



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE BEGINNING OF MUR # 2323

DATE FILMED 10/5/88 CAMERA NO. 2

CAMERAMAN MLC

88040722605



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

19 December 1986

MEMORANDUM

TO: CHARLES N. STEELE
GENERAL COUNSEL

THROUGH: JOHN C. SURINA
STAFF DIRECTOR

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

SUBJECT: REFERRAL OF THE U.S. COMMITTEE AGAINST NUCLEAR WAR

This is a combined Non-Filer/Chronic Late Filer referral of the U.S. Committee Against Nuclear War ("the Committee"). During the 1985-1986 election cycle, the Committee filed three (3) late Reports of Receipts and Disbursements. One of these submissions, the 1986 October Quarterly Report, was not filed by Election Day, November 4, 1986. According to the RAD Review and Referral Procedures for Unauthorized Committees (Standards 3 and 4), further examination is required by your office.

If you have any questions on this matter, please contact Brian Hancock at 376-2480.

Attachment

38040722600

REPORTS ANALYSIS REFERRAL

TO

OFFICE OF GENERAL COUNSEL

DATE: 19 December 1986

ANALYST: Brian J. Hancock

I. COMMITTEE: U.S. Committee Against Nuclear
War (C00157420)
William C. Oldaker, Treasurer
1140 19th Street, NW, Suite 900
Washington, DC 20036

II. RELEVANT STATUTE: 2 U.S.C. §434(a)(4)(A)(i)
11 CFR 104.5(c)(1)(i)(A)

III. BACKGROUND:

Chronic Late Filing of Reports and Failure to File the 1986
October Quarterly Report by Election Day

The U.S. Committee Against Nuclear War ("the Committee") failed to file three (3) Reports of Receipts and Disbursements in a timely manner for the 1985-1986 election cycle (see Chart and Attachments). The reports were filed between thirteen (13) and thirty-three (33) calendar days late. In addition, the Committee failed to file the 1986 October Quarterly Report by Election Day, November 4, 1986.

On September 16, 1986, a Chronic Late Filer Notice was sent to the Committee for failing to file the 1986 April Quarterly and July Quarterly Reports in a timely manner (Attachment 7). The Notice advised the Committee that any additional late filing of reports could result in legal enforcement action.

Subsequent to the sending of the Chronic Late Filer Notice, the Committee filed the 1986 October Quarterly Report late (Attachment 10). In a cover letter accompanying the October Quarterly Report, Mr. William Oldaker, treasurer for the Committee, explained that "the late filing is the result of the temporary absence of persons normally charged with preparing the reports."

IV. OTHER PENDING MATTERS INITIATED BY RAD:

None.

88040722607

8 8 0 4 0 7 2 2 6 0 8

LATE FILING HISTORY

REPORT TYPE	PRIOR NOTICE	DATE DUE	NON-FILER NOTICE	DATE FILED
1986 April Quarterly (1/1/86-3/31/86)	3/21/86 (Attachment 2)	4/15/86	5/7/86 (Attachment 3)	5/7/86 (Attachment 4)
1986 July Quarterly (4/1/86-6/30/86)	6/20/86 (Attachment 5)	7/15/86	N/A	7/28/86 (Attachment 6)
1986 October Quarterly (7/1/86-9/30/86)	9/19/86 (Attachment 8)	10/15/86	11/4/86 (Attachment 9)	11/17/86 (Attachment 10)

U.S. COMMITTEE AGAINST NUCLEAR WAR
REPORTS ANALYSIS OGC REFERRAL
PAGE 2

8 8 0 4 0 7 2 2 6 0 9
FEDERAL ELECTION COMMISSION
COMMITTEE INDEX OF DISCLOSURE DOCUMENTS - (C) (85-86)

DATE 8DEC86
PAGE 1

NON-PARTY RELATED

COMMITTEE	DOCUMENT	RECEIPTS	DISBURSEMENTS	TYPE OF FILER COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
U.S. COMMITTEE AGAINST NUCLEAR WAR CONNECTED ORGANIZATION: NONE				NON-PARTY QUALIFIED		ID #C00157420
1985	MID-YEAR REPORT	122,601	125,529	1JAN85 -30JUN85	16	85FEC/383/2201
	MID-YEAR REPORT - AMENDMENT	-	-	1JAN85 -30JUN85	2	86FEC/403/2550
	REQUEST FOR ADDITIONAL INFORMATION			1JAN85 -30JUN85	1	86FEC/402/2722
	YEAR-END	122,904	115,050	1JUL85 -31DEC85	12	86FEC/400/3044
	YEAR-END - AMENDMENT	122,904	115,050	1JUL85 -31DEC85	3	86FEC/413/3535
	REQUEST FOR ADDITIONAL INFORMATION			1JUL85 -31DEC85	1	86FEC/409/3630
	REQUEST FOR ADDITIONAL INFORMATION 2ND			1JUL85 -31DEC85	2	86FEC/413/3281
1986	MISCELLANEOUS NOTICE FROM FEC			16SEP86	1	86FEC/430/3591
	APRIL QUARTERLY	983	3,554	1JAN86 -31MAR86	7	86FEC/413/3539
	NOTICE OF FAILURE TO FILE			1JAN86 -31MAR86	1	86FEC/413/3092
	JULY QUARTERLY	22,568	16,879	1APR86 -30JUN86	11	86FEC/426/0426
	JULY QUARTERLY - AMENDMENT	-	-	1APR86 -30JUN86	2	86FEC/430/5035
	REQUEST FOR ADDITIONAL INFORMATION			1APR86 -30JUN86	1	86FEC/429/4303
	OCTOBER QUARTERLY	37	3,719	1JUL86 -30SEP86	9	86FEC/444/1941
	NOTICE OF FAILURE TO FILE			30SEP86	1	86FEC/443/3955
	PRE-GENERAL	0	0	1OCT86 -20OCT86	5	86FEC/444/1951
	POST-GENERAL	9	137	21OCT86 -24NOV86	7	86FEC/447/1138
TOTAL		269,102	0 264,868	0	82	TOTAL PAGES

All reports prior to the 30 Day Post-General have been reviewed.

Cash on hand as of 11/24/86: \$10,045

Debts owed to the Committee as of 11/24/86: \$0

Debts owed by the Committee as of 11/24/86: \$23,897.50

QUARTERLY REPORT NOTICE

FEDERAL ELECTION COMMISSION

PARTIES AND PACS

March 21, 1986

WHO MUST FILE

ALL Party Committees, Non-connected Committees and Separate Segregated Funds, except those filing monthly (see below), must file a quarterly report by April 15, 1986.

WHAT MUST BE REPORTED

The report must disclose all financial activity that occurred from the close of books for last report filed through March 31, 1986. Political committees that have not previously filed a financial disclosure report should report all financial activity through March 31, 1986.* For more detailed instructions, consult your campaign guide.

WHEN TO FILE

Reports sent by registered or certified mail must be postmarked no later than midnight April 15, 1986. Reports hand delivered or mailed first class must be received no later than close of business April 15, 1986.

WHERE AND HOW TO FILE

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

MONTHLY FILERS

Committees that file on a monthly schedule must file their next report by April 20, 1986, and disclose all financial activity of their committee from March 1 through March 31, 1986. (See the schedule of monthly reports on the reverse side.)

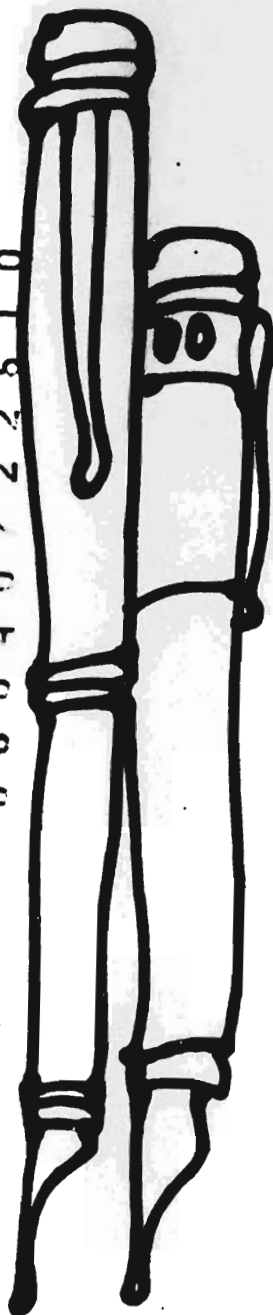
COMPLIANCE

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

*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 or disbursed during the current reporting period. See 11 CFR 104.3(a) and (b).

