LAW OFFICES
DAVID H. BROWN

212 NORTH CROCKETT
SHERMAN, TEXAS 75090

April 6, 1976

FEDERAL ELECTION COMMISSION

'78 APR 10 PM 1:56

TELEPHONE
(214) 893-5500

TOHNIE E. HYNDS
ASSOCIATE

801662

Honorable William C. Oldaker
General Counsel
Federal Election Commission
1325 K Street N.W.
Washington, D.C. 20463

Re: MUR 523 (78)

Dear Mr. Oldaker:

In compiling our office file on the above captioned matter, I discovered I had inadvertently misspelled your name. Please accept my sincere apology for this error.

Sincerely,

Brenda Jennings
Brenda Jennings
Secretary to David H. Brown

bj

73040063901

7 3 0 4 0 0 6 3 9 0
DAVID H. BROWN

ATTORNEY AT LAW

Box 370

SHERMAN, TEXAS 75090



Honorable William C. Oldaker
General Counsel
Federal Election Commission
1325 K Street N.W.
Washington, D.C. 20463

90:1 114 01 05V 02

ACC
3/8/

LAW OFFICES FEDERAL ELECTION
DAVID H. BROWN

801592

212 NORTH CROCKETT

SHERMAN, TEXAS 75090 7 PM 2:21

April 4, 1978

TELEPHONE
(214) 893-5600

Honorable William C. Oldacre
General Counsel
Federal Election Commission
1325 K Street N.W.
Washington, D.C. 20463

Attention: Ms. Michele Brown

Re: MUR 523 (78)

Dear Mr. Oldacre:

Herewith the following: (1) Affidavit of David H. Brown together with Exhibits A, B and C; (2) Affidavit of James L. Griffin and Affidavit of A. L. Geer with supporting documents; (3) Copy of real estate lien note and deed of trust from David H. Brown to Paul Brown; and (4) Affidavit of Lawrence Sherrard with supporting copy of check.

If additional information is needed I shall be happy to furnish the same. Of course I will file periodic reports of activity relative to the remaining indebtedness if that is desired by the Commission or, as stated in my affidavit, I will make arrangements to pay the remaining debt if such is required at this time.

Sincerely yours,

David Brown
DAVID H. BROWN

DHB:bj

Enclosures

78040053901

FEDERAL ELECTION

STATE OF TEXAS I

COUNTY OF GRAYSON I

178 APR 7 PM 2:21

David H. Brown makes the following statement:

In 1976 I was a candidate for the Democratic nomination for United States Representative, 4th District of Texas. My campaign manager and treasurer was A. L. Geer of Anna, Texas. Other members of my campaign committee included James L. Griffin and Jim Holt. Colonel Holt is retired from the U. S. Army and at the time of the campaign was a recent graduate of Baylor University Law School and had been admitted to practice in the State of Texas. He served as legal adviser and had the responsibility for researching the Federal Election Laws in order to ensure our compliance therewith. This statement is made with the complete understanding that it was, and remains, my primary responsibility to ensure that the entire campaign was conducted in conformity with applicable law.

Campaign funding was handled chiefly by Mr. Geer and me, and we made every effort to keep each other fully advised of developments.

About the first of March of 1976 A. L. Geer informed me that he and Mrs. Geer desired to each contribute \$1,000.00 to my campaign. At that time I advised him that rather than handle the matter as a contribution I would suggest that they lend me \$1,000.00 each with the understanding that if sufficient funds came in from other sources the loan would be repaid; otherwise, the debt would be cancelled in lieu of the two contributions. On March 23, 1976 Mr. Geer made an additional loan of \$750.00 and on March 26 following he made further loan to me in the amount of \$5,000.00. All such loans were duly reported to the Federal Election Commission. On March 26 Mr. Geer prepared, and I executed, a note for \$7,750.00, and a photocopy of such note is attached hereto, marked Exhibit A and made a part hereof. Mr. Geer has the original in his possession and no payment has been made thereon. The records of the Federal Election Commission will readily reflect that additional contributions were not forthcoming and Mr. and Mrs. Geer and I have agreed that a credit of \$2,000.00 against such note should be made as of the date of the

Democratic Primary in Texas in 1976. In all frankness, I did not realize at the time the campaign was completed that I owed Mr. Geer anything except the \$2,000.00 which was to be forgiven as a campaign contribution. Of course I intend to pay Mr. Geer in full and that before the due date of March 20, 1981. While it would work a hardship on me at this time to fund repayment through some financial institution I will certainly do so if it will result in the termination of the Federal Election Commission's interest in my unsuccessful campaign. The same holds true as relates to my obligation to Paul Brown.

Somewhere around April 10 or 12 of 1976, at a time that our need for campaign funds was particularly acute, Mr. Geer advised me that he had approached my brother, Paul Brown, with the view of persuading Paul to lend me \$5,000.00 or \$10,000.00 and that Paul had made arrangements for my mother, Frances Brown, to advance me \$5,000.00 and for my sister, Virginia Kretsinger, to advance a similar sum and that Paul would subsequently pick up the two loans for me. This was done, and on May 6, 1976, after Paul Brown repaid the money advanced by Frances Brown and Virginia Kretsinger, I executed my note in Paul's favor in the amount of \$10,000.00 and secured the payment of such note with a deed of trust on 50.8 acres of land in the E. D. Goode Survey, Grayson County, Texas. Such note bears interest at the rate of 9% per annum and was due one year from date. I own a one-half interest in such tract which is otherwise unencumbered. The fair market value of such interest would be approximately \$38,000.00. Thus far I have made no reductions on the note; however, the land has been up for sale for a considerable period of time and the debt will have to be retired at the time of any sale. Renewed efforts are being made to market the property, and I am hopeful that increased activity in the immediate area of this tract will result in a sale which will permit me to retire not only the debt to Paul Brown but also that to A. L. Geer.

John V. Lattimore loaned me \$5,000.00 on April 16, 1976 and I paid him \$5,000.00 on April 16, 1977. A photocopy of the check which constituted the repayment is found on Exhibit B which is attached hereto. Mr. Lattimore refused to accept interest on the loan.

7 0 4 0 0 6 3 9 0 7

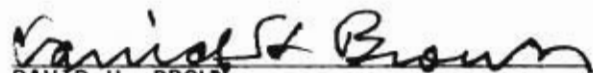
Lawrence Sherrard loaned me \$3500.00 on April 6, 1976. This was repaid in a check for \$1500.00 on July 26, 1976 and another for \$2,000.00 on March 28, 1977. Mr. Sherrard likewise refused to accept interest on the loan. The funds for repayment of Messrs. Lattimore and Sherrard were income received by me.

On April 22, 1976 James L. Griffin advanced my campaign the sum of \$5,000.00. On June 22, 1976 I obtained a loan from Citizens National Bank in Dallas, Texas and repaid Mr. Griffin without interest. The note to Citizens National Bank bore interest at the rate of 8-1/2% per annum and was payable in semi-annual installments of \$1,000.00 plus interest. I have made payments on December 22, 1976, June 7, 1977 and December 20, 1977. Copies of my checks are attached as Exhibit C. A balance of \$2,000.00 remains unpaid, but I expect to make the payments as they become due.

I have been unaware of the fact that the campaign committee should have continued to make reports reflecting the status of these various loans, but I shall certainly see that reports are hereafter made until all indebtedness is retired.

I am extremely sorry that this matter has been mishandled and wish to assume full responsibility for such mishandling. Certainly all of the other parties are innocent victims of my ignorance. If refinancing the existing indebtedness at a bank or banks will resolve the matter I will make arrangements to do so. If I should be required to pay interest on the notes on which the principal has been paid I will arrange to do so.

Signed this 3rd day of April, 1978.


DAVID H. BROWN

SUBSCRIBED AND SWORN TO BEFORE ME, the undersigned Notary Public, on this the 3rd day of April, 1978, to certify which witness my hand and seal of office.


Notary Public in and for Grayson County,
Texas

73040763908

Form 15-1632-7 (Rev. 1972) Reorder from Steck-Warlick, Box 968, Austin 78767

No. Anna, Texas March 26, 1976 \$ 7,750.00
 On demand, or if no demand is made, then on or before March 22, 1981
 after date, without grace, I, we, or either of us, as principals promise to pay to the order of
A. L. Geer, Anna, Texas
 (Name and Address of LENDER)

at said address the sum of Seven thousand seven hundred fifty & no/100 Dollars,
 with interest at the rate of 6 per cent per annum from date until maturity and at the rate of ten per cent
 per annum from maturity until paid.

And in the event of default in the payment of this note at maturity and it is placed in the hands of an
 attorney for collection, or suit is brought on same, then an additional reasonable amount of not less than ten per
 cent on the principal and interest of this note shall be added to the same as collection fees.

The makers and endorsers hereof hereby severally waive presentation hereof for payment, protest in case this
 note is not paid at maturity, and agree to all extensions and partial payments before or after maturity without
 prejudice to holder. This note is (✓ one applicable) ☒ Unsecured ☐ Secured by security interest on the follow-
 ing property.

BORROWER hereby acknowledges that this combined Note, Truth in Lending Disclosure, and Security Agree-
 ment was completed as to all essential provisions and disclosures before it was signed by BORROWER and a copy
 thereof was delivered to BORROWER at time of signing.

NOTICE: See other side for important information.

x David S. Brown
 x Shirley, Texas
 Address and Signature of BORROWER(S)

NOTE, Truth in Lending Disclosure, Security Agreement, Single Payment and/or Demand.

