



FEDERAL ELECTION COMMISSION

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

THIS IS THE END OF MUR # 2059

Date Filmed 11/14/86 Camera No. --- 2

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blue routing cards, other routing slips, assignment memo,

12 Day report and commentary, other miscellaneous internal

memoranda.

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):

       (1) Classified Information

       (6) Personal privacy

X (2) Internal rules and practices

       (7) Investigatory files

       (3) Exempted by other statute

       (8) Banking information

       (4) Trade secrets and commercial or financial information

       (9) Well information (geographic or geophysical)

X (5) Internal Documents

*TDW*  
*11/6/86*  
Signed

Lawrence E. Tilly

Date

November 5, 1986

FIC 9-21-77

85040520630

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
Jersey Bankers Political Action ) MUR 2059  
Committee-Federal Fund and )  
Alfred H. Griffith, as treasurer )

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on September 25, 1986, the Commission decided by a vote of 5-0 to take the following actions in MUR 2059:

1. Accept the conciliation agreement and civil penalty submitted by the Jersey Bankers Political Action Committee-Federal Fund and Alfred H. Griffith, as treasurer, as recommended in the General Counsel's Report signed September 22, 1986.
2. Approve and send the letter, as recommended in the General Counsel's Report signed September 22, 1986.
3. Close the file.

Commissioners Elliott, Harris, Josefiak, McDonald and McGarry voted affirmatively for this decision; Commissioner Aikens did not cast a vote.

Attest:

9-25-86

Date

Marjorie W. Emmons

Marjorie W. Emmons  
Secretary of the Commission

Received in Office of Commission Secretary:	Tues.,	9-23-86,	10:16
Circulated on 48 hour tally basis:	Tues.,	9-23-86,	4:00
Deadline for vote:	Thurs.,	9-25-86,	4:00

86040620631

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )

Jersey Bankers Political Action )  
Committee-Federal Fund and )  
Richard F. Schaub, as treasurer )

MUR 2059

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on July 2, 1986, the Commission decided by a vote of 6-0 to take the following actions in MUR 2059:

1. Enter into pre-probable cause conciliation with Jersey Bankers Political Action Committee-Federal Fund, and Richard F. Schaub, as treasurer, prior to a finding of probable cause to believe.
2. Approve and send the proposed conciliation agreement, as recommended in the General Counsel's Report signed June 27, 1986.
3. Approve and send the letter to Respondents, as recommended in the General Counsel's Report signed June 27, 1986.

Commissioners Aikens, Elliott, Harris, Josefiak, McDonald, and McGarry voted affirmatively.

Attest:

7-2-86

Date

Marjorie W. Emmons

Marjorie W. Emmons  
Secretary of the Commission

Received in Office of Commission Secretary:	Fri.,	6-27-86,	2:48
Circulated on 48 hour tally basis:	Mon.,	6-30-86,	11:00
Deadline for vote:	Wed.,	7-2-86,	11:00

85040520632

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

Jersey Bankers Political Action  
Committee-Federal Fund

Richard F. Schaub, as treasurer

MUR 2059

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the  
Federal Election Commission executive session of April 18,  
1986, do hereby certify that the Commission decided by a vote  
of 6-0 to take the following actions in MUR 2059:

1. Reject Respondents' counterproposed conciliation agreement.
2. Find reason to believe that the Jersey Bankers Political Action Committee and Richard F. Schaub, as treasurer, violated 2 U.S.C. § 433(c).
3. Approve and send the Factual and Legal Analysis attached to the General Counsel's report dated April 9, 1986.
4. Approve and send to Respondents the letter attached to the General Counsel's report dated April 9, 1986.

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

Attest:

4-21-86

Date

Marjorie W. Emmons

Marjorie W. Emmons  
Secretary of the Commission

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

Jersey Bankers Political  
Action Committee-Federal Fund  
Robert R. Peacock, as treasurer

)  
)  
)  
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)  
MUR 2059

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on August 28, 1985, the Commission decided by a vote of 6-0 to take the following actions in MUR 2059:

1. Enter into conciliation with the Jersey Bankers Political Action Committee-Federal Fund and Robert R. Peacock, as treasurer, prior to a finding of probable cause to believe.
2. Approve and send the proposed conciliation agreement and letter attached to the General Counsel's Report signed August 22, 1985.

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

Attest:

8-29-85

Date

*Jody C. Ransom*

for Marjorie W. Emmons  
Secretary of the Commission

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

8-23-85, 5:26  
8-26-85, 4:00  
8-28-85, 4:00

1985040620634

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )

Jersey Bankers Political Action )

Committee-Federal Fund )

Robert R. Peacock, as treasurer )

RAD Referral 85NF-102

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on July 12, 1985, the Commission decided by a vote of 6-0 to take the following actions in RAD Referral 85NF-102:

1. Open a MUR.
2. Find reason to believe that the Jersey Bankers Political Action Committee-Federal Fund and Robert R. Peacock, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(ii).
3. Approve the General Counsel's Factual and Legal Analysis attached to the First General Counsel's Report signed July 8, 1985.
4. Approve and send the letter attached to the First General Counsel's Report signed July 8, 1985.

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

Attest:

7-15-85

Date

Marjorie W. Emmons

Marjorie W. Emmons  
Secretary of the Commission

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

7-10-85, 9:43  
7-10-85, 4:00

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REC

26 OCT 20 1986 09:55

**JAMIESON, MOORE, PESKIN & SPICER**

A PROFESSIONAL CORPORATION  
COUNSELLORS AT LAW  
300 ALEXANDER PARK  
PRINCETON, N. J. 08543-5276  
(609) 452-0808

TELECOPIER  
(609) 452-4447

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CAPITOL VIEW BUILDING  
150 WEST STATE STREET  
TRENTON, N.J. 08606  
(609) 398-8311

PLEASE REPLY TO PRINCETON

AFFILIATED WITH  
**DUANE, MORRIS &  
HECKSCHER**  
ATTORNEYS AT LAW

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PHILADELPHIA, PA 19106  
(215) 554-6300

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CRAWFORD JAMIESON 1927-1967  
PETER P. WALSH, JR. 1938-1972

HERBERT FRANKLIN MOORE  
BURTON PESKIN  
THOMAS C. JAMIESON, JR.  
MICHAEL P. SPICER  
ARTHUR WEISSEL  
STANLEY C. VAN NESH  
JAMES J. BRITT, JR.  
THOMAS S. MCMANUS  
FRANCES GOLDMANN  
THOMAS P. WEISNER  
MELVIN S. NAROL  
DOUGLAS S. BANSORN  
KEVIN J. MOORE  
DENNIS R. CASALE  
KEVIN L. LILLY  
ANN F. KIERNAN  
NEAL L. SCHONHAUT  
NANCY F. SOLOSTEIN  
MARILYN L. KLINE  
PATRICIA U. HERST  
JOANNE M. MCDONNEY  
MARK A. SOLOMON

OF COUNSEL  
ISRAEL SPICER  
EDWARD J. MCCARDELL, JR.

\*ALSO ADMITTED IN N.Y.  
\*ALSO ADMITTED IN D.C.  
\*ALSO ADMITTED IN PA.

October 17, 1986

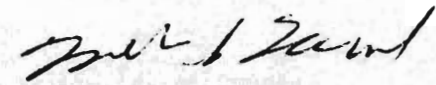
Lawrence M. Noble, Deputy General Counsel  
Federal Election Commission  
1325 F St. N.W.  
Washington, D.C. 20463

RE: In the matter of Jersey Bankers Political Action  
Committee-Federal Fund, and Alfred H. Griffith, as  
treasurer

Dear Mr. Noble:

This will acknowledge receipt of your letter of  
October 1, 1986, together with a fully executed copy of the  
Conciliation Agreement finally terminating this matter.

Very truly yours,



MELVIN S. NAROL  
For The Firm

MSN:lb  
cc: Thomas C. Jamieson, Jr., Esquire

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

October 1, 1986

**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Jamieson, Moore, Peskin & Spicer, P.C.  
Attn: Melvin S. Narol, Esquire  
300 Alexander Park  
Princeton, NJ 08543-5276

RE: MUR 2059  
In the Matter of  
Jersey Bankers Political  
Action Committee-Federal  
Fund, and Alfred H.  
Griffith, as treasurer

Dear Mr. Narol:

On September 25, 1986, the Commission accepted the conciliation agreement signed by your client and a civil penalty in settlement of violations of 2 U.S.C. §§ 433(c) and 434(a)(4)(A)(ii), provisions 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

*Lawrence M. Noble (RMH)*

By: Lawrence M. Noble  
Deputy General Counsel

Enclosure  
Conciliation Agreement

85040620637

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
Jersey Bankers Political Action ) MUR 2059  
Committee-Federal Fund )  
Alfred H. Griffith, as treasurer )

CONCILIATION AGREEMENT

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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 the Jersey Bankers Political Action Committee-Federal Fund and its treasurer (hereinafter "Respondents"), violated 2 U.S.C. § 434(a)(4)(A)(ii) by failing to file a report required by that section in a timely manner. The Commission also found reason to believe that Respondents violated 2 U.S.C. § 433(c) by failing to amend their statement of organization as required.