-over-

88040722610



REMINERS

QUARTERLY FILERS

Committees that make contributions or expenditures (including independent expenditures) in connection with an election, must file a pre-election report if this activity has not been previously disclosed. See the January 1986 issue of the Federal Election Commission Record for primary election filing requirements.

MONTHLY FILERS

Committees that file monthly must follow the schedule below. Pre-general election reports sent by registered or certified mail must be postmarked no later than midnight October 20, 1986. All other reports sent by registered or certified mail must be postmarked no later than midnight on the filing date in order to be timely. Reports hand delivered or mailed first class must be received by close of business on the filing date.

REPORT	PERIOD COVERED			FILING DATE
February	01/01	-	01/31	02/20/86
March	02/01	-	02/28	03/20/86
April	03/01	-	03/31	04/20/86
May	04/01	-	04/30	05/20/86
June	05/01	-	05/31	06/20/86
July	06/01	-	06/30	07/20/86
August	07/01	-	07/31	08/20/86
September	08/01	-	08/31	09/20/86
October	09/01	-	09/30	10/20/86
Pre-election	10/01	-	10/15	10/23/86
Post-election	10/16	-	11/24	12/04/86
Year-End	11/25	-	12/31	01/31/87

INDEPENDENT EXPENDITURES

Any independent expenditure aggregating \$1,000 or more and made between 2 and 20 days before an election must be reported within 24 hours after the expenditure is made. See 11 CFR 104.4(c)(2) and (3) for information concerning where to file.

FOR INFORMATION CALL: Information Services Division
800/424-9530 or 202/376-3120

88040722611



FEDERAL ELECTION COMMISSION

WASHINGTON, DC 20463

RJ-7

May 7, 1986

William C. Oldaker, Treasurer
U.S. Committee Against Nuclear War
1140 19th Street, N.W., Suite 900
Washington, D. C. 20036

Identification Number: C00157420

Reference: April Quarterly Report (1/1/86-3/31/86)

Dear Mr. Oldaker:

It has come to the attention of the Federal Election Commission ("the Commission") that you may be in violation of 2 U.S.C. §434(a) for failing to file the above referenced Report of Receipts and Disbursements. You were notified previously of the due date for this report.

It is important that you file this report immediately with the Federal Election Commission, 999 E Street, N.W., Washington, DC 20463 (or with the Clerk of the House or the Secretary of the Senate, as appropriate). A copy of the report or the relevant portions should also be filed with the Secretary of State or equivalent state officer. See 2 U.S.C. §439.

Although the Commission may initiate an audit or legal enforcement action concerning this matter, your prompt response and a letter of explanation will be taken into consideration.

If you have any questions, please contact Brian Hancock on our toll-free number (800) 424-9530. Our local number is (202) 376-2480.

Sincerely,

A handwritten signature in dark ink, appearing to read "John D. Gibson".

John D. Gibson
Assistant Staff Director
Reports Analysis Division

88040730912

REPORT OF RECEIPTS AND DISBURSEMENTS

For a Political Committee Other Than an Authorized Committee

RECEIVED
HAND DELIVERED
 MAY 7 4:10

(Summary Page)

1. Name of Committee (in Full)
U.S. COMMITTEE AGAINST NUCLEAR WAR

Address (Number and Street)
1140 19th Street, N.W., Suite 900

City, State and ZIP Code
Washington, D.C. 20036

☐ Check here if address is different than previously reported.

2. FEC Identification Number
C00157420

3. ☐ This committee qualified as a multicandidate committee during this Reporting Period on _____

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 _____ (Type of Election)

election on _____ in the State of _____

☐ Thirtieth day report following the General Election

on _____ in the State of _____

☐ Termination Report

(b) Is this Report an Amendment?

☐ YES ☒ NO

SUMMARY

5. Covering Period 1/1/86 through 3/31/86

6. (a) Cash on hand January 1, 19 86

(b) Cash on Hand at Beginning of Reporting Period

(c) Total Receipts (from Line 10)

(d) Subtotal (Add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)

7. Total Disbursements (from Line 20)

8. Cash on Hand at Close of Reporting Period (Subtract Line 7 from Line 6(d))

9. Debts and Obligations Owed TO The Committee
 (Itemize all on Schedule C or Schedule D)

10. Debts and Obligations Owed BY the Committee
 (Itemize all on Schedule C or Schedule D)

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

William C. Oldaker
 Type or Print Name of Treasurer

SIGNATURE OF TREASURER

Date

For further information contact:

Federal Election Commission
 200 E Street, N.W.
 Washington, D.C. 20543
 Tel. (202) 456-4500
 Local 202-576-5700

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

All previous versions of FEC FORM 3 and FEC FORM 3a are obsolete and should no longer be used.

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FEC FORM 3X (3/80)

36034133539

QUARTERLY REPORT NOTICE

FEDERAL ELECTION COMMISSION

PARTIES AND PACS

June 20, 1986

WHO MUST FILE

All Party Committees, Nonconnected Committees and Separate Segregated Funds, except those that file monthly (see below), must file a quarterly report by July 15, 1986.

WHAT MUST BE REPORTED

The report must disclose all financial activity that occurred from the close of books for the last report filed through June 30, 1986. Political committees that have not previously filed a financial disclosure report should report all financial activity through June 30, 1986.* For more detailed instructions, consult your campaign guide.

WHEN TO FILE

Reports sent by registered or certified mail must be postmarked no later than midnight July 15, 1986. Reports hand delivered or mailed first class must be received no later than close of business July 15, 1986.

WHERE AND HOW TO FILE

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

MONTHLY FILERS

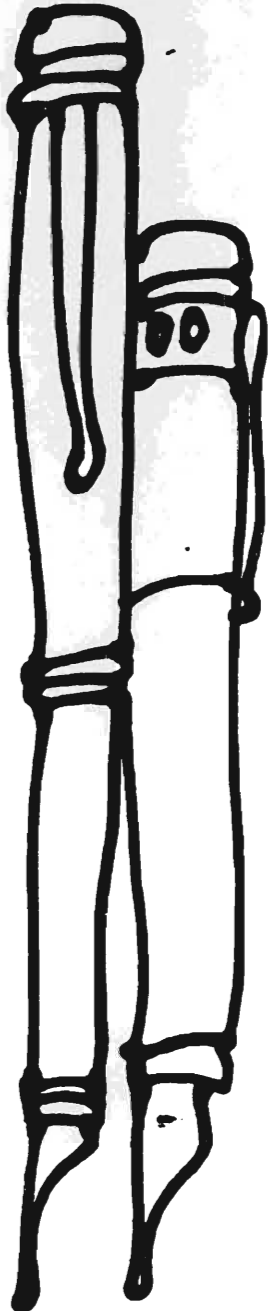
Committees that file on a monthly schedule must file their next report by July 20, 1986, and disclose all financial activity of their committee from June 1 through June 30, 1986. (See the schedule of monthly reports on the reverse side.)

COMPLIANCE

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

*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 or disbursed during the current reporting period. See 11 CFR 104.3(a) and (b).

-over-



QUARTERLY REPORT NOTICE

FEDERAL ELECTION COMMISSION

PARTIES AND PACS

June 20, 1986

WHO MUST FILE

All Party Committees, Nonconnected Committees and Separate Segregated Funds, except those that file monthly (see below), must file a quarterly report by July 15, 1986.

WHAT MUST BE REPORTED

The report must disclose all financial activity that occurred from the close of books for the last report filed through June 30, 1986. Political committees that have not previously filed a financial disclosure report should report all financial activity through June 30, 1986.* For more detailed instructions, consult your campaign guide.

WHEN TO FILE

Reports sent by registered or certified mail must be postmarked no later than midnight July 15, 1986. Reports hand delivered or mailed first class must be received no later than close of business July 15, 1986.

