



FEDERAL ELECTION COMMISSION

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

THIS IS THE END OF NF # 128

Date Filmed 4/25/79 Camera No. --- 2

Cameraman SPC.

79040120291

7904021020227

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:

Mr. Allard Lowenstein
305 East 24th St. Apt. 17F
New York - NY 10010

3. ARTICLE DESCRIPTION:

REGISTERED NO. CERTIFIED NO. INSURED NO.

9285

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE ☐ Addressee ☐ Authorized agent

Graham S. ...
FOR ALLARD W. LOWENSTEIN

4. DATE OF DELIVERY

POSTMARK

1 JAN 20 1979

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

CLERK'S
INITIALS

128

NF (24 MAR 74) Thea Ford

GPO 1977-0-249-595

128

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 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:
*The Harvey J. Lippman
Bureau of American Jews
New York, NY 10019*

3. ARTICLE DESCRIPTION:
REGISTERED NO. CERTIFIED NO. INSURED NO.
743238

(Always obtain signature of addressee or agent)

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

4. DATE OF DELIVERY *3/24/79* 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 23, 1979

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Harvey J. Lippman, Treasurer
Elect Lowenstein to Congress
Committee
1345 Avenue of the Americas-45th Floor
New York, NY 10019

RE: MUR 747/NF 128

Dear Mr. Lippman:

On March 5, 1979, the Commission voted to accept the conciliation agreement which you signed and dated on February 21, 1979. A copy of the agreement signed by you and the Commission's General Counsel is enclosed.

Accordingly, and upon my recommendation, the Commission has closed the file in this matter.

If you have any questions, please contact Judy Thedford, at 202-523-4529.

Sincerely,

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

William G. Oldaker
General Counsel

Enclosure
Conciliation Agreement

BEFORE THE FEDERAL ELECTION COMMISSION
November 2, 1978

In the Matter of)
Elect Lowenstein to) MUR 747
Congress Committee)

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 that respondent, Elect Lowenstein To Congress Committee (the Committee), violated 2 U.S.C. §434(a)(1)(A)(i) by filing its 10 Day Pre-Primary Election Report late.

Now, therefore, the respective parties herein, the Federal Election Commission and respondent Committee having duly entered into conciliation pursuant to §437g(a)(5), do hereby agree as follows:

- I. That the Federal Election Commission has jurisdiction over respondent and the subject of this proceeding.
- II. That respondent Committee 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 the 10 Day Pre-Primary Report filed by the Elect Lowenstein To Congress Committee shows Pre-Primary receipts of \$35,754.50 and Pre-Primary expenditures of \$36,673.58;

901061

79 FEB 7 AM 10:13

79040120295

B. That the Committee, as of September 2, 1978 had failed to file its 10 Day Pre-Primary Report; the report was filed on September 11, 1978, thereby making the report 9 days late.

THEREFORE, respondent Committee agrees:

- I. Respondent's action in failing to file its 10 Day Pre-Primary Election Report on September 2, 1978, was in violation of 2 U.S.C. §434(a)(1)(A)(i).
- II. That it will pay a civil penalty in the amount of \$250 pursuant to 2 U.S.C. §437g(a)(6)(B)(i).
- III. Respondent agrees that it will not undertake any activity which is in violation of the Federal Election Campaign Act of 1971, as amended, 2 U.S.C. §431, et seq.

GENERAL CONDITIONS

- I. The Commission, on the request of anyone filing a complaint under 2 U.S.C. §437g(a)(1) concerning the matters at issue herein, or on its own motion, may review compliance with this agreement. If the Commission believes that this agreement or any requirement thereof has been violated, it may institute 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 of the date that all parties hereto have executed same and the Commission has approved the entire agreement.

79040120296

III. It is agreed that respondent Committee shall have no more than thirty (30) days from the date of this agreement to implement and comply with the requirements contained herein, or so notify the Commission.

Date:

3/22/79

William C. Oldaker
General Counsel

Date:

February 21, 1979

Harvey J. Lippman
Treasurer
Elect Lowenstein To Congress
Committee

79040120297

VITO P. BATTISTA
141 WILLOUGHBY STREET
BROOKLYN, NEW YORK 11201

RECEIVED
FEDERAL ELECTION
COMMISSION

'79 MAR 7 AM 9:41

901268

March 1, 1979

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


Gentlemen:

Enclosed herewith is a check for \$50.00 for the
Civil Penalty as voted by the Commission.

The file on this matter is MUR 747/NF#128.

I respectfully appreciate and thank you for
your help in this matter.

Sincerely yours,



Vito P. Battista, R.A.

Enc: check

79040120293

ENCLOSURE 101:35

[illegible]

VITO P. BATTISTA
ARCHITECT

141 WILLOUGHBY STREET BROOKLYN, N. Y. 11201

PAY TO THE ORDER OF U. S. TREASURER

THE SUM 50 DOLS 00 CTS

6554

1-8/210
(Brunch 3)

MARCH 1 19 79

\$ 50.00

DOLLARS

Onibank, N.A.
181 Montague Street
Brooklyn, N.Y.
11201

CITIBANK

UR

①006554① ②0210②0008② 051 00402288②

719040120300

VITO P. BATTISTA, R.A.
141 WILLOUGHBY ST., BKLYN. NY 11201



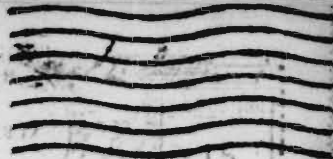
'79 MAR 7 AM 9:41

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

ATTENTION:
JUDY THEDFORD

VITO P. BATTISTA, R.A.

141 WILLOUGHBY ST., BKLYN. NY 11201



'79 MAR 7 AM 9:41

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

ATTENTION:

JUDY THEDFORD

040120301

March 1, 1979

MEMORANDUM TO: Marge Emmons
FROM: Elissa T. Garr
SUBJECT: NF 128

Please have the attached Memo and conciliation agreement distributed to the Commission on a 48 hour tally basis.

Thank you.

79040120302



FEDERAL ELECTION COMMISSION

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

RECEIVED
OFFICE OF THE
COMMISSION SECRETARY

79 MAR 1 P2:47

March 1, 1979

MEMORANDUM

TO: The Commissioners

FROM: William C. Oldaker *WCO by [signature]*

SUBJECT: MUR 747/NF #128

Attached is a conciliation agreement signed by the respondent Elect Lowenstein For Congress's treasurer, Harvey J. Lippman on February 21, 1979, and offered as settlement in this matter. The \$250 civil penalty was also submitted to the Commission with the signed agreement.

The attached agreement is identical to the original conciliation agreement approved by the Commission on November 7, 1978.

The Office of the General Counsel recommends that the conciliation agreement be accepted by the Commission as settlement of this matter.

79040120303

BEFORE THE FEDERAL ELECTION COMMISSION
November 2, 1978

In the Matter of)
Elect Lowenstein to) MUR 747
Congress Committee)

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 that respondent, Elect Lowenstein To Congress Committee (the Committee), violated 2 U.S.C. §434(a)(1)(A)(i) by filing its 10 Day Pre-Primary Election Report late.

Now, therefore, the respective parties herein, the Federal Election Commission and respondent Committee having duly entered into conciliation pursuant to §437g(a)(5), do hereby agree as follows:

- I. That the Federal Election Commission has jurisdiction over respondent and the subject of this proceeding.
- II. That respondent Committee 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 the 10 Day Pre-Primary Report filed by the Elect Lowenstein To Congress Committee shows Pre-Primary receipts of \$35,754.50 and Pre-Primary expenditures of \$36,673.58;

Shadford

GCC

9447

901661

NOV 10:13

79040120304

B. That the Committee, as of September 2, 1978 had failed to file its 10 Day Pre-Primary Report; the report was filed on September 11, 1978, thereby making the report 9 days late.

THEREFORE, respondent Committee agrees:

- I. Respondent's action in failing to file its 10 Day Pre-Primary Election Report on September 2, 1978, was in violation of 2 U.S.C. §434(a)(1)(A)(i).
- II. That it will pay a civil penalty in the amount of \$250 pursuant to 2 U.S.C. §437g(a)(6)(B)(i).
- III. Respondent agrees that it will not undertake any activity which is in violation of the Federal Election Campaign Act of 1971, as amended, 2 U.S.C. §431, et seq.

GENERAL CONDITIONS

- I. The Commission, on the request of anyone filing a complaint under 2 U.S.C. §437g(a)(1) concerning the matters at issue herein, or on its own motion, may review compliance with this agreement. If the Commission believes that this agreement or any requirement thereof has been violated, it may institute 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 of the date that all parties hereto have executed same and the Commission has approved the entire agreement.

79040120305

III. It is agreed that respondent Committee shall have no more than thirty (30) days from the date of this agreement to implement and comply with the requirements contained herein, or so notify the Commission.

Date: _____

William C. Oldaker
General Counsel

Date: February 21, 1979

Harvey J. Lippman
Harvey J. Lippman
Treasurer
Elect Lowenstein To Congress
Committee

79040120306

79040120307
ELECT LOWENSTEIN TO CONGRESS COMMITTEE

457

PAY
TO THE
ORDER OF

February 21 1979 1-103
210
United States Treasurer \$250.00
Two Hundred Fifty & 00/100
DOLLARS



BANKERS TRUST COMPANY

1345 AVENUE OF THE AMERICAS

NEW YORK, N. Y. 10019

78

Harvey J. Lippman
Treasurer

⑈000457⑈ ⑆021001033⑆ 078⑈41406007⑈

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

MUR 747/NF #128

Elect Lowenstein to
Congress Committee

CERTIFICATION

I, Marjorie W. Emmons, Secretary to the Federal Election Commission, do hereby certify that on March 5, 1979, the Commission accepted by a vote of 6-0 the conciliation agreement, signed by the respondent Elect Lowenstein For Congress's treasurer, Harvey J. Lippman, which was attached to the General Counsel's Memorandum dated March 1, 1979. The \$250 civil penalty was also submitted to the Commission with the signed agreement.

Attest:

3/5/79

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary to the Commission

Received in Office of Commission Secretary: 3-1-79, 2:47
Circulated on 48 hour vote basis: 3-1-79, 4:15

79040120308

7 9 0 4 0 1 2 0 3 0 7
ELECT LOWENSTEIN TO CONGRESS COMMITTEE

457

PAY
TO THE
ORDER OF

United States Treasurer

February 21 1979 1-103
210

\$250.00

Two hundred fifty and

00
DOLLARS



BANKERS TRUST COMPANY

1345 AVENUE OF THE AMERICAS

NEW YORK, N. Y. 10019

78

Harvey J. Lippman
TREASURER

⑈000457⑈ ⑆021001033⑆ 078⑈41406007⑈

Elect Lowenstein to Congress Committee
c/o Harvey J. Lippman, Treasurer
1345 Avenue of the Americas - 45th floor
New York, New York 10019



79 FEB 27 AM 10:13

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

Attention: Ms. Judy Thedford

7904012031

February 7, 1979

MEMORANDUM TO: Marge Emmons
FROM: Elissa T. Garr
SUBJECT: NF 128

Please have the attached Memorandum distributed
to the Commission on an informational basis.

Thank you.

79040120311



FEDERAL ELECTION COMMISSION

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

February 7, 1979

MEMORANDUM

TO: The Commission

FROM: William C. Oldaker *W.C.O.*

SUBJECT: MUR 747/NF#128 ADDENDUM to Memorandum and
Conciliation Agreement circulated to the
Commission dated February 2, 1979

The Office of the General Counsel recommends that the conciliation agreement attached to the Memorandum dated February 2, 1979 and signed by the respondent Vito Battista on January 24, 1979, be accepted by the Commission in settlement of this matter.

79040120312



FEDERAL ELECTION COMMISSION

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

February 7, 1979

MEMORANDUM

TO: The Commission

FROM: William C. Oldaker *W.C.O.*

SUBJECT: MUR 747/NF#128 ADDENDUM to Memorandum and
Conciliation Agreement circulated to the
Commission dated February 2, 1979

The Office of the General Counsel recommends that the conciliation agreement attached to the Memorandum dated February 2, 1979 and signed by the respondent Vito Battista on January 24, 1979, be accepted by the Commission in settlement of this matter.

79040120313

79040120314

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.....c</p> <p><input checked="" type="checkbox"/> Show to whom, date, and address of delivery.....c</p> <p><input type="checkbox"/> RESTRICTED DELIVERY Show to whom and date delivered.....c</p> <p><input type="checkbox"/> RESTRICTED DELIVERY Show to whom, date, and address of delivery.....c</p> <p>(CONSULT POSTMASTER FOR FEES)</p>								
<p>2. ARTICLE ADDRESSED TO</p> <p><i>Vito Battista</i> <i>141 Wollonghton St</i> <i>Brooklyn, NY 11201</i></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><i>91127-1</i></td> <td></td> </tr> </table> <p>(Always obtain signature of addressee or agent)</p>			REGISTERED NO.	CERTIFIED NO.	INSURED NO.		<i>91127-1</i>	
REGISTERED NO.	CERTIFIED NO.	INSURED NO.						
	<i>91127-1</i>							
<p>I have received the article described above.</p> <p>SIGNATURE <input type="checkbox"/> Addressee <input checked="" type="checkbox"/> Authorized agent</p> <p><i>Vincent C Battista</i></p>								
<p>4. DATE OF DELIVERY</p> <p><i>FEB 20 1970</i></p>		<p>POSTMARK</p>						
<p>5. ADDRESS (Complete only if requested)</p>								
<p>6. UNABLE TO DELIVER BECAUSE:</p>		<p>CLERK'S INITIALS</p>						

NY 128 The post GPO 1977-0-249-595



FEDERAL ELECTION COMMISSION

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

February 12, 1979

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Vito Battista
141 Willoughby Street
Brooklyn, NY 11201

Re: MUR 747/NF#128

Dear Mr. Battista:

On February 9, 1979, the Commission voted to accept the conciliation agreement you signed and dated January 24, 1979. A copy of the agreement signed by you and the Commission's General Counsel is enclosed.

The \$50 civil penalty should be submitted to the Commission within thirty days and the check made payable to the "U.S. Treasurer."

Accordingly, and upon my recommendation, the Commission has closed the file in this matter.

Should you have any questions, please contact Judy Thedford at 202-523-4057.

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

79040120315

BEFORE THE FEDERAL ELECTION COMMISSION
January 11, 1979

In the Matter of)
Vito Battista)

MUR 747/NF #128

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 that respondent Vito Battista violated 2 U.S.C. §432(e) (1) and 11 C.F.R. §101.2 by filing his candidate statement late; and 2 U.S.C. §434(a) (1) (A) (i) by filing his Ten Day Pre-Primary Election Report late.

Now, therefore, the respective parties herein, the Federal Election Commission and respondent Vito Battista having duly entered into conciliation pursuant to §437g(a) (5), do hereby agree as follows:

- I. That the Federal Election Commission has jurisdiction over the respondent and the subject of this proceeding.
- II. That respondent Vito Battista 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 filed a designating petition with the City Board of Elections in New York on July 27, 1978, thereby obtaining status as a candidate for the U.S. House of Representatives.
 - B. That respondent filed his candidate statement on January 2, 1979, the candidate statement was filed 149 days late.

79040120316

C. That respondent failed to file his Ten Day Pre-Primary Election Report on September 2, 1978.

D. That respondent filed a 30 Day Post-Election Report/Termination Report on November 22, 1978 which covered the ten day pre-primary election reporting period.

Therefore, respondent agrees:

- I. Respondent's action in failing to file a candidate statement by August 6, 1978, was in violation of 2 U.S.C. §432(e)(1) and 11 C.F.R. §101.2.
- II. Respondent's action in failing to file his Ten Day Pre-Primary Election Report on September 2, 1978, was in violation of 2 U.S.C. §434(a)(1)(A)(i).
- III. That he will pay a civil penalty in the amount of \$50.00 ~~\$250~~ pursuant to 2 U.S.C. §437g(a)(6)(B)(i).
- IV. Respondent agrees that he will not undertake any activity which is in violation of the Federal Election Campaign of 1971, as amended, 2 U.S.C. §431, et seq.

GENERAL CONDITIONS

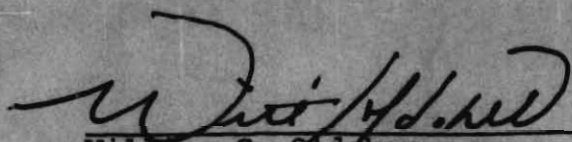
- I. The Commission, on the request of anyone filing a complaint under 2 U.S.C. §437g(a)(1) concerning the matters at issue herein, or on its own motion, may review compliance with this agreement. If the Commission believes that this agreement or any requirement thereof has been violated, it may institute 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 of the date that all parties hereto have executed same and the Commission has approved the entire

79040120317

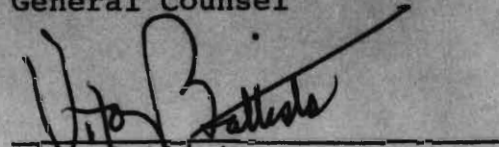
agreement.

III. It is agreed that respondent shall have no more than thirty (30) days from the date of this agreement to implement and comply with the requirements contained herein, or so notify the Commission.

DATE: 12 FEB 1979


William C. Oldaker
General Counsel

DATE: January 24, 1979


Vito Battista

79040120318

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Vito Battista)

MUR 747/NF 128

CERTIFICATION

I, Marjorie W. Emmons, Secretary to the Federal Election Commission, do hereby certify that on February 9, 1979, the Commission approved by a vote of 6-0 the conciliation agreement attached to the General Counsel's Memorandum dated February 2, 1979 regarding the above-captioned matter.

The General Counsel recommended acceptance of the signed conciliation agreement as settlement of this matter in his Memorandum dated February 7, 1979.

Attest:

2/9/79

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary to the Commission

Received in Office of Commission Secretary: Friday, 2-2-79, 5:07
Circulated on 48 hour vote basis: Monday, 2-5-79, 12:00
Memo of 2-7-79 Received in Office of
Commission Secretary: 2-7-79, 11:00
Circulated on Informational basis: 2-7-79, 11:15

79040120319



FEDERAL ELECTION COMMISSION

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

MEMORANDUM TO: CHARLES STEELE
FROM: MARJORIE W. EMMONS *mwe*
DATE: FEBRUARY 9, 1979
SUBJECT: CERTIFICATION ON MUR 747/NF 128

The General Counsel's Memorandum dated February 2, 1979, was received in the Office of Commission Secretary on Friday, February 2, 1979 at 5:07. The document was circulated on a 48 hour vote basis on Monday, February 5, 1979 at 12:00.

One hour before the voting deadline, the Commission Secretary's Office received another Memorandum from the General Counsel, dated February 7, 1979, regarding the lack of "recommendation" language in the first Memorandum. The February 7 Memorandum was circulated, as per instructions from the General Counsel's Office, on an informational basis at 11:15, February 7, 1979, fifteen minutes after receipt in the Commission Secretary's Office.

At 10:30, February 9, 1979, the sixth confirmation regarding the voting on this matter was received in the Office of Commission Secretary.

A certification reflecting the vote on this matter is attached.

ATTACHMENT:
Certification - MUR 747/NF 128

79040120320

February 2, 1979

MEMORANDUM TO: Marge Emmons
FROM: Elissa T. Garr
SUBJECT: NF 128

Please have the attached Memo to the Commission on NF 128 distributed to the Commission on a 48 hour tally basis.

Thank you.

79040120321



FEDERAL ELECTION COMMISSION

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

RECEIVED
OFFICE OF THE
COMMISSION SECRETARY

79 FEB 2 P 5: 07

February 2, 1979

MEMORANDUM

TO: The Commission

FROM: William C. Oldaker *W.C.O.*

SUBJECT: MUR 747/NF #128

79040120322

Attached for the Commission's approval is a conciliation agreement signed by the respondent Vito Battista and offered as settlement in this matter. After initiating conciliation with the respondent, Mr. Battista filed a 30 Day Post-Primary Election/Termination report which covered the ten day pre-primary reporting period; and his candidate statement. Thus, the attached agreement reflects Mr. Battista's late filing status instead of non-filing.

In a conciliatory effort, Mr. Battista filed his candidate statement on January 2, 1979. The statement does not reflect designation of a principal campaign committee as Mr. Battista did not have a designated committee for the primary election. He spent all his personal funds in the campaign and has reported as such.

Mr. Battista also counterproposes a civil penalty of \$50 and submitted the attached letter (Exhibit A) in his defense.

Attachments:
Conciliation Agreement
Letter

Medford
6607
G172

VITO P. BATTISTA
141 WILLOUGHBY STREET
BROOKLYN, NEW YORK 11201

73 JAN 20 PM 2:13

79040120323

WILLIAM C. OLDAKER (GENERAL COUNSEL)
FEDERAL ELECTION COMMISSION
1325 K STREET NORTH WEST
WASHINGTON, D. C. 20463

JANUARY 24, 1979

DEAR WILLIAM C. OLDAKER:

LAST YEAR THE REPUBLICAN COUNTY LEADER SUGGESTED THAT I RUN FOR CONGRESS IN THE 15 C.D. AND SUBMITTED MY NAME TO BE PLACED ON THE DESIGNATING PETITION. I WAS MADE TO UNDERSTAND THAT I WOULD NOT HAVE A PRIMARY. INSTEAD, A LAST MINUTE CHANGE BY THE LOCAL REPUBLICAN LEADERS FORCED ME INTO A PRIMARY. IT WAS TOO LATE TO WITHDRAW MY NAME FROM BALLOT AND I WAS COMPLETELY DISCOURAGED TO CARRY ON A CAMPAIGN FOR I LACKED THE FUNDS TO DO SO.

- I HAD NO LOCAL POLITICAL HEADQUARTERS IN 15 C.D.
- I DID NOT APPOINT ANY COMMITTEE TO RAISE FUNDS
- I HAD NO LOCAL ORGANIZATION SUPPORT!

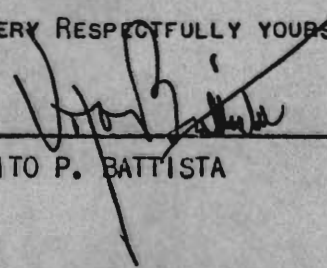
Yes, I WENT THROUGH THE MOTIONS OF RUNNING A CAMPAIGN AND SPENT A FEW THOUSAND DOLLARS WHICH I REPORTED TO THE COMMISSION. THE EXPENSES WERE ALL PAID BY ME FROM PERSONAL FUNDS WHICH I COULD NOT AFFORD TO USE.

AS A PERSONAL PROBLEM, I HAVE A WIFE WHO IS VERY, VERY SICK IN A NURSING HOME (WOODBURY, L.I.) WHICH IS COSTING \$500 PER WEEK. THIS HAS CREATED A GREAT FINANCIAL BURDEN AND HARDSHIP CAUSING ME TO DIG INTO MY ASSETS AND THAT OF MY WIFE. WE HAVE BOTH SOLD ALL OUR INSURANCE POLICIES AND I AM IN FINANCIAL DISTRESS.

I NOW APPEAL TO YOU IF YOU COULD HELP ME TO REDUCE THE CIVIL PENALTY TO \$50.

I SINCERELY HOPE AND PRAY THAT THIS WILL BE ACCEPTABLE TO THE COMMISSION.

