



FEDERAL ELECTION COMMISSION

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

THIS IS THE END OF MUR # 1932

Date Filmed 8/14/85 Camera No. --- 2

Cameraman AS

850405142899

FEDERAL ELECTION COMMISSION

3 Blue Cards, 1 Tally sheets, 2 Commission Memos.

Cancellation Proposal / Counterproposal, Envelope

Conting Slip, Red Referral Memo

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

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

Signed

Andrew J. Minkoff

date

7/30/85

FEC 9-21-77

85040542900

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of) MUR 1932
IGC (Illinois Central Gulf)
Railroad Co.) Good Government)
Fund)

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on June 3, 1985, the Commission decided by a vote of 5-0 to take the following actions in MUR 1932:

1. Accept the counterproposal of ICG (Illinois Central Gulf Railroad Co.) Good Government Fund and Sandor A. Loevy, as treasurer.
2. Approve the letter attached to the General Counsel's Report signed May 29, 1985.
3. Close the file.

Commissioners Aikens, Elliott, McDonald, McGarry and Reiche voted affirmatively in this matter; Commissioner Harris did not cast a vote.

Attest:

6-4-85

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

Received in Office of Commission Secretary:
Circulated on 48 hour tally basis:

5-29-85, 3:44
5-30-85, 4:00

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
ICG (Illinois Central Gulf Rail-) MUR 1932
road Co.) Good Government Fund)

CONCILIATION AGREEMENT

This matter was initiated by the Federal Election Commission (hereinafter "the Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. The Commission found reason to believe that ICG (Illinois Central Gulf Railroad Co.) Good Government Fund and Sandor A. Loevy, as treasurer, (hereinafter "the Respondents") violated 2 U.S.C. § 434(a)(4)(B).

NOW, THEREFORE, the Commission and the Respondents, having participated in informal methods of conciliation, prior to a finding of probable cause to believe, do hereby agree as follows:

I. The Commission has jurisdiction over the Respondents, and the subject matter of this proceeding, and this agreement has the effect of an agreement entered pursuant to 2 U.S.C. § 437g(a)(4)(A)(i).

II. Respondents have had a reasonable opportunity to demonstrate that no action should be taken in this matter.

III. Respondents enter voluntarily into this agreement with the Commission.

IV. The pertinent facts in this matter are as follows:

1. ICG (Illinois Central Gulf Railroad Co.) Good Government Fund is a political committee registered with the Commission.

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2. Sandor A. Loevy is the treasurer of the ICG (Illinois Central Gulf Railroad Co.) Good Government Fund.

3. The Respondents were required to file the 1984 Pre-General Report by October 25, 1984. The report was filed on November 13, 1984.

V. Respondents violated 2 U.S.C. § 434(a)(4)(B) by failing to file timely the 1984 Pre-General Election Report.

VI. Respondents will pay a civil penalty to the Treasurer of the United States in the amount of one hundred twenty-five dollars (\$125), pursuant to 2 U.S.C. § 437g(a)(5)(A).

VII. Respondents agree that they shall 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.

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

IX. This agreement shall become effective as of the date that all parties hereto have executed the same and the Commission has approved the entire agreement.

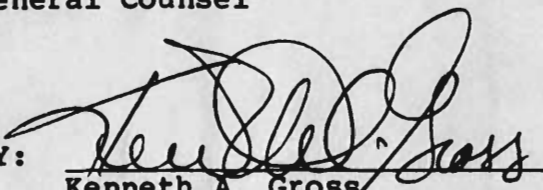
X. Respondents shall have no more than thirty (30) days from the date this agreement becomes effective to comply with and implement the requirements contained in this agreement and to so notify the Commission.

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XI. This Conciliation Agreement constitutes the entire agreement between the parties on the matters raised herein, and no other statement, promise, or agreement, either written or oral, made by either party or by agents of either party, that is not contained in this written agreement shall be valid.