NOW, THEREFORE, the Commission and 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. Respondent, Jersey Bankers Political Action Committee-Federal Fund is a political committee registered with the Commission.

2. Alfred H. Griffith is the treasurer of the Jersey Bankers Political Action Committee-Federal Fund.

3. Robert R. Peacock served as treasurer of JEBPAC from January 27, 1978 until December 31, 1983. A statement of organization designating Mr. Peacock as treasurer was filed with the Commission on February 6, 1978.

4. Respondent JEBPAC changed treasurers on January 1, 1984. John H. Walther served as treasurer from January 1, 1984 until December 31, 1984.

5. Respondent JEBPAC failed to amend its statement of organization within ten days of Mr. Walther's becoming treasurer of JEBPAC.

6. Respondent JEBPAC was required to file its 1984 12 Day Pre-General Election Report by October 25, 1984. A report covering the period in question was filed January 4, 1985, 71 days late.

7. Respondent JEBPAC changed treasurers on January 1, 1985. Thomas J. Stanton, Jr. served as treasurer from January 1, 1985 until January 30, 1986.

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8. Respondent JEBPAC failed to amend its statement of organization within ten days of Mr. Stanton's becoming treasurer of JEBPAC.

9. Respondent JEBPAC amended its statement of organization by letter which was received by the Commission on February 4, 1986. This letter stated that Richard F. Schaub had become treasurer of JEBPAC for 1986.

10. Respondent JEBPAC subsequently amended its statement of organization by letter which was received by the Commission on June 23, 1986. This letter stated that Alfred H. Griffith had become treasurer of JEBPAC.

V. WHEREFORE, Respondents agree:

1. The Federal Election Campaign Act of 1971, as amended (hereinafter, "the Act") provides that all political committees which file quarterly reports (other than the authorized committees of candidates) shall file a pre-election report no later than 12 days before any election in which the committee makes a contribution to or expenditure on behalf of a candidate in such election, and which shall be complete as of the twentieth day before the election. 2 U.S.C. § 434 (a)(4)(A)(ii).

2. Respondents filed their 1984 12 Day Pre-General Election Report seventy-one (71) days late, in violation of 2 U.S.C. § 434 (a)(4)(A)(ii).

3. The Act further requires that each political committee shall file a statement of organization which shows the name and address of the treasurer. 2 U.S.C. § 433(a) and (b).

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The Act further requires that any change of information previously submitted in a statement of organization shall be reported in accordance with 2 U.S.C. § 432(a) no later than ten (10) days after the date of the change. 2 U.S.C. § 433(c).

4. Respondent JEBPAC failed to amend its statement of organization within ten days of January 1, 1984, when JEBPAC changed its treasurer from Robert R. Peacock to John H. Walther, in violation of 2 U.S.C. § 433(c).

5. Respondent JEBPAC failed to amend its statement of organization within ten days of January 1, 1985, when JEBPAC changed its treasurer from John H. Walther to Thomas J. Stanton, Jr., in violation of 2 U.S.C. § 433(c).

VI. Respondents will pay a civil penalty to the Treasurer of the United States in the amount of Seven Hundred Dollars (\$700) pursuant to 2 U.S.C. § 437g(a)(5)(A).

VII. 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.

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

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IX. 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.

X. 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:

Lawrence M. Noble (PWT)  
Lawrence M. Noble  
Deputy General Counsel

9/30/86  
Date

FOR THE RESPONDENTS:

Alfred H. Griffith  
Alfred H. Griffith, Treasurer

August 21, 1986  
Date

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

July 8, 1986

**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Jamieson, Moore, Peskin & Spicer, P.C.  
Attn: Melvin S. Narol, Esquire  
300 Alexander Park - CN 5276  
Princeton, NJ 08540-0560

RE: MUR 2059  
In the Matter of Jersey  
Bankers Political Action  
Committee, and Richard F.  
Schaub, as treasurer

Dear Mr. Narol:

On April 18, 1986, the Commission found reason to believe that your clients, the Jersey Bankers Political Action Committee, and Richard F. Schaub, as treasurer, violated 2 U.S.C. § 433(c). The Commission had previously found reason to believe that your clients had also violated 2 U.S.C. § 434(a)(4)(A)(ii). At your request, the Commission determined on July 2, 1986, to enter into a conciliation agreement in settlement of these matters prior to a finding of probable cause to believe.

Enclosed is a conciliation agreement that the Commission has approved in settlement of this matter. If your client agrees with the provisions of the enclosed agreement, please sign and return it, along with the civil penalty, to the Commission. In light of the fact that conciliation negotiations prior to a finding of probable cause to believe are limited to a maximum of 30 days, you should respond to this notification as soon as possible. If you have any questions or suggestions for changes in the agreement, or if you wish to arrange a meeting in connection with a mutually satisfactory conciliation agreement, please contact Laurence E. Tobey, the attorney assigned to this matter, at (202) 376-8200.

Sincerely,

Charles N. Steele  
General Counsel

  
By: Lawrence M. Noble  
Deputy General Counsel

Enclosure  
Conciliation Agreement

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permanent

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )

Jersey Bankers Political Action )  
Committee-Federal Fund and )  
Richard F. Schaub, as treasurer )

MUR-2059-7 100:40

GENERAL COUNSEL'S REPORT

**SENSITIVE**

I. BACKGROUND

On July 12, 1985, the Commission found reason to believe that the Jersey Bankers Political Action Committee-Federal Fund and Robert R. Peacock, as treasurer<sup>1/</sup> violated 2 U.S.C. § 434(a)(4)(A)(ii) by failing to file their 1984 12 Day Pre-General Election Report in a timely manner. Following the investigation in this matter, the Commission also found reason to believe that JEBPAC violated 2 U.S.C. § 433(c) by failing to amend its statement of organization on file with the Commission when JEBPAC changed treasurers on two occasions.

By letter dated August 6, 1985, Respondents requested pre-probable cause conciliation with respect to the violation of 2 U.S.C. § 434(a)(4)(A)(ii).

On April 18, 1986, the Commission rejected respondents' offer in pre-probable cause conciliation.

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<sup>1/</sup>. On February 4, 1986, Respondent JEBPAC amended its statement of organization to reflect the fact that Richard F. Schaub had become the treasurer for 1986. Accordingly, his name is substituted in the caption and all references to the current treasurer.

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On May 29, 1986, following the Commission's further finding of reason to believe that JEBPAC violated 2 U.S.C. § 433(c), Respondents requested pre-probable cause conciliation as to all issues in this matter. Attachment I.

## II. LEGAL ANALYSIS

### A. Late Filing

The Federal Election Campaign Act of 1971, as amended, (hereinafter, "the Act") provides that all political committees (other than authorized committees of candidates) shall file:

a pre-election report, which shall be filed no later than the 12th day before ... any election in which the committee makes a contribution to or expenditure on behalf of a candidate in such election, and which shall be complete as of the 20th day before the election.

2 U.S.C. § 434(a)(4)(A)(ii).

Respondent JEBPAC never filed a separate 12-Day Pre-General Election Report. On January 4, 1985, JEBPAC filed a 30-Day Post General Election Report, and included in this report disclosure from the period October 1, 1984 through November 26, 1984. Thus, the General Counsel takes the position that JEBPAC filed a report covering the period in question on January 4, 1985, seventy-one days after the disclosure required by 2 U.S.C. § 434(a)(4)(A)(ii) was due.

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B. Failure to Amend Statement of Organization

The Act also provides that each political committee (other than the authorized campaign committees of candidates and separate segregated funds) shall file a statement of organization within ten days of becoming a political committee. 2 U.S.C.

§ 433(a). The statement of organization shall include the name and address of the treasurer of the committee. 2 U.S.C.

§ 433(b). Any change in information previously submitted in a statement of organization shall be reported in accordance with 2 U.S.C. § 432(a) no later than 10 days after the date of the change. 2 U.S.C. § 433(c).

Respondent JEBPAC filed its initial statement of organization with the Commission on February 6, 1978. This statement listed the treasurer of JEBPAC as Robert R. Peacock. Mr. Peacock signed JEBPAC's reports as treasurer from 1978 until January 23, 1984. The next report filed by JEBPAC was its April 15, 1984 Quarterly Report. This report was signed by John H. Walther "as treasurer". Mr. Walther signed four more reports as treasurer, the last of which was dated January 7, 1985.<sup>2/</sup>

2/. It was during Mr. Walther's apparent term as treasurer that the 1984 12-Day Pre-General Election Report was due and was filed late. However, because JEBPAC failed to amend its statement of organization, Commission records showed that Robert R. Peacock was still the treasurer. In light of these facts, the General Counsel rejects any contention - express or implied - that the Commission erred by naming Robert R. Peacock "as treasurer" in this matter.