WHERE AND HOW TO FILE

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

MONTHLY FILERS

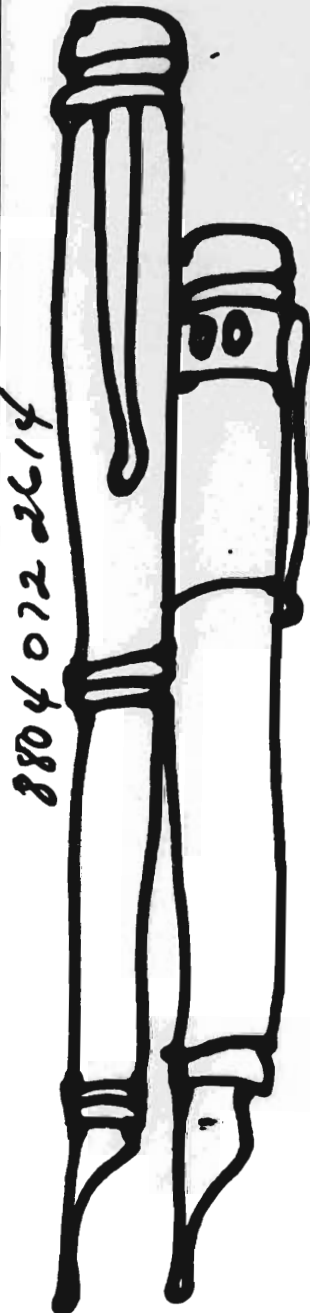
Committees that file on a monthly schedule must file their next report by July 20, 1986, and disclose all financial activity of their committee from June 1 through June 30, 1986. (See the schedule of monthly reports on the reverse side.)

COMPLIANCE

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

*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 or disbursed during the current reporting period. See 11 CFR 104.3(a) and (b).

-over-



REMINDERS

QUARTERLY FILERS

Committees that make contributions or expenditures (including independent expenditures) in connection with an election, must file a pre-election report, if this activity has not been previously disclosed. See the January 1986 issue of the Federal Election Commission Record for primary election filing requirements.

MONTHLY FILERS

Committees that file monthly reports must follow the schedule below. Pre-general election reports sent by registered or certified mail must be postmarked no later than mid-night October 20, 1986. All other reports sent by registered or certified mail must be postmarked no later than midnight on the filing date in order to be timely. Reports hand delivered or mailed first class must be received by close of business on the filing date.

REPORT	PERIOD COVERED	FILING DATE
February	01/01 - 01/31	02/20/86
March	02/01 - 02/28	03/20/86
April	03/01 - 03/31	04/20/86
May	04/01 - 04/30	05/20/86
June	05/01 - 05/31	06/20/86
July	06/01 - 06/30	07/20/86
August	07/01 - 07/31	08/20/86
September	08/01 - 08/31	09/20/86
October	09/01 - 09/30	10/20/86
Pre-election	10/01 - 10/15	10/23/86
Post-election	10/16 - 11/24	12/04/86
Year-End	11/25 - 12/31	01/31/87

INDEPENDENT EXPENDITURES

Any independent expenditure aggregating \$1,000 or more and made between 2 and 20 days before an election must be reported within 24 hours after the expenditure is made. See 11 CFR 104.4(c) (2) and (3) for information concerning where to file.

FOR INFORMATION CALL: Information Services Division
800/424-9530 or 202/376-3120

88040722615

REPORT OF RECENTS AND DISBURSEMENTS

For a Political Committee Other Than An Authorized Committee

RECEIVED
HAND DELIVERED
6 JUL 28 11:10

(Summary Page)

<p>1 Name of Committee (in Full)</p> <p>U.S. COMMITTEE AGAINST NUCLEAR WAR</p>	<p>4. TYPE OF REPORT (Check appropriate boxes)</p> <p>(a) <input type="checkbox"/> April 15 Quarterly Report <input type="checkbox"/> October 15 Quarterly Report</p> <p><input checked="" type="checkbox"/> July 15 Quarterly Report <input type="checkbox"/> January 31 Year End Report</p> <p><input type="checkbox"/> July 31 Mid Year Report (Non Election Year Only)</p> <p><input type="checkbox"/> Monthly Report for _____</p> <p><input type="checkbox"/> Tenth day report preceding _____ Election on _____ in the State of _____</p> <p><input type="checkbox"/> Thirtieth day report following the General Election on _____ in the State of _____</p> <p><input type="checkbox"/> Termination Report</p>
<p>Address Number and Street</p> <p>1140 19th Street, N.W. Suite 900</p>	
<p>City, State and Zip Code</p> <p>Washington, D.C. 20036</p>	
<p><input type="checkbox"/> Check here if address is different than previously reported</p>	
<p>2 FEC Identification Number</p> <p>C00157420</p>	
<p>3 <input type="checkbox"/> This committee qualified as a multicandidate committee during the Reporting Period on _____</p>	<p>(b) Is this Report an Amendment?</p> <p><input type="checkbox"/> YES <input checked="" type="checkbox"/> NO</p>

Summary

SUMMARY		COLUMN A This Period	COLUMN B Calendar Year-to-Date
5 Covering Period	4/1/86 through 6/30/86		
6 (a) Cash on hand January 1, 1986		\$ 10,737.16	
(b) Cash on Hand at Beginning of Reporting Period		\$ 8,166.47	
(c) Total Receipts (from Line 18)		\$ 22,568.25	\$ 23,551.94
(d) Subtotal (add Lines 6(a) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)		\$ 30,734.72	\$ 34,289.10
7 Total Disbursements (from Line 28)		\$ 16,879.77	\$ 20,434.15
8 Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))		\$ 13,854.95	\$ 13,854.95
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)		\$ 23,897.50	

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

For further information contact:

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PO. 1-100 000 4,4 9, 20

William C. Oldaker

TYPE O-1 IN NAME OF TREASURER

SIGNATURE OF THE ASSURER

7/26/86

All previous versions of FEC FORM 3 and FEC FORM 3a are obsolete and should no longer be used.

SECTION 28 100



FEDERAL ELECTION COMMISSION
WASHINGTON DC 20543

NS-L

SEP 16 1986

William C. Oldaker, Treasurer
U.S. Committee Against Nuclear War
1140 19th Street, N.W.
Suite 900
Washington, DC 20036

Identification Number: C00157420

Reference: 1985-1986 Election Cycle Reports

Dear Mr. Oldaker:

It has come to the attention of the Federal Election Commission ("the Commission") that your committee may have violated 2 U.S.C. §434(a), by failing to timely file Reports of Receipts and Disbursements. The following is a list of the reports in question.

<u>Report Type</u>	<u>Due Date</u>	<u>Date Filed</u>
April Quarterly (1/1/86-3/31/86)	4/15/86	5/7/86
July Quarterly (4/1/86-6/30/86)	7/15/86	7/28/86

Timely filing is a specific requirement of the Federal Election Campaign Act ("the Act") and is essential to fulfilling the public disclosure concept embodied in that law. The Commission views the untimely filing of reports as a serious violation of the Act. This communication is to advise you that, notwithstanding any matters which may be pending before the Commission, any additional report which is not submitted in a timely manner by your committee may result in the Commission initiating legal enforcement or audit action.

You may submit a letter of explanation in response to this notification. If, however, you have any questions, please feel free to contact Brian J. Hancock on our toll-free number, (800) 424-9530. Our local number is (202) 376-2480.

Sincerely,

Lisa J. Stolaruk
Chief, Party/Non-Party Branch
Reports Analysis Division

8040723617

QUARTERLY REPORT NOTICE

FEDERAL ELECTION COMMISSION

PARTIES AND PAGE

September 19, 1986

WHO MUST FILE

ALL Party Committees, Nonconnected Committees and Separate Segregated Funds, except those that file monthly (see below), must file a quarterly report by October 15, 1986.

WHAT MUST BE REPORTED

The report must disclose all financial activity that occurred from the close of books for the last report filed through September 30, 1986. Political committees that have not previously filed a financial disclosure report should report all financial activity through September 30, 1986.* For more detailed instructions, consult your campaign guide.

WHEN TO FILE

Reports sent by registered or certified mail must be postmarked no later than midnight October 15, 1986. Reports hand delivered or mailed first class must be received no later than close of business October 15, 1986.

WHERE AND HOW TO FILE

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

MONTHLY FILERS

Committees that file on a monthly schedule must file their next report by October 20, 1986, and disclose all financial activity from September 1 through September 30, 1986. (See Monthly Filers on the reverse side.)