VERY RESPECTFULLY YOURS,


VITO P. BATTISTA

800494

(Exhibit A)

BEFORE THE FEDERAL ELECTION COMMISSION
January 11, 1979

In the Matter of)
)
Vito Battista)

MUR 747/NF #128

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 that respondent Vito Battista violated 2 U.S.C. §432(e) (1) and 11 C.F.R. §101.2 by filing his candidate statement late; and 2 U.S.C. §434(a) (1) (A) (i) by filing his Ten Day Pre-Primary Election Report late.

Now, therefore, the respective parties herein, the Federal Election Commission and respondent Vito Battista having duly entered into conciliation pursuant to §437g(a) (5), do hereby agree as follows:

- I. That the Federal Election Commission has jurisdiction over the respondent and the subject of this proceeding.
- II. That respondent Vito Battista 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 filed a designating petition with the City Board of Elections in New York on July 27, 1978, thereby obtaining status as a candidate for the U.S. House of Representatives.
 - B. That respondent filed his candidate statement on January 2, 1979, the candidate statement was filed 149 days late.

79040120324

C. That respondent failed to file his Ten Day Pre-Primary Election Report on September 2, 1978.

D. That respondent filed a 30 Day Post-Election Report/ Termination Report on November 22, 1978 which covered the ten day pre-primary election reporting period.

Therefore, respondent agrees: ~~was~~ 1

- I. Respondent's action in failing to file a candidate statement by August 6, 1978, was in violation of 2 U.S.C. §432(e)(1) and 11 C.F.R. §101.2.
- II. Respondent's action in failing to file his Ten Day Pre-Primary Election Report on September 2, 1978, was in violation of 2 U.S.C. §434(a)(1)(A)(i).
- III. That he will pay a civil penalty in the amount of \$50.00 ~~\$250~~ pursuant to 2 U.S.C. §437g(a)(6)(B)(i).
- IV. Respondent agrees that he will not undertake any activity which is in violation of the Federal Election Campaign of 1971, as amended, 2 U.S.C. §431, et seq.

GENERAL CONDITIONS

- I. The Commission, on the request of anyone filing a complaint under 2 U.S.C. §437g(a)(1) concerning the matters at issue herein, or on its own motion, may review compliance with this agreement. If the Commission believes that this agreement or any requirement thereof has been violated, it may institute 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 of the date that all parties hereto have executed same and the Commission has approved the entire

79040120325

agreement.

III. It is agreed that respondent shall have no more than thirty (30) days from the date of this agreement to implement and comply with the requirements contained herein, or so notify the Commission.

DATE: _____

William C. Oldaker
General Counsel

DATE: _____

January 24, 1979

Vito Battista

Vito Battista

79040120326

6007
9172

VITO P. BATTISTA
141 WILLOUGHBY STREET
BROOKLYN, NEW YORK 11201

FEDERAL ELECTION
COMMISSION

'79 JAN 29 PM 2:13

WILLIAM C. OLBAKER (GENERAL COUNSEL)
FEDERAL ELECTION COMMISSION
1325 K STREET NORTH WEST
WASHINGTON, D. C. 20463

JANUARY 24, 1979

DEAR WILLIAM C. OLBAKER:

LAST YEAR THE REPUBLICAN COUNTY LEADER SUGGESTED THAT I
RUN FOR CONGRESS IN THE 15 C.D. AND SUBMITTED MY NAME TO BE PLACED ON
THE DESIGNATING PETITION. I WAS MADE TO UNDERSTAND THAT I WOULD NOT
HAVE A PRIMARY. INSTEAD, A LAST MINUTE CHANGE BY THE LOCAL REPUBLICAN
LEADERS FORCED ME INTO A PRIMARY. IT WAS TOO LATE TO WITHDRAW MY NAME
FROM BALLOT AND I WAS COMPLETELY DISCOURAGED TO CARRY ON A CAMPAIGN FOR
I LACKED THE FUNDS TO DO SO.

- I HAD NO LOCAL POLITICAL HEADQUARTERS IN 15 C.D.
- I DID NOT APPOINT ANY COMMITTEE TO RAISE FUNDS
- I HAD NO LOCAL ORGANIZATION SUPPORT!

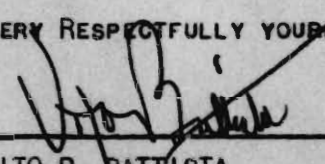
YES, I WENT THROUGH THE MOTIONS OF RUNNING A CAMPAIGN AND
SPENT A FEW THOUSAND DOLLARS WHICH I REPORTED TO THE COMMISSION. THE
EXPENSES WERE ALL PAID BY ME FROM PERSONAL FUNDS WHICH I COULD NOT AFFORD
TO USE.

AS A PERSONAL PROBLEM, I HAVE A WIFE WHO IS VERY, VERY SICK IN A
NURSING HOME (WOODBURY, L.I.) WHICH IS COSTING \$500 PER WEEK. THIS HAS
CREATED A GREAT FINANCIAL BURDEN AND HARDSHIP CAUSING ME TO DIG INTO MY
ASSETS AND THAT OF MY WIFE. WE HAVE BOTH SOLD ALL OUR INSURANCE POLICIES
AND I AM IN FINANCIAL DISTRESS.

I NOW APPEAL TO YOU IF YOU COULD HELP ME TO REDUCE THE CIVIL
PENALTY TO \$50.

I SINCERELY HOPE AND PRAY THAT THIS WILL BE ACCEPTABLE TO THE
COMMISSION.

VERY RESPECTFULLY YOURS,



VITO P. BATTISTA

900494

79040120327

790401232
VITO P. BATTISTA
141 WILLOUGHBY STREET
BROOKLYN, NEW YORK 11201



WILLIAM C. OLDAKER (GENERAL COUNSEL)
FEDERAL ELECTION COMMISSION
1325 K STREET, NORTH WEST
WASHINGTON, D. C. 20463

79040120329

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 Show to whom and date delivered. \$</p> <p><input type="checkbox"/> RESTRICTED DELIVERY Show to whom, date, and address of delivery. \$</p> <p>(CONSULT POSTMASTER FOR FEES)</p>								
<p>2. ARTICLE ADDRESSED TO: <i>Elect. how related to Congress</i> <i>Barney Hopperman</i> <i>1345 Avenue of the Americas - 45th</i> <i>New York, NY 10019</i></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><i>70286</i></td> <td></td> </tr> </table> <p>(Always obtain signature of addressee or agent)</p>			REGISTERED NO.	CERTIFIED NO.	INSURED NO.		<i>70286</i>	
REGISTERED NO.	CERTIFIED NO.	INSURED NO.						
	<i>70286</i>							
<p>I have received the article described above.</p> <p>SIGNATURE <input type="checkbox"/> Addressee <input type="checkbox"/> Authorized agent</p> <p><i>H. Masich</i></p>								
<p>4. DATE OF DELIVERY <i>1/29</i></p>		<p>POSTMARK <i>NY 1977</i></p>						
<p>5. ADDRESS (Complete only if requested)</p>								
<p>6. UNABLE TO DELIVER BECAUSE:</p>		<p>CLERK'S INITIALS</p>						

MUR 747/14.78 Sheldford ☆GPO 1977-0-249-595



FEDERAL ELECTION COMMISSION

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

January 22, 1979

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Elect Lowenstein to Congress
Committee
c/o Mr. Harvey J. Lippman
Treasurer
1345 Avenue of the Americas-45th Floor
New York, NY 10019

Re: MUR 747/NF 128

Dear Mr. Lippman:

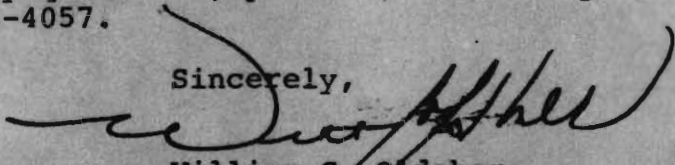
On January 18, 1979, the Commission voted to not accept the conciliation agreement which you signed and dated, December 14, 1978. Furthermore, the Commission determined that a civil penalty less than \$250 would not be acceptable as settlement in this matter.

Enclosed is the conciliation agreement originally sent to you on November 8, 1978 which reflects payment of a \$250 civil penalty. If you agree with the provisions of the enclosed agreement, please sign and return it, along with the civil penalty, to the Commission within ten days. I will then recommend that the Commission approve the agreement.

Please note that if we are unable to reach an agreement, the Commission may institute civil suit in the United States District Court and seek payment of a civil penalty.

If you have any questions, please contact Judy Thedford at 202-523-4057.

Sincerely,


William C. Oldaker
General Counsel

Enclosure:
Conciliation Agreement
cc: Mr. Allard K. Lowenstein

79040120330

BEFORE THE FEDERAL ELECTION COMMISSION
November 2, 1978

In the Matter of
Elect Lowenstein to
Congress Committee

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)
)
)

MUR 747

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 that respondent, Elect Lowenstein To Congress Committee (the Committee), violated 2 U.S.C. §434(a)(1)(A)(i) by filing its 10 Day Pre-Primary Election Report late.

Now, therefore, the respective parties herein, the Federal Election Commission and respondent Committee having duly entered into conciliation pursuant to §437g(a)(5), do hereby agree as follows:

- I. That the Federal Election Commission has jurisdiction over respondent and the subject of this proceeding.
- II. That respondent Committee 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 the 10 Day Pre-Primary Report filed by the Elect Lowenstein To Congress Committee shows Pre-Primary receipts of \$35,754.50 and Pre-Primary expenditures of \$36,673.58;

79040120331

B. That the Committee, as of September 2, 1978 had failed to file its 10 Day Pre-Primary Report; the report was filed on September 11, 1978, thereby making the report 9 days late.

THEREFORE, respondent Committee agrees:

- I. Respondent's action in failing to file its 10 Day Pre-Primary Election Report on September 2, 1978, was in violation of 2 U.S.C. §434(a)(1)(A)(i).
- II. That it will pay a civil penalty in the amount of \$250 pursuant to 2 U.S.C. §437g(a)(6)(B)(i).
- III. Respondent agrees that it will not undertake any activity which is in violation of the Federal Election Campaign Act of 1971, as amended, 2 U.S.C. §431, et seq.

GENERAL CONDITIONS

- I. The Commission, on the request of anyone filing a complaint under 2 U.S.C. §437g(a)(1) concerning the matters at issue herein, or on its own motion, may review compliance with this agreement. If the Commission believes that this agreement or any requirement thereof has been violated, it may institute 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 of the date that all parties hereto have executed same and the Commission has approved the entire agreement.

79040120332

III. It is agreed that respondent Committee shall have no more than thirty (30) days from the date of this agreement to implement and comply with the requirements contained herein, or so notify the Commission.

Date: _____

William C. Oldaker
General Counsel

Date: _____

Harvey J. Lippman
Treasurer
Elect Lowenstein To Congress
Committee

79040120333

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
Elect Lowenstein to)
Congress Committee)

MUR 747/NF 128

CERTIFICATION

I, Marjorie W. Emmons, Secretary to the Federal Election Commission, certify that on January 18, 1979, the Commission, meeting in an executive session at which a quorum was present, determined by a vote of 5-0 to require the respondent in the above-captioned matter to pay the civil penalty in the amount of \$250.00 as provided for in the original conciliation agreement approved by the Commission.

Commissioners Aikens, McGarry, Springer, Thomson, and Tiernan voted affirmatively for this determination. Commissioner Harris was not present at the time of the vote.

Attest:

1/22/79
Date

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

79040120334



FEDERAL ELECTION COMMISSION

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

MEMORANDUM TO: CHARLES STEELE

FROM: MARJORIE W. EMMONS *mwe*

DATE: JANUARY 11, 1979

SUBJECT: MUR 747/NF 128 - Memorandum to Commissioners
dated January 10, 1979; Received in OCS
1-10-79, 11:04

The above-named document was circulated on a 48
hour vote basis at 3:00, January 10, 1979.

Commissioner Thomson submitted an objection at
3:27, January 11, 1979, thereby placing MUR 747/NF 128 on
the Executive Session Agenda for January 18, 1979.

79040120335

January 10, 1979

MEMORANDUM TO: Marge Emmons
FROM: Elissa T. Garr
SUBJECT: MUR747/NF 128

Please have the attached Memo to the Commission
on MUR 747/NF 128 distributed on a 48 hour tally basis.

Thank you.

79040120336



FEDERAL ELECTION COMMISSION

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

RECEIVED
OFFICE OF THE
COMMISSION SECRETARY

79 JAN 10 11:04

January 10, 1979

MEMORANDUM

TO: The Commissioners

FROM: William C. Oldaker *WCO*

SUBJECT: MUR 747/NF 128

Attached for the Commission's approval is a conciliation agreement signed by Harvey Lippman, treasurer of the Elect Lowenstein Committee. This conciliation agreement differs from the agreement previously approved by the Commission in that the respondent's counterproposal provides for a \$50 civil penalty.

79040120337

BEFORE THE FEDERAL ELECTION COMMISSION
November 2, 1978

In the Matter of
Elect Lowenstein to
Congress Committee

)
)
)
)

MUR 747

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 that respondent, Elect Lowenstein To Congress Committee (the Committee), violated 2 U.S.C. §434(a)(1)(A)(i) by filing its 10 Day Pre-Primary Election Report late.

Now, therefore, the respective parties herein, the Federal Election Commission and respondent Committee having duly entered into conciliation pursuant to §437g(a)(5), do hereby agree as follows:

- I. That the Federal Election Commission has jurisdiction over respondent and the subject of this proceeding.
- II. That respondent Committee 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 the 10 Day Pre-Primary Report filed by the Elect Lowenstein To Congress Committee shows Pre-Primary receipts of \$35,754.50 and Pre-Primary expenditures of \$36,673.58;

79040120338

B. That the Committee, as of September 2, 1978 had failed to file its 10 Day Pre-Primary Report; the report was filed on September 11, 1978, thereby making the report 9 days late.

THEREFORE, respondent Committee agrees:

- I. Respondent's action in failing to file its 10 Day Pre-Primary Election Report on September 2, 1978, was in violation of 2 U.S.C. §434(a)(1)(A)(i).
- II. That it will pay a civil penalty in the amount of \$150 pursuant to 2 U.S.C. §437g(a)(6)(B)(i).
- III. Respondent agrees that it will not undertake any activity which is in violation of the Federal Election Campaign Act of 1971, as amended, 2 U.S.C. §431, et seq.

GENERAL CONDITIONS

- I. The Commission, on the request of anyone filing a complaint under 2 U.S.C. §437g(a)(1) concerning the matters at issue herein, or on its own motion, may review compliance with this agreement. If the Commission believes that this agreement or any requirement thereof has been violated, it may institute 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 of the date that all parties hereto have executed same and the Commission has approved the entire agreement.

79040120339

III. It is agreed that respondent Committee shall have no more than thirty (30) days from the date of this agreement to implement and comply with the requirements contained herein, or so notify the Commission.

Date: _____

William C. Oldaker
General Counsel

Date: December 14, 1976

Harvey J. Lippman
Harvey J. Lippman
Treasurer
Elect Lowenstein To Congress
Committee

79040120340

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:

*V. D. Battista
41 Willoughby St
Brooklyn, N.Y. 11201*

3. ARTICLE DESCRIPTION:

REGISTERED NO. CERTIFIED NO. INSURED NO.

94355

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE ☒ Addressee ☐ Authorized agent

[Signature]

4. DATE OF DELIVERY

JAN 17 1978

POSTMARK

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

CLERK'S
INITIALS

☆GPO: 1977-0-249-595

Heuford NF 128

79040420341



FEDERAL ELECTION COMMISSION

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

January 15, 1979

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Vito Battista
141 Willoughby Street
Brooklyn, NY 11201

Re: MUR 747/NF #128

Dear Mr. Battista:

Enclosed for your signature is a revised conciliation agreement. This agreement reflects your late filing of the candidate statement and the Ten Day Pre-Primary Election Report whereas the previous agreement to sent to you reflected a non-filing status.

If you agree with the provisions of the attached agreement, please sign and return it, along with the civil penalty, to the Commission within ten days.

Any questions or suggestions for changes to the conciliation agreement should be directed to Judy Thedford, the staff member assigned to this matter, at 202-523-4057 or our toll free number 800-424-9530.

Sincerely,

William C. Oldaker
General Counsel

Enclosure
Conciliation Agreement



BEFORE THE FEDERAL ELECTION COMMISSION
January 11, 1979

In the Matter of)
)
Vito Battista)

MUR 747/NF #128

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 that respondent Vito Battista violated 2 U.S.C. §432(e)(1) and 11 C.F.R. §101.2 by filing his candidate statement late; and 2 U.S.C. §434(a)(1)(A)(i) by filing his Ten Day Pre-Primary Election Report late.

Now, therefore, the respective parties herein, the Federal Election Commission and respondent Vito Battista having duly entered into conciliation pursuant to §437g(a)(5), do hereby agree as follows:

- I. That the Federal Election Commission has jurisdiction over the respondent and the subject of this proceeding.
- II. That respondent Vito Battista 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 filed a designating petition with the City Board of Elections in New York on July 27, 1978, thereby obtaining status as a candidate for the U.S. House of Representatives.
 - B. That respondent filed his candidate statement on January 2, 1979, the candidate statement was filed 149 days late.

79040120343

- C. That respondent failed to file his Ten Day Pre-Primary Election Report on September 2, 1978.
- D. That respondent filed a 30 Day Post-Election Report/Termination Report on November 22, 1978 which covered the ten day pre-primary election reporting period.

Therefore, respondent agrees:

- I. Respondent's action in failing to file a candidate statement by August 6, 1978, was in violation of 2 U.S.C. §432(e)(1) and 11 C.F.R. §101.2.
- II. Respondent's action in failing to file his Ten Day Pre-Primary Election Report on September 2, 1978, was in violation of 2 U.S.C. §434(a)(1)(A)(i).
- III. That he will pay a civil penalty in the amount of \$250 pursuant to 2 U.S.C. §437g(a)(6)(B)(i).
- IV. Respondent agrees that he will not undertake any activity which is in violation of the Federal Election Campaign of 1971, as amended, 2 U.S.C. §431, et seq.

GENERAL CONDITIONS

- I. The Commission, on the request of anyone filing a complaint under 2 U.S.C. §437g(a)(1) concerning the matters at issue herein, or on its own motion, may review compliance with this agreement. If the Commission believes that this agreement or any requirement thereof has been violated, it may institute 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 of the date that all parties hereto have executed same and the Commission has approved the entire

79040120344

agreement.

- III. It is agreed that respondent shall have no more than thirty (30) days from the date of this agreement to implement and comply with the requirements contained herein, or so notify the Commission.

DATE: _____

William C. Oldaker
General Counsel

DATE: _____

Vito Battista

79040120345

July 1976

Federal Election Commission

1325 K Street, N.W.

Washington, D.C. 20463

Statement of a Candidate for Nomination or Election to Federal Office

("Candidate" as defined by 2 USC 431 (b))
(See reverse side for instructions)

RECEIVED
FEDERAL ELECTION
COMMISSION

Note: Committees authorized to receive contributions and make expenditures in connection with more than one election must maintain separate records with respect to each election.

79 JAN 2 PM 3:11

1(a) Name of Candidate (in full) Vito P. BATTISTA	2 Identification Number (Commission use only)	3 Party Affiliation Republican
(b) Address (number and street) 289 ETNA ST	4 Office Sought House 2 Rep. (Congressman)	
(c) City, State and ZIP code Brooklyn NY 11208	5 District and State of Candidate 15 N.Y. New York State	

Designation of Principal Campaign Committee

6 I hereby designate the following named political committee as my Principal Campaign Committee for the _____ election(s). Note: The principal campaign committee must register as a political committee on FEC Form 1.
(Year of election)

(a) Name of Committee (in full) none	800750
(b) Address (number and street)	
(c) City, State and ZIP code	

7 I hereby designate the following national and/or State bank(s) as campaign depositories to be used by myself and the above political committee.

(a) Name of Bank (in full)	(a) Name of Bank (in full)
(b) Address (number and street) none	(b) Address (number and street) none
(c) City, State and ZIP code none	(c) City, State and ZIP code none
(a) Name of Bank (in full)	(a) Name of Bank (in full)
(b) Address (number and street)	(b) Address (number and street)
(c) City, State and ZIP code	(c) City, State and ZIP code

Candidate Reporting Status

8 Check Reporting Status (a) or (b) (whichever is applicable)

☐ (a) I hereby certify that the above named committee and authorized agents thereof will receive and disburse ALL funds in support of my candidacy in the above election(s). Based upon this certification I hereby request a waiver of my reporting responsibility. If, after filing this form, I personally receive contributions or make expenditures, the waiver becomes void and I must file a separate report as required by 2 USC 434 on Federal Election Commission Form 3.

☒ (b) I intend to personally receive contributions and/or make expenditures in support of my candidacy and will file separate reports of such receipts and expenditures as required by 2 USC 434, on Federal Election Commission Form 3.

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

(Signature of Candidate)

(Date)

Note: Submission of false, erroneous, or incomplete information may subject the person signing this Statement to the penalties of 2 U.S.C. § 437g or § 441j (see reverse side of form)

For further
information
contact:

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

79040120346

79040120347

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. c</p> <p><input checked="" type="checkbox"/> Show to whom, date, and address of delivery. c</p> <p><input type="checkbox"/> RESTRICTED DELIVERY Show to whom and date delivered. c</p> <p><input type="checkbox"/> RESTRICTED DELIVERY Show to whom, date, and address of delivery. \$ (CONSULT POSTMASTER FOR FEES)</p>								
<p>2. ARTICLE ADDRESSED TO: Mr. Vito Calypso 289 Etna St Brooklyn 77 11208</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>94306</td> <td></td> </tr> </table>			REGISTERED NO.	CERTIFIED NO.	INSURED NO.		94306	
REGISTERED NO.	CERTIFIED NO.	INSURED NO.						
	94306							
<p>(Always obtain signature of addressee or agent)</p>								
<p>I have received the article described above.</p> <p>SIGNATURE <input type="checkbox"/> Addressee <input type="checkbox"/> Authorized agent</p> <p><i>Vito Calypso</i></p>								
<p>4. DATE OF DELIVERY 12/18/77</p>		<p>POSTMARK</p>						
<p>5. ADDRESS (Complete only if requested)</p>								
<p>6. UNABLE TO DELIVER BECAUSE:</p>		<p>CLERK'S INITIALS</p>						

☆GPO: 1977-0-249-595

MR 742/NF128 Medford

6004 6013
ELECT LOWENSTEIN TO CONGRESS COMMITTEE

c/o Harvey J. Lippman, Treasurer

1345 AVENUE OF THE AMERICAS
NEW YORK, NEW YORK 10019

FEDERAL ELECTION

NF 128

'78 DEC 29 AM 11:21

December 14, 1978

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

Attention: Ms. Judy Thedford

800734

Re: MUR 747 (78)

Dear Ms. Thedford:

Enclosed please find an executed copy of a conciliation agreement in the above-captioned matter. In accordance with our telephone conversation of December 13, 1978, I have amended page 2 of the agreement to provide for a civil penalty in the amount of \$50.00, as agreed, rather than the \$250.00 penalty originally inserted.

Thank you very much for your cooperation in this matter. I trust that you will inform me when the Commission takes action upon the agreement so that the Committee may properly implement it.