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The next report filed by JEBPAC was its 1985 July 31 Mid-Year Report. This report was signed by Thomas J. Stanton, Jr. "as treasurer". Mr. Stanton signed one additional report as treasurer, an amended 1985 Mid-Year Report, which was filed with the Commission on February 5, 1986.

On February 4, 1986, Respondent JEBPAC filed a letter (signed by Alfred H. Griffith, as Secretary) which contained the following statement:

Mr. John H. Walther, who is no longer an Officer of JEBPAC, served as Treasurer from January 1, 1984, through December 31, 1984; and Mr. [Thomas J.] Stanton served as treasurer from January 1, 1985.

The letter also stated that JEBPAC changes its officers annually, and that Richard F. Schaub had become the treasurer for 1986. Although the letter did not specify the date on which Mr. Schaub became the treasurer, the letter was dated January 30, 1986. JEBPAC's 1985 Year End Report, filed January 24, 1986, was signed by Richard F. Schaub, as treasurer.

By changing its treasurer on January 1, 1984 from Robert R. Peacock to John H. Walther, Respondent JEBPAC incurred a duty to amend its statement of organization within ten days of the change pursuant to 2 U.S.C. § 433(c). Respondent JEBPAC failed to amend its statement of organization within that period as required.

Similarly, by changing its treasurer on January 1, 1985 from John H. Walther to Thomas J. Stanton, Jr., Respondent JEBPAC incurred a duty to amend its statement of organization within ten

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days of the change pursuant to 2 U.S.C. § 433(c). Respondent JEBPAC failed to amend its statement of organization within that period as required.

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**III. DISCUSSION OF CONCILIATION PROVISIONS AND CIVIL PENALTY**

Attached for the Commission's approval is a proposed conciliation agreement with the Jersey Bankers Political Action Committee-Federal Fund and Richard F. Schaub, as treasurer.

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**IV. RECOMMENDATIONS**


1. Enter into pre-probable cause conciliation with Jersey Bankers Political Action Committee-Federal Fund, and Richard F. Schaub, as treasurer, prior to a finding of probable cause to believe.
2. Approve and send the attached proposed conciliation agreement.
3. Approve and send the attached letter to Respondents.

Charles N. Steele  
General Counsel

Date

6/27/86

BY:

  
Lawrence M. Noble  
Deputy General Counsel

**Attachments:**

- I. Respondents' letter dated May 20, 1986
- II. Proposed conciliation agreement
- III. Proposed letter to respondent

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

Jersey Bankers Political Action  
Committee-Federal Fund

Richard F. Schaub, as treasurer

MUR 2059 0 : 42

GENERAL COUNSEL'S REPORT

**SENSITIVE**

I. BACKGROUND

This matter arose as a referral from the Reports Analysis Division to the Office of General Counsel. On July 12, 1985, the Commission found reason to believe that the Jersey Bankers Political Action Committee - Federal Fund and Robert R. Peacock, as treasurer (hereinafter, "JEBPAC" or "Respondents"), an unauthorized political committee, violated 2 U.S.C.

§ 434(a)(4)(A)(ii) by failing to file its 1984 12 Day Pre-General Election Report in a timely manner.

Through counsel, Respondents requested pre-probable cause conciliation. The Commission approved a conciliation agreement on August 20, 1985, which was forwarded to Respondents' counsel. The conciliation agreement approved by the Commission followed standard practice by listing the treasurer of record (Robert R. Peacock) in the caption, the preamble, and the factual recital of Paragraph IV, clause 2.

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On February 4, 1986, JEBPAC submitted a letter which confirmed that JEBPAC had changed treasurers twice since 1978 and added that Richard F. Schaub had become the treasurer for 1986. (See Attachment V.)

A review of the reports filed by JEBPAC indicates the following history: Robert R. Peacock signed JEBPAC's reports "as treasurer" from 1978 until January 23, 1984; John H. Walther signed five reports, beginning on April 13, 1984 and continuing until January 7, 1985; Thomas J. Stanton, Jr., signed two reports, on July 19, 1985 and February 3, 1986. Commission records do not show any amended statements of organization filed between January 23, 1984 and February 4, 1986. Thus, JEBPAC has changed treasurers twice without amending its statement of organization.

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## II. LEGAL ANALYSIS

The Federal Election Campaign Act of 1971, as amended (hereinafter, "the Act") provides that all unauthorized political committees (such as JEBPAC) shall file a statement of organization within ten days after becoming a political committee. 2 U.S.C. § 433(a). The statement of organization shall include the name and address of the treasurer of the committee. 2 U.S.C. § 433(b).

The Act further provides:

(c) Changes of information in statement  
Any change in information previously submitted in a statement of organization shall be reported in accordance with section 432(g) no later than 10 days after the date of the change.

2 U.S.C. § 433(c).

Thus, the Act imposes a duty on political committees such as JEBPAC to advise the Commission within ten days if the committee changes its treasurer.

Respondent JEBPAC has admitted that it changed treasurers twice between 1978 and 1985. Commission records show that JEBPAC did not amend its statement of organization until February 4, 1986. Therefore, the Office of General Counsel recommends that the Commission find reason to believe that JEBPAC and Richard F. Schaub, as treasurer, violated 2 U.S.C. § 433(c).

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### III. RECOMMENDATIONS

1. Find reason to believe that the Jersey Bankers Political Action Committee and Richard F. Schaub, as treasurer, violated 2 U.S.C. § 433(c).
2. Approve and send the attached Factual and Legal Analysis.
3. Approve and send the attached letter to Respondents.

Charles N. Steele  
General Counsel

April 9, 1986  
Date

BY:

Kenneth A. Gross  
Associate General Counsel

#### Attachments:

- I. Respondents' Letter received September 18, 1985
- II. Respondents' letter received November 20, 1985
- III. General Counsel's letter dated December 19, 1985
- IV. Respondents' letter received December 30, 1985
- V. Respondents' letter received February 4, 1986
- VI. Proposed General Counsel's Factual & Legal Analysis
- VII. Proposed letter to Respondents

85040620657

# JebPac

JERSEY BANKERS POLITICAL ACTION COMMITTEE  
Box 573, Princeton, New Jersey 08540  
609-924-5550

Q10# 214  
Tobey

January 30, 1986

16 FEB 4 All: 40

RECEIVED  
GENERAL COUNSEL

Mr. Laurence Tobey  
Federal Election Commission  
1325 F. Street, N.W.  
7th Floor  
Washington, D.C. 20463

Dear Mr. Tobey:

Our JebPac Officers have changed as they do annually. This letter is to officially notify the Commission of the appointment of the JebPac Officers for 1986. Mr. Ralph A. Corbin will serve as Chairman, Mr. Thomas J. Stanton as Vice Chairman and Mr. Richard F. Schaub as Treasurer.

Mr. John H. Walther, who is no longer an Officer of JebPac, served as Treasurer from January 1, 1984 through December 31, 1984; and Mr. Stanton served as Treasurer from January 1, 1985. We hope this fulfills the Commission's notification requirement since we do not have any official forms for such purpose.

Very truly yours,



Alfred H. Griffith  
Secretary

AHG/mr

Federal Express

86040620658

**FEDERAL ELECTION COMMISSION**  
**GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS**

MUR NO. 2059  
STAFF MEMBER & TEL. NO.  
Laurence E. Tobey  
(202) 376-8200

**RESPONDENT: Jersey Bankers Political Action Committee and  
Richard F. Schaub, as treasurer**

**SUMMARY OF ALLEGATIONS**

Jersey Bankers Political Action Committee violated 2 U.S.C. § 433(c) by failing to file amendments to its Statement of Organization when it changed treasurers on two occasions.

**FACTUAL BASIS AND LEGAL ANALYSIS**

Jersey Bankers Political Action Committee (hereinafter "JEBPAC") is a political committee within the meaning of 2 U.S.C. § 431(4)(A) which is registered with the Commission. JEBPAC filed a Statement of Organization with the Commission on February 6, 1978, in which it named Robert R. Peacock as treasurer. Mr. Peacock signed numerous reports filed with the Commission beginning on April 5, 1978 and ending on January 23, 1984.

On April 17, 1984, JEBPAC filed a report which was signed by John H. Walther as treasurer. Mr. Walther signed five reports, the most recent of which was filed on January 7, 1985. JEBPAC submitted no amendment to its Statement of Organization indicating that John H. Walther had replaced Robert R. Peacock as treasurer until February 4, 1986.

On July 19, 1985, JEBPAC submitted a report signed by Thomas J. Stanton, Jr., as treasurer. Mr. Stanton signed two

8 5 0 4 0 5 2 0 6 5 9

reports, the most recent of which was filed on February 5, 1986. JEBPAC submitted no amendment to its Statement of Organization indicating that Thomas J. Stanton, Jr., had replaced either Robert R. Peacock or John H. Walther as treasurer until February 4, 1986.

The Federal Election Campaign Act of 1971, as amended ("the Act") provides that all unauthorized political committees (such as JEBPAC) shall file a Statement of Organization within ten days after becoming a political committee. 2 U.S.C. § 433(a). The Statement of Organization shall include the name and address of the treasurer of the committee. 2 U.S.C. § 433(b).