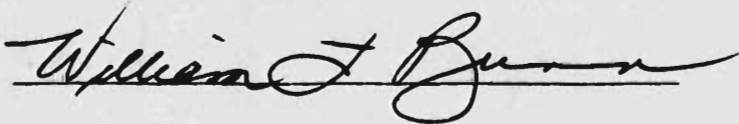
FOR THE COMMISSION:

Charles N. Steele
General Counsel

BY: 
Kenneth A. Gross
Associate General Counsel

June 6, 1985
Date

FOR THE RESPONDENTS:

 5/14/85
Date

95040542904



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

June 10, 1985

William F. Bunn
Illinois Central Gulf Railroad
Two Illinois Center
233 North Michigan Avenue
Chicago, Illinois 60601-5799

RE: MUR 1932
ICG Good Government Fund and
Sandor A. Loevy, as treasurer

Dear Mr. Bunn:

On June 3, 1985, the Commission accepted the conciliation agreement signed by you in settlement of a violation of 2 U.S.C. § 434(a)(4)(B), a provision of the Federal Election Campaign Act of 1971, as amended. Accordingly, the file has been closed in this matter, and it will become a part of the public record within thirty days. However, 2 U.S.C. § 437g(a)(4)(B) prohibits any information derived in connection with any conciliation attempt from becoming public without the written consent of the respondent and the Commission. Should you wish any such information to become part of the public record, please advise us in writing.

Enclosed you will find a fully executed copy of the final conciliation agreement for your files.

Sincerely,

Charles N. Steele
General Counsel

By: 
Associate General Counsel

Enclosure
Conciliation Agreement

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

William F. Bunn
Illinois Central Gulf Railroad
Two Illinois Center
233 North Michigan Avenue
Chicago, Illinois 60601-5799

RE: MUR 1932
ICG Good Government Fund and
Sandor A. Loevy, as treasurer

Dear Mr. Bunn:

On , 1985, the Commission accepted the conciliation agreement signed by you in settlement of a violation of 2 U.S.C. § 434(a)(4)(B), a provision of the Federal Election Campaign Act of 1971, as amended. Accordingly, the file has been closed in this matter, and it will become a part of the public record within thirty days. However, 2 U.S.C. § 437g(a)(4)(B) prohibits any information derived in connection with any conciliation attempt from becoming public without the written consent of the respondent and the Commission. Should you wish any such information to become part of the public record, please advise us in writing.

Enclosed you will find a fully executed copy of the final conciliation agreement for your files.

Sincerely,

Charles N. Steele
General Counsel

By: Kenneth A. Gross
Associate General Counsel

Enclosure
Conciliation Agreement

am 6/5

85040542906

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 1932
ICG (Illinois Central Gulf)
Railroad Co.) Good)
Government Fund)

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on May 1, 1985, the Commission decided by a vote of 6-0 to take the following actions in MUR 1932:

1. Enter into conciliation with the ICG (Illinois Central Gulf Railroad Co.) Good Government Fund and Sandor A. Loevy, as treasurer, prior to a finding of probable cause to believe.
2. Approve the proposed conciliation agreement and letter attached to the General Counsel's Report signed April 25, 1985.

Commissioners Aikens, Elliott, Harris, McDonald, McGarry and Reiche voted affirmatively in this matter.

Attest:

5-2-85

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

Received in Office of Commission Secretary: 4-29-85, 9:37
Circulated on 48 hour tally basis: 4-29-85, 4:00

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SENSITIVE

BEFORE THE FEDERAL ELECTION COMMISSION

FILED
FEC
COMMISSION SECRETARY

In the Matter of)
ICG (Illinois Central Gulf Rail-)
road Co.) Good Government Fund)

MUR 1932 ~~65 APR 26 P 1:13~~

GENERAL COUNSEL'S REPORT

I. BACKGROUND

On March 14, 1985, the Commission determined that there is reason to believe the ICG (Illinois Central Gulf Railroad Co.) Good Government Fund and Sandor A. Loevy, as treasurer violated 2 U.S.C. § 434(a)(4)(B) by failing to file the 1984 Pre-General Election Report in a timely manner. By letter dated April 4, 1985, the Committee's treasurer requested to settle this matter prior to a finding of probable cause to believe (Attachment 1).