Very truly yours,

Harvey J. Lippman

Harvey J. Lippman
Treasurer

HJL:bk
Enclosure

cc: Honorable Allard K. Lowenstein

79040120348

BEFORE THE FEDERAL ELECTION COMMISSION
November 2, 1978

In the Matter of)
Elect Lowenstein to) MUR 747
Congress Committee)

CONCILIATION AGREEMENT

79040120349
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 that respondent, Elect Lowenstein To Congress Committee (the Committee), violated 2 U.S.C. §434(a)(1)(A)(i) by filing its 10 Day Pre-Primary Election Report late.

Now, therefore, the respective parties herein, the Federal Election Commission and respondent Committee having duly entered into conciliation pursuant to §437g(a)(5), do hereby agree as follows:

- I. That the Federal Election Commission has jurisdiction over respondent and the subject of this proceeding.
- II. That respondent Committee 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 the 10 Day Pre-Primary Report filed by the Elect Lowenstein To Congress Committee shows Pre-Primary receipts of \$35,754.50 and Pre-Primary expenditures of \$36,673.58;

B. That the Committee, as of September 2, 1978 had failed to file its 10 Day Pre-Primary Report; the report was filed on September 11, 1978, thereby making the report 9 days late.

THEREFORE, respondent Committee agrees:

- I. Respondent's action in failing to file its 10 Day Pre-Primary Election Report on September 2, 1978, was in violation of 2 U.S.C. §434(a)(1)(A)(i).
- II. That it will pay a civil penalty in the amount of \$250 pursuant to 2 U.S.C. §437g(a)(6)(B)(i).
- III. Respondent agrees that it will not undertake any activity which is in violation of the Federal Election Campaign Act of 1971, as amended, 2 U.S.C. §431, et seq.

GENERAL CONDITIONS

- I. The Commission, on the request of anyone filing a complaint under 2 U.S.C. §437g(a)(1) concerning the matters at issue herein, or on its own motion, may review compliance with this agreement. If the Commission believes that this agreement or any requirement thereof has been violated, it may institute 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 of the date that all parties hereto have executed same and the Commission has approved the entire agreement.

79040120350

III. It is agreed that respondent Committee shall have no more than thirty (30) days from the date of this agreement to implement and comply with the requirements contained herein, or so notify the Commission.

Date: _____

William C. Oldaker
General Counsel

Date: December 14, 1976

Harvey J. Lippman
Harvey J. Lippman
Treasurer
Elect Lowenstein To Congress
Committee

79040120351

LECT LOWENSTEIN TO CONGRESS
COMMITTEE

/o Harvey J. Lippman, Treasurer
345 Avenue of the Americas
New York, N. Y. 10019

12:11 AM 29 DEC 81

79040120352



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

Attention: Ms. Judy Thedford



FEDERAL ELECTION COMMISSION

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

MEMORANDUM TO

CHARLES STEELE

FROM:

MARJORIE W. EMMONS

MWE by pc

DATE:

DECEMBER 26, 1978

SUBJECT:

NF #128/MUR 747 - Interim Conciliation
Report dated 12-20-78: Received in
OCS 12-22-78, 10:40

The above-named document was circulated on a 24
hour no-objection basis at 1:15, December 22, 1978.

The Commission Secretary's Office has received
no objections to the Interim Conciliation Report as of
2:00 this date.

79040120353

December 22, 1978

MEMORANDUM TO: Magge Emmons
FROM: Elissa T. Garr
SUBJECT: NF 128

Please have the attached Interim Reconciliation
Report on NF1228 distributed to the Commission on
a 24 hour no-objection basis.

Thank you.

79040120354

BEFORE THE FEDERAL ELECTION COMMISSION
December 18, 1978

RECEIVED
OFFICE OF THE
COMMISSION SECRETARY

78 DEC 22 AIO: 40

In the Matter of)
New York 10 Day Pre-)
Primary Non-Filers)

NF#128/MUR 747

INTERIM CONCILIATION REPORT

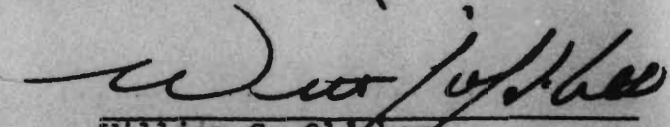
On November 7, 1978, the Commission voted to initiate conciliation with respondents Vito Battista and Elect Lowenstein to Congress Committee. Letters and conciliation agreements were sent to the respondents on November 8, 1978.

On November 17, 1978, respondent Elect Lowenstein to Congress Committee sent in a counterproposal. After negotiating further with the respondent, an agreement was reached; the conciliation agreement will be presented to the Commission shortly.

Respondent Vito Battista did not respond to the conciliation agreement sent to him by the Commission. A letter was sent to the respondent requesting his response by December 28, 1978.

Date:

12/20/78


William C. Oldaker
General Counsel

79040120355



FEDERAL ELECTION COMMISSION

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

December 14, 1978

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Vito Battista
289 Etna Street
Brooklyn, NY 11208

RE: MUR 747/NF #128

Dear Mr. Battista:

On November 18, 1978, you received a conciliation agreement that this office proposes in settlement of MUR 747/NF #128. You were also notified that you had ten days from the date you received the letter to agree to the provisions stated in the agreement or to notify us of any suggestions for change. To date, we have not received a response from you.

Please note, that under 2 U.S.C. §437g(a)(5)(A), the Commission has a duty to attempt to correct such violations for a period of thirty days by informal methods of conference, conciliation, and persuasion, and by entering into a conciliation agreement. If we are unable to reach an agreement during that period, the Commission, upon a finding of probable cause to believe a violation has occurred, may institute a civil suit in the United States District Court and seek a civil penalty.

Unless we receive your response by Thursday, December 28, 1978, this office will recommend to the Commission that they find probable cause to believe a violation has occurred.

Sincerely,

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

William C. Oldaker
General Counsel

Election Lowenstein to Congress Committee
c/o Harvey J. Lippman, Treasurer
1345 AVENUE OF THE AMERICAS
NEW YORK, NEW YORK 10019

5691

RECEIVED
FEDERAL ELECTION
COMMISSION

NOV 27 AM 11:50
November 17, 1978

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

806021

Attention: Ms. Judy Thedford

Re: MUR 747 (78)

Dear Ms. Thedford:

In accordance with our conversation of November 14, 1978, I am writing to you in response to the letter of William C. Oldaker, dated November 8, 1978, and the enclosed Conciliation Agreement. The Conciliation Agreement relates to the Commission's concern arising out of the late filing of the 10-day Pre-Primary Election Report, which was due September 2, 1978 and received by the Commission on September 11, 1978.

As I indicated to you in our conversation, I am Treasurer of Mr. Lowenstein's campaign committee and the person primarily responsible for the filing of these reports with the Commission. I am an attorney actively engaged in the private practice of law in New York City. My professional involvement required my continuance appearance in Federal District Court in Rhode Island the week prior to and subsequent to this past Labor Day weekend. Although the 10-day Pre-Primary Election Report was substantially completed prior to my departure from New York, the final review and signature awaited my return. It was necessary for me to compare the report, as prepared, to the underlying books and records of the committee so that I would be in a position to verify its accuracy. This was done immediately upon my return, and the report filed, by mail, promptly thereafter, and in no event later than September 7, 1978.

I understand the need for the prompt filing of these reports and the need to abide by the filing schedule set forth by the Commission. Every attempt has been made by the committee to comply with each and every Commission regulation and I regret the late filing which was due to circumstances beyond my control. I have no reason to question the Commission's findings but feel that the imposition of a civil penalty in the amount of \$250 would be unfair under these circumstances.

79040120357

Ms. Judy Thedford
November 17, 1978
Page Two

I have discussed this matter with Mr. Lowenstein and we feel that no action should be taken by the Commission in light of the relatively brief delay in the filing of the report, a delay which could not be avoided. However, we would like to resolve this matter without delay or further procedures, and would be willing to enter into a Conciliation Agreement absent the provisions regarding the civil penalty. I would appreciate it if you would telephone me to discuss this matter at your earliest convenience. My telephone number is 212-765-6000.

Sincerely,

Harvey J. Lippman

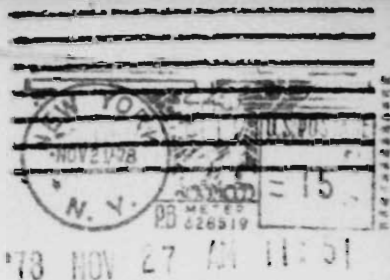
Harvey J. Lippman
Treasurer

HJL:bk

cc: Honorable Allard K. Lowenstein

79040120358

79040120359



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

Attention: Ms. Judy Thedford



FEDERAL ELECTION COMMISSION

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

November 8, 1978

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Vito Battista
289 Etna Street
Brooklyn, NY 11208

RE: MUR 747 (78)

Dear Mr. Battista:

On August 2, 1978 and September 6, 1978, the Commission found reasonable cause to believe that you violated 2 U.S.C. §432(e)(1) and 11 C.F.R. §101.2 for failing to file a candidate statement and designate a principal campaign committee; and 2 U.S.C. §434(a)(1) for failing to file a Ten Day Pre-Election Report.

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)(A). If we are unable to reach an agreement during that period, the Commission may institute civil suit in the United States District Court and seek payment of a civil penalty.

We enclose a proposed 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 agreement, please sign and return it along with 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

79040120360

the enclosed conciliation agreement, please contact Judy Thedford, the staff member assigned to this matter, at 202-523-4057.

Sincerely,

William C. Oldaker

William C. Oldaker
General Counsel

Enclosure
Conciliation Agreement

79040120361

PS Form 3811, Apr 1977 RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

Thedford MUR 747

● 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:
Mr. Vito Battista
289 Etna St.
Brooklyn, NY 11208

3. ARTICLE DESCRIPTION:
REGISTERED NO. CERTIFIED NO. INSURED NO.
438053

(Always obtain signature of addressee or agent)

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

4. DATE OF DELIVERY *11/18/78* POSTMARK

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE: CLERK'S INITIALS

☆GPO: 1977-0-247

BEFORE THE FEDERAL ELECTION COMMISSION
November 2, 1978

In the Matter of
Vito Battista

)
) MUR 747
)

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 that respondent Vito Battista violated 2 U.S.C. §434(a)(1)(A)(i) by failing to file his 10 Day Pre-Primary Election Report.

Now, therefore, the respective parties herein, the Federal Election Commission and respondent Vito Battista having duly entered into conciliation pursuant to §437g(a)(5), do hereby agree as follows:

- I. That the Federal Election Commission has jurisdiction over respondent and the subject 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 the respondent, as of November 2, 1978, had failed to file a candidate statement and designate a principal campaign committee for 1978 primary election.
 - B. That the respondent, as of November 2, 1978, had failed to file his 10 Day Pre-Primary Report which was due on September 2, 1978.

79040120362

THEREFORE, respondent agrees:

- I. Respondent's action in failing to file his candidate statement and designate a principal campaign for the 1978 New York Primary was in violation of 2 U.S.C. §432 (e)(1) and 11 C.F.R. §101.2.
- II. Respondent's action in failing to file his 10 Day Pre-Primary Election Report on September 2, 1978, was in violation of 2 U.S.C. §434(a)(1)(A)(i).
- III. Respondent will file the candidate statement and designate a principal campaign committee as a provision of this conciliation agreement.
- IV. Respondent will file the 10 Day Pre-Primary Report of receipts and expenditures as a provision of this conciliation agreement.
- V. That he will pay a civil penalty in the amount of \$250 pursuant to 2 U.S.C. §437g(a)(6)(B)(i).
- VI. Respondent agrees that he will not undertake any activity which is in violation of the Federal Election Campaign Act of 1971, as amended, 2 U.S.C. §431, et seq.

GENERAL CONDITIONS

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

79040120363

II. It is mutually agreed that this agreement shall become effective as of 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 thirty (30) days from the date of this agreement to implement and comply with the requirements contained herein, or so notify the Commission.

Date

William C. Oldaker
General Counsel

Date

Vito Battista

79040120364



FEDERAL ELECTION COMMISSION

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

November 8, 1978

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Harvey J. Lippman, Treasurer
Elect Lowenstein to Congress Committee
1345 Avenue of the Americas - 45th Floor
New York, NY 10019

RE: MUR 747 (78)

Dear Mr. Lippman:

On September 6, 1978, the Commission found reasonable cause to believe that your committee, Elect Lowenstein To Congress Committee, was in violation of 2 U.S.C. §434(a)(1) for failing to file the 10 Day Pre-Election Report timely.

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)(A). If we are unable to reach an agreement during that period, the Commission may institute civil suit in the United States District Court and seek payment of a civil penalty.

We enclose a proposed 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 the civil penalty, to the Commission within ten days. I will then recommend that the Commission approve the entire agreement.

If you have any questions or suggestions for changes in the

79040120365

enclosed agreement, please contact Judy Thedford, the staff member assigned to this matter, at 202-523-4057.

Sincerely,

William C. Oldaker
William C. Oldaker
General Counsel

Enclosure:
Conciliation Agreement

cc: Allard K. Lowenstein
305 East 24th Street, Apt. 17F
New York, NY 10010

79040120366

PS Form 3811, Apr. 1977

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

747 Thedford

● 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: *Mr. Allard K. Lowenstein*
305 East 24th Street
New York, NY 10010

3. ARTICLE DESCRIPTION:
 REGISTERED NO. *43802* CERTIFIED NO. INSURED NO.
 (Always obtain signature of addressee or agent)

I have received the article described above.
 SIGNATURE *[Signature]* ☐ Addressee ☐ Authorized agent

4. DATE OF DELIVERY *11/13*

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE: CLERK'S INITIALS

☆GPO: 1977-0-249-595

PS Form 3811, Apr. 1977

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

747 Thedford

● 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: *Mr. Allard K. Lowenstein*
305 East 24th Street
New York, NY 10010

3. ARTICLE DESCRIPTION:
 REGISTERED NO. *43802* CERTIFIED NO. INSURED NO.
 (Always obtain signature of addressee or agent)

I have received the article described above.
 SIGNATURE *[Signature]* ☐ Addressee ☐ Authorized agent

4. DATE OF DELIVERY POSTMARK

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE: CLERK'S INITIALS

☆GPO: 1977-0-249-595

BEFORE THE FEDERAL ELECTION COMMISSION
November 2, 1978

In the Matter of)
Elect Lowenstein to) MUR 747
Congress Committee)

CONCILIATION AGREEMENT

79040120367
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 that respondent, Elect Lowenstein To Congress Committee (the Committee), violated 2 U.S.C. §434(a)(1)(A)(i) by filing its 10 Day Pre-Primary Election Report late.

Now, therefore, the respective parties herein, the Federal Election Commission and respondent Committee having duly entered into conciliation pursuant to §437g(a)(5), do hereby agree as follows:

- I. That the Federal Election Commission has jurisdiction over respondent and the subject of this proceeding.
- II. That respondent Committee 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 the 10 Day Pre-Primary Report filed by the Elect Lowenstein To Congress Committee shows Pre-Primary receipts of \$35,754.50 and Pre-Primary expenditures of \$36,673.58;

- B. That the Committee, as of September 2, 1978 had failed to file its 10 Day Pre-Primary Report; the report was filed on September 11, 1978, thereby making the report 9 days late.

THEREFORE, respondent Committee agrees:

- I. Respondent's action in failing to file its 10 Day Pre-Primary Election Report on September 2, 1978, was in violation of 2 U.S.C. §434(a)(1)(A)(i).
- II. That it will pay a civil penalty in the amount of \$250 pursuant to 2 U.S.C. §437g(a)(6)(B)(i).
- III. Respondent agrees that it will not undertake any activity which is in violation of the Federal Election Campaign Act of 1971, as amended, 2 U.S.C. §431, et seq.

GENERAL CONDITIONS

- I. The Commission, on the request of anyone filing a complaint under 2 U.S.C. §437g(a)(1) concerning the matters at issue herein, or on its own motion, may review compliance with this agreement. If the Commission believes that this agreement or any requirement thereof has been violated, it may institute 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 of the date that all parties hereto have executed same and the Commission has approved the entire agreement.

79040120368

III. It is agreed that respondent Committee shall have no more than thirty (30) days from the date of this agreement to implement and comply with the requirements contained herein, or so notify the Commission.

Date: _____

William C. Oldaker
General Counsel

Date: _____

Harvey J. Lippman
Treasurer
Elect Lowenstein To Congress
Committee

79040120369

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
New York 10 Day Pre-) MUR 747 (78)
Election Primary Non-Filers)

CERTIFICATION

I, Marjorie W. Emmons, Secretary to the Federal Election Commission, do hereby certify that on November 7, 1978, the Commission determined by a vote of 6-0 to approve the following recommendations as set forth in the General Counsel's Report dated November 2, 1978, and the revised page 4 of the report which was attached to the General Counsel's memorandum dated November 6, 1978, regarding the above-captioned matter:

1. Take no further action at this time and close the file with respect to Irving Gross, Nicholas DeMartino, Katz For Congress Committee, and Owen Augustin.
2. Initiate conciliation with respondents Vito Battista and Elect Lowenstein to Congress Committee. Approve the conciliation agreements attached to the above-named report. Send the letters attached to the above-named report.

Attest:

11/8/78
Date

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

Report signed by General Counsel: 11-3-78
Report received in Office of Commission Secretary: 11-3-78, 11:00
Circulated on 48 hour vote basis: 11-3-78, 12:00
Memorandum received in Office of Commission Secretary: 11-6-78, 10:56
Circulated on 48 hour vote basis: 11-6-78, 12:30

79040120370



FEDERAL ELECTION COMMISSION

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

RECEIVED
OFFICE OF THE

78 NOV 6 AIO: 56

November 6, 1978

MEMORANDUM

TO: The Commissioners
FROM: William C. Oldaker *Bill*
SUBJECT: MUR 747 (78)

Attached is a revised page 4 of the General Counsel's Report on MUR 747. The report incorrectly identified Mr. Augustin's committee as the Committee to Elect Lowenstein To Congress. The revised page reflects Mr. Augustin's committee name as Committee To Elect Augustin to Congress.

79040120371

more than 30% of the votes cast and the committee reported financial activity exceeding \$25,000, the Office of the General Counsel recommends, in accordance with the Commission's non-filing procedures dated May 23, 1978, initiating conciliation with respondent Elect Lowenstein to Congress Committee.

OWEN AUGUSTIN

Owen Augustin was a Democratic candidate for the U.S. House of Representatives. He lost the election receiving 1,419 votes or 6.8% of the votes cast. After publication of respondent Owen Augustin's name, his committee, Committee to Elect Augustin to Congress, filed two ten day pre-election reports listing financial activity aggregating \$6,574 on one report and \$3,702 on the other. As the candidate received less than 30% of the vote and the committee has reported minimal financial activity, the Office of the General Counsel, in accordance with the Commission's non-filer procedures dated May 23, 1978, recommends that no further action be taken against respondent Owen Augustin.

III. RECOMMENDATION

1. Take no further action at this time and close the file with respect to the following respondents:

Irving Gross
Nicholas DeMartino
Katz For Congress Committee
Owen Augustin

2. Initiate conciliation with respondents Vito Battista and Elect Lowenstein to Congress Committee. Approve the attached conciliation agreements. Send the attached letters.

79040120372

November 6, 1978

MEMORANDUM TO: Marge Emmons
FROM: Elissa T. Garr
SUBJECT: MUR 747

Please have the attached Revised page to the General
Counsel's Report on MUR 747 distributed to the Commission.

Thank you.

79040120373

D

November 3, 1978

MEMORANDUM TO: Marge Emmons
FROM: Elissa T. Carr
SUBJECT: MUR 747

Please have the attached General Counsel's Report
on MUR 747 distributed to the Commission on a 48 hour
tally basis.

Thank you.

79040120374

BEFORE THE FEDERAL ELECTION COMMISSION
November 2, 1978

In The Matter Of)
)
New York 10 Day Pre-) MUR 747 (78)
Election Primary Non-Filers)

GENERAL COUNSEL'S REPORT

I. BACKGROUND

On September 29, 1978, the Reports Analysis Division referred to the Office of the General Counsel the names of candidates and committees which failed to file a ten day pre-election report for the New York Primary in violation of 2 U.S.C. §434(a)(1). The reports were due September 2, 1978. The reason to believe notices were sent on September 4, 1978 and the reasonable cause to believe notices were mailed September 6, 1978. On September 9, 1978, a list of those candidates and committees which failed to file the 10 day pre-primary report was published.

II. ANALYSIS

A copy of the Reports Analysis Referral (Exhibit A) and a chart of the New York non-filers (Exhibit B) is attached.

IRVING GROSS

Mr. Gross was a Democratic candidate for the U.S. House of Representatives. He lost the primary receiving 2,141 votes or 10.2% of the votes cast. On September 5, 1978, the candidate filed a statement of candidacy and his principal campaign committee, Committee to Elect Irving Gross to Congress, filed a Statement of Organization. No financial reports have been filed by either the candidate or the committee. In accordance with the Commission amendment to the non-filer procedures adopted October 26, 1978,

79040120375

the Office of the General Counsel recommends taking no further action against respondent Irving Gross since no financial activity data is available for either the candidate or committee, the candidate did not win the election or receive more than 30% of the vote.

VITO BATTISTA

Mr. Battista was a Republican candidate for the U.S. House of Representatives in the New York Primary. Mr. Battista lost the primary election receiving 1,077 votes or 35% of the votes cast. Mr. Battista has not filed any reports or statements with the Commission. His name was also referred to the Office of General Counsel for failing to file a candidate statement and designate a principal campaign committee. (See Exhibit C). As respondent Vito Battista received more than 30% of the votes cast and has not filed any reports or statements, the Office of the General Counsel, in accordance with the Commission non-filer procedures dated May 23, 1978, recommends initiating conciliation with respondent Vito Battista.

NICHOLAS DEMARTINO

Respondent Nicholas DeMartino was a Democratic candidate for the U.S. House of Representatives. The candidate lost the primary receiving 3,124 votes or 13.4% of the votes cast. On September 8, 1978, Mr. DeMartino filed an amended candidate statement and waived his reporting requirements. The candidate previously reported expending \$1,095 on his July 10 Quarterly Report. The ten day pre-election report filed before publication on September 8, 1978 by Mr. DeMartino's principal campaign committee reported financial activity aggregating \$2,251.43. As both the candidate's amended

79040120376

statement and the committee's 10 day pre-election report were filed on September 8, 1978, it appears that the candidate's activity is reported in the committee's filing. As the candidate had minimal financial activity, received 13.4% of the votes, and waived his reporting requirements on September 8, 1978, the Office of the General Counsel recommends, in accordance with the Commission's non-filing procedures dated May 23, 1978, that no further action be taken against respondent Nicholas DeMartino..

KATZ FOR CONGRESS COMMITTEE

Howard Katz was a Democratic candidate for the U.S. House of Representatives. He lost the primary election receiving 971 votes or 2.8% of the votes cast. Respondent Katz For Congress Committee filed its ten day pre-election report after publication revealing financial activity aggregating \$3,112.50. As the committee reported minimal financial activity and the candidate received less than 30% of the votes cast, the Office of the General Counsel, in accordance with the Commission's non-filing procedures dated May 23, 1978, recommends that no further action should be taken against respondent Katz For Congress Committee.