The Act further provides:

(c) Changes in information in statements  
Any change in information previously submitted in a Statement of Organization shall be reported in accordance with Section 432(g) no later than 10 days after the date of the change.

Thus, the Act imposes a duty on political committees such as JEBPAC to amend their Statements of Organization if the committee changes its treasurer.

JEBPAC has admitted that it changed treasurers twice between 1978 and 1985. Commission records show that JEBPAC did not amend its Statement of Organization until February 4, 1986. Therefore, the Office of General Counsel recommends that the Commission find reason to believe that JEBPAC and Richard F. Schaub, as treasurer, violated 2 U.S.C. § 433(c).



**FEDERAL ELECTION COMMISSION**

WASHINGTON, D.C. 20463

Jamieson, Moore, Peskin & Spicer, P.C.  
Attn: Melvin S. Narol, Esquire  
300 Alexander Park, CN 5276  
Princeton, New Jersey 08540

RE: MUR 2059  
Jersey Bankers Political  
Action Committee, and  
Richard F. Schaub, as  
treasurer

Dear Mr. Narol:

On , 198 , the Federal Election Commission rejected your proposal for a conciliation agreement in settlement of this matter.

You will be contacted shortly regarding the next stage of the compliance process.

On the same date, the Commission also determined that there is reason to believe that your clients violated 2 U.S.C. § 433(c), 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 your clients. 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 fifteen 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 clients, the Commission may find probable cause to believe that a violation has occurred and proceed with conciliation.

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

Melvin S. Narol, Esq.  
Page Two

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

Requests for extensions of time will not be routinely granted. Requests must be made in writing at least five days prior to the due date of the response and specific good cause must be demonstrated. In addition, the Office of General Counsel is not authorized to give extensions beyond 20 days.

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.

If you have any questions, please contact Laurence E. Tobey, the attorney assigned to this matter, at (202) 376-8200.

Sincerely,

Joan D. Aikens  
Chairman

Enclosures

General Counsel's Factual and Legal Analysis

CCC# 9640  
2059

# JebPac

JERSEY BANKERS POLITICAL ACTION COMMITTEE  
Box 573, Princeton, New Jersey 08540  
609-924-5550

January 30, 1986

RECEIVED  
GENERAL COUNSEL  
36 FEB 4 AM: 40

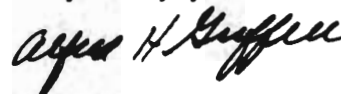
Mr. Laurence Tobey  
Federal Election Commission  
1325 F. Street, N.W.  
7th Floor  
Washington, D.C. 20463

Dear Mr. Tobey:

Our JebPac Officers have changed as they do annually. This letter is to officially notify the Commission of the appointment of the JebPac Officers for 1986. Mr. Ralph A. Corbin will serve as Chairman, Mr. Thomas J. Stanton as Vice Chairman and Mr. Richard F. Schaub as Treasurer.

Mr. John H. Walther, who is no longer an Officer of JebPac, served as Treasurer from January 1, 1984 through December 31, 1984; and Mr. Stanton served as Treasurer from January 1, 1985. We hope this fulfills the Commission's notification requirement since we do not have any official forms for such purpose.

Very truly yours,



Alfred H. Griffith  
Secretary

AHG/mr

Federal Express

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

September 5, 1985

Jamieson, Moore, Peskin & Spicer, P.C.  
Attn: Melvin S. Narol, Esquire  
300 Alexander Park CN 5276  
Princeton, New Jersey 08540-0560

RE: MUR 2059  
Jersey Bankers Political  
Action Committee-Federal  
Fund Robert R. Peacock,  
Treasurer

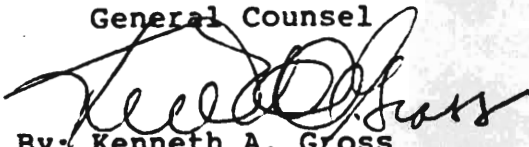
Dear Mr. Narol:

On July 12, 1985, the Commission found reason to believe that your clients violated 2 U.S.C. § 434(a)(4)(A)(ii). At your request, the Commission determined on August 28, 1985, to enter into negotiations directed towards reaching a conciliation agreement in settlement of this matter prior to a finding of probable cause to believe.

Enclosed is a conciliation agreement that the Commission has approved in settlement of this matter. If your clients agree with the provisions of the enclosed agreement, please sign and return it, along with the civil penalty, to the Commission. In light of the fact that conciliation negotiations, prior to a finding of probable cause to believe, are limited to a maximum of 30 days, you should respond to this notification as soon as possible. If you have any questions or suggestions for changes in the agreement, or if you wish to arrange a meeting in connection with a mutually satisfactory conciliation agreement, please contact Laurence Tobey, the attorney assigned to this matter, at (202) 523-4143.

Sincerely,

Charles N. Steele  
General Counsel

  
By: Kenneth A. Gross  
Associate General Counsel

Enclosures

GCC #828

JAMIESON, MOORE, PESKIN & SPICER

A PROFESSIONAL CORPORATION  
COUNSELLORS AT LAW

300 ALEXANDER PARK • CN 5276  
PRINCETON, N. J. 08540-0560  
(609) 452-0808

CRAWFORD JAMIESON (1927-1987)

PETER P. WALSH, JR. (1938-1973)

HERBERT FRANKLIN MOORE

BURTON PESKIN

THOMAS C. JAMIESON, JR.

MICHAEL F. SPICER

ARTHUR MEISEL\*

STANLEY C. VAN NESS

JAMES J. BRITT, JR.

THOMAS G. McMAHON\*

FRANCES GOLDMARK

THOMAS P. WEIDNER

MARK L. FIRST

MELVIN S. NAROL\*

DOUGLAS G. SANBORN

KEVIN J. MOORE

DENNIS R. CASALE

KEVIN L. LILLY

ANN F. KIERNAN

NEAL L. SCHONHAUT

NANCY F. KRAUT

ALBERT E. CRUZ

MICHAEL M. DICICCO

GAIL L. GRUNDITZ

ISRAEL SPICER

EDWARD J. McCARDELL, JR.

OF COUNSEL

TRENTON OFFICE

CAPITOL PLAZA HOTEL

SUITE 829

240 WEST STATE STREET

TRENTON, N.J. 08608-070

(609) 396-5511

PLEASE REPLY TO PRINCETON

August 6, 1985

\*ALSO ADMITTED IN N.Y.  
\*ALSO ADMITTED IN D.C.

FEDERAL EXPRESS

Mr. Laurence Tobey  
Staff Member  
Federal Election Commission  
1325 F Street N.W.  
7th Floor  
Washington, D.C. 20463

RE: MUR 2059  
Jersey Bankers Political Action Committee  
Federal Fund  
Robert R. Peacock, as treasurer

Dear Mr. Tobey:

In follow up to our telephone conversation of this date, we hereby request on behalf of New Jersey Bankers Political Action Committee (JEBPAC) Pre Probable Cause Conciliation. We understand that this process is available to us so that we can quickly and amicably resolve the oversight which occurred in this matter.

We look forward to hearing from you following your review of the file. Enclosed is the completed Statement of Designation of Counsel.

Very truly yours,

*Melvin S. Narol*

MELVIN S. NAROL  
For the Firm

MSN:lb

AUG 12 1985  
P 3:12

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GCC#8180  
85 AUG 2 10:30

**JAMIESON, MOORE, PESKIN & SPICER**  
A PROFESSIONAL CORPORATION  
COUNSELLORS AT LAW  
300 ALEXANDER PARK • CN 8276  
PRINCETON, N. J. 08540-0860  
(609) 452-0808

CRAWFORD JAMIESON (1927-1987)  
PETER P. WALSH, JR. (1938-1973)  
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THOMAS C. JAMIESON, JR.  
MICHAEL F. SPICER  
ARTHUR WEISER\*  
STANLEY C. VAN NEEB  
JAMES J. BRITT, JR.  
THOMAS G. McMAHON\*  
FRANCES GOLDMARK  
THOMAS P. WEIDNER  
MARK L. FIRST  
MELVIN S. NAROL\*  
DOUGLAS S. SANBORN

ISRAEL SPICER  
JOHN S. KRAMER  
OF COUNSEL

TRENTON OFFICE  
CAPITOL PLAZA HOTEL  
SUITE 820  
240 WEST STATE STREET  
TRENTON, N.J. 08606-1070  
(609) 398-8811

PLEASE REPLY TO PRINCETON

\*ALSO ADMITTED IN N.Y.  
\*ALSO ADMITTED IN D.C.

July 31, 1985

Mr. Laurence Tobey  
Staff Member  
Federal Election Commission  
1325 K Street N.W.  
7th Floor  
Washington, D.C. 20463

RE: MUR 2059  
Jersey Bankers Political Action Committee  
Federal Fund  
Robert R. Peacock, as treasurer

Dear Mr. Tobey:

This is to advise you that we are general counsel to the New Jersey Bankers Political Action Committee (JEBPAC).