II. DISCUSSION OF CONCILIATION PROVISIONS AND CIVIL PENALTY

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III. GENERAL COUNSEL'S RECOMMENDATIONS

1. Enter into conciliation with the ICG (Illinois Central Gulf Railroad Co.) Good Government Fund and Sandor A. Loevy, as treasurer, prior to a finding of probable cause to believe.
2. Approve the attached proposed conciliation agreement and letter.

Charles N. Steele
General Counsel

April 25, 1985
Date

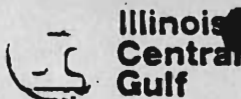
BY:

Kenneth A. Gross
Associate General Counsel

Attachments:

1. Letter from Respondent
2. Proposed agreement and letter

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Illinois
Central
Gulf

Attachment 1

85 APR 11 9:00

An ICG Industries Company

William F. Bunn
General Solicitor

April 4, 1985

Illinois Central
Gulf Railroad
Two Illinois Center
233 North Michigan Avenue
Chicago, IL 60601 - 5799
(312) 565 1600

Federal Election Commission
Washington, D. C. 20463

Attention: Mr. Andrew Maikovich

Re: MUR 1932
ICG Good Government Fund and
Sandor A. Loevy, As Treasurer

Gentlemen:

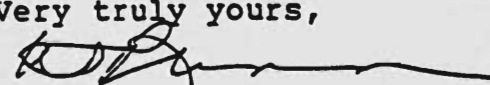
Receipt is acknowledged of Chairman McGarry's letter of March 29, 1985 to Mr. Sandor A. Loevy, Treasurer of the Illinois Central Gulf Railroad Company and Treasurer of the ICG Good Government Fund. We have investigated the violation in the letter and find that it occurred as a result of a clerical oversight. As your General Counsel's factual and legal analysis points out, the Good Government Fund did file its 1984 October monthly report that would contain all of the information that should have been supplied in the Pre-General Election Report but that does not excuse the oversight. Our personnel have been instructed as to the correct filing and I trust this violation will not recur.

As I advised your Mr. Maikovich, we would like to enter into a pre-probable cause conciliation and trust that you will concur in this arrangement.

Also enclosed is the executed Statement Of Designation Of Counsel.

With every good wish, I remain

Very truly yours,


William F. Bunn

APR 11 11:00
GENERAL COUNSEL

85040542910

(1)



**Illinois
Central
Gulf**

An **IC Industries** Company

William F. Bunn
General Solicitor

**Illinois Central
Gulf Railroad**
Two Illinois Center
233 North Michigan Avenue
Chicago, IL 60601 - 5799
(312) 565 1600

April 4, 1985

85 APR 11 9:00

**Federal Election Commission
Washington, D. C. 20463**

Attention: Mr. Andrew Maikovich

**Re: MUR 1932
ICG Good Government Fund and
Sandor A. Loevy, As Treasurer**

Gentlemen:

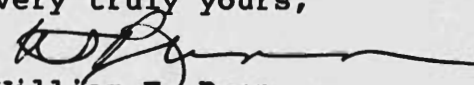
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As I advised your Mr. Maikovich, we would like to enter into a pre-probable cause conciliation and trust that you will concur in this arrangement.

Also enclosed is the executed Statement Of Designation Of Counsel.