ELECT LOWENSTEIN TO CONGRESS COMMITTEE

Mr. Lowenstein was a Democratic candidate of the U.S. House of Representatives. He lost the election receiving 13,632 votes or 39.9% of the votes cast. The respondent, Elect Lowenstein to Congress Committee, filed a ten day pre-election report after publication. The report listed financial activity aggregating \$72,428.08 for the ten day reporting period. The previous report filed by the committee was the July 10 Quarterly report which listed financial activity aggregating \$12,437.17 and was filed late. As the candidate received

79040120377

more than 30% of the votes cast and the committee reported financial activity exceeding \$25,000, the Office of the General Counsel recommends, in accordance with the Commission's non-filing procedures dated May 23, 1978, initiating conciliation with respondent Elect Lowenstein to Congress Committee.

OWEN AUGUSTIN

Owen Augustin was a Democratic candidate for the U.S. House of Representatives. He lost the election receiving 1,419 votes or 6.8% of the votes cast. After publication of respondent Owen Augustin's name, his committee, Committee to Elect Augustin to Congress, filed two ten day pre-election reports listing financial activity aggregating \$6,574 on one report and \$3,702 on the other. As the candidate received less than 30% of the vote and the committee has reported minimal financial activity, the Office of the General Counsel, in accordance with the Commission's non-filer procedures dated May 23, 1978, recommends that no further action be taken against respondent Owen Augustin.

III. RECOMMENDATION

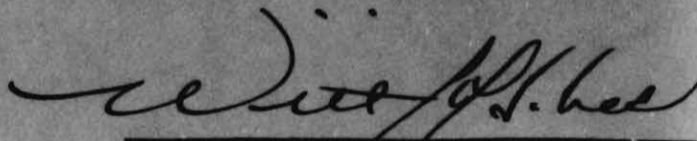
1. Take no further action at this time and close the file with respect to the following respondents:

Irving Gross
Nicholas DeMartino
Katz For Congress Committee
Owen Augustin

2. Initiate conciliation with respondents Vito Battista and Elect Lowenstein to Congress Committee. Approve the attached conciliation agreements. Send the attached letters.

79040120378

Date: 11/3/78



William C. Oldaker
General Counsel

ATTACHMENTS:

Letters
Conciliation Agreements
Exhibit A
Exhibit B
Exhibit C

79040120379



FEDERAL ELECTION COMMISSION

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

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Vito Battista
289 Etna Street
Brooklyn, NY 11208

RE: MUR 747 (78)

Dear Mr. Battista:

On August 2, 1978 and September 6, 1978, the Commission found reasonable cause to believe that you violated 2 U.S.C. §432(e)(1) and 11 C.F.R. §101.2 for failing to file a candidate statement and designate a principal campaign committee; and 2 U.S.C. §434(a)(1) for failing to file a Ten Day Pre-Election Report.

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)(A). If we are unable to reach an agreement during that period, the Commission may institute civil suit in the United States District Court and seek payment of a civil penalty.

We enclose a proposed 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 agreement, please sign and return it along with 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

25

the enclosed conciliation agreement, please contact Judy Thedford, the staff member assigned to this matter, at 202-523-4057.

Sincerely,

William C. Oldaker
General Counsel

Enclosure
Conciliation Agreement

79040120381

2



FEDERAL ELECTION COMMISSION

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

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Harvey J. Lippman, Treasurer
Elect Lowenstein to Congress Committee
1345 Avenue of the Americas - 45th Floor
New York, NY 10019

RE: MUR 747 (78)

Dear Mr. Lippman:

On September 6, 1978, the Commission found reasonable cause to believe that your committee, Elect Lowenstein To Congress Committee, was in violation of 2 U.S.C. §434(a)(1) for failing to file the 10 Day Pre-Election Report timely.

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)(A). If we are unable to reach an agreement during that period, the Commission may institute civil suit in the United States District Court and seek payment of a civil penalty.

We enclose a proposed 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 the civil penalty, to the Commission within ten days. I will then recommend that the Commission approve the entire agreement.

If you have any questions or suggestions for changes in the

7904012038

enclosed agreement, please contact Judy Thedford, the staff member assigned to this matter, at 202-523-4057.

Sincerely,

William C. Oldaker
General Counsel

Enclosure:
Conciliation Agreement

cc: Allard K. Lowenstein
305 East 24th Street, Apt. 17F
New York, NY 10010

7904012038

799401203841

In the Matter of)
) MUR 747
Vito Battista)

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 that respondent Vito Battista violated 2 U.S.C. §434(a)(1)(A)(i) by failing to file his 10 Day Pre-Primary Election Report.

Now, therefore, the respective parties herein, the Federal Election Commission and respondent Vito Battista having duly entered into conciliation pursuant to §437g(a)(5), do hereby agree as follows:

- I. That the Federal Election Commission has jurisdiction over respondent and the subject 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 the respondent, as of November 2, 1978, had failed to file a candidate statement and designate a principal campaign committee for 1978 primary election.
 - B. That the respondent, as of November 2, 1978, had failed to file his 10 Day Pre-Primary Report which was due on September 2, 1978.

THEREFORE, respondent agrees:

- I. Respondent's action in failing to file his candidate statement and designate a principal campaign for the 1978 New York Primary was in violation of 2 U.S.C. §432 (e)(1) and 11 C.F.R. §101.2.
- II. Respondent's action in failing to file his 10 Day Pre-Primary Election Report on September 2, 1978, was in violation of 2 U.S.C. §434(a)(1)(A)(i).
- III. Respondent will file the candidate statement and designate a principal campaign committee as a provision of this conciliation agreement.
- IV. Respondent will file the 10 Day Pre-Primary Report of receipts and expenditures as a provision of this conciliation agreement.
- V. That he will pay a civil penalty in the amount of \$250 pursuant to 2 U.S.C. §437g(a)(6)(B)(i).
- VI. Respondent agrees that he will not undertake any activity which is in violation of the Federal Election Campaign Act of 1971, as amended, 2 U.S.C. §431, et seq.

GENERAL CONDITIONS

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

79040120383

II. It is mutually agreed that this agreement shall become effective as of 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 thirty (30) days from the date of this agreement to implement and comply with the requirements contained herein, or so notify the Commission.

Date

William C. Oldaker
General Counsel

Date

Vito Battista

79040120386

BEFORE THE FEDERAL ELECTION COMMISSION
November 2, 1978

In the Matter of)
)
Elect Lowenstein to) MUR 747
Congress Committee)

CONCILIATION AGREEMENT

79040120387
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 that respondent, Elect Lowenstein To Congress Committee (the Committee), violated 2 U.S.C. §434(a)(1)(A)(i) by filing its 10 Day Pre-Primary Election Report late.

Now, therefore, the respective parties herein, the Federal Election Commission and respondent Committee having duly entered into conciliation pursuant to §437g(a)(5), do hereby agree as follows:

- I. That the Federal Election Commission has jurisdiction over respondent and the subject of this proceeding.
- II. That respondent Committee 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 the 10 Day Pre-Primary Report filed by the Elect Lowenstein To Congress Committee shows Pre-Primary receipts of \$35,754.50 and Pre-Primary expenditures of \$36,673.58;

B. That the Committee, as of September 2, 1978 had failed to file its 10 Day Pre-Primary Report; the report was filed on September 11, 1978, thereby making the report 9 days late.

THEREFORE, respondent Committee agrees:

- I. Respondent's action in failing to file its 10 Day Pre-Primary Election Report on September 2, 1978, was in violation of 2 U.S.C. §434(a)(1)(A)(i).
- II. That it will pay a civil penalty in the amount of \$250 pursuant to 2 U.S.C. §437g(a)(6)(B)(i).
- III. Respondent agrees that it will not undertake any activity which is in violation of the Federal Election Campaign Act of 1971, as amended, 2 U.S.C. §431, et seq.

GENERAL CONDITIONS

- I. The Commission, on the request of anyone filing a complaint under 2 U.S.C. §437g(a)(1) concerning the matters at issue herein, or on its own motion, may review compliance with this agreement. If the Commission believes that this agreement or any requirement thereof has been violated, it may institute 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 of the date that all parties hereto have executed same and the Commission has approved the entire agreement.

79040120388

III. It is agreed that respondent Committee shall have no more than thirty (30) days from the date of this agreement to implement and comply with the requirements contained herein, or so notify the Commission.

Date: _____

William C. Oldaker
General Counsel

Date: _____

Harvey J. Lippman
Treasurer
Elect Lowenstein To Congress
Committee

79040120389



FEDERAL ELECTION COMMISSION

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

D-229

MUR 747

September 29, 1978

MEMORANDUM

TO: ORLANDO B. POTTER *OB*
THROUGH: TOM HASELHORST *TH*
FROM: NON-FILER COORDINATOR *RC*
SUBJECT: 10 DAY PRE-ELECTION NON-FILERS - REFERRAL - NEW YORK

In accordance with the Task Force of Non-filers, attached please find the referral of the candidates and committees that were published as Non-filers for the 10 Day Pre-election Report for the Primary election held in New York.

The first notice (reason to believe) was sent by mailgram on September 4, 1978. The second notice (reasonable cause to believe) was sent by mailgram on September 6, 1978.

On September 9, 1978, the Press Office issued a release containing the names of the candidates and committees which failed to file the 10 Day Pre-election Reports.

Copies of the completed ballot chart, certified green cards and telecons are included in this packet.

Irving Gross
Vito Battista
Nicholas Demartino
Katz for Congress Campaign
Elect Lowenstein to Congress Committee
Owen Augustin

EXHIBIT A

79040120390

FEDERAL ELECTION COMMISSION
10 DAY PRE ELECTION STATUS REPORT
NEW YORK BALLOT

ELECTION: NY100

ELECTION DATE: SEP 12 1978

DUE DATE: SEP 2 1978

INITIATED/FOU/ID	COMMENTS	* CANDIDACY *	COMPLIANCE TRACK	* REGISTERED *	RTB	RCB	PUB	CCC	DATE SATISFIED
CARNEY, WILLIAM -NY100170									NAIVED
CARNEY FOR CONGRESS COMMITTEE 00010005		Y							C 8/30/78
CASSESE, JOHN -NY100149									NAIVED
COMMITTEE TO ELECT CASSESE 00010137		Y		9/4					FILED
CATTERSON, JAMES M. JR. -NY100105									NAIVED
CATTERSON FOR CONGRESS 00010105		Y			11		11		C 8/30/78
HART, JOHN J. JR. (UNREG.) -NY100107				9/4	9/6				9/8/78
JACK HART FOR UNITED STATES CONGRESS COMMITTEE 00010055		Y		9/4					FILED
KLAR, STEVEN A. -NY100154									NAIVED
KLAR FOR CONGRESS 00010154		Y		9/4					FILED
MINTO, JOHN ROBERT -NY100172									NAIVED
JOHN MINTO TO CONGRESS 00010172		Y		9/4					FILED 8/31/78

7 9 0 4 0 1 2 0 3 9 1

FEDERAL ELECTION COMMISSION
10 DAY PRE ELECTION STATUS REPORT
NEW YORK BALLOT

ELECTION: NY100

ELECTION DATE: SEP 12 1978

DUE DATE: SEP 2 1978

CANDIDATE/REG/ID	COMMENTS	* CANDIDACY *	* REGISTERED *	RTB	RCB	FUB	OSB	DATE
								SATISFIED
NICOSIA, SALVATORE C. NEW01012	03/28/78							WAIVED
NICOSIA FOR CONGRESS C00090704	Y							C 8/30/78
RAJ, JOHN M. NEW01013	05/26/78							WAIVED
RAJWAY FOR CONGRESS COMMITTEE C00090701	Y							C 8/30/78
RANDOLPH, JOHN F. NEW01015	05/15/78							WAIVED
CITIZENS FOR JOHN F. RANDOLPH COMMITTEE C00090709	Y							FILED 8/31/78
RUSSELL, PATRICK J. NEW01031	05/26/78							WAIVED
RUSSELL PEOPLE NEW01031	Y			9/4				FILED 9/5
DEIGNAN, PATRICK: NEW01042	08/19/78							WAIVED
DEIGNAN FOR CONGRESS COMMITTEE C00090757	Y			9/4				9/5 Filed
FERRARO, GERALDINE A. NEW01034	05/22/78							WAIVED
COMMITTEE TO ELECT GERALDINE FERRARO TO CONGRESS C00090653	Y			9/4	9/6			Filed

7 6 2 0 2 1 0 7 0 6 2

FEDERAL ELECTION COMMISSION
10 DAY PRE ELECTION STATUS REPORT
NEW YORK BALLOT

ELECTION: NY100

ELECTION DATE: SEP 12 1978

DUE DATE: SEP 2 1978

NAME/PCO/ID	COMMENTS	* CANDIDACY *	* REGISTERED *	RTB	RCB	PUB	OGC	DATE SATISFIED
ANTON, THOMAS J. 1009059	06/23/78							WAIVED
ANTON FOR CONGRESS 1009049	Y		9/4	9/6				Filed
HISOLM, SHIRLEY 1009749	02/02/78							WAIVED
HISOLM 1978 RE-ELECTION COMMITTEE 1009749	Y							9/2/78
ENAM, AUBREY (UNREG.) - 10110012	Removed From Ballot RAD notified 9/7/78		9/4	9/6				
JEFFORD, BERNARD R. 10114018	06/21/78							WAIVED
JEFFORD FOR CONGRESS 10114018	Y		9/4					Filed 8/31/78
IRVINS, IRVINS (UNREG.) 10114025			9/4	9/6	9/9			
RICHMOND, FREDERICK W. 100051389	02/03/78							WAIVED
CITIZENS COMMITTEE FOR FRED RICHMOND 100051389	Y							8/31/78

2 9 0 4 0 1 2 0 3 9 3

FEDERAL ELECTION COMMISSION
10 DAY PRE ELECTION STATUS REPORT
NEW YORK BALLOT

ELECTION: NY100

ELECTION DATE: SEP 12 1978

DUE DATE: SEP 2 1978

CANDIDATE/PCC/ID	COMMENTS	* CANDIDACY *	* REGISTERED *	RTB	RCTB	PUB	OSC	DATE SATISFIED
PATRIETA, VITO T. (UNREG.) 48NY15049				9/4	9/6	9/9		
SEMINARA, JOSEPH F. 48NY15050	08/30/78							WAIVED
COMMITTEE FOR THE ELECTION OF JOSEPH F. SEMINARA TO CONGRESS 00010075	Y							8/31/78
ZEFERETTI, LEO C. 48NY15050	03/28/78							WAIVED
COMMITTEE TO RE-ELECT CONGRESSMAN LEO C. ZEFERETTI 000049312	Y							9/31/78
DEMARTINO, NICHOLAS 48NY17045	03/17/78			9/4	9/6	9/9		
MURPHY, JOHN M. 48NY17049	05/11/77							WAIVED
CITIZENS FOR CONGRESSMAN JOHN M. MURPHY 000019968	Y							9/4/78
MURRAY, PETER J. 48NY17037	06/02/78							WAIVED
PETER MURRAY FOR CONGRESS 000093578	Y							9/2/78

16202107062

FEDERAL ELECTION COMMISSION
10 DAY PRE ELECTION STATUS REPORT
NEW YORK BALLOT

ELECTION: NY100

ELECTION DATE: SEP 12 1978

DUE DATE: SEP 2 1978

CANDIDATE/CC/ID	COMMENTS	* CANDIDACY *	COMPLIANCE TRACK	RTB	RCTB	PUB	OSC	DATE SATISFIED
DISS. THOMAS H. 20417011			12/27/77					WAIVED
STONES FOR CONGRESS COMMITTEE 00093399		Y	9/4					FILED 8/31C 8/28C FILED
BURDEN, CARTER -541132			01/09/78					
CARTER BURDEN FOR CONGRESS 00090510		Y						FILED 8/31C
KATZ, HOWARD F. -541132			8/25/78					WAIVED
KATZ For Congress Camp. 000102335		Y	9/4	9/6	9/9			9/11
LALL, BETTY GOETZ -54113127			06/03/78					WAIVED
COMMITTEE TO ELECT BETTY LALL 00097063		Y						FILED 8/31C
LOWENSTEIN, ALLARD K. -54113050			01/04/78					WAIVED
ELECT LOWENSTEIN TO CONGRESS COMMITTEE 00095244		Y	9/4	9/6	9/9			9/11
WILSON, PETER K. -54113175			06/19/78					WAIVED
PETE WILSON FOR CONGRESS COMMITTEE 00094584		Y						FILED 8/28C

9 6 2 0 2 1 0 7 0 6 2

FEDERAL ELECTION COMMISSION
10 DAY PRE ELECTION STATUS REPORT
NEW YORK BALLOT

ELECTION: NY100

ELECTION DATE: SEP 12 1978

DUE DATE: SEP 2 1978

CANDIDATE/PCC/ID COMMENTS * CANDIDACY * COMPLIANCE TRACK * REGISTERED * RTB RCTB PUB GGC DATE

BRODSKY, RICHARD L.
HENY23043

08/14/78

COMMITTEE TO ELECT RICHARD BRODSKY
CC0101567

Y

WAIVED

8/29/78

PEYSER, PETER A.
HENY23019

10/21/77

ENDS OF PEYSER
CC011835

Y

WAIVED

8/31/78

HOLBROOK, CHARLES EMMET
HENY25012

04/03/78

CITIZENS FOR HOLBROOK
CC0091256

Y

WAIVED

8/30/78

JOHNSON, FREDERICK F.
HENY25040

9/4

9/6

9/8/78

96802107062

FEDERAL ELECTION COMMISSION
10 DAY PRE ELECTION STATUS REPORT
NEW YORK BALLOT

ELECTION: NY10D

ELECTION DATE: SEP 12 1978

DUE DATE: SEP 2 1978

DATE/PCC/ID	COMMENTS	* CANDIDACY *	* COMPLIANCE TRACK *	REGISTERED	RTB	ACTB	PUB	OGC	DATE SATISFIED
RASKOFF, WALTER J. NY126020				06/12/78					WAIVED
COMMITTEE TO ELECT RASKOFF NY007139		Y			9/4	9/6			9/8/78
RICHARD A. NY1019				01/06/77					WAIVED
LICK HIND FOR CONGRESS NY034179		Y							FILED 8/29 C
STRATTON, SAMUEL S. NY126012				04/29/77	9/4				9/1
STRATTON FOR CONGRESS CAMPAIGN COMMITTEE NY001854		Y							FILED 8/29 C
BERNARDI, ROY A. NY133006				06/12/78					WAIVED
BERNARDI FOR CONGRESS NY007255		Y			9/4				8/30 C
BYRNE, ROBERT J. NY126034				06/30/78					WAIVED
COMMITTEE TO ELECT BOB BYRNE NY009732		Y							FILED 8/30 C
KADYS, CLARENCE (UNREG)									8/31 C

7 9 0 4 0 1 2 0 3 9 7

FEDERAL ELECTION COMMISSION
10 DAY PRE ELECTION STATUS REPORT
NEW YORK BALLOT

ELECTION: NY100

ELECTION DATE: SEP 12 1978

DUE DATE: SEP 2 1978

CANDIDATE/PC/ID	COMMENTS	* CANDIDACY *	COMPLIANCE TRACK	* REGISTERED *	RTD	ACTB	PUR	CSC	DATE SATISFIED
LEE, GARY A. H8NY1015				05/22/78					WAIVED
GARY LEE FOR CONGRESS COMMITTEE 000000079				Y					FILED 9/1
MAY, RE. CRISPIN H8NY1015				04/18/78					WAIVED
MAYOR FOR CONGRESS 000000082				Y					FILED 9/2
SNYDER, GILBERT W. H8NY1015				05/22/78					WAIVED
GILBERT SNYDER FOR CONGRESS COMMITTEE 000000187				Y					FILED 8/28 C
AUGUSTIN, OWEN (UNREG) H8NY14036					9/4	9/6	9/9		
WHELAN, ROBERT P. (UNREG) H8NY15056					9/4	9/6			FILED

79040120398

Irving Gross

RTB

RCTB

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:

3. ARTICLE DESCRIPTION:
 REGISTERED NO. CERTIFIED NO. INSURED NO.
 WA 12915 H 4249-00029
 (Always obtain signature of addressee or agent)

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

4. DATE OF DELIVERY SEP 5 1978 POSTMARK 8/16/78

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE: CLERK'S INITIALS

☆ GPO : 1977-O-234-337

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:

3. ARTICLE DESCRIPTION:
 REGISTERED NO. CERTIFIED NO. INSURED NO.
 WA 12915 H 4249 00029
 (Always obtain signature of addressee or agent)

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

4. DATE OF DELIVERY SEP - 7 1978 POSTMARK

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE: CLERK'S INITIALS

☆ GPO : 1977-O-234-337

79040120399

DATE OF PRIOR NOTICE

8/9

PRIOR NOTICE FOLLOW-UP

PERSON CONTACTED

TITLE

TELEPHONE #

COMMENTS

Not listed

REPORTS ANALYSIS DIVISION - REASON TO BELIEVE CALLS

REPORT DUE: RTB RCIB PUBLICATION:

DATE/TIME: WHO CALLED: INITIALS:

COMMENTS:

REPORTS ANALYSIS DIVISION - POST PUBLICATION CALL

DATE/TIME: WHO CALLED: INITIALS:

COMMENTS:

no # available

79040120400

vita Battista

RTB unaccounted for

RCTB

79040120401

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:

3. ARTICLE DESCRIPTION:
REGISTERED NO. CERTIFIED NO. INSURED NO.
UA12915 H 6249 00027
(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: CLERK'S INITIALS

DATE OF PRIOR NOTICE 9/4PRIOR NOTICE FOLLOW-UP 8:30

PERSON CONTACTED

TITLE

TELEPHONE #

Vito L. BattistaCandidate(212) 427-6700disconnected

COMMENTS

REPORTS ANALYSIS DIVISION - REASON TO BELIEVE CALLS

REPORT DUE: 9/2RTB 9/4

RCTB

PUBLICATION: _____

DATE/TIME: 9/53:30

WHO CALLED: _____

INITIALS: B3MCOMMENTS: no answer9/6 3:009/6 4:30No answer

REPORTS ANALYSIS DIVISION - POST PUBLICATION CALL

DATE/TIME: _____

WHO CALLED: _____

INITIALS: _____

COMMENTS: # disconnected

Candidate is now on the general election ballot
for the 15th district in New York as a
United Taxpayers Party candidate.

79040120402

Nicholas Demartino

RTB unaccounted for

RCTB unaccounted for

79040120403

DATE OF PRIOR NOTICE

PRIOR NOTICE FOLLOW-UP

8/8

8/28

PERSON CONTACTED

TITLE

TELEPHONE #

Tisholas DeMartino (Candidate)

(212) 984-1419

(212) 984-3239

COMMENTS

REPORTS ANALYSIS DIVISION -- REASON TO BELIEVE CALLS

REPORT DUE:

9/2

RTB

9/4

RCIE

PUBLICATION:

DATE/TIME:

9/5

3:25

WHO CALLED:

INITIALS:

BSM

COMMENTS:

no answer spoke with House Team.
See attachments.

REPORTS ANALYSIS DIVISION -- POST PUBLICATION CALL

DATE/TIME:

9/21- 11:20am

WHO CALLED

DeMartino-busy

INITIALS:

Su

9/22- 2:25pm

busy signal

Su

COMMENTS:

9/22- 3:00pm

busy signal

Su

9/21- 4:00pm

busy signal

Su

79040120401

7904012040
RAPID NOTE

FROM

DATE

7-6-78

TO

MIKE FILER

DEMARTINO - NY/09

10P NON-FILER

Nick J. Demartino called (father of candidate & chairman of comte).