COMPLIANCE

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

*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 or disbursed during the current reporting period. See 11 CFR 104.3(a) and (b).

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REMINERS

QUARTERLY FILERS

Committees that make contributions or expenditures (including independent expenditures) in connection with an election, and coordinated party expenditures in connection with a general election, must file a pre-election report if this activity has not been previously disclosed. See the January 1986 issue of the Federal Election Commission Record for primary and general election filing requirements.

MONTHLY FILERS

Committees that are filing monthly must file a pre-general election report due on October 23, a post-general election report due on December 24, and a year-end report due January 31, 1987, instead of monthly reports on November 20, December 20 and January 20, 1987. See the schedule below.

<u>REPORT</u>	<u>PERIOD COVERED</u>	<u>REG./CENT. MAILING DATE</u>	<u>FILING DATE</u>
Pre-general	10/01 - 10/15	10/20/86	10/23/86
Post-general	10/16 - 11/24	12/24/86	12/24/86
Year-end	11/25 - 12/31	01/31/87	01/31/87

*See General
Election Notice*

INDEPENDENT EXPENDITURES

Any independent expenditure aggregating \$1,000 or more and made between 2 and 20 days before an election must be reported within 24 hours after the expenditure is made. See 11 CFR 104.4(c)(2) and (3) for information concerning where to file.

A notice explaining general election filing requirements will be sent to you before the general election.

FOR INFORMATION CALL: Information Services Division
800/424-9530 or 202/376-3120

89040722619



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20543

HQ-7

November 4, 1985

William C. Oldaker, Treasurer
U.S. Committee Against Nuclear War
1140 19th Street, N.W., Suite 900
Washington, DC 20036

Identification Number: C00157420

Reference: October Quarterly Report (through 9/30/86)

Dear Mr. Oldaker:

It has come to the attention of the Federal Election Commission ("the Commission") that your committee may be in violation of 2 U.S.C. §434(a) for failing to file the above referenced Report of Receipts and Disbursements. You were notified previously of the due date for this report.

It is important that you file this report immediately with the Federal Election Commission, 999 E 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 the relevant portions should also be filed with the Secretary of State or equivalent State officer. See 2 U.S.C. §439.

Although the Commission may initiate an audit or legal enforcement action concerning this matter, your prompt response and a letter of explanation will be taken into consideration.

If you have any questions, please contact Brian J. Hancock on our toll-free number (800) 424-9530. Our local number is (202) 376-2480.

Sincerely,

A handwritten signature in cursive script, reading "John D. Gibson".

John D. Gibson
Assistant Staff Director
Reports Analysis Division

R 8 0 4 0 7 2 2 6 2 0
C 5 3 4 1 3 9 3 3

RECEIVED AT THE SEC

NOV 17 22:27

ERSTEIN BECKER BONDSCOTT & GREEN, P.C.

ATTORNEYS AT LAW

1445 15TH STREET, N.W.

WASHINGTON, D.C. 20005-0001

(202) 551-0000

TELE 750-000

500 PARK AVENUE
NEW YORK, NEW YORK 10022-0077
(212) 512-0000
TELE 512-0007

100 NORTH ST. ADAM STREET
ALEXANDRIA, VIRGINIA 22304
(703) 554-1004

501 MAIN STREET
FORT WORTH, TEXAS 76102-0000
(817) 554-0701

*U.S. NEW YORK, WASHINGTON, D.C.
AND VIRGINIA ONLY

(FIRM INCORPORATED)
SAN FRANCISCO, CALIFORNIA 94104-0004
(415) 555-0001

1075 CENTURY PARK EAST
LOS ANGELES, CALIFORNIA 90067-0001
(213) 555-0001

510 EAST PARK AVENUE
TALLAHASSEE, FLORIDA 32301-0004
(904) 551-0000

November 17, 1986

HAND DELIVERED

Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463

Dear Sir/Madam:

Attached please find the October 15 Quarterly Report and Pre-General Election Report for U.S. Committee Against Nuclear War (CO057420). The late filing is the result of the temporary absence of persons normally charged with preparing the reports.

Should you have any questions concerning the preparation of the attached reports, please do not hesitate to contact me.

Sincerely,

William C. Oldaker
William C. Oldaker by v.c.f.
Treasurer

WCO:kb

Enclosure

95334411941

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

RECEIVED BY THE FEC

(Summary Page)

26 NOV 17 2:27

<p>1. Name of Committee (in Full)</p> <p align="center">U.S. COMMITTEE AGAINST NUCLEAR WAR</p> <hr/> <p>Address (Number and Street)</p> <p align="center">1140 19th Street, N.W. Suite 900</p> <hr/> <p>City, State and ZIP Code</p> <p align="center">Washington, D.C. 20036</p> <hr/> <p><input type="checkbox"/> Check here if address is different than previously reported.</p>	<p>4. TYPE OF REPORT (Check appropriate box)</p> <p>(a) <input type="checkbox"/> April 15 Quarterly Report <input checked="" type="checkbox"/> October 15 Quarterly Report</p> <p><input type="checkbox"/> July 15 Quarterly Report <input type="checkbox"/> January 31 Year End Report</p> <p><input type="checkbox"/> July 31 Mid Year Report (Non-Election Year Only)</p> <p><input type="checkbox"/> Monthly Report for _____</p> <p><input type="checkbox"/> Twelfth day report preceding _____</p> <p align="center">Election on _____ in the State of _____</p> <p><input type="checkbox"/> Thirtieth day report following the General Election</p> <p align="center">on _____ in the State of _____</p> <p><input type="checkbox"/> Termination Report</p> <p>(b) Is this Report an Amendment?</p> <p align="center"><input type="checkbox"/> YES <input checked="" type="checkbox"/> NO</p>
<p>2. FEC Identification Number</p> <p align="center">C00157420</p>	
<p>3. <input type="checkbox"/> This committee qualified as a multicandidate committee during this Reporting Period on _____</p>	

SUMMARY		COLUMN A This Period	COLUMN B Calendar Year-to-Date
6. Covering Period	7/1/86 through 9/30/86		
6. (a) Cash on hand January 1, 1986			\$ 10,737.16
(b) Cash on Hand at Beginning of Reporting Period		\$ 13,854.95	
(c) Total Receipts (from Line 1B)		\$ 37.89	\$ 23,589.83
(d) Subtotal (add Lines 6(a) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)		\$ 13,892.84	\$ 34,326.99
7. Total Disbursements (from Line 2B)		\$ 3,719.05	\$ 24,153.20
8. Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))		\$ 10,173.79	\$ 10,173.79
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)		\$ 23,897.50	

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

William C. Oldaker
Type or Print Name of Treasurer

William C. Oldaker
SIGNATURE OF TREASURER

11/17/86
Date

For further information contact
Federal Election Commission
Pub. Free 888-434-6830

NOTE: Submission of false, fraudulent, or incomplete information may subject the person signing this report to the penalties of 2 U.S.C. § 637h.

All previous versions of FEC FORM 3 and FEC FORM 3a are obsolete and should no longer be used.

<div style="display: flex; justify-content: space-between;"> <div style="width: 100px; height: 20px;"></div> <div style="width: 100px; height: 20px;"></div> <div style="width: 100px; height: 20px;"></div> <div style="width: 100px; height: 20px;"></div> <div style="width: 100px; height: 20px;"></div> <div style="width: 100px; height: 20px;"></div> <div style="width: 100px; height: 20px;"></div> <div style="width: 100px; height: 20px;"></div> </div>	FEC FORM 3x (3/80)
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3673441933622

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

FIRST GENERAL COUNSEL'S REPORT

DATE AND TIME OF TRANSMITTAL
BY OGC TO THE COMMISSION _____

RAD Referral # 86NF-51
Staff Member John Drury

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: U.S. Committee Against Nuclear War and
William C. Oldaker, as treasurer,
("the Committee")

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

INTERNAL REPORTS CHECKED: C Index

FEDERAL AGENCIES CHECKED: None

GENERATION OF MATTER

This matter was referred to this Office on December 22, 1986
by the Reports Analysis Division.

SUMMARY OF ALLEGATIONS

The referral at Attachment I, page 2 alleges that the
Committee failed to file three reports in a timely manner during
the 1985-86 election cycle.