DISCLOSURES COLUMN	
1. Amount of Credit	\$ <u>7,750.00</u>
\$ —	Prepaid Finance Charge
\$ —	Required Deposit Balance
2. \$ —	Total prepaid Finance Charge and Required Deposit Balance
3. Other charges, Itemized	
Credit Life	\$ —
Insurance	\$ —
Credit A/H	\$ —
4. Amount Financed	\$ <u>7,750.00</u>
5. FINANCE CHARGE	\$ —
6. Total of Payments	\$ <u>7,750.00</u>
ANNUAL PERCENTAGE RATE <u>6</u> %	
Credit life or credit life accident and health insurance is voluntary and not required for this loan. This insurance is available for term of loan at cost shown below.	
I desire (✓ if applicable) <input type="checkbox"/> Credit life at \$ —	
<input type="checkbox"/> Credit life accident and health at \$ —	
<input checked="" type="checkbox"/> I do not desire insurance coverage.	
DATED this the _____ day of _____, 19 <u>76</u>	
x <u>David S. Brown</u>	Signature of BORROWER

Exhibit A

Exhibit A A 2

A. M. B.
DAVID H. BROWN, SPECIAL
BOX 370
SHERMAN, TEXAS 75099

3694

March 28, 1977

88-164
1119

PAY TO THE ORDER OF John V. Lattimore

\$5,000.00

FIVE THOUSAND AND NO/100
repayment of loan

DOLLARS



TEXOMA NATIONAL BANK
SHERMAN, TEXAS

TEX

DAVID H. BROWN

David H. Brown

⑆1117⑉0164⑆ ⑆1 690 256⑈

⑈0000500000⑈



TEXOMA NATIONAL
SHERMAN, TEXAS

PAY TO THE ORDER OF

Lawrence Sherman

Fifteen Hundred

7/26

✓ NUMBER 511

1976

\$1500.00

DOLLARS

David H. Brown

⑆1117⑉0164⑆ ⑆1 690 256⑈

⑈0000150000⑈

DAVID H. BROWN, SPECIAL
BOX 370

SHERMAN, TEXAS 75099

3676

3-26

1977

88-164
1119

PAY TO THE ORDER OF

Lawrence Sherman

Two Thousand and NO/100

\$2000.00

DOLLARS



TEXOMA NATIONAL BANK
SHERMAN, TEXAS

DAVID H. BROWN

David H. Brown

⑆1117⑉0164⑆ ⑆1 690 256⑈

⑈0000200000⑈

THIS CHECK IS IN PAYMENT OF ITEMS AS LISTED IN RECEIPT ABOVE. ENDORSEMENT OF PAYEE WILL CONSTITUTE A RECEIPT IN FULL WHEN CHECK IS PAID.

73040063910

73040063911

Lawrence Stewart

CITIZEN
BANK OF
DENSON, TEXAS

287
1434

PAY ANY BANK, P.E.C.
JUL 28 1913

PAY ANY BANK, P.E.C.
AMERICAN BANK &
TRUST OF DENSON
DENSON, TEXAS

MAR 28 1911 2641

5 8 1 2 5 0 2 8

8000-011

6 1 1 1 2

Estimate C

DAVID H. BROWN, SPECIAL
BOX 370
SHERMAN, TEXAS 75090

3395

Dec. 22, 1976

BB-164
1119

PAY TO THE ORDER OF CITIZENS NATIONAL BANK, DALLAS

\$1211.91

ONE THOUSAND TWO HUNDRED ELEVEN AND 91/100

DOLLARS

\$1000.00 plus interest



TEXOMA NATIONAL BANK
SHERMAN, TEXAS

DEC 26 1976 XXX

TEXOMA NATIONAL BANK

00000121191

00000121191

THIS CHECK IS IN PAYMENT OF ITEMS AS LISTED IN YOUR REMITTANCE ADVISORY. ENDORSEMENT OF PAYEE WILL CONSTITUTE A RECEIPT IN FULL WHEN CHECK IS PAID.

DAVID H. BROWN, SPECIAL
BOX 370
SHERMAN, TEXAS 75090

3879

PAY TO THE ORDER OF

CITIZENS NATIONAL BANK*****

\$1167.67

ELEVEN HUNDRED SIXTY SEVEN AND 67/100

DOLLARS

principal \$1000.00; interest \$167.67



TEXOMA NATIONAL BANK
SHERMAN, TEXAS

TEXOMA NATIONAL BANK

David H. Brown

00000116767

00000116767

THIS CHECK IS IN PAYMENT OF ITEMS AS LISTED IN YOUR REMITTANCE ADVISORY. ENDORSEMENT OF PAYEE WILL CONSTITUTE A RECEIPT IN FULL WHEN CHECK IS PAID.

DAVID H. BROWN, SPECIAL
BOX 370
SHERMAN, TEXAS 75090

4386

PAY TO THE ORDER OF

CITIZENS NATIONAL BANK OF DALLAS

\$1,127.15

ONE THOUSAND ONE HUNDRED TWENTY-SEVEN AND 15/100

DOLLARS



TEXOMA NATIONAL BANK
SHERMAN, TEXAS

PAID

PAID

PAID

PAID

PAID

PAID

PAID

PAID

PAID

PAID

PAID

PAID

PAID

PAID

PAID

PAID

PAID

PAID

PAID

PAID

PAID

PAID

PAID

PAID

PAID

PAID

David H. Brown

00000112715

00000112715

THIS CHECK IS IN PAYMENT OF ITEMS AS LISTED IN YOUR REMITTANCE ADVISORY. ENDORSEMENT OF PAYEE WILL CONSTITUTE A RECEIPT IN FULL WHEN CHECK IS PAID.

78040763913

2

1001

1001

1001

1001

1001

1001

1001

1001

1001

1001

4444 31820

PAY ANY BANK P.F.F.

CITIZEN

NATIONAL BANK

OF DALLAS

TEXAS

32-210 12-30

32-210 12-30

32-210 12-30

32-210 12-30

32-210 12-30

32-210 12-30

32-210 12-30

32-210 12-30

32-210 12-30

32-210 12-30

32-210 12-30

32-210 12-30

32-210 12-30

32-210 12-30

32-210 12-30

32-210 12-30

32-210 12-30

32-210 12-30

32-210 12-30

32-210 12-30

32-210 12-30

32-210 12-30

LAW OFFICES

DAVID H. BROWN

212 NORTH CROCKETT

SHERMAN, TEXAS 75090



Honorable William C. Oldacre
General Counsel
Federal Election Commission
1325 K Street N.W.
Washington, D.C. 20463

78040063914

John V. Lattimore
P. O. Box 1186,
Denison, Texas, 75020

DEC 31 82
801532

FEDERAL ELECTION
COMMISSION
Denison, Texas,
April 3, 1978

'78 APR 5 AM 8:44

Mr. William C. Oldaker,
General Counsel,
Federal Election Commission,
1325 K Street N. W.
Washington, D. C. 20463.

Re: MUR 523 (78)

Dear Mr. Oldaker:

In response to your letter bearing date of March 17, 1978, concerning the above caption, you will please be advised that this action is taken to demonstrate the fact that no action be taken against me concerning the Federal Election Campaign Act of 1971, as amended for the reason that the only transaction I had with David H. Brown was to loan him \$5,000.00. This loan was made upon the request of Mr. David H. Brown upon his furnishing me a guarantor by the name of A. L. Geer, whom I know to be head of a Bank at Anna Texas, and primary stockholder in the Bank at Bells Texas. Without the guarantor, I would not have made this loan to Mr. David H. Brown as it was a matter of strictly business with me. The note provided for six percent interest, however, I did agree to accept prepayment and waive the interest when payment was made on the 30th day of March A. D. 1977.

The note, of course, was returned to Mr. Brown when payment was received as aforesaid on the 30th day of March A. D. 1977.

I am attaching to this letter copies of the check given to Mr. Brown on the 12th day of April 1976 in the amount of \$5,000.00, which indicates that a note was given and I am also attaching copy of deposit slip showing the payment of \$5,000.00 by David H. Brown in the same numbered account No. 58 035 4, The Citizens National Bank of Denison, Denison Texas. This is the only written evidence of any kind that I have concerning this transaction because as aforesaid I had to return the note when the same was paid.

79040063915

I received no solicitation material of any kind, class, or character, from the Brown Campaign Committee and I was not solicited by anyone in the Brown Campaign Committee for the \$5,000.00 loan, and I only agreed to make upon co-signature of a solvent co-signer.

In view of the solvency of the co-signer I did not receive any collateral to secure the payment of the note.

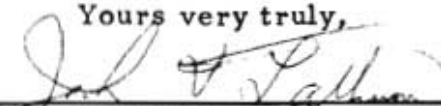
All of the foregoing matters I stand ready to verify if required and requested.

As to the confidentiality of my reply, I have nothing to hide, and it is wholly immaterial whether or not the same is kept confidential.

My attorney is Mr. Charles H. Gullett, 120 North Rusk Avenue, Denison, Texas, who has represented me for many years and who has assisted me in preparing this answer.

Both he and I feel there has been no violation of the Act and that the loan in question with the signature of Mr. Geer thereon made the same a safe loan, and made the note a negotiable note.

Yours very truly,


John V. Lattimore, P. O. Box 1186,
Denison, Texas, 75020

7 8 0 4 0 0 5 3 9 1 6

73040763917

DAVID H. BROWN

7 9 0 4 0 0 6 3 9 1 8

PAYANY BANK, P.E.G.
TELEPHONE NATIONAL BANK
Sherman, Texas
25 64 88-164

IP 34764701 0773

DEPOSITED WITH

The Citizens National Bank of Denison

Checks and other items are received for deposit in this account subject to the rules and regulations of this bank.

[illegible]

INCLUDE AMOUNT OF ABOVE CHECKS
IN TOTAL ON FRONT SIDE

Typre Printing Company, Inc. in. Issue 15030 439954

790407539163507067
John V. Lattimore
P. O. Box 1186,
Denison, Texas, 75020



APR 5 AM 8:42

Mr. William C. Oldaker,
General Counsel,
Federal Election Commission,
1325 K Street N. W.
Washington, D. C. 20463

FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463



Second Notice. No reply
to first notice mailed 11-4

Mrs. Frances Brown
518 North McKown
Sherman, TX 75090

CERTIFIED
943334

UNCLAIMED

No response
Ltr. 3/31/80
(initials)



7 3 0 4 0 0 6 3 9 2 0

46 523 (78)

- SENDER: Complete items 1, 2, and 3.
Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one).