With every good wish, I remain

Very truly yours,


William F. Bunn

**RECEIVED
APR 11 11:00
GENERAL COUNSEL**

85040542911

STATEMENT OF DESIGNATION OF COUNSEL

MUR 1932

NAME OF COUNSEL: WILLIAM F. BUNN

ADDRESS: 233 N. Michigan Avenue
Chicago, Illinois 60601

TELEPHONE: (312) 565-1600 - Ex. 2032

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

April 4, 1985
Date

By:

Sandor A. Loevy
ICG Good Government Fund

Signature

John B. Goodrich
Chairman

RESPONDENT'S NAME:

Sandor A. Loevy & ICG Good Government Fund
By: John B. Goodrich, Chairman

~~RESPONDENT'S NAME:~~

ADDRESS:

233 N. Michigan Avenue
Chicago, Illinois 60601

HOME PHONE:

BUSINESS PHONE:

(312) 565-1600, Ex. 2098

35040542912

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) RAD Referral 85NF-19
ICG (Illinois Central Gulf)
Railroad Co.) Good Government)
Fund)

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on March 14, 1985, the Commission decided by a vote of 6-0 to take the following actions in RAD Referral 85NF-19:

1. Open a MUR.
2. Find reason to believe that ICG (Illinois Central Gulf Railroad Co.) Good Government Fund and its treasurer, Sandor A. Loevy, violated 2 U.S.C. § 434(a)(4)(B).
3. Approve the letter attached to the First General Counsel's Report signed March 11, 1985.
4. Approve the Legal and Factual Analysis attached to the First General Counsel's Report signed March 11, 1985.

Commissioners Aikens, Elliott, Harris, McDonald, McGarry and Reiche voted affirmatively in this matter.

Attest:

3-14-85

Date

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

Received in Office of Commission Secretary: 3-11-85, 2:16
Circulated on 48 hour tally basis: 3-12-85, 11:00

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SENSITIVE

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

FIRST GENERAL COUNSEL'S REPORT

DATE AND TIME TRANSMITTED BY 85NF-19
OGC TO THE COMMISSION 3/11/85-2:15 STAFF MEMBER: Maikovich

SOURCE OF MUR: I N T E R N A L L Y G E N E R A T E D

RESPONDENT'S NAME: ICG (Illinois Central Gulf Railroad Co.)
Good Government Fund

RELEVANT STATUTES: 2 U.S.C. § 434(a)(4)(B)

INTERNAL REPORTS CHECKED: ICG Good Government Fund Reports

GENERATION OF MATTER

This matter was referred to the Office of General Counsel on June 27, 1984, by the Reports Analysis Division (Attachment 1).

SUMMARY OF ALLEGATIONS

It is alleged that the ICG (Illinois Central Gulf Railroad Co.) Good Government Fund ("ICG") violated 2 U.S.C. § 434(a)(4)(B) by not timely filing its 1984 Pre-General Election Report.

FACTUAL AND LEGAL ANALYSIS

Facts

On October 1, 1984, ICG was sent notification of the requirement that monthly filers must file a 12-Day Pre-General Election Report by October 25, 1984. ICG failed to file a 12-Day Pre-General Election Report, instead filing its 1984 October Monthly Report on November 13, 1984.

Legal Analysis

ICG is a political committee other than the authorized committee of a candidate. As a monthly filer, ICG is required to

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file the necessary reports as prescribed in 2 U.S.C.

§ 434(a)(4)(B). This section requires unauthorized committees to file a 12 Day Pre-General Election Report no later than the 12th day before a general election, in this case October 25, 1984.

ICG failed to timely file its Pre-General Election Report. In lieu, ICG filed an October Monthly Report on November 13, 1984.

RECOMMENDATION

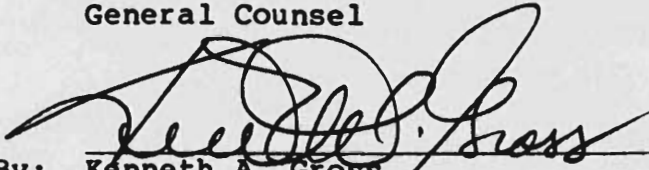
1. Open a MUR.
2. Find reason to believe that ICG (Illinois Central Gulf Railroad Co.) Good Government Fund and its treasurer, Sandor A. Loevy, violated 2 U.S.C. § 434(a)(4)(B).
3. Approve the attached letter.
4. Approve the attached Legal and Factual Analysis.