He was informed that the following documents should be submitted:

- 10P for the candidate (Sent via air express)

- Form 1 for Comte

father 212-979-1469

- Amended FORM 2 requesting review

Candidate 212-984-3239

SIGNED

Katz for Congress

RTB unaccounted for

RCTB

79040120406

PS Form 3811, Jan. 1973

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

① 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..... 15¢
☐ Show to whom, date, & address of delivery.. 35¢
☐ RESTRICTED DELIVERY.
Show to whom and date delivered..... 65¢
☐ RESTRICTED DELIVERY.
Show to whom, date, and address of delivery 85¢

2. ARTICLE ADDRESSED TO:

WA-12915/H5249-01:37

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

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

4. DATE OF DELIVERY
9/17/73

5. ADDRESS (Complete only if requested)

POSTMARK

6. UNABLE TO DELIVER BECAUSE:

CARRIER'S INITIALS

☆ GPO: 1975-O-508-047

DATE OF PRIOR NOTICE

8/9

PRIOR NOTICE FOLLOW-UP

100 EAST 35TH ST.

PERSON CONTACTED

TITLE

TELEPHONE #

COMMENTS

not listed

REPORTS ANALYSIS DIVISION - REASON TO BELIEVE CALLS

REPORT DUE:

RTB

RCTB

PUBLICATION:

DATE/TIME:

WHO CALLED:

INITIALS:

COMMENTS:

called House team

REPORTS ANALYSIS DIVISION - POST PUBLICATION CALL

DATE/TIME:

WHO CALLED:

INITIALS:

COMMENTS:

FILED

79040120407

RAPID NOTE

FROM : KATZ FOR CONGRESS CITE

DATE 9/5

TO

JIM ALLEN

STEVE ZAKLUNGA, ~~TEES~~ CHAIRMAN

(212) 490-0334

K.E. IOP

TOLD HIM TO SEND MAILGRAM WITH COH,

TOTAL REC, TOTAL EXP, DEBTS + ECOM

TO BE FOLLOWED BY FULL REPORT.

SIGNED

Jim Allen

TOPS NO. 3702
LITHO U.S.A.

79040120400

Elect Lowenstein to Congress Committee

RTB

RCTB

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:

3. ARTICLE DESCRIPTION:
 REGISTERED NO. CERTIFIED NO. INSURED NO.
 WA12915-H-2247-00069
 (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: CLERK'S INITIALS

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

☆ GPO : 1977-O-234-337

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:

3. ARTICLE DESCRIPTION:
 REGISTERED NO. CERTIFIED NO. INSURED NO.
 WA12915 H6249 00036
 (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: CLERK'S INITIALS

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

☆ GPO : 1977-O-234-337

79040120409

DATE OF PRIOR NOTICE

PRIOR NOTICE FOLLOW-UP

8/9

8/30

PERSON CONTACTED

TITLE

TELEPHONE #

Eliot Lewenstein to Congress Com.

(212) 646-1431

COMMENTS

REPORTS ANALYSIS DIVISION - REASON TO BELIEVE CALLS

REPORT DUE:

10 days

RIB

V

RCIB

PUBLICATION:

DATE/TIME:

9/5

WHO CALLED:

INITIALS:

MM

9/6

4:30

9/7

COMMENTS:

no answer

No answer

(9/7)

no answer

REPORTS ANALYSIS DIVISION - POST PUBLICATION CALL

DATE/TIME:

WHO CALLED:

INITIALS:

COMMENTS:

FILED

79040120410

Owen Augustin

RTB

RCTB

PS Form 3811, Apr. 1977

79040120411

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

① 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. *5-6*
☐ Show to whom, date, and address of delivery. *5-6*
☐ RESTRICTED DELIVERY
Show to whom and date delivered. *5-6*
☐ RESTRICTED DELIVERY.
Show to whom, date, and address of delivery. \$ *5-6*
(CONSULT POSTMASTER FOR FEES)

2. ARTICLE ADDRESSED TO:

3. ARTICLE DESCRIPTION:
REGISTERED NO. CERTIFIED NO. INSURED NO.
WA12915-147247-00055
(Always obtain signature of addressee or agent)

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

4. DATE OF DELIVERY *SEP 1978* POSTMARK *SEP 1978*

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE: CLERK'S INITIALS *AM*

☆ GPO : 1977-O-234-337

PS Form 3811, Apr. 1977

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

① 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. *5-6*
☐ Show to whom, date, and address of delivery. *5-6*
☐ RESTRICTED DELIVERY
Show to whom and date delivered. *5-6*
☐ RESTRICTED DELIVERY.
Show to whom, date, and address of delivery. \$ *5-6*
(CONSULT POSTMASTER FOR FEES)

2. ARTICLE ADDRESSED TO:

3. ARTICLE DESCRIPTION:
REGISTERED NO. CERTIFIED NO. INSURED NO.
WA12915-147247-00026
(Always obtain signature of addressee or agent)

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

4. DATE OF DELIVERY *SEP 1978* POSTMARK *SEP 1978*

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE: CLERK'S INITIALS *AM*

☆ GPO : 1977-O-234-337

INDUSTRIAL ORGANIZATION
107 CLINTON AVE
BROOKLYN NY 11208

DATE OF PRIOR NOTICE

8/8

PRIOR NOTICE FOLLOW-UP

8/30

PERSON CONTACTED

TITLE

TELEPHONE #

Ernest Augustin

(212) 789-6258

212 - 772-1741

COMMENTS

No. not in service

REPORTS ANALYSIS DIVISION - REASON TO BELIEVE CALLS

REPORT DUE:

10P-9/2

RIB

✓

RCIB

PUBLICATION:

DATE/TIME:

WHO CALLED:

INITIALS:

COMMENTS:

See attachments.

REPORTS ANALYSIS DIVISION - POST PUBLICATION CALL

DATE/TIME:

9/21-11:25am

WHO CALLED:

Mr. Augustin

INITIALS:

SW

COMMENTS:

See attached telecon.

79040120412

RAPID NOTE

FROM

(212) 772-1741

DATE

7-7-78

TO

Mike Filler

AUGUSTIN, OWEN 14-14 10 P M. filler

Reason he has not yet filed is because he was in Supreme Court. He was informed that report should be submitted by C.O.B on Friday. For alt. Form 1 & 2 was needed. Augustin claims he mailed FORM 2 on May 21, 1978. Will check & return call.

SIGNED

TOPS NO. 3702
LITHO U.S.A.

RAPID NOTE

FROM

Mike Filler

DATE

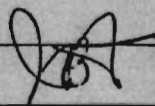
7-7-78

TO

AUGUSTIN

Return call. No documents submitted for Candidate or Comm. Hec. Augustin was informed to submit requested reports.

SIGNED

TOPS NO. 3702
LITHO U.S.A.

TELECON

FROM: Shawn Woodhe to Owen Augustin, candidate

DATE: 21 September 1978

COMMITTEE: OWEN AUGUSTIN - CANDIDATE

I called Mr. Augustin in reference to the 10 Day Pre-primary report which was not filed for the period. I explained that his Form 2 had been received but he had failed to mark whether he wanted a waiver; he will submit an amended Form 2 requesting a waiver of his future reporting requirements. However, I explained explicitly that he still needed to file the 10 Day Pre-Primary report for the candidate. He said that he had the report in front of him at that moment. I told him that on the 30 Day Post-Primary report, he should note that the committee is reporting all financial activity and that the calendar year-to-date totals of the candidate are being reported by the PCC. He said that he understood that the figures to which I was referring were Column B. These documents, when submitted, should clear up any filing problems.

79040120415

FEDERAL ELECTION COMMISSION

1977-1978

DATE 29SEP78

CANDIDATE INDEX OF SUPPORTING DOCUMENTS - (E)

PAGE 1

CANDIDATE/COMMITTEE/DOCUMENT	OFFICE SOUGHT/	PARTY	RECEIPTS		EXPENDITURES		COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
			PRIMARY	GENERAL	PRIMARY	GENERAL			
GROSS, IRVING	HOUSE	14 DEMOCRATIC PARTY			NEW YORK		1978 ELECTION	ID# H8NY14026	
1. STATEMENT OF CANDIDATE									
1978 STATEMENT OF CANDIDATE							5SEP78		1 78HSE/145/1163
2. CANDIDATE REPORTS OF RECEIPT & EXPENDITURES									
TOTAL			0	0	0	0			0 TOTAL PAGES
3. PRINCIPAL CAMPAIGN COMMITTEE									
COMMITTEE TO ELECT IRVING GROSS TO CONGRESS							ID# C00102848		
1978 STATEMENT OF ORGANIZATION							5SEP78		3 78HSE/145/1164
TOTAL			0	0	0	0			3 TOTAL PAGES
4. AUTHORIZED COMMITTEES									
5. OTHER SUPPORTING DOCUMENTS			CONTRIBUTIONS TO		EXPENDITURES				
TOTAL FOR PART 5			0	0	0	0			0 TOTAL PAGES
6. 434E/ INDEPENDENT			INDEPENDENT CONTRIBUTIONS		INDEPENDENT EXPENDITURES				
7. 434E/ DELEGATE			DELEGATE CONTRIBUTIONS		DELEGATE EXPENDITURES				
8. COMMUNICATIONS			CONTRIBUTIONS TO		EXPENDITURES ON BEHALF OF				

7 9 0 4 0 1 2 0 4 1 6

FEDERAL ELECTION COMMISSION

1977-1978

DATE 29SEP78

CANDIDATE INDEX OF SUPPORTING DOCUMENTS - (E)

PAGE 1

CANDIDATE/COMMITTEE/DOCUMENT	OFFICE SOUGHT/	PARTY	RECEIPTS		EXPENDITURES		COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
			PRIMARY	GENERAL	PRIMARY	GENERAL			
BATTISTA, VITO T. (UNREG.)	HOUSE	15					NEW YORK	1978 ELECTION	ID# H8NY15049
1. STATEMENT OF CANDIDATE									
2. CANDIDATE REPORTS OF RECEIPT & EXPENDITURES									
TOTAL			0	0	0	0			0 TOTAL PAGES
3. PRINCIPAL CAMPAIGN COMMITTEE									
4. AUTHORIZED COMMITTEES									
5. OTHER SUPPORTING DOCUMENTS									
6. 434E/ INDEPENDENT									
7. 434E/ DELEGATE									
8. COMMUNICATIONS									
			CONTRIBUTIONS TO		EXPENDITURES				
			INDEPENDENT CONTRIBUTIONS		INDEPENDENT EXPENDITURES				
			DELEGATE CONTRIBUTIONS		DELEGATE EXPENDITURES				
			CONTRIBUTIONS TO		EXPENDITURES ON BEHALF OF				

CANDIDATE/COMMITTEE/DOCUMENT	OFFICE SOUGHT/	PARTY	RECEIPTS		EXPENDITURES		COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
			PRIMARY	GENERAL	PRIMARY	GENERAL			
DEMARTINO, NICHOLAS	HOUSE	17 DEMOCRATIC PARTY			NEW YORK		1978 ELECTION	ID# H8NY17045	
1. STATEMENT OF CANDIDATE									
1978 STATEMENT OF CANDIDATE							17AUG78		1 78HSE/143/3415
STATEMENT OF CANDIDATE - AMENDMENT							8SEP78		1 78HSE/145/1508
2. CANDIDATE REPORTS OF RECEIPT & EXPENDITURES									
* 1978 10 DAY PRE-PRIMARY			0		1,095		1APR78 -30JUN78		3 78HSE/143/4353
TOTAL			0	0	1,095	0			3 TOTAL PAGES
3. PRINCIPAL CAMPAIGN COMMITTEE									
CITIZENS TO ELECT NICHOLAS F. DEMARTINO							ID# C00102855		
1978 STATEMENT OF ORGANIZATION							8SEP78		3 78HSE/145/1512
APRIL 10 QUARTERLY			2,500		625		1JAN78 -31MAR78		4 78HSE/145/1445
10 DAY PRE-PRIMARY			0		531		1JUL78 -28AUG78		4 78HSE/145/1437
JULY 10 QUARTERLY			0		1,095		1APR78 -30JUN78		4 78HSE/145/1441
TOTAL			2,500	0	2,251	0			15 TOTAL PAGES
4. AUTHORIZED COMMITTEES									
5. OTHER SUPPORTING DOCUMENTS									
			CONTRIBUTIONS TO		EXPENDITURES				
TOTAL FOR PART 5			0	0	0	0			0 TOTAL PAGES
6. 434E/ INDEPENDENT			INDEPENDENT CONTRIBUTIONS		INDEPENDENT EXPENDITURES				
7. 434E/ DELEGATE			DELEGATE CONTRIBUTIONS		DELEGATE EXPENDITURES				
8. COMMUNICATIONS			CONTRIBUTIONS TO		EXPENDITURES ON BEHALF OF				

* covers period for July 10 rpt., not 10 day.
check 10 day on report

FEDERAL ELECTION COMMISSION
1977-1978
CANDIDATE INDEX OF SUPPORTING DOCUMENTS - (E)

DATE 29SEP78

PAGE 1

CANDIDATE/COMMITTEE/DOCUMENT	OFFICE SOUGHT/	PARTY	RECEIPTS		EXPENDITURES		COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
			PRIMARY	GENERAL	PRIMARY	GENERAL			
KATZ, HOWARD	HOUSE	18 DEMOCRATIC PARTY			NEW YORK		1978 ELECTION	ID# H9NY18183	
1. STATEMENT OF CANDIDATE									
1978 STATEMENT OF CANDIDATE							28AUG78		1 78HSE/143/4844
2. CANDIDATE REPORTS OF RECEIPT & EXPENDITURES									
TOTAL			0	0	0	0			0 TOTAL PAGES
3. PRINCIPAL CAMPAIGN COMMITTEE									
KATZ FOR CONGRESS CAMPAIGN							ID# C00102335		
1978 STATEMENT OF ORGANIZATION							28AUG78		3 78HSE/143/4963
STATEMENT OF ORGANIZATION - AMENDMENT							11SEP78		3 78HSE/145/3695
10 DAY PRE-PRIMARY			1,008		2,104		11AUG78 -28AUG78		8 78HSE/145/3760
TOTAL			1,008	0	2,104	0			14 TOTAL PAGES
4. AUTHORIZED COMMITTEES									
5. OTHER SUPPORTING DOCUMENTS									
			CONTRIBUTIONS TO		EXPENDITURES				
TOTAL FOR PART 5			0	0	0	0			0 TOTAL PAGES
6. 434E/ INDEPENDENT			INDEPENDENT CONTRIBUTIONS		INDEPENDENT EXPENDITURES				
7. 434E/ DELEGATE			DELEGATE CONTRIBUTIONS		DELEGATE EXPENDITURES				
8. COMMUNICATIONS			CONTRIBUTIONS TO		EXPENDITURES ON BEHALF OF				

CANDIDATE INDEX OF SUPPORTING DOCUMENTS - (E)

CAND	DATE/COMMITTEE/DOCUMENT	OFFICE SOUGHT/ PARTY	RECEIPTS PRIMARY GENERAL	EXPENDITURES PRIMARY GENERAL	# OF PAGES	MICROFILM LOCATION
	LOWENSTEIN, ALLARD K.	HOUSE 18 DEMOCRATIC PARTY		NEW YORK	1978 ELECTION ID# HSNY18050	
1.	STATEMENT OF CANDIDATE				4JAN78	1 77HSE/127/3852
	1978 STATEMENT OF CANDIDATE				30JUN78	1 78HSE/138/3873
	STATEMENT OF CANDIDATE					
2.	CANDIDATE REPORTS OF RECEIPT & EXPENDITURES					
	TOTAL	0	0	0	0	0 TOTAL PAGES
3.	PRINCIPAL CAMPAIGN COMMITTEE					
	ELECT LOWENSTEIN TO CONGRESS COMMITTEE				ID# C00098244	
	1978 STATEMENT OF ORGANIZATION				26JUN78	3 78HSE/138/2846
	10 DAY PRE-PRIMARY	35,754		36,673	1JUL78 -28AUG78	18 78HSE/145/2824
	JULY 10 QUARTERLY	7,710		4,727	14JUN78 -30JUN78	5 78HSE/143/2125
	TOTAL	43,464	0	41,400	0	26 TOTAL PAGES
4.	AUTHORIZED COMMITTEES					
	FRIENDS OF AL LOWENSTEIN				ID# C00084509	
	1978 STATEMENT OF ORGANIZATION				4JAN78	3 77HSE/127/3886
	REQUEST FOR ADDITIONAL INFORMATION				20JAN78	2 78FEC/064/1333
	STATEMENT OF ORGANIZATION - AMENDMENT				7APR78	3 78HSE/134/1685
	APRIL 10 QUARTERLY	11,171		10,174	3JAN78 -31MAR78	10 78HSE/134/2163
	JULY 10 QUARTERLY	4,206		5,000	1APR78 -30JUN78	7 78HSE/143/2130
5.	OTHER SUPPORTING DOCUMENTS					
	TOTAL FOR PART 5	0	0	0	0	0 TOTAL PAGES
6.	434E/ INDEPENDENT	INDEPENDENT CONTRIBUTIONS		INDEPENDENT EXPENDITURES		
7.	434E/ DELEGATE	DELEGATE CONTRIBUTIONS		DELEGATE EXPENDITURES		
8.	COMMUNICATIONS	CONTRIBUTIONS TO		EXPENDITURES ON BEHALF OF		

7 9 0 4 0 1 3 0 4 2 0

FEDERAL ELECTION COMMISSION

1977-1978

DATE 29SEP78

CANDIDATE INDEX OF SUPPORTING DOCUMENTS - (E)

PAGE 1

CANDIDATE/COMMITTEE/DOCUMENT	OFFICE SOUGHT/	PARTY	RECEIPTS		EXPENDITURES		COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
			PRIMARY	GENERAL	PRIMARY	GENERAL			
AUGUSTINE, OWEN	HOUSE	14 DEMOCRATIC PARTY			NEW YORK		1978 ELECTION	ID# H8NY14034	
1. STATEMENT OF CANDIDATE									
1978 STATEMENT OF CANDIDATE							8SEP78		1 78HSE/145/4010
STATEMENT OF CANDIDATE							25SEP78		1 78HSE/146/1675
2. CANDIDATE REPORTS OF RECEIPT & EXPENDITURES									
TOTAL			0	0	0	0			0 TOTAL PAGES
3. PRINCIPAL CAMPAIGN COMMITTEE									
COMMITTEE TO ELECT AUGUSTIN								ID# C00103218	
1978 STATEMENT OF ORGANIZATION							8SEP78		1 78HSE/145/4151
STATEMENT OF ORGANIZATION - AMENDMENT							12SEP78		1 78HSE/146/0746
10 DAY PRE-PRIMARY			3,287		3,287				2 78HSE/146/0984
10 DAY PRE-PRIMARY			1,851		1,851		7APR78 -28AUG78		6 78HSE/146/1676
TOTAL			1,851	0	1,851	0			10 TOTAL PAGES
4. AUTHORIZED COMMITTEES									
5. OTHER SUPPORTING DOCUMENTS									
			CONTRIBUTIONS TO		EXPENDITURES				
TOTAL FOR PART 5			0	0	0	0			0 TOTAL PAGES
6. 434E/ INDEPENDENT			INDEPENDENT CONTRIBUTIONS		INDEPENDENT EXPENDITURES				
7. 434E/ DELEGATE			DELEGATE CONTRIBUTIONS		DELEGATE EXPENDITURES				
8. COMMUNICATIONS			CONTRIBUTIONS TO		EXPENDITURES ON BEHALF OF				

New York Returns

GOVERNOR

Candidate	Residence	Age	Occupation	Votes	Percent
Jeremiah B. Bloom (D)	Brooklyn	65	State senator	103,984	14.5
Hugh L. Carey (D)*	Brooklyn	59	Incumbent	371,473	51.8
Mary Anne Krupsak (D)	Canajoharie	46	Lt. governor	242,322	33.8
Perry B. Duryea (R-C)*	Montauk	56	Former state assembly speaker, minority leader	Unopposed	
Hugh L. Carey (L)*				Unopposed	

HOUSE

District	Location	Candidate	Residence	Age	Occupation	Votes	Percent
1	Eastern Long Island	John Cassese (D)	Patchogue	36	School administrator	916	7.6
		Steven A. Klar (D)	Port Jefferson Station	31	Attorney, realtor	1,627	13.5
		John R. Minto (D)	Lake Ronkonkoma	42	County budget review director	414	3.4
		John F. Randolph (D)*	East Patchogue	37	Town supervisor	4,736	39.3
		Patrick J. Russell (D)	Mastic Beach	31	Hospital patient ombudsman	4,359	36.2
		William Carney (R)*	Hauppauge	35	County legislator	4,774	30.7
		James M. Catterson (R)	Port Jefferson	48	Attorney	3,122	20.1
		John J. Hart (R)	Bellport	—	—	3,048	19.6
		Salvatore C. Nicosia (R)	Halbrook	50	School guidance counselor	2,596	16.7
		John M. Radway (R)	Amagansett	27	Businessman	2,019	13.0
		William Carney (C)*				Unopposed	
		Dorothy A. Samek (L)*	Patchogue	—	—	Unopposed	
2	Long Island—Western Suffolk County	Thomas J. Downey (D)*	West Islip	29	Incumbent	Unopposed	
		Harold J. Withers Jr. (R-C)*	North Babylon	36	Town Councilman	Unopposed	
3	Long Island—Eastern Nassau and Northwestern Suffolk Counties	Jerome A. Ambro (D)*	Northport	50	Incumbent	Unopposed	
		Gregory W. Corman (R-C)*	Farmingdale	41	Town council member	Unopposed	
		William Clark (L)*	East Northport	—	—	Unopposed	
4	Long Island—Eastern & Southern Nassau County	Everett A. Rosenblum (D)*	East Meadow	51	Attorney	Unopposed	
		Norman F. Lent (R-C)*	East Rockway	47	Incumbent	Unopposed	
		Aaron M. Schein (L)*	Hicksville	47	Professor	Unopposed	
5	Long Island—Central & Southwestern Nassau County	John W. Matthews (D-L)*	Long Beach	40	Insulation contractor	Unopposed	
		John W. Wydler (R-C)*	Garden City	54	Incumbent	Unopposed	
6	Northeast Queens & Northwestern Nassau Counties	Lester L. Wolff (D-L)*	Great Neck	59	Incumbent	Unopposed	
		Stuart L. Ain (R)*	Roslyn Heights	—	Attorney	Unopposed	
		Howard Horowitz (C)*	New Hyde Park	—	—	Unopposed	
7	Southern Queens—Ozone Park, Jamaica	Joseph P. Addabbo (D-R-L)*	Ozone Park	53	Incumbent	Unopposed	
		Mark Elliot Scott (C)*	Ozone Park	—	—	Unopposed	
8	Central & Northern Queens—Flushing	Benjamin S. Rosenthal (D-L)*	Elmhurst	55	Incumbent	Unopposed	
		Albert Lemishaw (R)*	Flushing	52	Accountant	Unopposed	
		Paul C. Ruebenacker (C)*	Rego Park	—	—	Unopposed	
9	Western Queens—Long Island City, Maspeth, Glendale	Patrick C. Deignan (D)	Jackson Heights	32	District party leader	2,468	18.5
		Geraldine A. Ferraro (D)*	Forest Hills	43	Lawyer	7,030	52.7
		Thomas J. Manton (D)	Woodside	45	City council member	3,833	28.8
		Alfred A. DelliBovi (R-C)*	Richmond Hill	32	State assembly member	Unopposed	
		Theodore E. Garrison (L)*	Corona	—	—	Unopposed	
10	Eastern Bronx & Northern Queens—Astoria, Throgs Neck	Mario Biaggi (D-R-L)*	Bronx	60	Incumbent	Unopposed	
		Carmen Ricciardi (C)*	Bronx	—	—	Unopposed	
11	Southeast Brooklyn, Southern Queens	James H. Scheuer (D-L)*	Neponsit	58	Incumbent	Unopposed	
		Kenneth Huhn (R-C)*	Belle Harbor	27	Newspaper publisher	Unopposed	