- ☐ Show to whom and date delivered. \$
☒ Show to whom, date, and address of delivery. \$
☐ RESTRICTED DELIVERY
 Show to whom and date delivered. \$
☐ RESTRICTED DELIVERY.
 Show to whom, date, and address of delivery \$
 (CONSULT POSTMASTER FOR FEES)

2. ARTICLE ADDRESSED TO:

Mrs. Frances Brown
 518 North McLown
 Sherman, TX 75090

3. ARTICLE DESCRIPTION:

REGISTERED NO. CERTIFIED NO. INSURED NO.

94334

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE ☐ Addressee ☐ Authorized agent

4. DATE OF DELIVERY

8/61

POSTMARK

5. ADDRESS (Complete only if requested)

CLERK'S
INITIALS

6. UNABLE TO DELIVER BECAUSE:



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

March 28, 1978

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mrs. Frances Brown
518 North McKown
Sherman, TX 75090

Re: MUR 523 (78)

Dear Mrs. Brown:

Based on information ascertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission has found that you may have violated certain provisions of the Federal Election Campaign Act of 1971, as amended ("the Act"). Specifically, it appears that you violated 2 U.S.C. §§431 (e)(1) and 441a(a)(1)(A) by making loans to David H. Brown, a candidate for nomination or election to the U.S. House of Representatives, which exceeded the contribution limitations. We have numbered the matter MUR 523 (78).

Under the Act, you have an opportunity to demonstrate that no action should be taken against you. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Specifically, we request that you submit copies of any solicitation materials you may have received from the Brown Campaign Committee. Also, please identify any person(s) from the Brown Campaign Committee who solicited your contribution and state the date(s) of such solicitation.

Also, in reference to the money which you loaned to Mr. Brown, please indicate the terms, interest rates, collateral, if any, and basis upon which such loans were made. If any of the loans have been repaid, please include the date, amount and source of repayment. Where appropriate, statements should be submitted under oath.

The Commission is under a duty to investigate this matter expeditiously. Therefore, your response should be submitted within ten days after receipt of this notification.

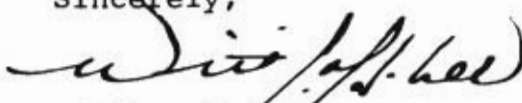


If you have any further questions, please contact Michele D. Brown, the staff member assigned to this matter, at 202-523-4026.

This matter will remain confidential in accordance with 2 U.S.C. Section 437g(a)(3)(B) unless you notify the Commission in writing that you wish the investigation to be made public.

If you intend to be represented by counsel in this matter, please have such counsel so notify us in writing.

Sincerely,



William C. Oldaker
General Counsel

Enclosure

78040063923



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

March 17, 1978

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. David H. Brown
212 North Crockett Street
Sherman, Texas 75090

Re: MUR 523(78)

Dear Mr. Brown:

Based on information ascertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission has found that you may have violated certain provisions of the Federal Election Campaign Act of 1971, as amended ("the Act"). Specifically, it appears that you violated 2 U.S.C. §434(b)(12) by not continuing to report the debts and obligations owed to Virginia Kretsinger, Frances Brown, John V. Lattimore, Lawrence Sherrard, James L. Griffin, and A. L. Geer until such debts are extinguished. We have numbered this matter MUR 523(78).

Under the Act, you have an opportunity to demonstrate that no action should be taken against you. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Specifically, we request that you submit a list of persons who loaned money to you during the time you were a candidate for federal office which were then used in your campaign including the terms, interest rates, collateral, if any, and basis upon which such loans were made. Also, if any of the loans have been repaid, please indicate the date, amount, and source of repayment. Where appropriate, statements should be submitted under oath.

The Commission is under a duty to investigate this matter expeditiously. Therefore, your response should be submitted within ten days after your receipt of this notification.

If you have any questions, please contact Michele D. Brown, the staff member assigned to this matter, at 202-523-4026.

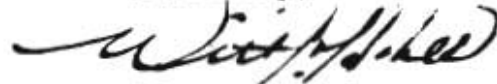


78040053924

This matter will remain confidential in accordance with 2 U.S.C. Section 437g(a)(3)(B) unless you notify the Commission in writing that you wish the investigation to be made public.

If you intend to be represented by counsel in this matter, please have such counsel so notify us in writing.

Sincerely,



William C. Oldaker
General Counsel

78040763925

PS Form 3811, Apr. 1977

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

SENDER: Complete items 1, 2, and 3.
Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one).
☐ Show to whom and date delivered.
☒ Show to whom, date, and address of delivery.
☐ RESTRICTED DELIVERY
Show to whom and date delivered.
☐ RESTRICTED DELIVERY.
Show to whom, date, and address of delivery.
(CONSULT POSTMASTER FOR FEES)

2. ARTICLE ADDRESSED TO:
Mr. David H. Brown
212 North Crockett Street
Sherman, Texas 75090.

3. ARTICLE DESCRIPTION:
REGISTERED NO. CERTIFIED NO. INSURED NO.
94829

(Always obtain signature of addressee or agent)

I have received the article described above.
SIGNATURE ☐ Addressee ☐ Authorized agent
Brenda J. ...

DATE OF DELIVERY
3/24/78

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

SHERMAN, TEXAS
MAR 24 1978
CPO

U.S. MAIL
SHERMAN, TEXAS

U.S. GPO : 1977-O-234-337



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

March 17, 1978

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mrs. Virginia Kretsinger
611 Westwood
Sherman, TX 75090

Re: MUR 523 (78)

Dear Mrs. Kretsinger:

Based on information ascertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission has found that you may have violated certain provisions of the Federal Election Campaign Act of 1971, as amended ("the Act"). Specifically, it appears that you violated 2 U.S.C. §§431(e) (1) and 441a(a) (1) (A) by making loans to David H. Brown, a candidate for nomination or election to the U.S. House of Representatives, which exceeded the contribution limitations. We have numbered the matter MUR 523 (78).

Under the Act, you have an opportunity to demonstrate that no action should be taken against you. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Specifically, we request that you submit copies of any solicitation materials you may have received from the Brown Campaign Committee and copies (front and back) of all cancelled checks by which you made contributions to the Brown Campaign Committee. Also, please identify any person(s) from the Brown Campaign Committee who solicited your contribution and state the date(s) of such solicitation.

Also, in reference to the money which you loaned to Mr. Brown, please indicate the terms, interest rates, collateral, if any, and basis upon which such loans were made. If any of the loans have been repaid, please include the date, amount and source of repayment. Where appropriate, statements should be submitted under oath.



7 8 0 4 0 0 6 3 9 2 6

The Commission is under a duty to investigate this matter expeditiously. Therefore, your response should be submitted within ten days after your receipt of this notification.

If you have any questions, please contact Michele D. Brown, the staff member assigned to this matter, at 202-523-4026.

This matter will remain confidential in accordance with 2 U.S.C. Section 437g(a)(3)(B) unless you notify the Commission in writing that you wish the investigation to be made public.

If you intend to be represented by counsel in this matter, please have such counsel so notify us in writing.

Sincerely,

William C. Oldaker
William C. Oldaker
General Counsel

78040053927

PS Form 3811, Apr. 1977

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

MB-523(7B)

● SENDER: Complete items 1, 2, and 3. Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one):

☐ Show to whom and date delivered.

☒ Show to whom, date, and address of delivery.

☐ RESTRICTED DELIVERY

Show to whom and date delivered

☐ RESTRICTED DELIVERY

Show to whom, date, and address of delivery.

(CONSULT POSTMASTER FOR FEES)

2. ARTICLE ADDRESSED TO:

Virginia Kretzinger
611 Westwood
Sherman TX 75090

3. ARTICLE DESCRIPTION:

REGISTERED NO. CERTIFIED NO. INSURED NO.

981267

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE ☐ Addressee ☐ Authorized agent

4. DATE OF DELIVERY

3/25/78

POSTMARK

5. ADDRESS (Complete only if requested)

SHERMAN, TX
MAR 25
1978

6. UNABLE TO DELIVER BECAUSE:

☆ GPO : 1977-O-234-337



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

March 17, 1978

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. James L. Griffin
R. R. 1, Box 21
Howe, Texas 75059

Re: MUR 523 (78)

Dear Mr. Griffin:

Based on information ascertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission has found that you may have violated certain provisions of the Federal Election Campaign Act of 1971, as amended ("the Act"). Specifically, it appears that you violated 2 U.S.C. §§431(e)(1) and 441a(a)(1)(A) by making loans to David H. Brown, a candidate for nomination or election to the U.S. House of Representatives, which exceeded the contribution limitations. We have numbered the matter MUR 523 (78).

Under the Act, you have an opportunity to demonstrate that no action should be taken against you. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Specifically, we request that you submit copies of any solicitation materials you may have received from the Brown Campaign Committee and copies (front and back) of all cancelled checks by which you made contributions to the Brown Campaign Committee. Also, please identify any person(s) from the Brown Campaign Committee who solicited your contribution and state the date(s) of such solicitation.

Also, in reference to the money which you loaned to Mr. Brown, please indicate the terms, interest rates, collateral, if any, and basis upon which such loans were made. If any of the loans have been repaid, please include the date, amount and source of repayment. Where appropriate, statements should be submitted under oath.



73040063928

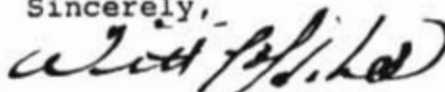
The Commission is under a duty to investigate this matter expeditiously. Therefore, your response should be submitted within ten days after your receipt of this notification.

If you have any questions, please contact Michele D. Brown, the staff member assigned to this matter, at 202-523-4026.