We have been referred a letter from the Federal Election Committee, dated July 19, 1985, which was received by JEBPAC on July 29, 1985. We understand that we have fifteen days to respond under oath to that letter and the general counsel's factual and legal analysis. Thus, our response is due to you by August 13, 1985.

We will discuss this matter with our client and communicate with you within the next several days.

Very truly yours,

*Melvin S. Narol*  
MELVIN S. NAROL  
For the Firm

MSN:1b

RECEIVED  
GENERAL COUNSEL  
85 AUG 2 10:59

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STATEMENT OF DESIGNATION OF COUNSEL

MUR 2059

NAME OF COUNSEL: Melvin S. Narol

ADDRESS: Jamieson, Moore, Peskin & Spicer

300 Alexander Park, CN 5276

Princeton, NJ 08540-0560

TELEPHONE: (609) 452-0808

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.

August 5, 1985

Date

*Alfred H. Griffith*

Signature

Secretary, JebPac Federal Fund  
On behalf of JebPac Treasurer

RESPONDENT'S NAME: Alfred H. Griffith

ADDRESS: New Jersey Bankers Association

P.O. Box 573

Princeton, NJ 08542-0573

HOME PHONE: (201) 469-8050

BUSINESS PHONE: (609) 924-5550

86040620667



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

July 19, 1985

Robert R. Peacock, Treasurer  
Jersey Bankers Political  
Action Committee-Federal Fund  
P.O. Box 573  
Princeton, New Jersey 08540

RE: MUR 2059  
Jersey Bankers Political  
Action Committee-Federal Fund  
Robert R. Peacock, as treasurer

Dear Mr. Peacock:

On July 12, 1985, the Federal Election Commission determined that there is reason to believe that the Jersey Bankers Political Action Committee-Federal Fund and you, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(ii), 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 fifteen 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.

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

85040320668

Robert R. Peacock, Treasurer  
Page 2

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

Requests for extensions of time will not be routinely granted. Requests must be made in writing at least five days prior to the due date of the response and specific good cause must be demonstrated. In addition, the Office of General Counsel is not authorized to give extensions beyond 20 days.

If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form 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 Laurence Tobey, the staff member assigned to this matter, at (202) 523-4143.

Sincerely,



John Warren McGarry  
Chairman

Enclosures

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

86040620669

**FEDERAL ELECTION COMMISSION**  
**GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS**

MUR NO. 2059

STAFF MEMBER AND TEL. NO.:  
Stephen Levin  
(202) 523-4143

RESPONDENT:     Jersey Bankers Political Action Committee-  
Federal Fund  
Robert R. Peacock, as treasurer

**SUMMARY OF ALLEGATIONS**

The Jersey Bankers Political Action Committee-Federal Fund and Robert R. Peacock, as treasurer, allegedly violated 2 U.S.C. § 434(a)(4)(A)(ii) by not filing its 1984 12 day pre-general election report in a timely manner.

**FACTUAL AND LEGAL ANALYSIS**

All political committees, other than authorized committees of a candidate, if they choose to file quarterly reports rather than monthly reports, are required to file a 12 day pre-general election report no later than the 12th day before (or posted by registered or certified mail no later than the 15th day before) any election in which the committee makes a contribution to or expenditure on behalf of a candidate in such election. 2 U.S.C. § 434(a)(4)(A)(ii). JEBPAC is a quarterly filer which made contributions to candidates in Federal elections in 1984. Therefore, Respondent was required to file a 12 day pre-general election report, complete as of the 20th day before the election (i.e., covering the period October 1, 1984 thru October 17, 1984) by October 25, 1984.

85040520670

Respondent never filed a separate 12 day pre-general election report. RAD sent Respondent prior notification, on October 1, 1984, concerning the 12 day pre-general election report and 30 day post-general election report filing requirements. Also, on December 28, 1984, RAD sent JEBPAC a non-filer notice for failure to file the 30 day post-general election report. However, JEBPAC did file a 30 day post general election report on January 4, 1985, which covered the period of October 1, 1984 thru November 26, 1984, a period which included that time which would have been covered had Respondent filed a separate 12 day pre-general election report. As such, JEBPAC did file a report which included the information required by a 12 day pre-general election report. However, that information was not filed in a timely manner. The 12 day pre-general election report was due on October 25, 1984. The 30 day post-general election report was filed on January 4, 1985. Therefore, essentially, the 12 day pre-general election report was filed 71 days late. As such, the Office of General Counsel recommends that the Commission open a Matter Under Review (MUR) in this case and, further, this Office recommends that the Commission find there is reason to believe that the Jersey Bankers Political Action Committee-Federal Fund and Robert R. Peacock, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(ii) by failing to file its 1984 12 day pre-general election report in a timely manner.

85040620671

**SENSITIVE**

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

RECEIVED  
OFFICE OF THE FEC  
COMMISSION SECRETARY

**FIRST GENERAL COUNSEL'S REPORT 05 JUL 10 A9:43**

**DATE AND TIME OF TRANSMITTAL  
BY OGC TO THE COMMISSION:**

**RAD REFERRAL NO. 85NF-102  
STAFF MEMBER: Stephen Levin**

**SOURCE OF REFERRAL: INTERNALLY GENERATED**

**RESPONDENT'S NAME: Jersey Bankers Political Action Committee-  
Federal Fund  
Robert R. Peacock, as treasurer**

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

**INTERNAL REPORTS  
CHECKED: Committee Reports**

**GENERATION OF MATTER**

This matter arose from a referral to the Office of General Counsel from the Reports Analysis Division (hereinafter "RAD"),

The referral states that the Jersey Bankers Political Action Committee-Federal Fund and Robert R. Peacock, as treasurer ("JEBPAC"), an unauthorized political committee, violated 2 U.S.C. § 434(a)(4)(A)(ii) by failing to file its 12 day pre-general election report in a timely manner in 1984.

**FACTUAL AND LEGAL ANALYSIS**

All political committees, other than authorized committees of a candidate, if they choose to file quarterly reports rather than monthly reports, are required to file a 12 day pre-general election report no later than the 12th day before (or posted by registered or certified mail no later than the 15th day before) any election in which the committee makes a contribution to or

86040520672

expenditure on behalf of a candidate in such election. 2 U.S.C. § 434(a)(4)(A)(ii). JEBPAC is a quarterly filer which made contributions to candidates in Federal elections in 1984. Therefore, Respondent was required to file a 12 day pre-general election report, complete as of the 20th day before the election (i.e., covering the period October 1, 1984 thru October 17, 1984) by October 25, 1984.

Respondent never filed a separate 12 day pre-general election report. RAD sent Respondent prior notification, on October 1, 1984, concerning the 12 day pre-general election report and 30 day post-general election report filing requirements. Also, on December 28, 1984, RAD sent JEBPAC a non-filer notice for failure to file the 30 day post-general election report. However, JEBPAC did file a 30 day post general election report on January 4, 1985, which covered the period of October 1, 1984 thru November 26, 1984, a period which included that time which would have been covered had Respondent filed a separate 12 day pre-general election report. As such, JEBPAC did file a report which included the information required by a 12 day pre-general election report. However, that information was not filed in a timely manner. The 12 day pre-general election report was due on October 25, 1984. The 30 day post-general election report was filed on January 4, 1985. Therefore, essentially, the 12 day pre-general election report was filed 71 days late. As such, the Office of General Counsel recommends that the Commission open a

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Matter Under Review (MUR) in this case and, further, this Office recommends that the Commission find there is reason to believe that the Jersey Bankers Political Action Committee-Federal Fund and Robert R. Peacock, as treasurer, violated 2 U.S.C.

§ 434(a)(4)(A)(ii) by failing to file its 1984 12 day pre-general election report in a timely manner.

**RECOMMENDATIONS**

1. Open a Matter Under Review.
2. Find reason to believe that the Jersey Bankers Political Action Committee-Federal Fund and Robert R. Peacock, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(ii).
3. Approve the General Counsel's Factual and Legal Analysis.
4. Approve and send the attached letter.

Charles N. Steele  
General Counsel

July 8, 1985  
Date

BY:

Kenneth A. Gross  
Associate General Counsel

**Attachments**

RAD Referral  
Letter to Respondent  
General Counsel's Factual and Legal Analysis

86040320674



FEDERAL ELECTION COMMISSION

WASHINGTON, DC 20463

10 May 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: QUARTERLY FILERS (UNAUTHORIZED COMMITTEES) WHICH FAILED  
TO SUBMIT TIMELY 1984 12 DAY PRE-GENERAL REPORTS

The attached list of unauthorized committees consists of twenty-three (23) quarterly filers, which failed to submit a 12 Day Pre-General Report by Election Day, November 6, 1984.

Unlike the mandatory reporting requirement placed upon monthly filers, 2 U.S.C. §434(a)(4)(A)(ii) requires quarterly filers to submit 12 Day Pre-General Reports only if the committees make contributions to or expenditures on behalf of Federal candidates involved in the general election.