FACTUAL AND LEGAL ANALYSIS

Pursuant to 2 U.S.C. § 434(a)(4)(A)(i), the Committee was
required to file April, July and October quarterly reports by
April 15, July 15, and October 15, 1986 respectively. The RAD
referral indicates that it actually filed the reports on May 7,
July 28, and November 17, 1986 respectively. (See Attachment I,
p.3). For this reason, it appears that the Committee violated
§ 434(a)(4)(A)(i).

88040722623

RECOMMENDATION

1. Open a MUR.
2. Find reason to believe the U.S. Committee Against Nuclear War and William C. Oldaker, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(i) of the Federal Election Campaign Act of 1971, as amended.
3. Approve the attached letter.

Charles N. Steele
General Counsel

Date

1/9/87

By:

Lawrence M. Noble
Deputy General Counsel

Attachments

- I. Referral Materials
- II. Proposed Letter
- III. Factual and Legal Analysis

880440722624

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)

U.S. Committee Against Nuclear)
War and William C. Oldaker, as)
treasurer, ("the Committee"))

RAD Ref. 86NF-51

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on January 14, 1987, the Commission decided by a vote of 6-0 to take the following actions in RAD Ref. 86NF-51.

1. Open A MUR.
2. Find reason to believe the U.S. Committee Against Nuclear War and William C. Oldaker, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(i) of the Federal Election Campaign Act of 1971, as amended.
3. Approve the letter, as recommended in the First General Counsel's Report signed January 9, 1987.

Commissioners Aikens, Elliott, Josefiak, McDonald

McGarry and Thomas voted affirmatively for this decision.

Attest:

1-14-87

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

Received in the Office of Commission Secretary: Fri., 1-9-87, 3:10
Circulated on 48 hour tally basis: Mon., 1-12-87, 11:00
Deadline for vote: Wed., 1-14-87, 11:00

88040722625



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

January 30, 1987

William C. Oldaker, Treasurer
U.S. Committee Against Nuclear War
1140 19th Street, N.W., Suite 900
Washington, D.C. 20036

RE: MUR 2323
U.S. Committee Against Nuclear
War and William C. Oldaker,
as Treasurer

Dear Mr. Oldaker:

On January 14, 1987, the Federal Election Commission determined that there is reason to believe the U.S. Committee Against Nuclear War and William C. Oldaker, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(i), 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.

In the absence of any additional information which demonstrates that no further action should be taken against you, 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 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.

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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 John Drury, the attorney assigned to this matter, at (202) 376-8200.

Sincerely,



Scott E. Thomas
Chairman

Enclosures

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

88040722627

BCC 2641

EPSTEIN BECKER BORSODY & GREEN

ATTORNEYS AT LAW

1140 19TH STREET, N.W.

WASHINGTON, D.C. 20036-6601

(202) 661-0900

TELEX 756-260

DID# _____

RECEIVED

OFFICE OF THE
GENERAL COUNSEL

250 PARK AVENUE
NEW YORK, NEW YORK 10177-0077
(212) 370-9600
TELEX 5101008171

108 NORTH ST. ASAPH STREET
ALEXANDRIA, VIRGINIA 22314
(703) 684-1204

201 MAIN STREET
FORT WORTH, TEXAS 76102-3105
(817) 334 0701

TWO FOREST PLAZA
12201 MERIT DRIVE
DALLAS, TEXAS 75251-2213
(214) 239-1302

FOUR EMBARCADERO
SAN FRANCISCO, CALIFORNIA 94111-6954
(415) 398-3500

1875 CENTURY PARK EAST
LOS ANGELES, CALIFORNIA 90067-2501
(213) 556-8861

515 EAST PARK AVENUE
TALLAHASSEE, FLORIDA 32301-2924
(904) 681-0586

SIX LANDMARK SQUARE
STAMFORD, CONNECTICUT 06901-2704
(203) 348-3737

February 5, 1987

*P.C. NEW YORK, WASHINGTON, D.C.
CONNECTICUT AND VIRGINIA ONLY

John Drury, Esquire
Federal Election Commission
Office of the General Counsel
999 E Street, N.W.
Room 657
Washington, D.C. 20463

RE: MUR 2323, U.S. Committee Against
Nuclear War and William C. Oldaker,
as Treasurer

Dear Mr. Drury:

As provided at 11 C.F.R. § 111.6, this letter is to demonstrate that no action should be taken by the Federal Election Commission (hereinafter "the Commission") against U.S. Committee Against Nuclear War and William C. Oldaker, as Treasurer (hereinafter jointly referred to as "the Committee") in the above-captioned MUR.

The General Counsel's Analysis correctly states that the Committee's quarterly reports for the first, second and third quarters of 1986 were filed late. However, as stated in the Committee's correspondence accompanying its third quarter report, the late filings resulted from the periodic absence of the person normally charged with preparing the reports. This organizational deficiency has been corrected, and measures have been taken to insure that future filings are timely.

It is important for the Commission to note that the Committee has no history of late filing. And, significantly, since the three tardy reports, the Committee has filed its subsequent reports (pre-election, post-election and year-end) in a timely manner.

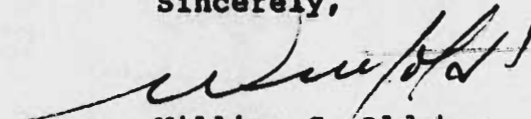
88040722628

John Drury, Esquire
February 5, 1987
Page Two

Furthermore, the late reports reflected only minimal activity by the Committee. Consequently, although the public admittedly was temporarily denied access to information, the information was minimal.

We believe that the nature of the cause for the late filings taken together with the corrections made in the Committee's organization to prevent future untimeliness (evidenced by its successive filings) and the absence of any history of late filing demonstrates that the Commission should take no further action in connection with the above-captioned MUR.

Sincerely,



William C. Oldaker

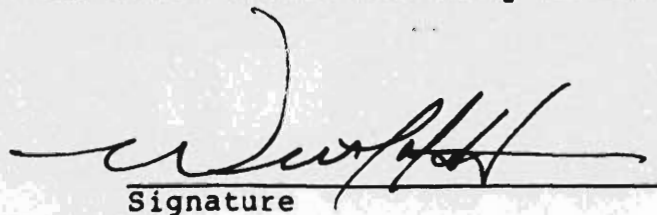
WF/mbe

88040722629

STATEMENT OF DESIGNATION OF COUNSELMUR 2323NAME OF COUNSEL: William C. OldakerADDRESS: Epstein Becker Borsody & Green, P.C.1140 19th Street, N.W., Suite 900Washington, D.C. 20036TELEPHONE: (202) 861-0900

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.

February 5, 1987
Date


Signature

U.S. Committee Against Nuclear War and William
C. Oldaker, as Treasurer

RESPONDENT'S NAME: _____

ADDRESS: 1140 19th Street, N.W., Suite 900Washington, D.C. 20036

HOME PHONE: _____

BUSINESS PHONE: (202) 861-0900

88040722630

bcc #2767
Drury

RECEIVED
OFFICE OF THE
GENERAL COUNSEL
EPSTEIN, BECKER, BORSODY & GREEN, P.C.
ATTORNEYS AT LAW

1140 19TH STREET, N.W.
WASHINGTON, D.C. 20036-8601
87 FEB 24 P 4:18
(202) 881-0900
TELEX 786-260
DIO

250 PARK AVENUE
NEW YORK, NEW YORK 10177-0077
(212) 370-9800
TELEX 5101008171

108 NORTH ST. ASAPH STREET
ALEXANDRIA, VIRGINIA 22314
(703) 684-1204

201 MAIN STREET
FORT WORTH, TEXAS 76102-3106
(817) 334 0701

TWO FOREST PLAZA
12201 MERIT DRIVE
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(214) 238-1302

FOUR EMBARCADERO
SAN FRANCISCO, CALIFORNIA 94111-5954
(415) 398-3500

1875 CENTURY PARK EAST
LOS ANGELES, CALIFORNIA 90067-2801
(213) 556-8861

515 EAST PARK AVENUE
TALLAHASSEE, FLORIDA 32301-2524
(904) 681-0596

SIX LANDMARK SQUARE
STAMFORD, CONNECTICUT 06901-2704
(203) 348-3737

P.C. NEW YORK, WASHINGTON, D.C.
CONNECTICUT AND VIRGINIA ONLY

February 24, 1987

RECEIVED
OFFICE OF THE
GENERAL COUNSEL

87 FEB 24 P 2:30

John Drury, Esquire
Federal Election Commission
Office of the General Counsel
999 E Street, N.W.
Room 657
Washington, D.C. 20463

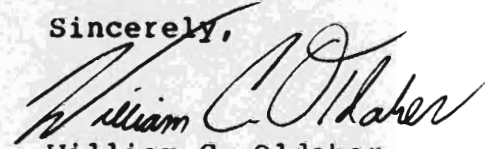
Re: MUR 2323, U.S. Committee Against
Nuclear War and William C. Oldaker, as
Treasurer.