Charles N. Steele
General Counsel

Date

March 11, 1985

By:


Kenneth A. Gross
Associate General Counsel

Attachments

1. Reports Analysis Referral
2. Letter to Respondent
3. Legal and Factual Analysis

95040542913



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

January 15, 1985

MEMORANDUM

TO: CHARLES N. STEELE
GENERAL COUNSEL

THROUGH: JOHN C. SURINA
STAFF DIRECTOR

FROM: JOHN D. GIBSON
ASSISTANT STAFF DIRECTOR
REPORTS ANALYSIS DIVISION

SUBJECT: NON-FILER REFERRALS OF MONTHLY UNAUTHORIZED COMMITTEES

In accordance with Standard 3 of the RAD Review and Referral Procedures for Unauthorized Committees, the attached list of monthly filers is being forwarded to your offices, for failing to file a report covering the pre-election period by election day.

Since the number of committees being referred is relatively large, we felt it best to arrange the information in chart format. You will note that the attached printouts list the names, addresses, and treasurers for thirty-five (35) committees with "C" Indices provided for each. ^{1/} Any telephonic communications have been referenced under Contacts with Filers. The Summary Pages of the late filed reports and/or explanatory letters have been referenced under Response(s).

Two committees have been deleted from the list, because they meet the expedited audit referral threshold. Should the Commission not approve to audit these committees, they will be referred to your office at a later date. The attachments for these committees have also been deleted causing two gaps in the sequence.

All unauthorized committees were sent prior notification on October 1, 1984, which specifically informed monthly filers of the requirement to file a 12 Day Pre-General Election Report by October 25, 1984 (Attachment 38). The committees, which failed to submit either a 12 Day Pre-General Report or a November Monthly Report, were sent Non-Filer Notices on November 16, 1984

^{1/} In some cases, the aggregate receipt and disbursement figures may be inflated because committees submitted reports covering portions of the same periods (e.g., a November Monthly covering October 1, 1984 through October 31, 1984 and a Pre-General Report covering October 1, 1984 through October 17, 1984.)

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PAGE 2

(see copy of notice - Attachment 39). Certain committees (i.e., those noted with an asterisk on the attached computer printouts) were not sent Non-Filer Notices because a) a report covering the pre-election period was indexed by November 15, 1984, or b) the committee had not been assigned at the time the non-filer printout was generated.

If you have any questions, please contact Michael Filler at 523-4048.

Attachments

85040542917

2

Attachment 2



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Sandor A. Loevy, Treasurer
ICG Good Government Fund
233 North Michigan Avenue
Chicago, Illinois 60601

RE: MUR

ICG Good Government Fund and
Sandor A. Loevy, as treasurer

Dear Mr. Loevy:

On , 1985, the Federal Election Commission determined that there is reason to believe that the ICG Good Government Fund and you, as treasurer, violated 2 U.S.C. § 434(a)(B), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against you and the committee. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Please submit any such materials, within ten days of your receipt of this letter. Statements should be submitted under oath.

In the absence of any additional information which demonstrates that no further action should be taken against your committee and you, as treasurer, the Commission may find probable cause to believe that a violation has occurred and proceed with conciliation. Of course, this does not preclude the settlement of this matter through conciliation prior to a finding of probable cause to believe if so desired. See 11 C.F.R. § 111.18(d).

If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form

85040542918

Sandor Loevy, Treasurer
Page 2

stating the name, address and telephone number of such counsel, and a statement authorizing such counsel to receive any notifications and other communications from the Commission.

The investigation now being conducted will be confidential in accordance with 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A), unless you notify the Commission in writing that you wish the investigation to be made public.

For your information, we have attached a brief description of the Commission's procedures for handling possible violations of the Act. If you have any questions, please contact Andrew Maikovich, the attorney assigned to this matter, at (202) 523-4000.