This matter will remain confidential in accordance with 2 U.S.C. Section 437g(a)(3)(B) unless you notify the Commission in writing that you wish the investigation to be made public.

If you intend to be represented by counsel in this matter, please have such counsel so notify us in writing.

Sincerely,



William C. Oldaker
General Counsel

7 3 0 4 0 0 6 3 9 2 9

PS Form 3811, Apr. 1977

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

BROWN-523

● SENDER: Complete items 1, 2, and 3. Add your address in the "RETURN TO" space on reverse.		
1. The following service is requested (check one). <input type="checkbox"/> Show to whom and date delivered. _____ <input checked="" type="checkbox"/> Show to whom, date, and address of delivery. _____ <input type="checkbox"/> RESTRICTED DELIVERY Show to whom and date delivered. _____ <input type="checkbox"/> RESTRICTED DELIVERY. Show to whom, date, and address of delivery. \$ _____ (CONSULT POSTMASTER FOR FEES)		
2. ARTICLE ADDRESSED TO: James L. Griffin R.R. 1, Box 21 Howe, TX 75069		
3. ARTICLE DESCRIPTION: REGISTERED NO. CERTIFIED NO. INSURED NO. 943/25		
(Always obtain signature of addressee or agent)		
I have received the article described above. SIGNATURE <input type="checkbox"/> Addressee <input type="checkbox"/> Authorized agent M. James Griffin		
4. DATE OF DELIVERY 3-25-78		POSTMARK 119
5. ADDRESS (Complete only if requested)		
6. UNABLE TO DELIVER BECAUSE:		CLERK'S INITIALS JAO

☆ GPO : 1977-O-234-337



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

March 17, 1978

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mrs. Frances Brown
109 W. Fairview Avenue
Sherman, TX 75090

Re: MUR 523 (78)

Dear Mrs. Brown:

Based on information ascertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission has found that you may have violated certain provisions of the Federal Election Campaign Act of 1971, as amended ("the Act"). Specifically, it appears that you violated 2 U.S.C. §§431(e)(1) and 441a(a)(1)(A) by making loans to David H. Brown, a candidate for nomination or election to the U.S. House of Representatives, which exceeded the contribution limitations. We have numbered the matter MUR 523 (78).

Under the Act, you have an opportunity to demonstrate that no action should be taken against you. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Specifically, we request that you submit copies of any solicitation materials you may have received from the Brown Campaign Committee and copies (front and back) of all cancelled checks by which you made contributions to the Brown Campaign Committee. Also, please identify any person(s) from the Brown Campaign Committee who solicited your contribution and state the date(s) of such solicitation.

Also, in reference to the money which you loaned to Mr. Brown, please indicate the terms, interest rates, collateral, if any, and basis upon which such loans were made. If any of the loans have been repaid, please include the date, amount and source of repayment. Where appropriate, statements should be submitted under oath.



78040063930

The Commission is under a duty to investigate this matter expeditiously. Therefore, your response should be submitted within ten days after your receipt of this notification.

If you have any questions, please contact Michele D. Brown, the staff member assigned to this matter, at 202-523-4026.

This matter will remain confidential in accordance with 2 U.S.C. Section 437g(a)(3)(B) unless you notify the Commission in writing that you wish the investigation to be made public.

If you intend to be represented by counsel in this matter, please have such counsel so notify us in writing.

Sincerely,

William C. Oldaker

William C. Oldaker
General Counsel

79040063931

PS Form 3811, Apr. 1977

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

MB-523(78)

<p>● SENDER Complete items 1, 2, and 3. Add your address in the "RETURN TO" space on reverse.</p>								
<p>1. The following service is requested (check one):</p> <p><input type="checkbox"/> Show to whom and date delivered.</p> <p><input checked="" type="checkbox"/> Show to whom, date, and address of delivery.</p> <p><input type="checkbox"/> RESTRICTED DELIVERY</p> <p> Show to whom and date delivered.</p> <p><input type="checkbox"/> RESTRICTED DELIVERY.</p> <p> Show to whom, date, and address of delivery.</p> <p>(CONSULT POSTMASTER FOR FEES)</p>								
<p>2. ARTICLE ADDRESSED TO:</p> <p>Frances Brown 109 W. Fairview Avenue Sherman, TX 75090</p>								
<p>3. ARTICLE DESCRIPTION:</p> <table border="1"> <tr> <td>REGISTERED NO.</td> <td>CERTIFIED NO.</td> <td>INSURED NO.</td> </tr> <tr> <td></td> <td>943124</td> <td></td> </tr> </table> <p>(Always obtain signature of addressee or agent)</p>			REGISTERED NO.	CERTIFIED NO.	INSURED NO.		943124	
REGISTERED NO.	CERTIFIED NO.	INSURED NO.						
	943124							
<p>I have received the article described above.</p> <p>SIGNATURE <input type="checkbox"/> Addressee <input type="checkbox"/> Authorized agent</p> <p><i>Mr. Frances Wheat Brown</i></p>								
<p>DATE OF DELIVERY</p> <p>25 Mar 78</p>		<p>POSTMARK</p> <p>8161 1978</p>						
<p>5. ADDRESS (Complete only if requested)</p> <p>109 W. FAIRVIEW SHERMAN, TX 75090</p>								
<p>6. UNABLE TO DELIVER BECAUSE:</p>		<p>CLERK'S INITIALS</p>						

☆ GPO : 1977-O-234-337



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

March 17, 1978

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. A. L. Geer
Box 276
Anna, TX 76003

Re: MUR 523 (78)

Dear Mr. Geer:

Based on information ascertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission has found that you may have violated certain provisions of the Federal Election Campaign Act of 1971, as amended ("the Act"). Specifically, it appears that you violated 2 U.S.C. §§431(e)(1) and 441a(a)(1)(A) by making loans to David H. Brown, a candidate for nomination or election to the U.S. House of Representatives, which exceeded the contribution limitations. We have numbered the matter MUR 523 (78).

Under the Act, you have an opportunity to demonstrate that no action should be taken against you. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Specifically, we request that you submit copies of any solicitation materials you may have received from the Brown Campaign Committee and copies (front and back) of all cancelled checks by which you made contributions to the Brown Campaign Committee. Also, please identify any person(s) from the Brown Campaign Committee who solicited your contribution and state the date(s) of such solicitation.

Also, in reference to the money which you loaned to Mr. Brown, please indicate the terms, interest rates, collateral, if any, and basis upon which such loans were made. If any of the loans have been repaid, please include the date, amount and source of repayment. Where appropriate, statements should be submitted under oath.



78040063932

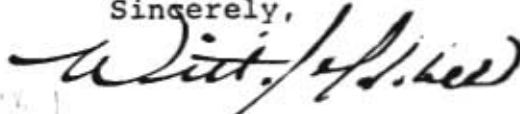
The Commission is under a duty to investigate this matter expeditiously. Therefore, your response should be submitted within ten days after your receipt of this notification.

If you have any questions, please contact Michele D. Brown, the staff member assigned to this matter, at 202-523-4026.

This matter will remain confidential in accordance with 2 U.S.C. Section 437g(a)(3)(B) unless you notify the Commission in writing that you wish the investigation to be made public.

If you intend to be represented by counsel in this matter, please have such counsel so notify us in writing.

Sincerely,



William C. Oldaker
General Counsel

73001005333

PS Form 3811, Apr. 1977

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

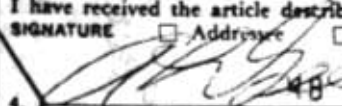
MB-523(78)

● SENDER: Complete items 1, 2, and 3.
Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one).
☐ Show to whom and date delivered. _____
☒ Show to whom, date, and address of delivery. _____
☐ RESTRICTED DELIVERY
Show to whom and date delivered. _____
☐ RESTRICTED DELIVERY.
Show to whom, date, and address of delivery. \$ _____
(CONSULT POSTMASTER FOR FEES)

2. ARTICLE ADDRESSED TO:
A.L. Greer
Box 276
Anna, TX 76803

3. ARTICLE DESCRIPTION:
REGISTERED NO. _____ CERTIFIED NO. 943/28 INSURED NO. _____
(Always obtain signature of addressee or agent)

I have received the article described above.
SIGNATURE ☒ Addressee ☐ Authorized agent


4. DATE OF DELIVERY
3-28-78

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

POSTMARK
MAR 28
1978
CLERK'S INITIALS

☆ GPO : 1977-O-234-337



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

March 17, 1978

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. John V. Lattimore
2500 East Texas Street
Sherman, TX 75090

Re: MUR 523 (78)

Dear Mr. Lattimore:

Based on information ascertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission has found that you may have violated certain provisions of the Federal Election Campaign Act of 1971, as amended ("the Act"). Specifically, it appears that you violated 2 U.S.C. §§431(e) (1) and 441a(a)(1)(A) by making loans to David H. Brown, a candidate for nomination or election to the U.S. House of Representatives, which exceeded the contribution limitations. We have numbered the matter MUR 523 (78).

Under the Act, you have an opportunity to demonstrate that no action should be taken against you. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Specifically, we request that you submit copies of any solicitation materials you may have received from the Brown Campaign Committee and copies (front and back) of all cancelled checks by which you made contributions to the Brown Campaign Committee. Also, please identify any person(s) from the Brown Campaign Committee who solicited your contribution and state the date(s) of such solicitation.

Also, in reference to the money which you loaned to Mr. Brown, please indicate the terms, interest rates, collateral, if any, and basis upon which such loans were made. If any of the loans have been repaid, please include the date, amount and source of repayment. Where appropriate, statements should be submitted under oath.



73040063934

The Commission is under a duty to investigate this matter expeditiously. Therefore, your response should be submitted within ten days after your receipt of this notification.

If you have any questions, please contact Michele D. Brown, the staff member assigned to this matter, at 202-523-4026.

This matter will remain confidential in accordance with 2 U.S.C. Section 437g(a)(3)(B) unless you notify the Commission in writing that you wish the investigation to be made public.