Dear Mr. Drury:

As discussed and pursuant to 11 C.F.R. § 111.18(d), we
hereby desire to enter into negotiations directed towards
reaching a conciliation agreement in the above-captioned MUR.

Should you have any questions concerning this request,
please do not hesitate to contact me.

Sincerely,


William C. Oldaker

WCO:kb

88040722631

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)

U.S. Committee Against Nuclear War)
William C. Oldaker, as treasurer)

MUR 2323

GENERAL COUNSEL'S REPORT

I. BACKGROUND

On January 14, 1987, the Commission found reason to believe respondents violated 2 U.S.C. § 434(a)(4)(a)(i). Respondents were notified of this finding by letter dated January 30, 1987. On February 24, 1987 this Office received a request for pre-probable cause conciliation.

II. LEGAL ANALYSIS

Pursuant to 2 U.S.C. § 434(a)(4)(A)(i), the respondents were obligated to file 1986 April, July and October Quarterly reports by April 15, July 15, and October 15, 1986, respectively. These reports were filed on May 7, July 28, and November 17, 1986, respectively in violation of § 434(a)(4)(A)(i).

III. DISCUSSION OF CONCILIATION PROVISIONS AND CIVIL PENALTY

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This Office recommends that the Commission enter into pre-probable cause conciliation with the respondents and approve and send the proposed conciliation agreement and letter.

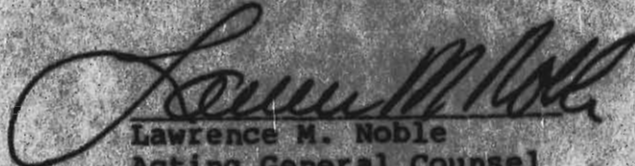
IV. RECOMMENDATIONS

1. Enter into conciliation with the U.S. Committee Against Nuclear War and William C. Oldaker, as treasurer, prior to a finding of probable cause to believe.

2. Approve the attached proposed conciliation agreement.
3. Approve and send the attached letter.

Date

4/29/87


Lawrence M. Noble
Acting General Counsel

Attachments

1. Proposed Conciliation Agreement
2. Letter to Respondents
3. Request for Pre-probable Cause Conciliation
4. Respondents' Letter of February 5, 1987

88040722634

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)

U.S. Committee Against Nuclear War)
William C. Oldaker, as treasurer)

MUR 2323

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on May 1, 1987, the Commission decided by a vote of 6-0 to take the following actions in MUR 2323:

1. Enter into conciliation with the U.S. Committee Against Nuclear War and William C. Oldaker, as treasurer, prior to a finding of probable cause to believe.
2. Approve the proposed conciliation agreement, as recommended in the General Counsel's Report to the Commission dated April 29, 1987.
3. Approve and send the letter, as recommended in the General Counsel's Report to the Commission dated April 29, 1987.

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

Attest:

5-1-87

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

Received in the Office of Commission Secretary:	Wed., 4-29-87,	11:06
Circulated on 48 hour tally basis:	Wed., 4-29-87,	4:00
Deadline for vote:	Fri., 5-01-87,	4:00

88040722635



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

May 6, 1987

William C. Oldaker, Treasurer
U.S. Committee Against Nuclear War
1140 19th Street, N.W.
Washington, D.C. 20036-6601

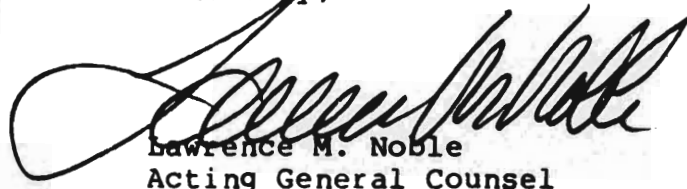
RE: MUR 2323
U.S. Committee Against
Nuclear War
William C. Oldaker, Treasurer

Dear Mr. Oldaker:

On January 14, 1987, the Commission found reason to believe that the U.S. Committee Against Nuclear War and you, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(i). At your request, the Commission determined on May 1, 1987, 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 you 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 John Drury, the attorney assigned to this matter at (202) 376-8200.

Sincerely,


Lawrence M. Noble
Acting General Counsel

Enclosures
Conciliation Agreement

88040722636

SENSITIVE



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

December 9, 1987

RECEIVED
FEDERAL ELECTION COMMISSION
87 DEC -9 PM 4:24

MEMORANDUM

TO: The Commission
FROM: Lawrence M. Noble
General Counsel *[Signature]*
SUBJECT: MUR 2323

Attached for the Commission's review is a brief stating the position of the General Counsel on the legal and factual issues of the above-captioned matter. A copy of this brief and a letter notifying the respondents of the General Counsel's intent to recommend to the Commission a finding of probable cause to believe was mailed on December 9, 1987. Following receipt of the respondents' reply to this notice, this Office will make a further report to the Commission.

Attachments

1. Brief
2. Letter to Respondents

88040722637



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

December 9, 1987

William C. Oldaker, Esquire
Manatt, Phelps, Rothenberg & Evans
1200 New Hampshire Avenue, N.W.
Suite 200
Washington, D.C. 20036

RE: MUR 2323
U.S. Committee Against
Nuclear War and William C.
Oldaker, as treasurer

Dear Mr. Oldaker:

Based on information ascertained in the normal course of carrying out its supervisory responsibilities, and information supplied by you, the Federal Election Commission, on January 14, 1987, found reason to believe that the U.S. Committee Against Nuclear War, and you, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(i) and instituted an investigation in this matter.

After considering all the evidence available to the Commission, the Office of the General Counsel is prepared to recommend that the Commission find probable cause to believe that violations have occurred.

The Commission may or may not approve the General Counsel's recommendations. Submitted for your review is a brief stating the position of the General Counsel on the legal and factual issues of the case. Within 15 days of your receipt of this notice, you may file with the Secretary of the Commission a brief or briefs (10 copies if possible) stating your position on the issues and replying to the brief of the General Counsel. (Three copies of such brief(s) should also be forwarded to the Office of the General Counsel, if possible.) The General Counsel's brief and any brief(s) which you submit will be considered by the Commission before proceeding to a vote of whether there is probable cause to believe a violation has occurred.

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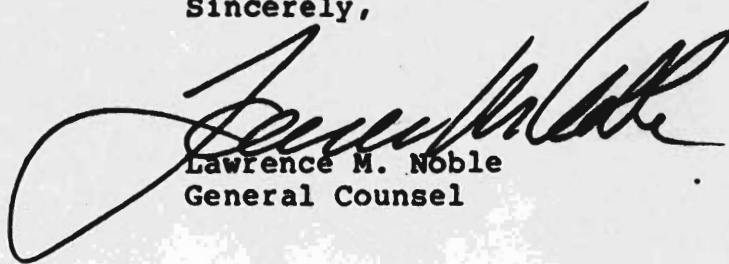
Letter to William C. Oldaker, Esquire
Page 2

If you are unable to file a responsive brief within 15 days, you may submit a written request to the Commission for an extension of time in which to file a brief. This Office ordinarily will not grant any extensions beyond 20 days. All requests for extensions of time must be submitted in writing five days prior to the due date. Further, good cause must be shown.

A finding of probable cause to believe requires that the Office of the General Counsel attempt for a period of not less than 30, but not more than 90 days, to settle this matter through a conciliation agreement.

Should you have any questions, please contact John Drury, the attorney assigned to handle this matter, at (202) 376-8200.