Sincerely,

John Warren McGarry
Chairman

Enclosures

General Counsel's Factual and Legal Analysis
Procedures
Designation of Counsel Statement

85040542919

FEDERAL ELECTION COMMISSION

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

84NF-19

STAFF MEMBER: Maikovich

RESPONDENT: ICG (Illinois Central Gulf Railroad Co.)
Good Government Fund

SUMMARY OF ALLEGATIONS

It is alleged that the ICG (Illinois Central Gulf Railroad Co.) Good Government Fund ("ICG") violated 2 U.S.C. § 434(a)(4)(B) by not timely filing its 1984 Pre-General Election Report.

FACTUAL AND LEGAL ANALYSIS

Facts

On October 1, 1984, ICG was sent notification of the requirement that monthly filers must file a 12-Day Pre-General Election Report by October 25, 1984. ICG failed to file a 12-Day Pre-General Election Report, instead filing its 1984 October Monthly Report on November 13, 1984.

Legal Analysis

ICG is a political committee other than the authorized committee of a candidate. As a monthly filer, ICG is required to file the necessary reports as prescribed in 2 U.S.C. § 434(a)(4)(B). This section requires unauthorized committees to file a 12 Day Pre-General Election Report no later than the 12th day before a general election, in this case October 25, 1984. ICG failed to timely file its Pre-General Election Report. In lieu, ICG filed an October Monthly Report on November 13, 1984.

85040542921



FEDERAL ELECTION COMMISSION

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

THIS IS THE BEGINNING OF MUR # 1932

Date Filmed 8/14/85 Camera No. --- 2

Cameraman AS



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THE FOLLOWING MATERIAL IS BEING ADDED TO THE
PUBLIC FILE OF CLOSED MUR 1932 .

85040554216

RECEIVED
CHIEF OF POLICE
GENERAL COUNSEL

6667888
Maikovich

MEMORANDUM

TO: CHERYL THOMAS

35 JUL 1 1985

JOAN HARRIS

FROM: JOAN HARRIS

FROM: CHERYL THOMAS

CHECK NO. 1359 (a copy of which is attached) RELATING

TO MUR

1932 AND NAME ICG Govt. Fund

WAS RECEIVED ON

July 1, 1985

PLEASE INDICATE THE ACCOUNT INTO

WHICH IT SHOULD BE DEPOSITED:

/ / BUDGET CLEARING ACCOUNT (#95F3875.16)

/ ☒ CIVIL PENALTIES ACCOUNT (#95-1099.160)

/ / OTHER

SIGNATURE

Retha L. Wilson

DATE

7-1-85

622 7888 1359

2-71

\$ 125.00

DOLLARS

William T. Burr
B. E. Davis

#00 1359# -1:07 1000754: #00 7298 2#

9500554218



**Illinois
Central
Gulf**

An **IG Industries Company**

RECEIVED
OFFICE OF THE
GENERAL COUNSEL

0CC 788-8
85 JUN 28 P1:06

85 JUL 1

William F. Bunn
General Solicitor

Illinois Central
Gulf Railroad
Two Illinois Center
233 North Michigan Avenue
Chicago, IL 60601
(312) 566 1600

June 25, 1985

**Federal Election Commission
Washington, D. C. 20463**

**Attention: Mr. Kenneth A. Gross
Associate General Counsel**

**Re: MUR 1932
ICG Good Government Fund and
Sandor A. Loevy, as Treasurer**

Dear Mr. Gross:

Receipt is acknowledged of your letter of June 10, 1985 forwarding a copy of the Conciliation Agreement. In implementation of the requirements contained in the Agreement, forwarded herewith is the Fund's check in amount \$125.00 representing payment of the civil penalty assessed in the subject proceeding. This payment will also be reported as a disbursement on the Fund's FEC Form 3X June report.

With every good wish, I remain

Very truly yours,

William F. Bunn

Attach.

85040554219