If you intend to be represented by counsel in this matter, please have such counsel so notify us in writing.

Sincerely,

William C. Oldaker

William C. Oldaker
General Counsel

73 Form 3811, Apr. 1977

MB-5231787

● SENDER: Complete items 1, 2, and 3. Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one).
☐ Show to whom and date delivered.
☒ Show to whom, date, and address of delivery.
☐ RESTRICTED DELIVERY
 Show to whom and date delivered.
☐ RESTRICTED DELIVERY.
 Show to whom, date, and address of delivery. \$
 (CONSULT POSTMASTER FOR FEES)

2. ARTICLE ADDRESSED TO:
 John V. Lattimore
 2500 E. TEXAS ST.
 DALLAS, TX 75090

3. ARTICLE DESCRIPTION:
 REGISTERED NO. CERTIFIED NO. INSURED NO.
 943127

(Always obtain signature of addressee or agent)

I have received the article described above.
 SIGNATURE ☐ Addressee ☐ Authorized agent
John V. Lattimore

4. DATE OF DELIVERY MAR 27 1978 POSTMARK

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE: CLERK'S INITIALS

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

March 17, 1978

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Lawrence Sherrard
666 Texoma Drive
Denison, TX 75020

Re: MUR 523 (78)

Dear Mr. Sherrard;

Based on information ascertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission has found that you may have violated certain provisions of the Federal Election Campaign Act of 1971, as amended ("the Act"). Specifically, it appears that you violated 2 U.S.C. §§431(e) (1) and 441a(a)(1)(A) by making loans to David H. Brown, a candidate for nomination or election to the U.S. House of Representatives, which exceeded the contribution limitations. We have numbered the matter MUR 523 (78).

Under the Act, you have an opportunity to demonstrate that no action should be taken against you. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Specifically, we request that you submit copies of any solicitation materials you may have received from the Brown Campaign Committee and copies (front and back) of all cancelled checks by which you made contributions to the Brown Campaign Committee. Also, please identify any person(s) from the Brown Campaign Committee who solicited your contribution and state the date(s) of such solicitation.

Also, in reference to the money which you loaned to Mr. Brown, please indicate the terms, interest rates, collateral, if any, and basis upon which such loans were made. If any of the loans have been repaid, please include the date, amount and source of repayment. Where appropriate, statements should be submitted under oath.



78040053936

The Commission is under a duty to investigate this matter expeditiously. Therefore, your response should be submitted within ten days after your receipt of this notification.

If you have any questions, please contact Michele D. Brown, the staff member assigned to this matter, at 202-523-4026.

This matter will remain confidential in accordance with 2 U.S.C. Section 437g(a)(3)(B) unless you notify the Commission in writing that you wish the investigation to be made public.

If you intend to be represented by counsel in this matter, please have such counsel so notify us in writing.

Sincerely,

William C. Oldaker
William C. Oldaker
General Counsel

MB-523(98)

PS Form 3811, Apr. 1977

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

<p>● SENDER: Complete items 1, 2, and 3. Add your address in the "RETURN TO" space on reverse.</p>								
<p>1. The following service is requested (check one).</p> <p><input type="checkbox"/> Show to whom and date delivered.</p> <p><input checked="" type="checkbox"/> Show to whom, date, and address of delivery.</p> <p><input type="checkbox"/> RESTRICTED DELIVERY</p> <p>Show to whom and date delivered.</p> <p><input type="checkbox"/> RESTRICTED DELIVERY.</p> <p>Show to whom, date, and address of delivery \$.</p> <p>(CONSULT POSTMASTER FOR FEES)</p>								
<p>2. ARTICLE ADDRESSED TO:</p> <p>Lawrence E. Sherrard 666 Tenoma Drive Dewson, TX 75220</p>								
<p>3. ARTICLE DESCRIPTION:</p> <table border="1"> <tr> <td>REGISTERED NO.</td> <td>CERTIFIED NO.</td> <td>INSURED NO.</td> </tr> <tr> <td></td> <td>943123</td> <td></td> </tr> </table> <p>(Always obtain signature of addressee or agent)</p>			REGISTERED NO.	CERTIFIED NO.	INSURED NO.		943123	
REGISTERED NO.	CERTIFIED NO.	INSURED NO.						
	943123							
<p>I have received the article described above.</p> <p>SIGNATURE <input type="checkbox"/> Addressee <input type="checkbox"/> Authorized agent</p> <p><i>Mr. C. A. Sherrard</i></p>								
<p>4. DATE OF DELIVERY</p> <p>3-25-78</p>		<p>POSTMARK</p>						
<p>5. ADDRESS (Complete only if requested)</p>								
<p>6. UNABLE TO DELIVER BECAUSE:</p>		<p>CLERK'S INITIALS</p>						

79040063937

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

David H. Brown, Virginia Kretsinger,
Frances Brown, John V. Lattimore,
Lawrence Sherrard, James L. Griffin,
and A. L. Geer

MUR 523 (78)

CERTIFICATION

I, Marjorie W. Emmons, Secretary to the Federal Election Commission, do hereby certify that on March 16, 1978, the Commission approved the recommendations of the General Counsel as follows:

1. Find reason to believe that Virginia Kretsinger, Frances Brown, John V. Lattimore, Lawrence Sherrard, A. L. Geer and James L. Griffin violated 2 U.S.C. §§431(e)(1) and 441a(a)(1)(A) by making loans to the candidate in excess of the contribution limitations.
2. Find reason to believe that David H. Brown violated §434(b)(12) by not reporting the debts and obligations owed to the six persons named above.
3. Send the letters attached to the First General Counsel's Report on the above-captioned matter.

Margaret E. Chaney
for Marjorie W. Emmons
Secretary to the Commission

Date: 3-16-78

Report dated:

Received in Commission Secretary's Office:

Circulated on 24 Hour No-objection Basis:

Undated

March 14, 1978, 5:21

March 15, 1978, 11:30

73040063938



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

March 16, 1978

MEMORANDUM TO: Elissa Garr
FROM: Peggy Chaney *PC*
SUBJECT: Certification on MUR 523 (78)

Please note the recommendation in the First General Counsel's Report. I believe it differs from the recommendation in the certification that accompanied the report from your office. It lists all the respondents as having violated all of the Sections. The recommendation in the report does not.

I have attached a new certification. If this is incorrect, please let me know.

ATTACHMENTS:
2 Certifications



73040063939

March 14, 1978

MEMORANDUM TO: Marge Emmons
FROM: Eliasa T. Carr
SUBJECT: MUR 523

Please have the attached 7 day report on MUR 523 distributed to the Commission on a 24 hour no-objection basis.

Thank you.

78040063940

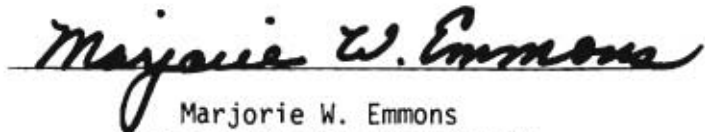
BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
David H. Brown, et al.)

MUR 523 (78)

CERTIFICATION

I, Marjorie W. Emmons, Secretary to the Federal Election Commission, do hereby certify that on March 2, 1978, at an Executive Session of the Federal Election Commission at which a quorum was present, the Commission approved by unanimous consent the recommendation of the General Counsel that an amended report on the above-captioned matter be circulated to the Commission for approval on a no-objection basis.


Marjorie W. Emmons
Secretary to the Commission

Date: March 3, 1978

78040063941

February 16, 1978

MEMORANDUM TO: Marge Remons
FROM: Elisee T. Carr
SUBJECT: MUR 523

Please have the attached 7 day report on MUR 523
distributed to the Commission on a 24 hour no-objection
basis.

Thank you.

78040063942



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

February 22, 1978

MEMORANDUM TO: CHARLES STEELE
FROM: MARJORIE W. EMMONS *mwe*
SUBJECT: MUR 523 (78) - First General Counsel's Report

The above-mentioned document was circulated to the
Commissioners on February 17, 1978.

Commissioner Tiernan has submitted an objection to MUR 523
(78) thereby placing it on the Compliance Agenda for March 1,
1978.

78040063943

FEDERAL ELECTION COMMISSION
1325 K Street, N.W.
Washington, D.C. 20463

FIRST GENERAL COUNSEL'S REPORT

DATE AND TIME OF TRANSMITTAL
BY OGC TO THE COMMISSION _____

MUR # 523(78)
DATE COMPLAINT RECEIVED
BY OGC _____

STAFF MEMBER M. Brown

COMPLAINANT'S NAME: Information ascertained in the normal course of carrying out the Commission's supervisory activities.

RESPONDENT'S NAME: David H. Brown, Virginia Kretsinger, Frances Brown, John V. Lattimore, Lawrence Sherrard, James L. Griffin, A. L. Geer

RELEVANT STATUTE: 2 U.S.C. §§ 431(e)(1), 441a(a)(1)(A) and 434(b)(12)

INTERNAL REPORTS CHECKED: David H. Brown
Brown for Congress Committee

FEDERAL AGENCIES CHECKED: None

SUMMARY OF ALLEGATIONS

It is alleged that several loans made by individuals to the Brown for Congress Committee were not repaid.

PRELIMINARY LEGAL ANALYSIS

Six individuals lent varying amounts ranging from \$3,500 to \$7,750 to the candidate David H. Brown. Five of the loans are listed on the candidate's May 28, 1976 Report. The sixth loan from A.L. Geer to the candidate is not listed under receipts, but is listed under debts & obligations on the April 9, 1976 Report. The candidate transferred \$32,250, \$1000 more than was loaned to him, to his committee during April and May (see Attachment I). The Committee's Reports do not show the original source of the funds, nor does either the candidate or the committee show that the funds were repaid.