Sincerely,



Lawrence M. Noble
General Counsel

Enclosure
Brief

88040722639

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
U.S. Committee Against Nuclear) MUR 2323
War and William C. Oldaker, as)
treasurer)

GENERAL COUNSEL'S BRIEF

I. STATEMENT OF THE CASE

On January 14, 1987, the Commission found reason to believe the U.S. Committee Against Nuclear War (the "Committee"), and William C. Oldaker, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(i) by failing to file the 1986 April, July and October quarterly reports in a timely manner.

II. ANALYSIS

Pursuant to 2 U.S.C. § 434(a)(4)(A)(i), all political committees - other than authorized committees of a candidate - which do not file reports on a monthly basis, shall file quarterly reports in a calendar year in which a regularly scheduled general election is held, and such reports shall be filed no later than the 15th day after the last day of each calendar quarter. Accordingly, the respondents were obligated to file an April quarterly report for 1986 on April 15, 1986; a July quarterly report on July 15, 1986; and an October quarterly report on October 15, 1986. The Committee filed the 1986 April quarterly report on May 7, 1986, twenty-two days late. The report disclosed receipts totalling \$983 and disbursements of \$3,554. The Committee's 1986 July quarterly report, listing \$22,568 in receipts and \$16,879 in disbursements, was filed on

88040722640

July 28, 1986, thirteen days late. On November 17, 1986, the Committee filed its 1986 October quarterly report, thirty-three days late. This report disclosed \$37 in receipts and \$3,719 in disbursements. Inasmuch as the Committee has filed its April, July and October quarterly reports 22, 13, and 33 days late respectively, there is probable cause to believe the respondents have violated 2 U.S.C. § 434(a)(4)(A)(i).

II. GENERAL COUNSEL'S RECOMMENDATIONS

Find probable cause to believe U.S. Committee Against Nuclear War and William C. Oldaker, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(i).

Date

12/8/87


Lawrence M. Noble
General Counsel

88040722641

GCC #4977

MANATT, PHELPS, ROTHENBERG & EVANS

A PARTNERSHIP INCLUDING PROFESSIONAL CORPORATIONS

ATTORNEYS AT LAW

1200 NEW HAMPSHIRE AVENUE, N.W.

SUITE 200

WASHINGTON, D.C. 20036

TELEPHONE (202) 463-4300

RECEIVED
FEDERAL ELECTION COMMISSION
MAIL ROOM

87 DEC 21 AM 8:47

LOS ANGELES

11555 WEST OLYMPIC BOULEVARD
LOS ANGELES, CALIFORNIA 90064
(213) 318-4000

December 18, 1987

Marjorie Emmons, Secretary
Office of the Secretary
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463

RE: MURs 2323 & 2349

U.S Committee Against
Nuclear War

National Committee for Peace
in Central America

Dear Ms. Emmons:

Enclosed please find respondents' briefs in the above-captioned matters. Should you have any questions, please do not hesitate to call me.

Sincerely,

William C. Oldaker /EFK
William C. Oldaker

✓ cc: John Drury, Esquire

87 DEC 21 PM 1:06

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL

88040722642

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)

U.S. Committee Against Nuclear)
War and William C. Oldaker,)
as treasurer)

MUR 2323

BRIEF

I. Statement of the Case

The U.S. Committee Against Nuclear War (hereinafter the "U.S. Committee") concurs with the statement of the case set forth in the General Counsel's Brief.

II. Analysis

The U.S. Committee concurs with the General Counsel's recitation of the Federal Election Campaign Act of 1971 (hereinafter the "Act"), as well as the others facts set forth. However, the General Counsel's brief inexcusably ignores, as part of its analysis, the status of this committee. The U.S. Committee is dormant politically. For over one year, the U.S. Committee has desired to terminate its activities and cease to exist.

A review of recent reports filed by this committee indicates minimal activity of any kind during this time. From January 1, 1986 to September 30, 1986, the U.S. Committee made only a single contribution, that of \$250, on behalf of a federal candidate, and since that period has, in fact, made no further contributions. This committee is in no position to make contributions or otherwise engage in political activity: the U.S. Committee has no assets and is over \$14,000 in debt.

III. Conclusion

The U. S. Committee respectfully submits that the Federal Election Commission should consider its financial status in making any further findings in this matter, and in doing so, find no probable cause to believe that this respondents violated the Act.

88040722643

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
National Committee for Peace)
in Central American and)
William C. Oldaker, as treasurer)

MUR 2349

BRIEF

I. Statement of the Case

The National Committee for Peace in Central America (hereinafter the "National Committee") concurs with the third paragraph of the "statement of the case" set forth in the General Counsel's Brief. However, it appears that the factual recitation contained in the second paragraph refers to the "U.S. Committee Against Nuclear War."

II. Analysis

The National Committee concurs with the General Counsel's recitation of the Federal Election Campaign Act of 1971 (hereinafter the "Act"), as well as the mitigating factors set forth: (1) the National Committee's prior history of timely filing; (2) the corrective action taken to ensure future timely filing; (3) actual timely filing; and (4) minimal committee activity.

Additionally, for over one year, the National Committee has desired to terminate its activities and cease to exist. The National Committee is politically dormant and did not contribute to any candidates in 1986 or 1987. The balance of its bank account as of this writing is under \$70.

Finally, the Office of General Counsel's analysis states that the National "Committee admits that its quarterly reports for the first, second and third quarter of 1986 were filed late, in violation of 2 U.S.C. §434(a)(4)(A)(i)," (emphasis added). Obviously, the National Committee has not admitted through a signed conciliation agreement any violation of the Act, and such a statement is inappropriately contained in the General Counsel's brief.

III. Conclusion

The National Committee respectfully submits that the Federal Election Commission should, from the factors discussed above, draw a different inference than the Office of General Counsel, and in doing so, find no probable cause to believe that respondents violated the Act.

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SENSITIVE

BEFORE THE FEDERAL ELECTION COMMISSION

ESTAR 29 PM 12:40

In the Matter of)
)
U.S. Committee Against Nuclear)
War and William C. Oldaker,)
as treasurer)

MUR 2323

EXECUTIVE SESSION
APR 12 1988

GENERAL COUNSEL'S REPORT

I. BACKGROUND

On January 14, 1987, the Commission found reason to believe that the U.S. Committee Against Nuclear War and William C. Oldaker, as treasurer, (the "Committee"), violated 2 U.S.C. § 434(a)(4)(A)(i) by failing to file three quarterly reports in a timely manner during 1986. The Commission received a request from the Committee to enter into pre-probable cause conciliation on February 24, 1987.

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II. LEGAL ANALYSIS

The Office of the General Counsel relies on its brief circulated to the Commission on December 9, 1987. Accordingly, this Office recommends that the Commission find probable cause to believe that the Committee violated 2 U.S.C. § 434(a)(4)(A)(i). As developed below, this Office also recommends that the Commission approve the attached proposed conciliation agreement.

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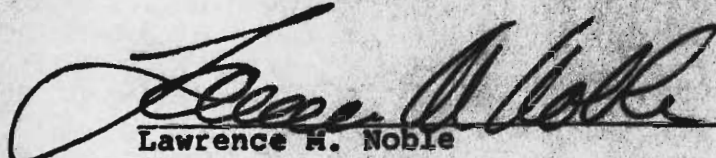
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IV. RECOMMENDATIONS

1. Find probable cause to believe that the U.S. Committee Against Nuclear War and William C. Oldaker, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(i).
2. Approve the attached proposed conciliation agreement and letter.

Date

3/29/88


Lawrence H. Noble
General Counsel

Attachments

1. Committee's reply brief
2. Proposed conciliation agreement (one)
3. Letter (one)

Staff: Jim Voegeli

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
U.S. Committee Against Nuclear) MUR 2323
War and William C. Oldaker,)
as treasurer)

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the
Federal Election Commission executive session of April 12,
1988, do hereby certify that the Commission decided by a
vote of 6-0 to take the following actions in MUR 2323:

1. Find probable cause to believe that the
U.S. Committee Against Nuclear War and
William C. Oldaker, as treasurer, violated
2 U.S.C. § 434(a)(4)(A)(i).
2. Approve the proposed conciliation agreement
attached to the General Counsel's report
dated March 29, 1988, subject to amendment
to substitute the words, probable cause to
believe, for the words, reason to believe.
3. Approve the letter attached to the General
Counsel's report dated March 29, 1988, subject
to correction of the name, Rothenberg.