Politics - 3

District	Location	Candidates	Residence	Age	Occupation	Votes	Percent
12	Northeastern Brooklyn—Greenpoint	Shirley Chisholm (D-L)*	Brooklyn	53	Incumbent		Unopposed
		Charles Gibbs (R)*	Brooklyn	85	Businessman		Unopposed
13	Southern Brooklyn— Coney Island, Bensonhurst	Stephen J. Solarz (D-L)*	Brooklyn	38	Incumbent		Unopposed
		Max Carasso (R-C)*	Brooklyn	73	Elections board clerk		Unopposed
14	Northern Brooklyn— Williamsburg, Brooklyn Heights	Owen Augustin (D)	Brooklyn			1,419	6.8
		Bernard R. Gifford (D)	Brooklyn	35	School administrator	5,646	31.7
		Irving Gross (D)	Brooklyn			2,141	10.2
		Frederick W. Richmond (D)*	Brooklyn	54	Incumbent	10,738	31.3
		Arthur Bramwell (R)*	Brooklyn	56	Deputy county clerk		Unopposed
		Frederick W. Richmond (L)*					Unopposed
15	Southwestern Brooklyn—Bay Ridge	Ralph J. Carrano (E)*	Brooklyn	55	Editor		Unopposed
		Joseph F. Seminara (D)	Brooklyn	48	Attorney		Not Available
		Leo C. Zeferetti (D)*	Brooklyn	51	Incumbent		Not Available
		Robert P. Whelan (R)*	Brooklyn	56	Attorney		Not Available
		Vito P. Battista (R)	Brooklyn	68	Architect		Not Available
		Ronald Seminara (L)*					Unopposed
16	Central & Southern Brooklyn—Flatbush	Leo C. Zeferetti (C)*					Unopposed
		Elizabeth Holtzman (D-L)*	Brooklyn	37	Incumbent		Unopposed
		Larry Penner (R)*	Brooklyn	26	State YAF chairman		Unopposed
		John H. Fox (C)*	Brooklyn				Unopposed
		Nicholas F. De Martino (D)	Staten Island		Teacher	3,124	13.4
		John M. Murphy (D)*	Staten Island	52	Incumbent	10,845	46.3
17	Staten Island, Southern Manhattan	Peter Murray (D)	Staten Island	34	Teacher	2,040	8.7
		Thomas H. Stokes (D)	Staten Island	33	Social activist	7,391	31.6
		John Michael Peters (R-C)*	Staten Island	38	Veterans adviser		Unopposed
		Thomas H. Stokes (L)*					Unopposed
		Carter Burden (D)*	Manhattan	37	Former councilman	15,303	44.8
		Howard S. Katz (D)	Manhattan		Economist	971	2.8
18	Manhattan—East Side, "Silk Stocking" district	Betty G. Lall (D)	Manhattan		Former legislative aide	2,336	6.8
		Allard Lowenstein (D)	Manhattan	49	Former U.S. representative	13,632	39.9
		Peter K. Wilson (D)	Manhattan		Attorney	1,884	5.5
		S. William Green (R)*	Manhattan	48	Incumbent		Unopposed
		Carter Burden (L)*					Unopposed
		Charles B. Rangel (D-R-L)*	Manhattan	48	Incumbent		Unopposed
19	Manhattan—Harlem	E. Freeman Yearling (C)*	Manhattan				Unopposed
		Theodore S. Weiss (D-L)*	Manhattan	50	Incumbent		Unopposed
20	Western Manhattan & Bronx—West Side, Riverdale	Harry Torczyner (R)*	Manhattan	67	International lawyer		Unopposed
		Robert Garcia (D-R-L)*	Bronx	45	Incumbent		Unopposed
21	South Bronx—Mott Haven, Morrisania	Lawrence W. Lindsley Sr. (C)*	Bronx				Unopposed
		Jonathan B. Bingham (D-L)*	Bronx	64	Incumbent		Unopposed
22	Bronx—University Heights, Co-op City	Anthony J. Geidel Jr. (R-C)*	Bronx	28	Glass engraver		Unopposed
		Richard L. Brodsky (D)	Hartsdale		County legislator	4,917	41.9
23	North central Bronx— Western Westchester County—Williamsbridge, Yonkers	Peter A. Peyser (D)*	Irvington	57	Former U.S. representative	6,824	58.1
		Angelo R. Martinelli (R-C)*	Yonkers	51	Mayor		Unopposed
		John P. Hagan (L)*	Bronx				Unopposed
		Richard L. Ottinger (D)*	Pleasantville	49	Incumbent		Unopposed
24	Central & Southeastern Westchester County	Michael R. Edelman (R-C)*	Bronxville	30	Attorney		Unopposed
		Richard O. Reyes (L)*	New Rochelle	53	Industrial designer		Unopposed
		Gunars M. Ozols (D)*	Wappingers Falls				Unopposed
25	Hudson Valley— Poughkeepsie	Hamilton Fish Jr. (R)*	Millbrook	52	Incumbent		Unopposed
							Unopposed

79040120422

District	Location	Candidate	Residence	Age	Occupation	Votes	Percent
26	Lower Hudson Valley— New City, Newburgh	Charles E. Holbrook (D)*	Congers	30	Teacher	5,422	43.7
		Frederick F. Johnson (D)	Suffern	—	—	3,905	31.5
		Walter J. Raskopf (D)	Warwick	—	—	3,067	24.7
		Benjamin A. Gilman (R)*	Middletown	55	Incumbent	Unopposed	
		William B. Schaeffer Jr. (C)*	Monroe	—	—	Unopposed	
27	Southern tier— Binghamton	Charles E. Holbrook (L)*				Unopposed	
		Matthew F. McHugh (D)*	Ithaca	39	Incumbent	Unopposed	
28	Hudson-Mohawk valleys—Albany, Schenectady, Amsterdam	Neil Tyler Wallace (R-C)*	Ithaca	28	Businessman	Unopposed	
		Richard A. Hind (D)	Schenectady	26	Counselor	6,139	19.0
		Samuel S. Stratton (D)*	Amsterdam	61	Incumbent	25,104	81.0
		Paul H. Tocker (R-C)*	Schenectady	39	Attorney	Unopposed	
		Richard A. Hind (L)*				Unopposed	
29	Upper Hudson Valley—Saratoga Springs, Troy	Ned Pattison (D-L)*	West Sand Lake	46	Incumbent	Unopposed	
		Gerald B. Solomon (R-C)*	Glens Falls	48	State assemblyman	Unopposed	
30	North—Plattsburgh, Watertown	Norma A. Bartle (D-L)*	Oswego	50	County legislator	Unopposed	
		Robert C. McEwen (R-C)*	Ogdensburg	58	Incumbent	Unopposed	
31	Mohawk Valley— Utica	Donald J. Mitchell (R-C)*	Herkimer	55	Incumbent	Unopposed	
32	Central—Syracuse	James M. Hanley (D)*	Syracuse	58	Incumbent	Unopposed	
		Peter J. Del Giorno (R-C)*	Syracuse	30	Auto dealer	Unopposed	
		Lillian E. Reiner (L)*	Syracuse	77	Foster grandmother	Unopposed	
						Unopposed	
33	Central—Syracuse, Canandaigua	Roy A. Bernardi (D)*	Syracuse	35	City auditor	6,527	68.5
		Clarence J. Kadys (D)	Syracuse	67	Retired hardware store owner	3,000	31.5
		Gary A. Lee (R)*	Ithaca	45	State assemblyman	19,895	88.9
		Robert J. Byrne (R)	Syracuse	40	Business consultant	2,487	11.1
		Robert J. Byrne (C)*				Unopposed	
		Lynne Budzinski (L)*	Ithaca	—	—	Unopposed	
						Unopposed	
34	West—Rochester	Frank Horton (R-D)*	Rochester	58	Incumbent	Unopposed	
		Leo J. Kesselring (C)*	Fairport	—	—	Unopposed	
35	West—Rochester, Batavia	Francis C. Repicci (D)*	Batavia	33	Elections commissioner	Unopposed	
		Barber B. Conable Jr. (R)*	Alexander	55	Incumbent	Unopposed	
		Karen A. Hammel (C)*	Attica	—	—	Unopposed	
36	West—Niagara Falls	John J. LaFalce (D-L)*	Kenmore	38	Incumbent	Unopposed	
		Francina J. Cartanio (R)*	Buffalo	45	Freelance writer	Unopposed	
		Francis P. Mundy (C)*	Kenmore	70	Retired telephone engineer	Unopposed	
37	West—Buffalo	Henry J. Nowak (D-L)*	Buffalo	43	Incumbent	Unopposed	
		Charles Path III (R)*	Buffalo	53	Advertising executive	Unopposed	
		Dunstan L. Hattenschwiler (C)*	Buffalo	—	—	Unopposed	
38	West—Buffalo suburbs	Jack F. Kemp (R-C)*	Hamburg	43	Incumbent	Unopposed	
		James A. Peck (L)*	West Seneca	—	—	Unopposed	
39	Southern tier— Chautauqua, Elmira	Stanley N. Lundine (D)*	Jamestown	39	Incumbent	Unopposed	
		Gilbert W. Snyder (R)	Dunkirk	52	Mayor	5,876	38.8
		Crispin M. Maguire (R)*	Olean	—	Priest/university vice president	9,281	61.2
		Crispin M. Maguire (C)*				Unopposed	

*Nominee

Page

[illegible]

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Report Due----- September 2, 1978
 Publication----- September 9, 1978
 Date of Election----- September 12, 1978
 Reason to Believe----- September 4, 1978
 Reasonable Cause to Believe--- September 6, 1978

State--- NEW YORK

Page 1

UAF= unaccounted for
 * indicates Respondent

Candidate/ Committee	Dis- trict	Party	Number of Votes	Win/Lose % of Votes	Waiver or Report Filed	Date Filed	Aggregate Receipts	Aggregate Expenditures	Aggregate Activity on Previous Reports	RTB, RCTB Notices	Recommendation
*Irving Gross Committee to Elect Irving Gross to Congress (Regis. 9/8/78)	14	Democratic	2,141	10.2% Lost	Waived No rpt. filed	9/8				rtb 9/5 rctb 9/7	Take no further action
*Vito Battista	15	Republican	1,077	35% Lost						rtb UAF rctb 9/7	Initiate conciliation (\$432 & \$434)
*Nicholas DeMartino Citizens to Elect Nicholas F. DeMartino (Regis. 9/8/78)	17	Democratic	3,124	13.4 % Lost	Waived Filed	9/8 9/8	0	\$2,251.43	\$1,095 \$1,720.17	rtb UAF rctb UAF	Take no further action
Howard Katz *Katz for Congress Comte	18	Democratic	971	2.8 % Lost	Waived Filed	8/25 9/11	\$1,008	\$2,104.50		rtb UAF rctb 9/7	Take no further action
Allard Lowenstein *Elect Lowenstein to Congress Comte	18	Democratic	13,632	39.9 % Lost	Waived Filed	6/30 9/11	\$35,754.50	\$36,673.58	\$12,437.17	rtb 9/5 rctb 9/8	Initiate conciliation



FEDERAL ELECTION COMMISSION

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

D-257

MUR 776

October 24, 1978

MEMORANDUM

TO: OFFICE OF GENERAL COUNSEL ATTN: GARY JOHANSON

THROUGH: ORLANDO B. POTTER *R.L. for a.b.p.*
TOM HASELHORST *[Signature]*

FROM: NON-FILER COORDINATOR *[Signature] CRB*

SUBJECT: FAILURE TO FILE A STATEMENT OF CANDIDACY AND DESIGNATE A
PRINCIPAL CAMPAIGN COMMITTEE - REFERRAL - NEW YORK

In accordance with Directive No. 1 for non-filers, attached please find the referral of the names of the candidates who have failed to file their Statement of Candidacy (FEC Form 2) and designate a principal campaign committee.

An informational notice was sent to the candidates by the Public Information Division on July 31, 1978.

The candidates were sent reason to believe letters by certified mail on August 31, 1978.

Reasonable cause to believe letters were sent certified to the candidates on September 20, 1978.

Copies of the certified letters, certified green cards and any telecons available are included in this packet.

CANDIDATE - GENERAL

PRIMARY

Larry Penner NY/16

Vito Battista NY/15

EXHIBIT C

79040120426



FED-

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

August 31, 1978

Mr. Larry Penner
1333 E 27th Street
Brooklyn, NY 11210

Dear Mr. Penner:

The Federal Election Commission has not received your candidate statement designating a principal campaign committee for the general election to be held in your state. Prior notification was sent to you approximately 30 days ago, advising you of your disclosure reporting requirements under the Federal Election Campaign Act along with the appropriate forms. We are enclosing another candidate statement (FEC Form 2) for your immediate attention. If you need additional forms, please let us know.

Your failure to file a candidate statement and to designate a principal campaign committee gives the Commission reason to believe that you are in violation of 2 U.S.C. 432(e) (1) and 11 C.F.R. 101.2.

No action will be taken against you until you have had a reasonable opportunity to respond to this matter. If you have not filed a candidate statement or designated a principal campaign committee, you should do so within fifteen (15) days of the date of this letter with the Clerk of the House, Office of Records and Registration, 1036 Longworth H.O.B., Washington, D.C. 20515.

A copy of these statements should also be filed with your Secretary of State or the equivalent state officer. In the event you have already filed the required statements, or require further information, please contact Mike Filler in our Reports Analysis Division on the toll free number (800) 424-9530. Our local number is (202) 523-4173.

Sincerely,

Joan D. Aikens
Chairman

Certified Mail
Return Receipt Requested

Enclosure

79040120427



FEDERAL ELECTION COMMISSION

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

September 20, 1978

Mr. Larry Penner
1333 East 27th Street
Brooklyn, NY 11210

Dear Mr. Penner:

You have been notified twice of the requirement for you to file your Statement of Candidate (FEC Form 2), designating a principal campaign committee as required by the Federal Election Campaign Act.

As of this date, we have received no response from you. Your continued failure to file the required documents gives the Commission reasonable cause to believe that you are in violation of 2 U.S.C. 432(e)(1) and 11 CFR 101.2.

You are hereby afforded a reasonable opportunity to demonstrate why no action should be taken against you. You have thirty (30) days from the date of your receipt of this letter to conciliate this matter with the Commission. If we do not receive an adequate response from you, the Reports Analysis Division must refer this matter to our Office of General Counsel for appropriate legal action.

You should file the required documents with the Clerk of the House, Office of Records and Registration, 1036 Longworth HOB, Washington, D.C. 20515. A copy of these statements should also be filed with your Secretary of State or the equivalent state officer.

In the event you have already filed the required document or require additional information, please contact Mike Filler in our Reports Analysis Division on the toll free number (800)424-9530. Our local number is (202)523-4172.

Sincerely,

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

Joan D. Aikens
Chairman

Certified Mail
Return Receipt Requested

79040120428

Larry Penner

RTB Unaccounted for

RCTB Unaccounted for

79040120429



FEDERAL ELECTION COMMISSION

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

August 31, 1978

Mr. Vito T. Battista
289 Etna Street
Brooklyn, NY 11208

Dear Mr. Battista:

The Federal Election Commission has not received your candidate statement designating a principal campaign committee for the primary election to be held in your state. Prior notification was sent to you approximately 30 days ago, advising you of your disclosure reporting requirements under the Federal Election Campaign Act along with the appropriate forms. We are enclosing another candidate statement (FEC Form 2) for your immediate attention. If you need additional forms, please let us know.

Your failure to file a candidate statement and to designate a principal campaign committee gives the Commission reason to believe that you are in violation of 2 U.S.C. 432(e) (1) and 11 C.F.R. 101.2.

No action will be taken against you until you have had a reasonable opportunity to respond to this matter. If you have not filed a candidate statement or designated a principal campaign committee, you should do so within fifteen (15) days of the date of this letter with the Clerk of the House, Office of Records and Registration, 1036 Longworth H.O.B., Washington, D.C. 20515.

A copy of these statements should also be filed with your Secretary of State or the equivalent state officer. In the event you have already filed the required statements, or require further information, please contact Mike Filler in our Reports Analysis Division on the toll free number (800) 424-9530. Our local number is (202) 523-4173.

Sincerely,

Joan D. Aikens
Chairman

Certified Mail
Return Receipt Requested

Enclosure

79040120430



FEDERAL ELECTION COMMISSION

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

September 20, 1978

Vito T. Battista
289 Etna Street
Brooklyn, NY 11208

Dear Mr. Battista:

You have been notified twice of the requirement for you to file your Statement of Candidate (FEC Form 2), designating a principal campaign committee as required by the Federal Election Campaign Act.

As of this date, we have received no response from you. Your continued failure to file the required documents gives the Commission reasonable cause to believe that you are in violation of 2 U.S.C. 432(e)(1) and 11 CFR 101.2.

You are hereby afforded a reasonable opportunity to demonstrate why no action should be taken against you. You have thirty (30) days from the date of your receipt of this letter to conciliate this matter with the Commission. If we do not receive an adequate response from you, the Reports Analysis Division must refer this matter to our Office of General Counsel for appropriate legal action.

You should file the required documents with the Clerk of the House, Office of Records and Registration, 1036 Longworth HOB, Washington, D.C. 20515. A copy of these statements should also be filed with your Secretary of State or the equivalent state officer.

In the event you have already filed the required document or require additional information, please contact Mike Filler in our Reports Analysis Division on the toll free number (800)424-9530. Our local number is (202)523-4172.

Sincerely,

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

Joan D. Aikens
Chairman

Certified Mail
Return Receipt Requested

790401-20431

Vita Batista

RCTB

RTB Unaccounted for

Batista

FEC 2

NF 152

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:

3. ARTICLE DESCRIPTION:
REGISTERED NO. CERTIFIED NO. INSURED NO.
943317
(Always obtain signature of addressee or agent)

I have received the article described above.
SIGNATURE ☐ Addressee ☐ Authorized agent
M. L. C. (Signature)

4. DATE OF DELIVERY
SEP 1 1977

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

CLERK'S INITIALS

POSTMARK
SEP 1 1977

☆GPO: 1977-0-249-595

79040120432

MEMORANDUM: FOR FILES

RE: TELECON

FROM: Non-Filer Section

DATE:

NAME OF ~~COMMITTEE~~: CANDIDATE: Vito Battista

Numerous attempts have been made to reach Mr. Battista - all unsuccessful.

79040120433

Candidate/ Committee	Dis- trict	Party	Number of Votes	Win/Lose % of Votes	Waiver or Report Filed	Date Filed	Aggregate Receipts	Aggregate Expenditures	Aggregate Activity on Previous Reports	RTB, RCTB Notices	Recommendation
*Owen Augustin Comte to Elect Augustin to Con- gress	14	Democratic	1,419	6.8 % Lost	Reports filed	9/12 9/25	\$3,287 \$1,851	\$3,287 \$1,851		rtb 9/6 rctb 9/14	Take no further action

79040120434

Report Due----- September 2, 1978
 Publication----- September 9, 1978
 Date of Election----- September 12, 1978
 Reason to Believe----- September 4, 1978
 Reasonable Cause to Believe--- September 6, 1978

State--- NEW-YORK

Page 1

EXHIBIT B

UAF= unaccounted for
 * indicates Respondent

20935
 7

Candidate/ Committee	Dis- trict	Party	Number of Votes	Win/Lose % of Votes	Waiver or Report Filed	Date Filed	Aggregate Receipts	Aggregate Expenditures	Aggregate Activity on Previous Reports	RTB, RCTB Notices	Recommendation
*Irving Gross Comte to Elect Irving Gross to Congress (Regis. 9/8/78)	14	Democratic	2,141	10.2% Lost	Waived No rpt. filed	9/8				rtb 9/5 rctb 9/7	Take no further action
Vito Battista	15	Republican	1,077	35% Lost						rtb UAF rctb 9/7	Initiate conciliation (\$432 & \$434)
*Nicholas DeMartino Citizens to Elect Nicholas F. DeMartino (Regis. 9/8/78)	17	Democratic	3,124	13.4 % Lost	Waived Filed	9/8 9/8	0	\$2,251.43	\$1,095 \$1,720.17	rtb UAF rctb UAF	Take no further action
Howard Katz *Katz for Congress Comte	18	Democratic	971	2.8 % Lost	Waived Filed	8/25 9/11	\$1,008	\$2,104.50		rtb UAF rctb 9/7	Take no further action
Allard Lowenstein *Elect Lowenstein to Congress Comte	18	Democratic	13,632	39.9 % Lost	Waived Filed	6/30 9/11	\$35,754.50	\$36,673.58	\$12,437.17	rtb 9/5 rctb 9/8	Initiate conciliation



FEDERAL ELECTION COMMISSION

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

D-229

MUR 747

September 29, 1978

MEMORANDUM

TO: ORLANDO B. POTTER *OBP*
THROUGH: TOM HASELHORST *TH*
FROM: NON-FILER COORDINATOR *RF*
SUBJECT: 10 DAY PRE-ELECTION NON-FILERS - REFERRAL - NEW YORK

In accordance with the Task Force of Non-filers, attached please find the referral of the candidates and committees that were published as Non-filers for the 10 Day Pre-election Report for the Primary election held in New York.

The first notice (reason to believe) was sent by mailgram on September 4, 1978. The second notice (reasonable cause to believe) was sent by mailgram on September 6, 1978.

On September 9, 1978, the Press Office issued a release containing the names of the candidates and committees which failed to file the 10 Day Pre-election Reports.

Copies of the completed ballot chart, certified green cards and telecons are included in this packet.