The Party/Non-Party Branch conducted a thorough examination to identify quarterly filers disclosing contributions or expenditures between October 1 and October 17, 1984. The research revealed committees that submitted either:

- a) 12 Day Pre-General Reports in a untimely manner,  
or
- b) 30 Day Post-General Reports indicating that 12 Day Pre-General Reports should have been filed.

All unauthorized committees were sent prior notification concerning the pre- and post-general filing requirements on October 1, 1984. In addition, twelve (12) of the committees being referred were sent Non-Filer Notices on December 28, 1984 for failure to file the 30 Day Post-General Report covering October 1 through November 26, 1984.

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For your information, the pertinent supporting documentation on each committee has been arranged in alphabetical order. If you have any questions, please contact Michael Filler at 523-4048.

Attachments

86040620676.

8 6 0 4 0 5 2 0 6 7 7

## COMMITTEE ID, NAME AND ADDRESS

NOTICES SENT/  
CONTACTS WITH FILERSREPORTS FILED/  
RESPONSE(S)

85NF-101

C00111922  
IRON WORKERS LOCAL 397 POLITICAL ACTION FUND  
TREASURER'S NAME: C W RUTLEDGE  
PO BOX 18  
MANGO FL 33550

None

Pre-General Report  
filed 11/13/84

85NF-102

X C00006355  
JERSEY BANKERS POLITICAL ACTION COMMITTEE-FEDERAL FUND (JEBPAC)  
TREASURER'S NAME: ROBERT R. PEACOCK  
499 N. HARRISON STREET, BOX 573  
PRINCETON NJ 08540

Non-Filer Notice sent  
12/28/84

Post-General Report  
(covering 10/1-11/26/84)  
filed 1/4/85

85NF-103

C00172296  
NATIONAL COMMITTEE TO PRESERVE SOCIAL SECURITY PAC  
TREASURER'S NAME: BLANCHE J KELLY  
18103 SKY PARK SO., SUITE A  
IRVINE CA 92714

Non-Filer Notice sent  
12/28/84  
Phone conversation on  
1/10/85

Post-General Report  
(covering 10/1-11/26/84)  
filed 1/22/85

85NF-104

C00164152  
NATIONAL LEAGUE OF POSTMASTERS POLITICAL ACTION COMMITTEE  
TREASURER'S NAME: RICHARD A WEINBERG  
1023 N ROYAL ST  
ALEXANDRIA VA 22314

Non-Filer Notice sent  
12/28/84

Post-General Report  
(covering 10/1-11/26/84)  
filed 1/8/85

85NF-105

C00018929  
NORTH DAKOTA STATE REPUBLICAN COMMITTEE - FEDERAL ACCOUNT  
TREASURER'S NAME: HOWARD NEILS  
RUSSEL BUILDING  
N. HIGHWAY #83, BOX 1917  
BISMARCK ND 58502

None

Post-General Report  
(covering 10/1-11/26/84)  
filed 12/6/84

85NF-106

C00016899  
OHIO DEMOCRATIC PARTY FEDERAL CAMPAIGN ACCOUNT  
TREASURER'S NAME: JOHN WEITHE  
88 E BROAD STREET #1920  
COLUMBUS OH 43215

Non-Filer Notice sent  
12/28/84

Post-General Report  
(covering 10/1-11/26/84)  
filed 1/7/85

86040520678.

JERSEY BANKERS POLITICAL ACTION COMMITTEE-  
FEDERAL FUND (JEBPAC)

(Attachments 14a - 14d)

8 6 0 4 0 6 2 0 6 7 9  
FEDERAL ELECTION COMMISSION  
COMMITTEE INDEX OF DISCLOSURE DOCUMENTS - (C) (83-84)

DATE: 04/02/85  
PAGE: 19

NON-PARTY RELATED

COMMITTEE	DOCUMENT	RECEIPTS	DISBURSEMENTS	TYPE OF FILER COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
JERSEY BANKERS POLITICAL ACTION COMMITTEE-FEDERAL FUND (JEBPAC)						
CONNECTED ORGANIZATIONS	BANKERS ASSOCIATION					
1983 MID-YEAR REPORT		3,520	15,957	1 JAN 83 - 30 JUN 83	10	83FEC/278/1455
YEAR-END		0	0	1 JUL 83 - 31 DEC 83	4	83FEC/292/0834
1984 APRIL QUARTERLY		19,133	6,007	1 JAN 84 - 31 MAR 84	10	84FEC/118/2560
JULY QUARTERLY		13,998	9,300	1 APR 84 - 30 JUN 84	11	84FEC/123/2555
OCTOBER QUARTERLY		23,119	15,110	1 JUL 84 - 30 SEP 84	10	84FEC/344/2572
POST-DECEMBER		6,997	15,765	1 OCT 84 - 31 DEC 84	10	84FEC/358/2581
NOTICE OF FAILURE TO FILE				1 OCT 84 - 31 DEC 84	1	84FEC/157/2572
YEAR-END		4,025	0	27 NOV 84 - 31 DEC 84	4	84FEC/358/2582
TOTAL		61,987	0	62,150	0	70 TOTAL PAGES

All Reports Reviewed  
Ending Cash on Hand as of 12/31/84= \$14,124.85  
Outstanding Debts as of 12/31/84= \$0

ATTACHMENT 14a



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20543

ATTACHMENT 145  
Page 1 of 2

October 1, 1984

GENERAL ELECTION FILING NOTICE  
FOR UNAUTHORIZED COMMITTEES

WHO MUST FILE THE PRE-GENERAL ELECTION REPORT

All committees that file monthly reports must file the pre-general election report due October 25, 1984.

In addition all quarterly filing committees that have made contributions or expenditures (including independent expenditures) in connection with the general election must file a pre-election report, if such activity has not previously been reported. See below for post-general filing information.

WHAT MUST BE REPORTED

The report must disclose all financial activity of the committee from the later of, the last report filed or the date of registration\* through October 17, 1984. (Monthly filers must disclose all financial activity from the later of October 1 or the date of registration\* through October 17, 1984.)

WHEN TO FILE

Pre-general election reports sent registered or certified mail must be postmarked no later than October 22, 1984. Reports hand delivered or mailed first class must be received no later than close of business October 25, 1984.

\* \* \* \* \*

WHO MUST FILE THE POST-GENERAL ELECTION REPORT

All committees must file the post-general election report due December 6, 1984, regardless of election activity.

WHAT MUST BE REPORTED

The post-general election report must cover all financial activity of the committee from either the date of the last report filed or the date of registration, whichever is later\* through November 26, 1984.

WHEN TO FILE

Post-general election reports sent by registered or certified mail must be postmarked no later than December 6, 1984. Reports hand delivered or mailed first class must be received no later than close of business December 6, 1984.

The first report filed by a committee shall include all amounts received or disbursed prior to becoming a political committee, even if such amounts were not received during the current reporting period. See 11 CFR 104.3(a) and (b).

-over-

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# WHERE AND HOW TO FILE

Committees should consult the instructions on the enclosed FEC form 3X, for details.

## QUARTERLY FILERS

Name of Report	Period Covered	Reg./Cert. Mailing Date	Filing Date
3rd Q-Report	07/01* - 09/30	10/15/84	10/15/84
Pre-General	10/01 - 10/17	10/22/84	10/25/84
Post-General**	10/18 - 11/26	12/06/84	12/06/84
Year-end	11/27 - 12/31	01/31/85	01/31/85

\*Or from date of registration, or the close of books of the last report filed, whichever is later.

\*\*Reports filed by committees that did not file the pre-General report should cover all financial activity from the last report filed through November 26, 1984.

\*\*\*

## MONTHLY FILERS

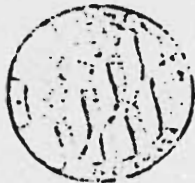
Name of Report	Period Covered	Reg./Cert. Mailing Date	Filing Date
Oct. Monthly	09/01 - 09/30	10/20/84	10/20/84
Pre-General	10/01 - 10/17	10/22/84	10/25/84
Post-General	10/18 - 11/26	12/06/84	12/06/84
Year-end	11/27 - 12/31	01/31/85	01/31/85

## COMPLIANCE

Political committees are fully liable for failure to file any report required under the Act. Failure to file in a timely fashion is a serious violation. Committees are subject to enforcement action for late filing. Illegible reports which can not be clearly reproduced and reports submitted on non-FEC forms will not be accepted. Committees filing such documents will be required to refile.

FOR INFORMATION CALL: Office Of Public Communications  
800/424-9530 or 202/523-4068

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## FEDERAL ELECTION COMMISSION

WASHINGTON, DC 20541

**EQ-7**

December 28, 1984

Robert R. Peacock, Treasurer  
Jersey Bankers Political Action  
Committee - Federal Fund (JLBPAF)  
499 W. Harrison Street, Box 573  
Princeton, NJ 08540

Identification Number: C00086355

Reference: 30 Day Post-General Report (10/1/84-11/26/84)

Dear Mr. Peacock:

It has come to the attention of the Federal Election Commission that you may have failed to file the above referenced Report of Receipts and Disbursements as required by the Federal Election Campaign Act. You were previously notified of the due date for this report.