RECOMMENDATION

Find reason to believe that Virginia Kretsinger, Frances Brown, John V. Lattimore, Lawrence Sherrard, A.L. Geer and James L. Griffin violated 2 U.S.C. § 431(e)(1) by making loans to the candidate which were not repaid and therefore became contributions (as defined by the Commissions Regulations §§ 100.4(a)(1)(;)) and thus exceeded the contribution limitations of § 441a(a)(1)(A).

Find reason to believe that David H. Brown violated § 434(b)(12) by not reporting the debts and obligations owed to the six persons named above.

Send the attached letters.

78040063945

DRAFT LETTER TO 6 RESPONDENTS



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

Re: MUR 523(78)

Dear _____

Based on information ascertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission has found that you may have violated certain provisions of the Federal Election Campaign Act of 1971, as amended ("the Act"). Specifically it appears that you violated 2 U.S.C. §431(e)(1) by making loans to David H. Brown, a candidate for nomination or election to the U.S. House of Representatives, which were not repaid and therefore became contributions (as defined by the Commissions Regulations, 11CFR 100.4) and thus exceeded the contribution limitations of §441a(a)(1)(A). We have numbered this matter MUR 523(78).

Under the Act, you have an opportunity to demonstrate that no action should be taken against you. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Specifically, we request that you submit copies of any solicitation materials you may have received from the Brown Campaign Committee and copies (front and back) of all cancelled checks by which you made contributions to the Brown Campaign Committee. Also, please identify any person(s) from the Brown Campaign Committee who solicited your contribution and state the date(s) of such solicitation.

Also, in reference to the money which you loaned to Mr. Brown, please indicate the terms, interest rates, collateral, if any, and basis upon which such loans were made. If any of the loans have been repaid, please include the date, amount, and source of repayment. Where appropriate, statements should be submitted under oath.

The Commission is under a duty to investigate this matter expeditiously. Therefore, your response should be submitted within ten days after your receipt of this notification.



7 8 0 4 0 0 6 3 9 4 6

If you have any questions, please contact Michele D. Brown, the staff member assigned to this matter, at 202-523-4026.

This matter will remain confidential in accordance with 2 U.S.C. Section 437g(a)(3)(B) unless you notify the Commission in writing that you wish the investigation to be made public.

If you intend to be represented by counsel in this matter, please have such counsel so notify us in writing.

Sincerely,

William C. Oldaker
General Counsel

78040063947

FEDERAL ELECTION COMMISSION
1325 K Street, N.W.
Washington, D.C. 20463

FIRST GENERAL COUNSEL'S REPORT

DATE AND TIME OF TRANSMITTAL
BY OGC TO THE COMMISSION _____

MUR # 523 (78)
DATE COMPLAINT RECEIVED
BY OGC _____

STAFF MEMBER M. Brown

SOURCE: Internally Generated (Office of General Counsel)

RESPONDENT'S NAME: David H. Brown, Virginia Kretsinger, Frances Brown,
John V. Lattimore, Lawrence Sherrard, James L. Griffin,
A. L. Geer

RELEVANT STATUTE: 2 U.S.C. §§431(e)(1), 441a(a)(1)(A), and 434(b)(12)

INTERNAL REPORTS CHECKED: David H. Brown
Brown for Congress Committee

FEDERAL AGENCIES CHECKED: None

BACKGROUND

During 1977, staff of the General Counsel's Office reviewed the reports of all House and Senate candidates and committees to determine the nature and extent of the reporting of loans, and to determine whether additional regulations and reporting forms might be necessary.

SUMMARY OF ALLEGATIONS

It appears that several loans were made by individuals to the Brown for Congress Committee which were in excess of the contribution limitations and which were not properly reported by the candidate.

PRELIMINARY LEGAL ANALYSIS

Six individuals lent varying amount ranging from \$3,500 to \$7,750 to the candidate David H. Brown. Five of the loans are listed on the candidate's May 28, 1976 report. The sixth loan from A. L. Geer to the candidate is not listed under receipts, but is listed under debts and obligations on the April 9, 1976 Report. One of the definitions of a contribution in §431(e)(1) is "a loan" and therefore, any loan in excess of the \$1,000 per election limitation is in violation of §441a(a)(1)(A).

The candidate transferred \$32,250, \$1,000 more than was loaned to him, to his committee during April and May (see Attachment I).

79040063918

ANALYSIS-Cont.

The committee's reports do not show the original source of the funds, nor does either the candidate or the committee show that the funds were repaid.

RECOMMENDATION

Find reason to believe that Virginia Kretsinger, Frances Brown, John V. Lattimore, Lawrence Sherrard, A. L. Geer and James L. Griffin violated 2 U.S.C. §§431(e)(1) and 441a(a)(1)(A) by making loans to the candidate in excess of the contribution limitations.

Find reason to believe that David H. Brown violated §434(b)(12) by not reporting the debts and obligations owed to the six persons named above.

Send attached letters.

7 8 0 4 0 0 6 3 9 4 9

Schedule B

January 1976
Federal Election Commission
1325 K Street, N.W.
Washington, D.C. 20463

**ATTACHMENT I
Itemized Expenditures****Campaign Fundraising, Loans, and Transfers
for Lines 20, 21, 22, and/or 23 of FEC Form 3**

(see instructions on back)

Page _____ of _____ for

LINE NUMBER _____

(Use separate schedule(s) for each numbered line).

Name of Candidate or Committee in full

David H. Brown

Full Name, mailing address and ZIP code

Brown For Congress Committee
A. L. Geer, Chairman
Box 1776
Anna, Tx. 76003

Purpose of Expenditure

TransferDate (month,
day, year)

3-4-76
3-23-76
3-26-76

Amount of each expenditure this period

\$7,750.00

Full Name, mailing address and ZIP code

Purpose of Expenditure

Date (month,
day, year)

Amount of each expenditure this period

Full Name, mailing address and ZIP code

Purpose of Expenditure

Date (month,
day, year)

Amount of each expenditure this period

Full Name, mailing address and ZIP code

Purpose of Expenditure

Date (month,
day, year)

Amount of each expenditure this period

Full Name, mailing address and ZIP code

Purpose of Expenditure

Date (month,
day, year)

Amount of each expenditure this period

Full Name, mailing address and ZIP code

Purpose of Expenditure

Date (month,
day, year)

Amount of each expenditure this period

Full Name, mailing address and ZIP code

Purpose of Expenditure

Date (month,
day, year)

Amount of each expenditure this period

Full Name, mailing address and ZIP code

Purpose of Expenditure

Date (month,
day, year)

Amount of each expenditure this period

Subtotal of expenditures this page (optional) ▸ \$

Total for this period (last page this line number only) ▸ \$

Schedule B

January 1976
Federal Election Commission
1325 K Street, N.W.
Washington, D.C. 20463

Itemized Expenditures
Campaign Fundraising, Loans, and Transfers
for Lines 20, 21, 22, and/or 23 of FEC Form 3
(see instructions on back)

Page 1 of 1 forLINE NUMBER 23

(Use separate schedule(s) for each numbered line).

Name of Candidate or Committee in full

David H. Brown

Full Name, mailing address and ZIP code

Brown For Congress Committee
Al Geer, Chairman
Box 1776
Anna, Tx 76003

Purpose of Expenditure

Transfer

Date (month,
day, year)

4-76

Amount of each expenditure this period

9,500.00

Full Name, mailing address and ZIP code

Purpose of Expenditure

Date (month,
day, year)

Amount of each expenditure this period

Full Name, mailing address and ZIP code

Purpose of Expenditure

Date (month,
day, year)

Amount of each expenditure this period

Full Name, mailing address and ZIP code

Purpose of Expenditure

Date (month,
day, year)

Amount of each expenditure this period

Full Name, mailing address and ZIP code

Purpose of Expenditure

Date (month,
day, year)

Amount of each expenditure this period

Full Name, mailing address and ZIP code

Purpose of Expenditure

Date (month,
day, year)

Amount of each expenditure this period

Full Name, mailing address and ZIP code

Purpose of Expenditure

Date (month,
day, year)

Amount of each expenditure this period

Full Name, mailing address and ZIP code

Purpose of Expenditure

Date (month,
day, year)

Amount of each expenditure this period

Subtotal of expenditures this page (optional)

\$ 9,500.00

Total this period (last page this line number only)

\$ 9,500.00

78040063951
76010074501

Itemized Expenditures
 Campaign Fundraising, Loans, and Transfers
 for Lines 20, 21, 22, and/or 23 of FEC Form 3
 (see instructions on back)

Page 1 of 1 for

LINE NUMBER

(Use separate schedule(s) for each numbered line).

Name of Candidate or Committee in full

DAVID H. BROWN

Full Name, mailing address and ZIP code
 DRC IN FOR CONGRESS COMMITTEE
 Box 1776
 Anna, Texas 76003

Purpose of Expenditure

Transfer

Date (month, day, year)

4-76

Amount of each expenditure this period

15,000.00

Full Name, mailing address and ZIP code

Purpose of Expenditure

Date (month, day, year)

Amount of each expenditure this period

Full Name, mailing address and ZIP code

Purpose of Expenditure

Date (month, day, year)

Amount of each expenditure this period

Full Name, mailing address and ZIP code

Purpose of Expenditure

Date (month, day, year)

Amount of each expenditure this period

Full Name, mailing address and ZIP code

Purpose of Expenditure

Date (month, day, year)

Amount of each expenditure this period

Full Name, mailing address and ZIP code

Purpose of Expenditure

Date (month, day, year)

Amount of each expenditure this period

Full Name, mailing address and ZIP code

Purpose of Expenditure

Date (month, day, year)

Amount of each expenditure this period

Full Name, mailing address and ZIP code

Purpose of Expenditure

Date (month, day, year)

Amount of each expenditure this period

Subtotal of expenditures this page (optional) ▷ \$ 15,000.00

Total this period (list page this line number only) ▷ \$ 15,000.00

79040063952

	Initials	Date
Prepared by		
Approved by		

Report Date		Date	Amount	Contribution/ Loan	Repayment Reported?	
5/28/76	Mrs. Virginia Kretzinger 611 Westwood Sherman, TX 75090	4-12	5000-	loan	no	1
5/28/76	Mrs. Frances Brown 109 W. Fairview Avenue Sherman, TX 75090	4-11	5000-	loan	no	6
5/28/76	John V. Lathmore 2800 East Texas Street Sherman, TX 75090	4-16	5000-	loan	no	11
4/9/76		2-3	1000-	Contribution		14
5/28/76	Lawrence Sherrard 666 Texoma Drive Denison, TX 75020	4-26	3500-	loan	no	16
5/28/76	James L. Griffin R.R. 1, Box 21 Howe, TX	4-22	5000-	loan	no	21
4/9/76		2-21	500-	Contribution		24
4/9/76	A.L. Gear Box 276 Anna, TX 76803	3-4 3-23 3-26	2000- 750- 5000-	loan	no	26



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

Re: MUR 523 (78)

Dear :

Based on information ascertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission has found that you may have violated certain provisions of the Federal Election Campaign Act of 1971, as amended ("the Act"). Specifically, it appears that you violated 2 U.S.C. §§431(e)(1) and 441a(a)(1)(A) by making loans to David H. Brown, a candidate for nomination or election to the U.S. House of Representatives, which exceeded the contribution limitations. We have numbered the matter MUR 523 (78).