Irving Gross
Vito Battista
Nicholas Demartino
Katz for Congress Campaign
Elect Lowenstein to Congress Committee
Owen Augustin

79040120436

79040120437

FEDERAL ELECTION COMMISSION
10 DAY PRE ELECTION STATUS REPORT
NEW YORK BALLOT

ELECTION: NY100

ELECTION DATE: SEP 12 1978

DUE DATE: SEP 2 1978

INITIALS/NOV/D	COMMENTS	* CANDIDACY *	COMPLIANCE TRACK	DATE SATISFIED
* REGISTERED *	RTB	ROTB	PUB	GSC
CARNEY, WILLIAM -ENY01120	07/17/78			NAIVED
CARNEY FOR CONGRESS COMMITTEE 000100065	Y			C 8/30/78
CASSESE, JOHN -ENY01049	06/26/78			NAIVED
COMMITTEE TO ELECT CASSESE 00010107	Y	9/4		FILED
CATTERSON, JAMES M. JR. -ENY01076	06/27/78			NAIVED
CATTERSON FOR CONGRESS 00010107	Y		11	C 8/30/78
HART, JOHN J. JR. (UNREQ.) -ENY01072		9/4	9/6	9/8/78
JACK HART FOR UNITED STATES CONGRESS COMMITTEE 00009358	Y	9/4		FILED
KLAR, STEVEN A. -ENY01054	07/03/78			NAIVED
KLAR FOR CONGRESS 00010574	Y	9/4		FILED
MINTO, JOHN FOREST -ENY01072	07/18/78			NAIVED
JOHN MINTO TO CONGRESS 00010396	Y	9/4		FILED 8/31/78

79040120438

FEDERAL ELECTION COMMISSION
10 DAY PRE ELECTION STATUS REPORT
NEW YORK BALLOT

ELECTION: NY100

ELECTION DATE: SEP 12 1978

DUE DATE: SEP 2 1978

CANDIDATE/PCO/ID	COMMENTS	* CANDIDACY * * REGISTERED *	COMPLIANCE TRACK RTB	RTB	FUB	OSC	DATE SATISFIED
NICOSIA, SALVATORE C. HENY01010	03/28/78						WAIVED
NICOSIA FOR CONGRESS C00090784	Y						C 8/30/78
RA Y. JOHN M. HENY01013	05/26/78						WAIVED
RADWAY FOR CONGRESS COMMITTEE C00095961	Y						C 8/30/78
RANDOLPH, JOHN F. HENY01015	05/15/78						WAIVED
CITIZENS FOR JOHN F. RANDOLPH COMMITTEE C00095299	Y						FILED 8/31/78
RUSSELL, PATRICK J. HENY01031	05/26/78						WAIVED
PAT RUSSELL PEOPLE C00191113	Y		9/4				FILED 9/5
DEIGMAN, PATRICK HENY01042	08/19/78						WAIVED
DEIGMAN FOR CONGRESS COMMITTEE C00097887	Y		9/4				9/5 Filed
FERRARO, GERALDINE A. HENY05034	05/22/78						WAIVED
COMMITTEE TO ELECT GERALDINE FERRARO TO CONGRESS C00095683	Y		9/4	9/6			Filed

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FEDERAL ELECTION COMMISSION
10 DAY PRE ELECTION STATUS REPORT
NEW YORK BALLOT

ELECTION: NY100

ELECTION DATE: SEP 12 1978

DUE DATE: SEP 2 1978

DATE/REG/ID	COMMENTS	* CANDIDACY *	COMPLIANCE TRACK	RTB	RCB	PUB	OGC	DATE SATISFIED
* REGISTERED *								
ANTON, THOMAS J. 1009059	06/23/78							WAIVED
ANTON FOR CONGRESS 1009749	Y	9/4	9/6					Filed
WISHOLM, SHIRLEY 1009749	02/02/78							WAIVED
WISHOLM 1978 RE-ELECTION COMMITTEE 1009749	Y							9/2/78
ENAM, AUBREY (UNREG.) - Removed From Ballot 10012012		9/4	9/6					
GIFFORD, BERNARD R. 10014010	04/21/78							WAIVED
GIFFORD FOR CONGRESS 100099677	Y	9/4						FILED 8/31/78
GROSS, IRVING (UNREG.) 10014026		9/4	9/6	9/9				
RICHMOND, FREDERICK W. 10014087	02/03/78							WAIVED
CITIZENS COMMITTEE FOR FRED RICHMOND 100094389	Y							9/31/78

79040120440

FEDERAL ELECTION COMMISSION
10 DAY PRE ELECTION STATUS REPORT
NEW YORK BALLOT

ELECTION: NY100

ELECTION DATE: SEP 12 1978

DUE DATE: SEP 2 1978

CANDIDATE/PCC/ID COMMENTS * CANDIDACY * COMPLIANCE TRACK * REGISTERED * RTB * ACTB PUB OGC DATE SATISFIED

PATRISTIA, VITO T. (UNREG.)
BNY15049

9/4

9/6

9/9

SEMINARA, JOSEPH F.
BNY15050

08/30/78

WAIVED

COMMITTEE FOR THE ELECTION OF JOSEPH F. SEMINARA TO CONGRESS
00010735

C 8/31/78

ZEFERETTI, LEO C.
BNY15050

03/28/78

WAIVED

COMMITTEE TO RE-ELECT CONGRESSMAN LEO C. ZEFERETTI
000049312

C 8/31/78

DEMARTINO, NICHOLAS
BNY17045

08/17/78

9/4

9/6

9/9

MURPHY, JOHN M.
BNY17049

05/11/77

WAIVED

CITIZENS FOR CONGRESSMAN JOHN M. MURPHY
000019948

9/4/78

MURRAY, PETER J.
BNY17037

06/02/78

WAIVED

PETER MURRAY FOR CONGRESS
000094578

9/2/78

7 9 0 4 0 1 2 0 4 4 1
FEDERAL ELECTION COMMISSION
10 DAY PRE ELECTION STATUS REPORT
NEW YORK BALLOT

ELECTION: NY100

ELECTION DATE: SEP 12 1978

DUE DATE: SEP 2 1978

CANDIDATE/OC/ID	COMMENTS	* CANDIDACY A * REGISTERED *	COMPLIANCE TRACK RTB	RCB	PUB	OSC	DATE SATISFIED
CHES, THOMAS H. SEN17011	12/27/77						WAIVED
CH STONES FOR CONGRESS COMMITTEE 00093399	Y	9/4					FILED 8/31C 8/28C FILED
BURT, CARTER SEN12182	01/09/78						
CARTER BURDEN FOR CONGRESS 00093510	Y						FILED 8/31C
KATZ, HOWARD F. SEN12183	8/25/78						WAIVED
KATZ For Congress Camp. 0009102335	Y	9/4	9/6	9/9			9/11
LALL, BETTY GOETZ SEN12187	06/03/78						WAIVED
COMMITTEE TO ELECT BETTY LALL 00097063	Y						FILED 8/31C
LOWENSTEIN, ALLARD K. SEN12050	01/04/78						WAIVED
ELECT LOWENSTEIN TO CONGRESS COMMITTEE 00095244	Y	9/4	9/6	9/9			9/11
WILSON, PETER K. SEN12175	06/19/78						WAIVED
PETE WILSON FOR CONGRESS COMMITTEE 00096586	Y						FILED 8/28C

79040120442

FEDERAL ELECTION COMMISSION
10 DAY PRE ELECTION STATUS REPORT
NEW YORK BALLOT

ELECTION: NY100

ELECTION DATE: SEP 12 1978

DUE DATE: SEP 2 1978

CANDIDATE/PCC/ID COMMENTS * CANDIDACY * COMPLIANCE TRACK DATE
* REGISTERED * RTB RCTB PUB OSC Satisfied

BRODSKY, RICHARD L.
HENY23043

08/14/78

COMMITTEE TO ELECT RICHARD BRODSKY
CC0101667

Y

WAIVED

C 9/29/78

PEYSER, PETER A.
HENY23019

10/21/77

FRIENDS OF PEYSER
CC 1936

Y

WAIVED

C 8/31/78

HOLBROOK, CHARLES EHMET
HENY26012

04/03/78

CITIZENS FOR HOLBROOK
CC0091256

Y

WAIVED

C 8/30/78

JOHNSON, FREDERICK F.
HENY26040

9/4

9/6

9/8/78

7 9 0 4 0 1 2 0 4 4 4
 FEDERAL ELECTION COMMISSION
 10 DAY PRE ELECTION STATUS REPORT
 NEW YORK BALLOT

ELECTION: NY10D

ELECTION DATE: SEP 12 1978

DUE DATE: SEP 2 1978

DATE/PC/ID	COMMENTS	* CANDIDACY * * REGISTERED *	COMPLIANCE TRACK RTB	RCB	PUB	OGC	DATE SATISFIED
RASKOFF, WALTER J. NY126322		06/12/78					WAIVED
COMMITTEE TO ELECT RASKOFF 00097139		Y	9/4	9/6			9/9/78
HIND, RICHARD A. NY126319		01/06/77					WAIVED
WICK HIND FOR CONGRESS 00084179		Y					FILED 8/29 C
STRATTEN, SAMUEL S. NY126312		04/29/77	9/4				9/1
STRATTEN FOR CONGRESS CAMPAIGN COMMITTEE 00010154		Y					FILED 8/29 C
BERNARDI, ROY A. NY126326		06/12/78					WAIVED
BERNARDI FOR CONGRESS 00019725		Y	9/4				8/30 C
BYRNE, ROBERT J. NY126334		06/30/78					WAIVED
COMMITTEE TO ELECT BOB BYRNE 00097822		Y					FILED 8/30 C
KADYS, CLARENCE (UNREG)							8/31 C

79040120444

FEDERAL ELECTION COMMISSION
10 DAY PRE ELECTION STATUS REPORT
NEW YORK BALLOT

ELECTION: NY100

ELECTION DATE: SEP 12 1978

DUE DATE: SEP 2 1978

CANDIDATE/PCC/ID	COMMENTS	* CANDIDACY * * REGISTERED *	COMPLIANCE TRACK RTB	RCTB	PUB	CGC	DATE SATISFIED
LEE, GARY A. H5NY33019		05/22/78					WAIVED
GARY LEE FOR CONGRESS COMMITTEE 000015679	Y						FILED 9/1
MAGUIRE, CRISPIN H5NY33015		04/18/78					WAIVED
MAGUIRE FOR CONGRESS 000015682	Y						FILED 9/2
SNYDER, GILBERT W. H5NY33023		05/22/78					WAIVED
GILBERT SNYDER FOR CONGRESS COMMITTEE 000015187	Y						FILED 8/28C
AUGUSTIN, OWEN (UNREG) H5NY14034			9/4	9/6	9/9		
WHELAN, ROBERT P. (UNREG) H5NY15056			9/4	9/6			FILED

Irving Gross

RTB

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:

3. ARTICLE DESCRIPTION:
 REGISTERED NO. CERTIFIED NO. INSURED NO.
 WA 12915 H 4249 00029
 (Always obtain signature of addressee or agent)

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

4. DATE OF DELIVERY SEP 5 1978 POSTMARK 1978 112

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE: CLERK'S INITIALS

☆ GPO : 1977-O-234-337

RCTB

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:

3. ARTICLE DESCRIPTION:
 REGISTERED NO. CERTIFIED NO. INSURED NO.
 WA 12915 H 4249 00029
 (Always obtain signature of addressee or agent)

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

4. DATE OF DELIVERY SEP - 7 1978 POSTMARK 1978 112

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE: CLERK'S INITIALS

☆ GPO : 1977-O-234-337

79040120445

DATE OF PRIOR NOTICE

8/9

PRIOR NOTICE FOLLOW-UP

PERSON CONTACTED

TITLE

TELEPHONE #

COMMENTS

Not listed

REPORTS ANALYSIS DIVISION - REASON TO BELIEVE CALLS

REPORT DUE: _____ RTB _____ RCTB _____ PUBLICATION: _____

DATE/TIME: _____ WHO CALLED: _____ INITIALS: _____

COMMENTS:

REPORTS ANALYSIS DIVISION - POST PUBLICATION CALL

DATE/TIME: _____ WHO CALLED: _____ INITIALS: _____

COMMENTS:

no # available

79040120446

Vita Battista

RTB unaccounted for

RCTB

79040120447

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:

3. ARTICLE DESCRIPTION:
REGISTERED NO. CERTIFIED NO. INSURED NO.
WA12915 H 6249 00027
(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: CLERK'S INITIALS

DATE OF PRIOR NOTICE

PRIOR NOTICE FOLLOW-UP

9/7

8/30

PERSON CONTACTED

TITLE

TELEPHONE #

Vito L. Battista

Candidate

(212) 827-6400

disconnected

COMMENTS

REPORTS ANALYSIS DIVISION - REASON TO BELIEVE CALLS

REPORT DUE: 9/2

RTB

9/4

RCIB

PUBLICATION:

DATE/TIME: 9/5

3:30

WHO CALLED:

INITIALS: BSM

9/6

3:00

9/6

4:30

COMMENTS:

no answer

No answer

No answer

REPORTS ANALYSIS DIVISION - POST PUBLICATION CALL

DATE/TIME:

WHO CALLED:

INITIALS:

COMMENTS:

disconnected

Candidate is now on the general election ballot
for the 15th district in New York as a
United Taxpayers Party candidate.

79040120443

Nicholas Demartino

RTB unaccounted for

RCTB unaccounted for

79040120449

15 HUNTON AVE.

DATE OF PRIOR NOTICE

8/8

PRIOR NOTICE FOLLOW-UP

8/28

PERSON CONTACTED

TITLE

TELEPHONE #

Nicholas De Martino (Candidate)

(212) 979-1419

(212) 984-3239

COMMENTS

REPORTS ANALYSIS DIVISION - REASON TO BELIEVE CALLS

REPORT DUE:

9/2

RTB

9/4

RCTB

PUBLICATION:

DATE/TIME:

9/5

3:25

WHO CALLED:

INITIALS:

psm

COMMENTS:

no answer. Spoke with Home Team.
See attachments.

REPORTS ANALYSIS DIVISION - POST PUBLICATION CALL

DATE/TIME:

9/21-11:20am

WHO CALLED

De Martino-busy

INITIALS:

EW

9/22-2:25pm

busy signal

EW

COMMENTS:

9/22-3:00pm

busy signal

EW

9/21-4:00pm

busy signal

EW

79040120450

•RAPID NOTE
FROM

DATE

9-6-78

TO

MIKE FILER

DEMARTINO - NY/09

10P NON-FILER

Nick J. Demartino called (father of candidate & chairman of comte).

He was informed that the following documents should be submitted:

- 10P for the candidate (Sent via air express)

- Form 1 for Comte

father 212-979-1469

- Amended Form 2 requesting review

Candidate 212-984-3239

SIGNED

Katz for Congress

RTB unaccounted for

RCTB

79040120452

PS Form 3811, Jan. 1973

● 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..... 15¢
☐ Show to whom, date, & address of delivery.. 35¢
☐ RESTRICTED DELIVERY.
Show to whom and date delivered..... 65¢
☐ RESTRICTED DELIVERY.
Show to whom, date, and address of delivery 85¢

2. ARTICLE ADDRESSED TO:

WA-12915 H5549-00137

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

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

4. DATE OF DELIVERY
9/17/73

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

CLERK'S INITIALS

POSTMARK

☆ WFO: 1975-O-568-047

DATE OF PRIOR NOTICE 8/9

STEPHEN EARLEIGH
160 EAST 39TH ST.

PRIOR NOTICE FOLLOW-UP _____

NEW YORK NY 10018

<u>PERSON CONTACTED</u>	<u>TITLE</u>	<u>TELEPHONE #</u>
_____	_____	_____

COMMENTS Not listed

REPORTS ANALYSIS DIVISION - REASON TO BELIEVE CALLS

REPORT DUE: _____ RTB _____ RCTB _____ PUBLICATION: _____

DATE/TIME: _____ WHO CALLED: _____ INITIALS: _____

COMMENTS: called House team.

REPORTS ANALYSIS DIVISION - POST PUBLICATION CALL

DATE/TIME: _____ WHO CALLED: _____ INITIALS: _____

COMMENTS: FILED

79040120453

RAPID NOTE

FROM : KATZ FOR CONGRESS CITE

DATE 9/5

TO

JIM ALLEN

STEVE ZAKUENGA, TREAS CHAIRMAN

(212) 490-0334

R.E. IOP

TOLD HIM TO SEND MAILGRAM WITH COH,

TOTAL REC, TOTAL EXP, DEBTS & ECOTI

TO BE FOLLOWED BY FULL REPORT.

SIGNED

Jim Allen

Elect Lowenstein to Congress Committee

RTB

RCTB

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:

3. ARTICLE DESCRIPTION:
 REGISTERED NO. CERTIFIED NO. INSURED NO.
 WA12915-H2247-00069
 (Always obtain signature of addressee or agent)

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

4. DATE OF DELIVERY POSTMARK
 8/5

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE: CLERK'S INITIALS

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

☆ GPO : 1977-O-234-337

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:

3. ARTICLE DESCRIPTION:
 REGISTERED NO. CERTIFIED NO. INSURED NO.
 WA12915 H6249 00036
 (Always obtain signature of addressee or agent)

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

4. DATE OF DELIVERY POSTMARK
 9/7

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE: CLERK'S INITIALS

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

☆ GPO : 1977-O-234-337

79040120455

DATE OF PRIOR NOTICE

8/9

PRIOR NOTICE FOLLOW-UP

8/30

7 LIPMAN, 1345 AVE. OF THE AMER.

NEW YORK NY 10019

PERSON CONTACTED

TITLE

TELEPHONE #

Elect Jewenstein to Congress Com.

(212) 686-1621

COMMENTS

REPORTS ANALYSIS DIVISION - REASON TO BELIEVE CALLS

REPORT DUE:

10dg

RTB

V

RCTB

PUBLICATION:

DATE/TIME:

9/5

WHO CALLED:

INITIALS:

MM

9/6

4:30

9/7

COMMENTS:

no answer

No answer

(9/7)

no answer

REPORTS ANALYSIS DIVISION - POST PUBLICATION CALL

DATE/TIME:

WHO CALLED:

INITIALS:

COMMENTS:

FILED

79040120455

Owen Augustin

RTB

RCTB

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:

3. ARTICLE DESCRIPTION:
 REGISTERED NO. CERTIFIED NO. INSURED NO.
 WA12915-47247-00055
 (Always obtain signature of addressee or agent)

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

4. DATE OF DELIVERY POSTMARK
 SEP 1978

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE: CLERK'S INITIALS
 4m

☆ GPO : 1977-O-234-337

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:

3. ARTICLE DESCRIPTION:
 REGISTERED NO. CERTIFIED NO. INSURED NO.
 WA12915-47249-00026
 (Always obtain signature of addressee or agent)

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

4. DATE OF DELIVERY POSTMARK
 SEP 1978

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE: CLERK'S INITIALS
 4m

☆ GPO : 1977-O-234-337

79040120457

ROBERTSON
ROBERTSON OWEN UNREG
457 CLINTON AVE
ROBERTSON
NY 11238

DATE OF PRIOR NOTICE

8/8

PRIOR NOTICE FOLLOW-UP

8/30

PERSON CONTACTED

TITLE

TELEPHONE #

Owen Augustin

(912) 744-6258

812 - 772 - 1741

COMMENTS

No. not in service

REPORTS ANALYSIS DIVISION - REASON TO BELIEVE CALLS

REPORT DUE:

10P-9/2

RIB

✓

RCIB

PUBLICATION:

DATE/TIME:

WHO CALLED:

INITIALS:

COMMENTS:

See attachments.

REPORTS ANALYSIS DIVISION - POST PUBLICATION CALL

DATE/TIME:

9/21-11:25am

WHO CALLED:

Mr. Augustin

INITIALS:

SW

COMMENTS:

See attached telecon.

79040120458

RAPID NOTE

FROM

(212) 772-1741

DATE

9-7-78

TO

Mike Filler

AUGUSTIN, OWEN NY-14 10 P Hon. filer

Reason he has not yet filed is because he was in Supreme Court. He was informed that report should be submitted by C.O.B. on Friday. In addition FORM 1 & 2 was needed. Augustin claims he mailed FORM 2 on May 21, 1978. Will check & return call.

SIGNED

TOPS NO. 3702
LITHO U.S.A.

RAPID NOTE

FROM

Mike Filler

DATE

9-7-78

TO

AUGUSTIN

Return call. No documents submitted for Cardello or Comm. Hec. Augustin was informed to submit requested reports.

SIGNED

TOPS NO. 3702
LITHO U.S.A.

TELECON

FROM: Shawn Woodhe to Owen Augustin, candid

DATE: 21 September 1978

COMMITTEE: OWEN AUGUSTIN - CANDIDATE

I called Mr. Augustin in reference to the 10 Day Pre-primary report which was not filed for the period. I explained that his Form 2 had been received but he had failed to mark whether he wanted a waiver; he will submit an amended Form 2 requesting a waiver of his future reporting requirements. However, I explained explicitly that he still needed to file the 10 Day Pre-Primary report for the candidate. He said that he had the report in front of him at that moment. I told him that on the 30 Day Post-Primary report, he should note that the committee is reporting all financial activity and that the calendar year-to-date totals of the candidate are being reported by the PCC. He said that he understood that the figures to which I was referring were Column B. These documents, when submitted, should clear up any filing problems.