It is important that you file this report immediately with the Federal Election Commission, 1325 K Street, NW, Washington, DC 20463 (or with the Clerk of the House or the Secretary of the Senate, as appropriate). A copy of the report or its relevant portions should also be filed with the Secretary of State or equivalent state officer (see 11 CFR 108.2, 108.3, 108.4).

The failure to file this report may result in an audit or legal enforcement action.

If you have any questions regarding this matter, please contact Mike Tangney on our toll-free number (800) 424-9530. Our local number is (202) 523-4048.

Sincerely,

*John D. Gibson*  
John D. Gibson  
Assistant Staff Director

John D. Gibson  
Assistant Staff Director  
Reports Analysis Division

REPORT OF RECEIPTS AND DISBURSEMENTS  
For a Political Committee Other Than an Authorized Committee

(Summary Page)

85 JAN 11 1985

ALLEGY AREA

1 Name of Committee (in Full)  
Jersey Bankers Political Action Committee  
(Jobpac) - Federal Fund  
(New Jersey Bankers Association)

Address (Number and Street)  
499 North Harrison Street

City, State and ZIP Code  
Princeton, New Jersey 08540

☐ Check here if address is different than previously reported

2 FEC Identification Number  
000086355

3 ☒ This committee qualified as a multicandidate committee during  
the Reporting Period on October 1, 1984

4. TYPE OF REPORT (Check appropriate boxes)

- (a) ☐ April 15 Quarterly Report ☐ October 15 Quarterly Report  
☐ July 15 Quarterly Report ☐ January 31 Year End Report  
☐ July 31 Mid Year Report (Non Election Year Only)  
☐ Monthly Report for \_\_\_\_\_  
☐ Twelfth day report preceding \_\_\_\_\_ (Date of Election)  
election on \_\_\_\_\_ in the State of \_\_\_\_\_  
☒ Thirtieth day report following the General Election  
on Nov. 6, 1984 in the State of New Jersey  
☐ Termination Report

(b) Is this Report an Amendment?

☐ YES ☒ NO

SUMMARY

C. Covering Period	October 1, 1984 through November 26, 1984	COLUMN A This Period	COLUMN B Calendar Year 43-0000
6 (a) Cash on hand January 1, 1984			\$ 1,848.98
(b) Cash on Hand at Beginning of Reporting Period		\$ 18,868.35	
(c) Total Receipts (from Line 12)		\$ 6,997.00	\$ 54,442.00
(d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)		\$ 25,865.35	\$ 56,290.98
7 Total Disbursements (from Line 28)		\$ 15,765.50	\$ 46,191.13
8 Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))		\$ 10,099.85	\$ 10,099.85
9 Debts and Obligations Owed TO The Committee (Itemize all on Schedule C or Schedule D)		\$ -0-	
10 Debts and Obligations Owed BY the Committee (Itemize all on Schedule C or Schedule D)		\$ -0-	

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

John H. Walther

Signature of Treasurer  
*John H. Walther*  
Date Jan. 3, 1985

For further information contact

Federal Election Commission  
Tel. 1-800-424-9530  
JUL 10 1985

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DETAILED SUMMARY PAGE  
of Receipts and Disbursements  
(Page 2, FEC FORM 3X)

Name of Committee or Fund		Report Covering the Period	
Jersey Bankers Political Action Committee (New Jersey Bankers Association)		From 10/1/84	To 11/26/84
		COLUMN A Total This Period	COLUMN B Calendar Year-To-Date
<b>I. RECEIPTS</b>			
11. CONTRIBUTIONS (other than loans) FROM:			
(a) Individuals/Persons Other Than Political Committees		4,997.00	49,942.00
(b) Political Party Committees		-0-	-0-
(c) Other Political Committees		-0-	-0-
(d) TOTAL CONTRIBUTIONS (other than loans) (add 11(a), 11(b) and 11(c))		4,997.00	49,942.00
12. TRANSFERS FROM AFFILIATED/OTHER PARTY COMMITTEES		7,000.00	4,500.00
13. ALL LOANS RECEIVED		-0-	-0-
14. LOAN REPAYMENTS RECEIVED		-0-	-0-
15. OFFSETS TO OPERATING EXPENDITURES (Refunds, Rebates, etc.)		-0-	-0-
16. REFUNDS OF CONTRIBUTIONS MADE TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES		-0-	-0-
17. OTHER RECEIPTS (Dividends, Interest, etc.)		-0-	-0-
18. TOTAL RECEIPTS (add 11(d), 12, 13, 14, 15, 16 and 17)		6,997.00	54,442.00
<b>II. DISBURSEMENTS</b>			
19. OPERATING EXPENDITURES		15.50	23.13
20. TRANSFERS TO AFFILIATED/OTHER PARTY COMMITTEES		-0-	18,818.00
21. CONTRIBUTIONS TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES		15,750.00	27,350.00
22. INDEPENDENT EXPENDITURES (use Schedule E)		-0-	-0-
23. COORDINATED EXPENDITURES MADE BY PARTY COMMITTEES (2 U.S.C. § 441 and 11 (Use Schedule F))		-0-	-0-
24. LOAN REPAYMENTS MADE		-0-	-0-
25. LOANS MADE		-0-	-0-
26. REFUNDS OF CONTRIBUTIONS TO:			
(a) Individuals/Persons Other Than Political Committees		-0-	-0-
(b) Political Party Committees		-0-	-0-
(c) Other Political Committees		-0-	-0-
(d) TOTAL CONTRIBUTION REFUNDS (add 26(a), 26(b) and 26(c))		-0-	-0-
27. OTHER DISBURSEMENTS		-0-	-0-
28. TOTAL DISBURSEMENTS (add lines 19, 20, 21, 22, 23, 24, 25, 26(d) and 27)		15,765.50	27,371.13
<b>III. NET CONTRIBUTIONS AND NET OPERATING EXPENDITURES</b>			
29. TOTAL CONTRIBUTIONS (other than loans) from Line 11(d)		4,997.00	49,942.00
30. TOTAL CONTRIBUTION REFUNDS from Line 26(d)		-0-	-0-
31. NET CONTRIBUTIONS (other than loans) (Subtract Line 30 from Line 29)		4,997.00	49,942.00
32. TOTAL OPERATING EXPENDITURES from Line 19		15.50	23.13
33. OFFSETS TO OPERATING EXPENDITURES from Line 15		-0-	-0-
34. NET OPERATING EXPENDITURES (Subtract Line 33 from Line 32)		15.50	23.13

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SCHEDULE C

ITEMIZED DISBURSEMENTS

Any information received from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

Name of Committee (in Full) **Jersey Bankers Political Action Committee (JBPAC)**  
**Federal Fund (New Jersey Bankers Association)**

A. Full Name, Mailing Address and ZIP Code James J. Florio P. O. Box 1926, Southeast Station Washington, D. C. 20024	Purpose of Disbursement contribution	Date (month, day, year)	Amount of Each Disbursement This Period
	Disbursement for <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify)	10/1/84	\$1,000.00
B. Full Name, Mailing Address and ZIP Code William J. Hughes P. O. Box 178 Ocean City, N.J. 08226	Purpose of Disbursement contribution	Date (month, day, year)	Amount of Each Disbursement This Period
	Disbursement for <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify)	10/1/84	\$1,000.00
C. Full Name, Mailing Address and ZIP Code Christopher Smith 341 White Horse Ave. Trenton, N.J. 08619	Purpose of Disbursement contribution	Date (month, day, year)	Amount of Each Disbursement This Period
	Disbursement for <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify)	10/1/84	\$1,000.00
D. Full Name, Mailing Address and ZIP Code Bernard J. Dwyer Box 2130 Edison, N.J. 08818	Purpose of Disbursement contribution	Date (month, day, year)	Amount of Each Disbursement This Period
	Disbursement for <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify)	10/1/84	\$1,000.00
E. Full Name, Mailing Address and ZIP Code Robert A. Roe P. O. Box 407 Wayne, N.J. 07470	Purpose of Disbursement contribution	Date (month, day, year)	Amount of Each Disbursement This Period
	Disbursement for <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify)	10/1/84	\$2,000.00
F. Full Name, Mailing Address and ZIP Code Robert G. Torricelli 116 Main Street Hackensack, N.J. 07601	Purpose of Disbursement contribution	Date (month, day, year)	Amount of Each Disbursement This Period
	Disbursement for <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify)	10/1/84	\$1,000.00
G. Full Name, Mailing Address and ZIP Code Joseph G. Minish P. O. Box 75061 Washington, D. C. 20013	Purpose of Disbursement contribution	Date (month, day, year)	Amount of Each Disbursement This Period
	Disbursement for <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify)	10/1/84	\$ 750.00
H. Full Name, Mailing Address and ZIP Code James A. Courter P. O. Box 1 - Eckettstown, N.J. 07840	Purpose of Disbursement contribution	Date (month, day, year)	Amount of Each Disbursement This Period
	Disbursement for <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify)	10/1/84	\$2,000.00
I. Full Name, Mailing Address and ZIP Code Frank J. Guerini P. O. Box J-29 Jersey City, N.J. 07306	Purpose of Disbursement contribution	Date (month, day, year)	Amount of Each Disbursement This Period
	Disbursement for <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify)	10/1/84	\$1,000.00