Under the Act, you have an opportunity to demonstrate that no action should be taken against you. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Specifically, we request that you submit copies of any solicitation materials you may have received from the Brown Campaign Committee and copies (front and back) of all cancelled checks by which you made contributions to the Brown Campaign Committee. Also, please identify any person(s) from the Brown Campaign Committee who solicited your contribution and state the date(s) of such solicitation.

Also, in reference to the money which you loaned to Mr. Brown, please indicate the terms, interest rates, collateral, if any, and basis upon which such loans were made. If any of the loans have been repaid, please include the date, amount, and source of repayment. Where appropriate, statements should be submitted under oath.

The Commission is under a duty to investigate this matter expeditiously. Therefore, your response should be submitted within ten days after your receipt of this notification.



-2-

If you have any questions, please contact Michele D. Brown, the staff member assigned to this matter, at 202-523-4026.

This matter will remain confidential in accordance with 2 U.S.C. Section 437g(a)(3)(B) unless you notify the Commission in writing that you wish the investigation to be made public.

If you intend to be represented by counsel in this matter, please have such counsel be notify us in writing.

Sincerely,

William C. Oldaker
General Counsel

7 8 0 4 0 7 6 3 9 5 5



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. David H. Brown
212 North Crockett Street
Sherman, Texas 75090

Re: MUR 523(78)

Dear Mr. Brown:

Based on information ascertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission has found that you may have violated certain provisions of the Federal Election Campaign Act of 1971, as amended ("the Act"). Specifically, it appears that you violated 2 U.S.C. §434(b)(12) by not continuing to report the debts and obligations owed to Virginia Kretsinger, Frances Brown, John V. Lattimore, Lawrence Sherrard, James L. Griffin, and A. L. Geer until such debts are extinguished. We have numbered this matter MUR 523(78).

Under the Act, you have an opportunity to demonstrate that no action should be taken against you. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Specifically, we request that you submit a list of persons who loaned money to you during the time you were a candidate for federal office which were then used in your campaign including the terms, interest rates, collateral, if any, and basis upon which such loans were made. Also, if any of the loans have been repaid, please indicate the date, amount, and source of repayment. Where appropriate, statements should be submitted under oath.

The Commission is under a duty to investigate this matter expeditiously. Therefore, your response should be submitted within ten days after your receipt of this notification.

If you have any questions, please contact Michele D. Brown, the staff member assigned to this matter, at 202-523-4026.



73040063956

-2-

This matter will remain confidential in accordance with 2 U.S.C. Section 437g(a)(3)(B) unless you notify the Commission in writing that you wish the investigation to be made public.

If you intend to be represented by counsel in this matter, please have such counsel so notify us in writing.

Sincerely,

William C. Oldaker
General Counsel

78040063957



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

November 11, 1977

MEMORANDUM TO: The Commission
THROUGH : William C. Oldaker *Bill*
FROM : Lester Scall
William Yowell
SUBJECT : Analysis of 1976 Congressional Campaign
Loan Activity and Recommendations

I. INTRODUCTION

The General Counsel's staff has completed an analysis of the loan activity of all House and Senate candidates and committees for the 1976 election to determine the extent of compliance with the loan provisions of the Act.^{1/} Our findings and recommendations for further action by the Commission, are as follows:

II. FINDINGS:

For the purposes of this study, we have divided the apparent violators into two groups. The first group consists of candidates and committees who reported loans totalling less than \$30,000 and who have either not reported one or more of the following items or have reported loans which on the surface indicate a violation (e.g. greater than limit):

^{1/} Due to the large number of reports with loan activity (over 750 in the House and Senate), the candidates/committees that have very small loans (generally less than \$5,000) and whose reports have few errors and omissions were eliminated, leaving approximately 275 reports.



- a. Interest rates of loans
- b. Dates of maturity
- c. Terms of security, guarantee, and endorsement.
- d. Loans or contributions on candidates reports.
- e. Carrying forward debts and loans as continuing obligations.
- f. Reporting of previously undisclosed loans receipts.
- g. Indication of loan repayments or interest rates and no report of original loan.

The majority of reports fall within this group; there are approximately 150 reports that do not include one or more of the above items; and the loans involved in these reports amount to approximately \$4,000,000, an average of \$26,666 per report. For each of these candidates/committees, we have prepared spread sheets that include all reported details of the loans.

In the second group we have placed candidates and committees who have reported loans of more than \$30,000 with apparent surface reporting violations as well as those which show certain questionable patterns and relationships of individuals and institutions, receipt of loans apparently exceeding the limits where full details of the transactions are not given and those in which the following circumstances occur:

- a. Loans not carried as debts
- b. Loans guaranteed by individuals in excess of the Act's limitation regulations.
- c. Excessive loans (generally greater than \$2500) made by individuals
- d. Report does not adequately show source and basis on which loan was forgiven.
- e. Report intermingles candidate's loans and contributions.

We identified 81 candidates and committees who fell in this group. The total amount of money involved in this group is approximately \$10,858,948 with an average of \$134,061.00 per report. Attached is a listing of all House and Senate candidates and committees together with the pertinent information concerning the reports (Enclosure 1).

III. RECOMMENDATION:

Assign MUR numbers to the second category violations; treat the first category violations as failure to report and handle on an initial basis through the Disclosure Division.

A. First Category:

Because of the large number of cases in this category, Disclosure should screen the reports and decide which of these 150 reports to follow up using the spread sheets we have prepared grouping together those with the largest loans. A decision to take no further action at this stage should be accompanied by a short written closing on each case which would be forwarded through OGC. For the cases where further action is warranted, a form letter similar to the RFAI letter should be sent.

Depending on the information obtained from the committees or their lack of response, some of those cases would then either be referred to OGC and be handled in the same fashion as second category cases, or be closed by Disclosure after conferring with OGC. Again, reports closed should be transmitted through OGC.^{2/}

B. Second Category:

Enforcement staff would recommend on a case-by-case basis whether: an RTB finding is warranted; whether other information is needed (sending a letter similar to an RFAI letter); whether the matter should be referred to Disclosure; or whether the matter should be closed.

^{2/} Because of the time that has elapsed since the 1976 elections, it can be expected that in some instances where committees have terminated, the present whereabouts of individuals connected with the loans may be difficult to determine.

To assist in the dissemination of second category reports, the list of reports was divided according to amount, House and Senate, and alphabetically by state. All reports containing MURs have been noted below the name of the candidate/committee. The reports have been subdivided, and we would start with the thirty reports showing the largest loans, basically loans larger than \$100,000, (List A). Those reports that had MURs assigned to them identified with loan activity were removed from the second category list. (The reports with loans and unrelated MURs will be assigned to the team which has been working on the MUR.)

IV. SUMMARY:

Although it appears as though it will be necessary to be selective in deciding what cases to pursue, a review of the attached list gives some idea of the extent of the problem and potential for abuse. Even if the Commission concludes that no action is warranted in some cases, we believe that case by case review of 1976 activity should be valuable in assuring that this important source of campaign financing receives close scrutiny.

CATEGORY II Listing of - House and Senate
Candidate/Committee Loan Activity

A. Greater than \$100,000

The following House and Senate Candidates and Committees have the largest reported loans in question:

House:

State	Candidate/Committee	Type of Activity	Approximate Amount
of 1 MUR	...l/Friends	Very large loans from candidate to committee and no details of source of candidates funds, terms, etc.	\$507,000.00
		same as above and not carried as debt	\$274,429.00
		same as above	\$244,678.67
	for Congress Committee	same as above	\$236,000.99
	for Congress Committee	report indicates committee has no debts but no indication of liquidation of loan. Loans obtained from candidate with no further details.	\$184,500.00
	for Congress Committee	No details of candidates loan to committee. Also, only \$76,600 carried as debt. Balance repaid or what?	\$146,600.00
		\$75,000 guaranteed by ... but no terms, security, interest rates etc. No details of balance of loan.	\$138,364.08

House:

State	Candidate/Committee	Type of Activity	Approximate Amount
	for Congress Committee	Loan from candidate and Bank of ... None of the loan was carried as a debt. \$50,145 repaid bank- nothing to candidate	\$133,145.00
	Congressional Campaign Committee	\$16,378.03 unitemized loan. \$112,378.03 loans and \$12,500 in debts to individuals.	\$124,878.00
		Large loans and no details	\$120,000.00
	for Congress	same as above	\$119,486.00
	Rep. for Congress '76 Committee	Large loan from candidate and small one from bank. Both need more details.	\$114,971.25
	for Congress	Large loan and no details	\$112,900.00
	for Congress	same as above	\$108,500.00
	in '76 Committee	Large loan from bank guaranteed by candidate with no terms etc.	\$105,924.74
	for Congress	Candidate contributed \$100,000 and loaned \$100,000 to committee, no terms, etc.	\$100,000.00