7 9 0 4 0 1 2 0 4 6 1

FEDERAL ELECTION COMMISSION

DATE 29SEP78

1977-1978

CANDIDATE INDEX OF SUPPORTING DOCUMENTS - (E)

PAGE 1

CANDIDATE/COMMITTEE/DOCUMENT	OFFICE SOUGHT/	PARTY	RECEIPTS		EXPENDITURES		COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
			PRIMARY	GENERAL	PRIMARY	GENERAL			
GROSS, IRVING	HOUSE	14 DEMOCRATIC PARTY					1978 ELECTION	ID# H8NY14026	
1. STATEMENT OF CANDIDATE									
1978 STATEMENT OF CANDIDATE							5SEP78		1 78HSE/145/1163
2. CANDIDATE REPORTS OF RECEIPT & EXPENDITURES									
TOTAL			0	0	0	0			0 TOTAL PAGES
3. PRINCIPAL CAMPAIGN COMMITTEE									
COMMITTEE TO ELECT IRVING GROSS TO CONGRESS							ID# C00102848		
1978 STATEMENT OF ORGANIZATION							5SEP78		3 78HSE/145/1164
TOTAL			0	0	0	0			3 TOTAL PAGES
4. AUTHORIZED COMMITTEES									
5. OTHER SUPPORTING DOCUMENTS			CONTRIBUTIONS TO		EXPENDITURES				
TOTAL FOR PART 5			0	0	0	0			0 TOTAL PAGES
6. 434E/ INDEPENDENT			INDEPENDENT CONTRIBUTIONS		INDEPENDENT EXPENDITURES				
7. 434E/ DELEGATE			DELEGATE CONTRIBUTIONS		DELEGATE EXPENDITURES				
8. COMMUNICATIONS			CONTRIBUTIONS TO		EXPENDITURES ON BEHALF OF				

7 9 0 4 0 1 2 0 4 6 2

FEDERAL ELECTION COMMISSION

DATE 29SEP78

1977-1978

CANDIDATE INDEX OF SUPPORTING DOCUMENTS - (E)

PAGE 1

CANDIDATE/COMMITTEE/DOCUMENT	OFFICE SOUGHT/	PARTY	RECEIPTS		EXPENDITURES		COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
			PRIMARY	GENERAL	PRIMARY	GENERAL			
BATTISTA, VITO T. (UNRES.)	HOUSE	15					NEW YORK	1978 ELECTION	ID# H8NY15049
1. STATEMENT OF CANDIDATE									
2. CANDIDATE REPORTS OF RECEIPT & EXPENDITURES									
TOTAL			0	0	0	0			0 TOTAL PAGES
3. PRINCIPAL CAMPAIGN COMMITTEE									
4. AUTHORIZED COMMITTEES									
5. OTHER SUPPORTING DOCUMENTS									
6. 434E/ INDEPENDENT									
7. 434E/ DELEGATE									
8. COMMUNICATIONS									
			CONTRIBUTIONS TO		EXPENDITURES				
			INDEPENDENT CONTRIBUTIONS		INDEPENDENT EXPENDITURES				
			DELEGATE CONTRIBUTIONS		DELEGATE EXPENDITURES				
			CONTRIBUTIONS TO		EXPENDITURES ON BEHALF OF				

1977-1978

CANDIDATE INDEX OF SUPPORTING DOCUMENTS - (E)

PAGE 1

CANDIDATE/COMMITTEE/DOCUMENT	OFFICE SOUGHT/	PARTY	RECEIPTS PRIMARY	GENERAL	EXPENDITURES PRIMARY	GENERAL	COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
DEMARTINO, NICHOLAS	HOUSE	17 DEMOCRATIC PARTY			NEW YORK		1978 ELECTION	ID# H9NY17045	
1. STATEMENT OF CANDIDATE									
1978 STATEMENT OF CANDIDATE							17AUG78	1	78HSE/143/3415
STATEMENT OF CANDIDATE - AMENDMENT							8SEP78	1	78HSE/145/1508
2. CANDIDATE REPORTS OF RECEIPT & EXPENDITURES									
* 1978 10 DAY PRE-PRIMARY			0		1,095		1APR78 -30JUN78	3	78HSE/143/4353
TOTAL			0	0	1,095	0		3	TOTAL PAGES
3. PRINCIPAL CAMPAIGN COMMITTEE									
CITIZENS TO ELECT NICHOLAS F. DEMARTINO							ID# C00102855		
1978 STATEMENT OF ORGANIZATION							8SEP78	3	78HSE/145/1512
APRIL 10 QUARTERLY			2,500		625		1JAN78 -31MAR78	4	78HSE/145/1445
10 DAY PRE-PRIMARY			0		531		1JUL78 -28AUG78	4	78HSE/145/1437
JULY 10 QUARTERLY			0		1,095		1APR78 -30JUN78	4	78HSE/145/1441
TOTAL			2,500	0	2,251	0		15	TOTAL PAGES
4. AUTHORIZED COMMITTEES									
5. OTHER SUPPORTING DOCUMENTS									
			CONTRIBUTIONS TO		EXPENDITURES				
TOTAL FOR PART 5			0	0	0	0		0	TOTAL PAGES
6. 434E/ INDEPENDENT			INDEPENDENT CONTRIBUTIONS		INDEPENDENT EXPENDITURES				
7. 434E/ DELEGATE			DELEGATE CONTRIBUTIONS		DELEGATE EXPENDITURES				
8. COMMUNICATIONS			CONTRIBUTIONS TO		EXPENDITURES ON BEHALF OF				

* covers period for July 10 Rpt., not 10 day.
check 10 day on report

1977-1978

DATE 29SEP78

CANDIDATE INDEX OF SUPPORTING DOCUMENTS - (E)

PAGE 1

CANDIDATE/COMMITTEE/DOCUMENT	OFFICE SOUGHT/	PARTY	RECEIPTS		EXPENDITURES		COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
			PRIMARY	GENERAL	PRIMARY	GENERAL			
KATZ, HOWARD	HOUSE	18 DEMOCRATIC PARTY			NEW YORK		1978 ELECTION	ID# H8NY18183	
1. STATEMENT OF CANDIDATE									
1978 STATEMENT OF CANDIDATE							28AUG78		1 78HSE/143/4844
2. CANDIDATE REPORTS OF RECEIPT & EXPENDITURES									
TOTAL			0	0	0	0			0 TOTAL PAGES
3. PRINCIPAL CAMPAIGN COMMITTEE									
KATZ FOR CONGRESS CAMPAIGN							ID# C00102335		
1978 STATEMENT OF ORGANIZATION							28AUG78		3 78HSE/143/4963
STATEMENT OF ORGANIZATION - AMENDMENT							11SEP78		3 78HSE/145/3695
10 DAY PRE-PRIMARY			1,008		2,104		11AUG78 -28AUG78		8 78HSE/145/3760
TOTAL			1,008	0	2,104	0			14 TOTAL PAGES
4. AUTHORIZED COMMITTEES									
5. OTHER SUPPORTING DOCUMENTS									
			CONTRIBUTIONS TO		EXPENDITURES				
TOTAL FOR PART 5			0	0	0	0			0 TOTAL PAGES
6. 434E/ INDEPENDENT			INDEPENDENT CONTRIBUTIONS		INDEPENDENT EXPENDITURES				
7. 434E/ DELEGATE			DELEGATE CONTRIBUTIONS		DELEGATE EXPENDITURES				
8. COMMUNICATIONS			CONTRIBUTIONS TO		EXPENDITURES ON BEHALF OF				

1977-1978

CANDIDATE INDEX OF SUPPORTING DOCUMENTS - (E)

PAGE 1

CANDIDATE/COMMITTEE/DOCUMENT	OFFICE SOUGHT/	PARTY	RECEIPTS		EXPENDITURES		COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
			PRIMARY	GENERAL	PRIMARY	GENERAL			
LOWENSTEIN, ALLARD K.	HOUSE	10 DEMOCRATIC PARTY			NEW YORK		1978 ELECTION	ID# H8NY18050	
1. STATEMENT OF CANDIDATE									
1978 STATEMENT OF CANDIDATE							4JAN78	1	77HSE/127/3852
STATEMENT OF CANDIDATE							30JUN78	1	78HSE/138/3873
2. CANDIDATE REPORTS OF RECEIPT & EXPENDITURES									
TOTAL			0	0	0	0		0	TOTAL PAGES
3. PRINCIPAL CAMPAIGN COMMITTEE									
ELECT LOWENSTEIN TO CONGRESS COMMITTEE							ID# C00098244		
1978 STATEMENT OF ORGANIZATION							26JUN78	3	78HSE/138/2846
10 DAY PRE-PRIMARY			35,754		36,673		1JUL78 -28AUG78	18	78HSE/145/2824
JULY 10 QUARTERLY			7,710		4,727		14JUN78 -30JUN78	5	78HSE/143/2125
TOTAL			43,464	0	41,400	0		26	TOTAL PAGES
4. AUTHORIZED COMMITTEES									
FRIENDS OF AL LOWENSTEIN							ID# C00084309		
1978 STATEMENT OF ORGANIZATION							4JAN78	3	77HSE/127/3886
REQUEST FOR ADDITIONAL INFORMATION							20JAN78	2	78FEC/064/1333
STATEMENT OF ORGANIZATION - AMENDMENT							7APR78	3	78HSE/134/1685
APRIL 10 QUARTERLY			11,171		10,174		3JAN78 -31MAR78	10	78HSE/134/2163
JULY 10 QUARTERLY			4,206		5,000		1APR78 -30JUN78	7	78HSE/143/2130
5. OTHER SUPPORTING DOCUMENTS									
			CONTRIBUTIONS TO		EXPENDITURES				
TOTAL FOR PART 5			0	0	0	0		0	TOTAL PAGES
6. 434E/ INDEPENDENT			INDEPENDENT CONTRIBUTIONS		INDEPENDENT EXPENDITURES				
7. 434E/ DELEGATE			DELEGATE CONTRIBUTIONS		DELEGATE EXPENDITURES				
8. COMMUNICATIONS			CONTRIBUTIONS TO		EXPENDITURES ON BEHALF OF				

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FEDERAL ELECTION COMMISSION

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CANDIDATE INDEX OF SUPPORTING DOCUMENTS - (E)

PAGE 1

CANDIDATE/COMMITTEE/DOCUMENT	OFFICE BOUGHT/	PARTY	RECEIPTS		EXPENDITURES		COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
			PRIMARY	GENERAL	PRIMARY	GENERAL			
AUGUSTINE, OWEN	HOUSE	14 DEMOCRATIC PARTY			NEW YORK		1978 ELECTION	ID# H8NY14034	
1. STATEMENT OF CANDIDATE							8SEP78		1 78HSE/145/4010
1978 STATEMENT OF CANDIDATE							25SEP78		1 78HSE/146/1675
STATEMENT OF CANDIDATE									
2. CANDIDATE REPORTS OF RECEIPT & EXPENDITURES									
TOTAL			0	0	0	0			0 TOTAL PAGES
3. PRINCIPAL CAMPAIGN COMMITTEE									
COMMITTEE TO ELECT AUGUSTIN							ID# C00103218		
1978 STATEMENT OF ORGANIZATION							8SEP78		1 78HSE/145/4151
STATEMENT OF ORGANIZATION - AMENDMENT							12SEP78		1 78HSE/146/0746
10 DAY PRE-PRIMARY			3,287		3,287				2 78HSE/146/0784
10 DAY PRE-PRIMARY			1,851		1,851		7APR78 -28AUG78		6 78HSE/146/1676
TOTAL			1,851	0	1,851	0			10 TOTAL PAGES
4. AUTHORIZED COMMITTEES									
5. OTHER SUPPORTING DOCUMENTS									
			CONTRIBUTIONS TO		EXPENDITURES				
TOTAL FOR PART 5			0	0	0	0			0 TOTAL PAGES
6. 434E/ INDEPENDENT			INDEPENDENT CONTRIBUTIONS		INDEPENDENT EXPENDITURES				
7. 434E/ DELEGATE			DELEGATE CONTRIBUTIONS		DELEGATE EXPENDITURES				
8. COMMUNICATIONS			CONTRIBUTIONS TO		EXPENDITURES ON BEHALF OF				

New York Returns

GOVERNOR

Candidate	Residence	Age	Occupation	Votes	Percent
Jeremiah B. Bloom (D)	Brooklyn	65	State senator	103,984	14.5
Hugh L. Carey (D)*	Brooklyn	59	Incumbent	371,473	51.8
Mary Anne Krupsak (D)	Canajoharie	46	Lt. governor	242,322	33.8
Perry B. Duryea (R-C)*	Montauk	56	Former state assembly speaker, minority leader	Unopposed	
Hugh L. Carey (L)*				Unopposed	

HOUSE

District	Location	Candidate	Residence	Age	Occupation	Votes	Percent
1	Eastern Long Island	John Cassese (D)	Patchogue	36	School administrator	916	7.6
		Steven A. Klar (D)	Port Jefferson Station	31	Attorney, realtor	1,627	13.5
		John R. Minto (D)	Lake Ronkonkoma	42	County budget review director	414	3.4
		John F. Randolph (D)*	East Patchogue	37	Town supervisor	4,736	39.3
		Patrick J. Russell (D)	Mastic Beach	81	Hospital patient ombudsman	4,359	36.2
		William Carney (R)*	Hauppaugue	83	County legislator	4,774	30.7
		James M. Catterson (R)	Port Jefferson	48	Attorney	3,122	20.1
		John J. Hart (R)	Bellport	—	—	3,048	19.6
		Salvatore C. Nicosia (R)	Holbrook	80	School guidance counselor	2,596	16.7
		John M. Rodway (R)	Amagansett	27	Businessman	2,019	13.0
		William Carney (C)*				Unopposed	
		Dorothy A. Samek (L)*	Patchogue	—	—	Unopposed	
		Thomas J. Downey (D)*	West Islip	29	Incumbent	Unopposed	
		Harold J. Withers Jr. (R-C)*	North Babylon	36	Town Councilman	Unopposed	
2	Long Island—Western Suffolk County	Jerome A. Ambro (D)*	Northport	50	Incumbent	Unopposed	
		Gregory W. Carman (R-C)*	Farmingdale	41	Town council member	Unopposed	
		William Clark (L)*	East Northport	—	—	Unopposed	
4	Long Island—Eastern & Southern Nassau County	Everett A. Rosenblum (D)*	East Meadow	51	Attorney	Unopposed	
		Norman F. Lent (R-C)*	East Rockway	47	Incumbent	Unopposed	
		Aaron M. Schein (L)*	Hicksville	47	Professor	Unopposed	
5	Long Island—Central & Southwestern Nassau County	John W. Matthews (D-L)*	Long Beach	40	Insulation contractor	Unopposed	
		John W. Wylder (R-C)*	Garden City	54	Incumbent	Unopposed	
6	Northeast Queens & Northwestern Nassau Counties	Lester L. Wolff (D-L)*	Great Neck	59	Incumbent	Unopposed	
		Stuart L. Aja (R)*	Roslyn Heights	—	Attorney	Unopposed	
		Howard Horowitz (C)*	New Hyde Park	—	—	Unopposed	
7	Southern Queens—Ozone Park, Jamaica	Joseph P. Addabbo (D-R-L)*	Ozone Park	53	Incumbent	Unopposed	
		Mark Elliot Scott (C)*	Ozone Park	—	—	Unopposed	
8	Central & Northern Queens—Flushing	Benjamin S. Rosenthal (D-L)*	Elmhurst	55	Incumbent	Unopposed	
		Albert Lemishaw (R)*	Flushing	52	Accountant	Unopposed	
		Paul C. Ruebenacker (C)*	Rego Park	—	—	Unopposed	
9	Western Queens—Long Island City, Maspeth, Glendale	Patrick C. Deignan (D)	Jackson Heights	32	District party leader	2,468	18.5
		Geraldine A. Ferraro (D)*	Forest Hills	43	Lawyer	7,030	52.7
		Thomas J. Mantion (D)	Woodside	45	City council member	3,833	28.8
		Alfred A. Dellibovi (R-C)*	Richmond Hill	32	State assembly member	Unopposed	
		Theodore E. Garrison (L)*	Corona	—	—	Unopposed	
10	Eastern Bronx & Northern Queens—Astoria, Throgs Neck	Mario Biaggi (D-R-L)*	Bronx	60	Incumbent	Unopposed	
		Carmen Ricciardi (C)*	Bronx	—	—	Unopposed	
11	Southeast Brooklyn, Southern Queens	James H. Schaefer (D-L)*	Neponset	58	Incumbent	Unopposed	
		Kenneth Hulen (R-C)*	Belle Harbor	27	Newspaper publisher	Unopposed	

District	Location	Candidates	Residence	Age	Occupation	Votes	Percent
12	Northeastern Brooklyn—Greenpoint	Shirley Chisholm (D-L)*	Brooklyn	53	Incumbent	Unopposed	
		Charles Gibbs (R)*	Brooklyn	85	Businessman	Unopposed	
13	Southern Brooklyn— Coney Island, Bensonhurst	Stephen J. Solarz (D-L)*	Brooklyn	38	Incumbent	Unopposed	
		Max Carasso (R-C)*	Brooklyn	73	Elections board clerk	Unopposed	
14	Northern Brooklyn— Williamsburg, Brooklyn Heights	Owen Augustin (D)	Brooklyn			1,419	6.8
		Bernard R. Gifford (D)	Brooklyn	35	School administrator	6,646	31.7
		Irving Gross (D)	Brooklyn			2,141	10.2
		Frederick W. Richmond (D)*	Brooklyn	54	Incumbent	10,738	51.3
		Arthur Bramwell (R)*	Brooklyn	56	Deputy county clerk	Unopposed	
		Frederick W. Richmond (L)*				Unopposed	
15	Southwestern Brooklyn—Bay Ridge	Ralph J. Carrano (E)*	Brooklyn	55	Editor	Unopposed	
		Joseph F. Seminara (D)	Brooklyn	48	Attorney	Not Available	
		Leo C. Zeferetti (D)*	Brooklyn	51	Incumbent	Not Available	
		Robert P. Whelan (R)*	Brooklyn	56	Attorney	Not Available	
		Who P. Battista (R)	Brooklyn	68	Architect	Not Available	
		Ronald Seminara (L)*				Unopposed	
16	Central & Southern Brooklyn—Flatbush	Leo C. Zeferetti (C)*				Unopposed	
		Elizabeth Holtzman (D-L)*	Brooklyn	37	Incumbent	Unopposed	
		Larry Penner (R)*	Brooklyn	26	State YAF chairman	Unopposed	
		John H. Fox (C)*	Brooklyn			Unopposed	
		Nicholas F. De Martino (D)	Staten Island		Teacher	3,124	13.4
		John M. Murphy (D)*	Staten Island	52	Incumbent	10,845	46.3
17	Staten Island, Southern Manhattan	Peter Murray (D)	Staten Island	34	Teacher	2,040	8.7
		Thomas H. Stokes (D)	Staten Island	33	Social activist	7,391	31.6
		John Michael Peters (R-C)*	Staten Island	38	Veterans adviser	Unopposed	
		Thomas H. Stokes (L)*				Unopposed	
		Carter Burden (D)*	Manhattan	37	Former councilman	15,303	44.8
		Howard S. Katz (D)	Manhattan		Economist	971	2.8
18	Manhattan—East Side, "Silk Stocking" district	Betty G. Loll (D)	Manhattan		Former legislative aide	2,336	6.8
		Allard Lowenstein (D)	Manhattan	49	Former U.S. representative	13,632	39.9
		Peter K. Wilson (D)	Manhattan		Attorney	1,884	5.5
		S. William Green (R)*	Manhattan	48	Incumbent	Unopposed	
		Carter Burden (L)*				Unopposed	
		Charles B. Rangel (D-R-L)*	Manhattan	48	Incumbent	Unopposed	
19	Manhattan—Harlem	E. Freeman Yearling (C)*	Manhattan			Unopposed	
						Unopposed	
20	Western Manhattan & Bronx—West Side, Riverdale	Theodore S. Weiss (D-L)*	Manhattan	50	Incumbent	Unopposed	
		Harry Terczymer (R)*	Manhattan	67	International lawyer	Unopposed	
21	South Bronx—Mott Haven, Morrisania	Robert Garcia (D-R-L)*	Bronx	45	Incumbent	Unopposed	
		Lawrence W. Lindsay Sr. (C)*	Bronx			Unopposed	
22	Bronx—University Heights, Co-op City	Jonathan B. Bingham (D-L)*	Bronx	64	Incumbent	Unopposed	
		Anthony J. Geisler Jr. (R-C)*	Bronx	28	Glass engraver	Unopposed	
23	North central Bronx— Western Westchester County—Williamsbridge, Yonkers	Richard L. Brodsky (D)	Hartsdale		County legislator	4,917	41.9
		Peter A. Peyser (D)*	Irvington	57	Former U.S. representative	6,824	58.1
		Angelo R. Martinelli (R-C)*	Yonkers	51	Mayor	Unopposed	
		John P. Hagan (L)*	Bronx			Unopposed	
24	Central & Southeastern Westchester County	Richard L. Ottinger (D)*	Pleasantville	49	Incumbent	Unopposed	
		Michael R. Edelman (R-C)*	Bronxville	30	Attorney	Unopposed	
		Richard O. Reyes (L)*	New Rochelle	53	Industrial designer	Unopposed	
25	Hudson Valley— Poughkeepsie	Gunars M. Ozols (D)*	Wappingers Falls			Unopposed	
		Hamilton Fish Jr. (R)*	Millbrook	52	Incumbent	Unopposed	

District	Location	Candidate	Residence	Age	Occupation	Votes	Percent
26	Lower Hudson Valley— New City, Newburgh	Charles E. Holbrook (D)*	Congers	30	Teacher	5,422	43.7
		Frederick F. Johnson (D)	Suffern	—	—	3,905	31.5
		Walter J. Raskopf (D)	Warwick	—	—	3,067	24.7
		Benjamin A. Gilman (R)*	Middletown	55	Incumbent	Unopposed	
		William R. Schaeffer Jr. (C)*	Monroe	—	—	Unopposed	
27	Southern tier— Binghamton	Charles E. Holbrook (L)*				Unopposed	
						Unopposed	
28	Hudson-Mohawk valleys—Albany, Schenectady, Amsterdam	Matthew F. McHugh (D)*	Ithaca	39	Incumbent	Unopposed	
		Neil Tyler Wallace (R-C)*	Ithaca	28	Businessman	Unopposed	
		Richard A. Hind (D)	Schenectady	26	Counselor	6,139	19.0
		Samuel S. Stratton (D)*	Amsterdam	61	Incumbent	26,104	81.0
		Paul H. Tocker (R-C)*	Schenectady	39	Attorney	Unopposed	
29	Upper Hudson Valley—Saratoga Springs, Troy	Richard A. Hind (L)*				Unopposed	
						Unopposed	
30	North—Plattsburgh, Watertown	Ned Pattison (D-L)*	West Sand Lake	46	Incumbent	Unopposed	
		Gerald B. Solomon (R-C)*	Glens Falls	48	State assemblyman	Unopposed	
31	North—Plattsburgh, Watertown	Norma A. Bartle (D-L)*	Oswego	50	County legislator	Unopposed	
		Robert C. McEwen (R-C)*	Ogdensburg	58	Incumbent	Unopposed	
32	Central—Syracuse	Donald J. Mitchell (R-C)*	Herkimer	55	Incumbent	Unopposed	
33	Central—Syracuse, Canandaigua	James M. Hanley (D)*	Syracuse	58	Incumbent	Unopposed	
		Peter J. Del Giorno (R-C)*	Syracuse	30	Auto dealer	Unopposed	
		Lillian E. Reiner (L)*	Syracuse	77	Foster grandmother	Unopposed	
		Roy A. Bernardi (D)*	Syracuse	35	City auditor	6,527	68.5
		Clarence J. Keadys (D)	Syracuse	67	Retired hardware store owner	3,000	31.5
34	West—Rochester	Gary A. Lee (R)*	Ithaca	45	State assemblyman	19,895	88.9
		Robert J. Byrne (R)	Syracuse	40	Business consultant	2,487	11.1
		Robert J. Byrne (C)*				Unopposed	
		Lynne Budzinski (L)*	Ithaca	—	—	Unopposed	
						Unopposed	
35	West—Rochester, Batavia	Frank Horton (R-D)*	Rochester	38	Incumbent	Unopposed	
		Lee J. Kesselring (C)*	Fairport	—	—	Unopposed	
36	West—Rochester, Batavia	Francis C. Repicci (D)*	Batavia	33	Elections commissioner	Unopposed	
		Barber B. Conable Jr. (R)*	Alexander	55	Incumbent	Unopposed	
		Karen A. Hammel (C)*	Attica	—	—	Unopposed	
37	West—Niagara Falls	John J. LaFaker (D-L)*	Kenmore	38	Incumbent	Unopposed	
		Francina J. Cartonia (R)*	Buffalo	45	Freelance writer	Unopposed	
		Francis P. Mundy (C)*	Kenmore	70	Retired telephone engineer	Unopposed	
38	West—Buffalo	Henry J. Nowak (D-L)*	Buffalo	43	Incumbent	Unopposed	
		Charles Path III (R)*	Buffalo	53	Advertising executive	Unopposed	
		Dunstan L. Mattenschwiler (C)*	Buffalo	—	—	Unopposed	
39	West—Buffalo suburbs	Jack F. Kemp (R-C)*	Hamburg	43	Incumbent	Unopposed	
		James A. Peck (L)*	West Seneca	—	—	Unopposed	
39	Southern tier— Chautauque, Elmira	Stanley N. Lundine (D)*	Jamestown	39	Incumbent	Unopposed	
		Gilbert W. Snyder (R)	Dunkirk	52	Mayor	5,876	38.8
		Crispin M. Maguire (R)*	Olean	—	Priest/university vice president	9,281	61.2
		Crispin M. Maguire (C)*				Unopposed	
						Unopposed	

*Nominee



FEDERAL ELECTION COMMISSION

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

THIS IS THE BEGINNING OF NF # 128

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