EX TOTAL of Disbursements This Page (optional)

TOTAL This Period (last page this line number only)

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SCHEDULE C

ITEMIZED DISBURSEMENTS

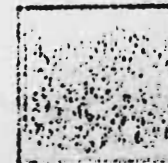
Any information copied from such Reports and Statements may not be used or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

Name of Committee (in Full) **Jersey Bankers Political Action Committee (JebPac)**  
**Federal Fund (New Jersey Bankers Association)**

A. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
<b>James Sexton</b> P. O. Box 795 Mt. Holly, N.J. 08050	contribution Disbursement for <input checked="" type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify)	10/1/84	\$2,000.00
<b>James J. Howard</b> 502 Main Street Belmar, N.J. 07719	contribution Disbursement for <input checked="" type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify)	10/19/84	\$1,000.00
<b>Edna Gello</b> 21 Route 10 East East Rutherford, N.J. 07093	contribution Disbursement for <input checked="" type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify)	10/23/84	\$2,000.00
D. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
E. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
F. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
G. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
H. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
I. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
SUBTOTAL of Disbursements This Page (optional)			
TOTAL This Period (all pages this line number only)			\$15,710.00

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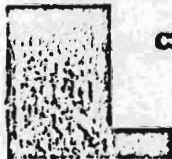
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1 JERSEY BANKERS ASSOCIATION  
BOX 573, PRINCETON, N.J. 08542-0573

NJBA

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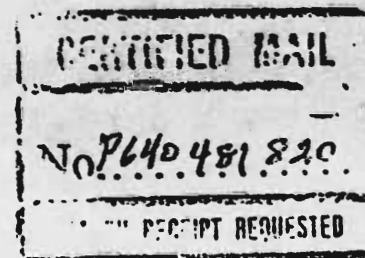


C

Mr. John D. Gibson  
Assistant Staff Director  
Reports Analysis Division  
Federal Election Commission  
1325 K Street, N.W.  
Washington, D. C. 20463

RECEIVED AT THE 173

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ATTACHMENT 14d  
page 5 of 5



**FEDERAL ELECTION COMMISSION**  
WASHINGTON, D.C. 20463

**Robert R. Peacock, Treasurer  
Jersey Bankers Political  
Action Committee-Federal Fund  
P.O. Box 573  
Princeton, New Jersey 08540**

**RE: MUR  
Jersey Bankers Political  
Action Committee-Federal Fund  
Robert R. Peacock, as treasurer**

**Dear Mr. Peacock:**

On , 1985, the Federal Election Commission determined that there is reason to believe that the Jersey Bankers Political Action Committee-Federal Fund and you, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(ii), 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 fifteen 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.

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

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Robert R. Peacock, Treasurer  
Page 2

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

Requests for extensions of time will not be routinely granted. Requests must be made in writing at least five days prior to the due date of the response and specific good cause must be demonstrated. In addition, the Office of General Counsel is not authorized to give extensions beyond 20 days.

If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form 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 Stephen Levin, the staff member assigned to this matter, at (202) 523-4143.

Sincerely,

John Warren McGarry  
Chairman

Enclosures

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

36040620689

**FEDERAL ELECTION COMMISSION**  
**GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS**

**MUR NO.**

**STAFF MEMBER AND TEL. NO.:**  
**Stephen Levin**  
**(202) 523-4143**

**RESPONDENT:** Jersey Bankers Political Action Committee-  
Federal Fund  
Robert R. Peacock, as treasurer

**SUMMARY OF ALLEGATIONS**

The Jersey Bankers Political Action Committee-Federal Fund and Robert R. Peacock, as treasurer, allegedly violated 2 U.S.C. § 434(a)(4)(A)(ii) by not filing its 1984 12 day pre-general election report in a timely manner.

**FACTUAL AND LEGAL ANALYSIS**

All political committees, other than authorized committees of a candidate, if they choose to file quarterly reports rather than monthly reports, are required to file a 12 day pre-general election report no later than the 12th day before (or posted by registered or certified mail no later than the 15th day before) any election in which the committee makes a contribution to or expenditure on behalf of a candidate in such election. 2 U.S.C. § 434(a)(4)(A)(ii). JEBPAC is a quarterly filer which made contributions to candidates in Federal elections in 1984. Therefore, Respondent was required to file a 12 day pre-general election report, complete as of the 20th day before the election (i.e., covering the period October 1, 1984 thru October 17, 1984) by October 25, 1984.

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Respondent never filed a separate 12 day pre-general election report. RAD sent Respondent prior notification, on October 1, 1984, concerning the 12 day pre-general election report and 30 day post-general election report filing requirements. Also, on December 28, 1984, RAD sent JEBPAC a non-filer notice for failure to file the 30 day post-general election report. However, JEBPAC did file a 30 day post general election report on January 4, 1985, which covered the period of October 1, 1984 thru November 26, 1984, a period which included that time which would have been covered had Respondent filed a separate 12 day pre-general election report. As such, JEBPAC did file a report which included the information required by a 12 day pre-general election report. However, that information was not filed in a timely manner. The 12 day pre-general election report was due on October 25, 1984. The 30 day post-general election report was filed on January 4, 1985. Therefore, essentially, the 12 day pre-general election report was filed 71 days late. As such, the Office of General Counsel recommends that the Commission open a Matter Under Review (MUR) in this case and, further, this Office recommends that the Commission find there is reason to believe that the Jersey Bankers Political Action Committee-Federal Fund and Robert R. Peacock, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(ii) by failing to file its 1984 12 day pre-general election report in a timely manner.

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FEDERAL ELECTION COMMISSION

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

THIS IS THE BEGINNING OF MUR # 2059

Date Filmed 11/14/86 Camera No. --- 2

Cameraman AS



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

2/13/87

THE FOLLOWING MATERIAL IS BEING ADDED TO THE  
PUBLIC FILE OF CLOSED MUR 2059.

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JAMIESON, MOORE, PESKIN & SPICER

A PROFESSIONAL CORPORATION  
COUNSELLORS AT LAW

300 ALEXANDER PARK  
PRINCETON, N. J. 08543-5276

(609) 452-0808

TELECOPIER

(609) 452-1147

TRENTON OFFICE

CAPITOL VIEW BUILDING

150 WEST STATE STREET

TRENTON, N.J. 08608

(609) 396-5511

PLEASE REPLY TO PRINCETON

AFFILIATED WITH  
DUANE, MORRIS &  
HECKSCHER  
ATTORNEYS AT LAW

ONE FRANKLIN PLAZA  
PHILADELPHIA, PA 19107  
(215) 854-6300

PAOLI, PA  
HARRISBURG, PA  
ALLENTOWN, PA  
WILMINGTON, DE

CHAWLORD JAMIESON (1927-1987)  
PETER P. WALSH, JR. (1938-1973)

HERBERT FRANKLIN MOORE  
BURTON PESKIN  
THOMAS C. JAMIESON, JR.  
MICHAEL F. SPICER  
ARTHUR MEISEL\*  
STANLEY C. VAN NNESS  
JAMES J. BRITT, JR.  
THOMAS G. MCMAHON\*  
FRANCES GOLDMARK  
THOMAS P. WEIDNER  
MELVIN S. NAROL\*  
DOUGLAS G. SANBORN  
KEVIN J. MCDONNELL  
DENNIS R. CASALE  
KEVIN L. LILLY  
ANN F. KIERNAN  
NEAL L. SCHONHAUT  
NANCY F. GOLDSTEIN  
MARILYN L. KLINE  
PATRICIA U. HERST\*  
JOANNE M. MOLONEY\*  
MARK A. SOLOMON\*

OF COUNSEL  
ISRAEL SPICER  
EDWARD J. MCCARDELL, JR.

\*ALSO ADMITTED IN N.Y.  
\*ALSO ADMITTED IN D.C.  
\*ALSO ADMITTED IN PA.

October 17, 1986

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MUR 2059

Lawrence M. Noble, Deputy General Counsel  
Federal Election Commission  
1325 F St. N.W.  
Washington, D.C. 20463

RE: In the matter of Jersey Bankers Political Action  
Committee-Federal Fund, and Alfred H. Griffith, as  
treasurer

Dear Mr. Noble:

This will acknowledge receipt of your letter of  
October 1, 1986, together with a fully executed copy of the  
Conciliation Agreement finally terminating this matter.

Very truly yours,



MELVIN S. NAROL  
For The Firm

MSN:lb

cc: Thomas C. Jamieson, Jr., Esquire

JAMIESON, MOORE, PESKIN & SPICER

A PROFESSIONAL CORPORATION

COUNSELLORS AT LAW

300 ALEXANDER PARK

CN 5276

PRINCETON, N. J. 08540-2560

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Federal Election Commission

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