Senate:

State	Candidate/Committee	Type of Activity	Approximate Amount
		Contributions from candidate not shown on candidates reports. No details of large bank loans to committee from . . . and	\$2,474,012.00
		Very large contribution from candidate to committee and no details of source of funds.	\$676,836.70
		Same as above	\$484,700.000
	(MUR	Same as above except loan involved instead of contribution.	\$240,000.00
		Candidate contributed and loaned money to his committee with no details.	\$189,000.00
		Large loan and no details.	\$158,000.00
		Questions of \$24,000 overdraft; need clarification on the source of funds used for repayment of additional loans, lack of reporting of other loans.	\$144,950.00
		Large contribution and no details.	\$137,000.00
		Large loan and no details.	\$120,500.00
		Large contribution	\$125,000.00
		See MUR . . .	
		Large loan and no details.	\$115,196.28
	(MUR . . .)	Same as above	\$100,000.00
		Same as above	\$100,000.00

B. Less than \$100,000

The below list consists of the rest of the House candidates and committees by state. A list of the Senate candidates follows:

House:

State	Candidate/Committee	Type of Activity	Approximate Amount
	Campaign Committee	Large loans and no details.	\$87,293.00
	for Congress	same as above	\$72,000.00
	for Congress Committee	Large loan, all but \$9,000 forgiven and no details.	\$59,000.00
	for Congress	Candidate loaned committee \$30,000 and then stopped reporting after primary.	\$30,000.00
	for Congress Committee	Large loan, no details	\$97,000.00
	for Congress	Loan not repaid and not carried as debt.	\$47,324.00
	Campaign Committee ('74 Campaign)	Candidate "lent" committee money since '74 and also has several outstanding loans in excess of present limits. Exact amount is unknown.	\$75,000.00+
	People for in Congress	Loan not carried as debt	\$35,164.00
	for Congress	Loans not properly reported	\$30,000.00
	Campaign Committee(MUR)	Personal loans need to be checked.	?

House:

State	Candidate/Committee	Type of Activity	Approximate Amount
	Campaign Committee	Treasurer writes acknowledgement of loan on Bank letterhead.	\$10,000.00
		Loans to committee may have been used for candidates personal expenses.	\$50,000.00.00
	for Congress	Need additional information on loan to committee by candidate; questionable loan of \$1,000 each by 17 individuals.	\$86,000.00
		\$31,000 loan from Bank of ... with no details and \$50,000 loan from Republican Party of ... with no details.	\$81,000.00
		Only \$45,000 of \$50,000 loan from ... carried as debt. Candidate also contributed \$31,600 in <u>CAS'l</u> .	\$81,000.00
	Committee to Elect	Loans not carried as debts	\$40,694.00
	for Congress	Large contribution from candidate and no details of source of funds.	\$75,865.73
	for Congress	Large loan no details one repayment of \$9,093.	\$61,000.00
	for Congress	Loan not carried as debt	\$42,150.00

House:

State	Candidate/Committee	Type of Activity	Approximate Amount
	for Congress	Loaned from candidate and individual - no details.	\$42,500.00
	for Congress Committee/	No details of loan to committee by candidate.	\$61,000.00
	for Congress Committee	Large loan needs further details, questionable report, large number of \$1,000 contributors.	\$97,334.00
	for Congress Club	No details of loans	\$77,654.00
	Citizens for	Excessive loans from individuals in amount of \$49,000 and need details of rest of loans.	\$72,000.00
		Loans from candidate and bank guaranteed from individuals with pos. violation.	\$34,885.00
	Good People who want in Congress	Candidate contributed \$98,500 to committee Termination report states \$7,323.38 repaid as "return on loan to committee" No details of source of candidates contributions.	\$98,500.00
	for Congress	Possible reporting violations and no details for loans. All were forgiven by candidate.	\$75,000.00
		Treasurer worked at bank where loan was obtained.	\$27,000.00
	for Congress Committee/	Loan by candidate to committee reported as debt on candidate report but not on committee report. No further details.	\$54,250.00

House:

State	Candidate/Committee	Type of Activity	Approximate Amount
	Friends of c/o	\$20,000.00 loan signed by - possible limitation violation. No details on rest of loan/	\$47,000.00
	for Congress Committee, #2	Guarantors exceed limitations regulations.	\$70,000.00
)	for Congress Committee	Large loans and no details on rest of loan.	\$80,000.00
	for Congress Committee/	Same as above	\$96,750.00
✓ TX	David H. Brown	Individuals who made loans to committees in excess of limitation regulations.	\$31,250.00
	for Congress Committee	No details of larger loan.	\$62,600.00

Senate:

State	Candidate/Committee	Type of Activity	Approximate Amount
		No details of candidate's loan to committee.	\$50,000.00
		No details of loan	\$40,255.00
	(MUR	No details of contributions and loans candidate made to committee.	\$51,834.00
		Need further details of candidate's contribution to committee.	\$37,400.00
		No details of loan	\$79,191.05
		Same as above	\$35,800.00
		Same as above	\$35,000.00
		No details of loans	\$85,355.92
		Same as above	\$38,300.00
		No details of loans	\$50,000.00
		Same as above	\$62,000.00
		Same as above	\$53,127.00
		Same as above	\$35,000.00
		Candidate's family may have received proceeds of a bank loan and committee did not properly report loan as debt.	\$82,898.00
		No details of loans from the	\$35,000.00

Senate:

State	Candidate/Committee	Type of Activity	Approximate Amount
		No details of loans from	\$60,000.00
		Questions of \$24,000 overdraft; need clarification on the source of funds used for repayment of additional loans; lack of reporting on other loans.	\$144,950.00
		No details on loans transactions.	\$52,000.00

MEMORANDUM

7-17
FEB. 6, 1978

TO: Charlie Steele

FROM: Bill Yowell
Les Scall

SUBJECT: Recommendation for Further Investigation Action
on Loan Project Candidates and Committees

7 3 0 4 0 0 6 3 9 7 1

Attached is a list of nine House Candidates/Committees from the 1976 loan survey project. The information uncovered on these individuals indicates that possible substantive violations have been committed. We think that MURs should be opened on all of these nine and that they should be assigned to the enforcement teams for preparation of recommendations for further action. The teams would decide whether the information they uncover warrants a recommendation for reason to believe or an RFAI letter. The spread sheets attached for each candidate/committee are meant as a starting point, and the team member assigned should research the file himself/herself.

We have updated this list with the status of these candidate/committees at the disclosure level. Wherever possible, termination dates have been included, however we have been informed that dates for administrative termination (i.e., by the staff here) are not recorded. This should be checked. I think we could proceed to investigate terminated cases by acknowledging to the respondents or recipients of the RFAI letters that while we are aware of the termination, we nevertheless have discovered that certain information needs to be clarified.

While these matters are being reviewed we are also preparing and updating about eight other cases from the loan project for a similar presentation.

2ND CATEGORY

1. /Committee of 1976 for for Congress

\$30,000 loaned by to committee on April 12, 1976. Candidate and three others guaranteed \$29,300 of loans. The committee repaid \$1,975 in two installments on October 7, 1976, and November 29, 1976. No other repayments indicated by spread sheets. Status at Disclosure level: Candidate reports terminated April 10, 1977; Committee reports terminated (date unknown).

2. / in '76 Committee

\$105,924.74 loaned by to committee between September 7, 1976, and November 2, 1976. The notes are recorded as maturing in 90 days but no repayments are indicated. There is an unitemized loan of \$201.81 in the July 10, 1977 report, and as of the July 10, 1977 report, the 1976 loans are still being carried as debts. Status at Disclosure level: Candidate reports waived; Committee reports quarterly.

3. Congressional Campaign Committee

\$16,378.03 in unknown number of loans to candidate between April 16, 1976 and May 25, 1976 listed as unitemized. Spread sheet indicates other loan(s) of \$28,391.68 may have been made but reports are not clear. Status at Disclosure level: Candidate reports terminated January 20, 1977; Committee reports terminated (date unknown).

4. -/Citizens for for Congress

Republican Party of loaned committee \$50,000. Dates of loan(s) repayment not indicated. Partial repayment of \$7,846.50 shown. Status at Disclosure level: Candidate reports quarterly; committee reports administratively terminated.

5. Campaign Committee

Cash contributions of \$30,000 and \$1,600 made by candidate to his committee. See attachment to spread sheet concerning his personal loan of \$50,000. Status at Disclosure level: Candidate reports administratively terminated; Committee reports administratively terminated.

7 8 0 4 0 0 6 3 9 7 2

6. _____ i/Citizens for _____

Loans to committee of \$12,000 and \$47,000 made by two individuals. Repayment of only \$8,804.34 made, with remaining balance cancelled. Status at Disclosure level: Candidate reports administratively terminated; committee reports administratively terminated.

7. _____ for Congress

Two loans of \$2,700 and one of \$1,400 made or guaranteed by individuals. Status at Disclosure level: Candidate reports administratively terminated; Committee reports administratively terminated.

8. _____ for Congress Committee/Return _____ To _____
Congress Committee

\$40,000 in loans from _____ endorsed by four individuals. Same individual endorsed \$30,000 in loans from _____, and two of the same group endorsed a third loan of \$8,500 from _____. Status at Disclosure level: Candidate reports waived; quarterly reports filed by committee.

✓ 9. David H. Brown/Brown for Congress Committee TX

Four loans to Committee from individuals in amounts of \$5,000 or more. All other loans to Committee from individuals. No evidence of repayment. Status at Disclosure level: Candidate and committee reports terminated (dates unknown)

79040053973



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

THIS IS THE BEGINNING OF MUR # 523

7 8 0 4 0 0 6 3 9 7