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

Attest:

4-13-88

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 20, 1988

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

William C. Oldaker, Esquire
Manatt, Phelps, Rothenberg & Evans
1200 New Hampshire Avenue, N.W., Suite 200
Washington, D.C. 20036

RE: MUR 2323
U.S. Committee Against
Nuclear War and
William C. Oldaker, as
treasurer

Dear Mr. Oldaker:

On April 12, 1988, the Federal Election Commission found that there is probable cause to believe that the U.S. Committee Against Nuclear War, and you, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(i), a provision of the Federal Election Campaign Act of 1971, as amended.

The Commission has a duty to attempt to correct such violations for a period of 30 to 90 days by informal methods of conference, conciliation, and persuasion, and by entering into a conciliation agreement with a respondent. If we are unable to reach an agreement during that period, the Commission may institute a civil suit in United States District Court and seek payment of a civil penalty.

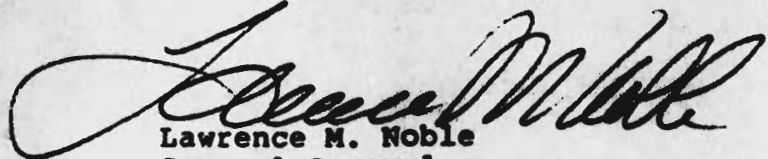
Enclosed is a conciliation agreement that the Commission has approved in settlement of this matter. If you agree with the provisions of the enclosed agreement, please sign and return it, along with the civil penalty, to the Commission within 10 days. I will then recommend that the Commission approve the agreement. Please make your check for the civil penalty payable to the Federal Election Commission.

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William C. Oldaker, Esquire
Page 2

If you have any questions or suggestions for changes in the enclosed conciliation agreement, or if you wish to arrange a meeting in connection with a mutually satisfactory conciliation agreement, please contact Jim Voegeli, the attorney assigned to this matter, at (202) 376-8200.

Sincerely,



Lawrence M. Noble
General Counsel

Enclosure
Conciliation Agreement

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600#9934

RECEIVED
FEDERAL ELECTION COMMISSION

88 JUL 27 AM 9:18

MANATT, PHELPS, ROTHENBERG & EVANS
A PARTNERSHIP INCLUDING PROFESSIONAL CORPORATIONS
ATTORNEYS AT LAW

1200 NEW HAMPSHIRE AVENUE, N.W.
SUITE 200
WASHINGTON, D.C. 20036
TELEPHONE (202) 463-4300

LOS ANGELES
11328 WEST OLIMPIC BOULEVARD
LOS ANGELES, CALIFORNIA 90064
(213) 288-4000

July 25, 1988

RECEIVED
FEDERAL ELECTION COMMISSION
88 JUL 27 PM 3:59

R. Lee Andersen, Assistant General Counsel
Office of General Counsel
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463

Re: MURs 2323 and 2349

Dear Lee:

Enclosed please find signed conciliation agreements for the U.S. Committee Against Nuclear War in MUR 2323 and for the National Committee for Peace in Central America in MUR 2349. In addition a civil penalty check in the amount of \$1,500 is enclosed.

Should you have any questions, please feel free to contact me.

Sincerely,

Eric

Eric F. Kleinfeld

Enc.

25922740788

JUL 10 1988

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)

U.S. Committee Against)
Nuclear War, and William)
C. Oldaker, as treasurer)

MUR 2323

SENSITIVE

GENERAL COUNSEL'S REPORT

I. BACKGROUND

On April 12, 1988, the Commission found probable cause to believe against the U.S. Committee Against Nuclear War (the "Committee") and William C. Oldaker, as treasurer, and authorized a proposed conciliation agreement.

The attached agreement contains no changes from the agreement approved by the Commission on July 6, 1988. (Attachment 1). A check for the civil penalty has also been submitted. (Attachment 2).

II. RECOMMENDATIONS

1. Accept the attached conciliation agreement with the U.S. Committee Against Nuclear War and William C. Oldaker, as treasurer.
2. Close the file as to the U.S. Committee Against Nuclear War and William C. Oldaker, as treasurer.

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3. Approve the attached letter.

Lawrence M. Noble
General Counsel

Date

8/9/88

BY:


Lois G. Lerner
Associate General Counsel

Attachments

1. Conciliation Agreement
2. Photocopy of civil penalty check
3. Proposed letter

Staff Person: R. Lee Andersen

88040722654

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

U.S. Committee Against
Nuclear War, and William
C. Oldaker, as treasurer

MUR 2323

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on August 12, 1988, the Commission decided by a vote of 6-0 to take the following actions in MUR 2323:

1. Accept the conciliation agreement with the U.S. Committee Against Nuclear War and William C. Oldaker, as treasurer, as recommended in the General Counsel's report signed August 9, 1988.
2. Close the file as to the U.S. Committee Against Nuclear War and William C. Oldaker, as treasurer.
3. Approve the letter, as recommended in the General Counsel's report signed August 9, 1988.

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

Attest:

August 15, 1988

Date

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

Received in the Office of Commission Secretary: Wed., 8-10-88, 9:38
Circulated on 48 hour tally basis: Wed., 8-10-88, 4:00
Deadline for vote: Fri., 8-12-88, 4:00

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

August 17, 1988

William C. Oldaker, Esquire
Manatt, Phelps, Rothenberg & Evans
1200 New Hampshire Avenue, N.W.
Suite 200
Washington, D.C. 20036

RE: MUR 2323
U.S. Committee
Against Nuclear
War and William
C. Oldaker, as
treasurer

Dear Mr. Oldaker:

On August 12, 1988, the Federal Election Commission accepted the signed conciliation agreement and civil penalty submitted on your behalf in settlement of a violation of 2 U.S.C. § 434(a)(4)(A)(i), a provision of the Federal Election Campaign Act of 1971, as amended. Accordingly, the file has been closed in this matter as it pertains to the U.S. Committee Against Nuclear War and you, as treasurer. This matter will become a part of the public record within 30 days. If you wish to submit any factual or legal materials to appear on the public record, please do so within ten days. Such materials should be sent to the Office of the General Counsel.

Please be advised that information derived in connection with any conciliation attempt will not become public without the written consent of the respondent and the Commission. See 2 U.S.C. § 437g(a)(4)(B). The enclosed conciliation agreement, however, will become a part of the public record.

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

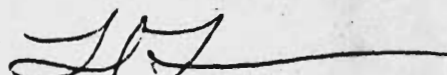
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William C. Oldaker, Esquire
Page 2

questions, please contact R. Lee Andersen, the attorney assigned
to this matter, at (202) 376-5690.

Sincerely,

Lawrence M. Noble
General Counsel



BY: Lois G. Lerner
Associate General Counsel

Enclosure
Conciliation Agreement

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BEFORE THE FEDERAL ELECTION COMMISSION

U.S. Committee Against Nuclear
War and William C. Oldaker,
as treasurer

)
)
)
)
MUR 2323

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 probable cause to believe that the U.S. Committee Against Nuclear War and William C. Oldaker, as treasurer, ("Respondents") violated 2 U.S.C. § 434(a)(4)(A)(i).

NOW, THEREFORE, the Commission and the Respondents, having duly entered into conciliation pursuant to 2 U.S.C. § 437g(a)(4)(A)(i), do hereby agree as follows:

I. The Commission has jurisdiction over the Respondents and the subject matter of this proceeding.

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, the U.S. Committee Against Nuclear War, is a political committee within the meaning of 2 U.S.C. § 431(4).

2. Respondent, William C. Oldaker, is the treasurer of the Committee.

3. Respondents filed their 1986 April Quarterly Report (due on April 15, 1986) on May 7, 1986, 22 days late.

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4. Respondents filed their 1986 July Quarterly Report (due on July 15, 1986) on July 28, 1986, 13 days late.

5. Respondents filed their 1986 October Quarterly Report (due on October 15, 1986) on November 17, 1986, 33 days late.

V. Respondents failed to file timely 1986 April, July and October Quarterly Reports, in violation of 2 U.S.C. § 434(a)(4)(A)(i).

VI. Respondents contend that they did not knowingly and willfully violate 2 U.S.C. § 434(a)(4)(A)(i).

VII. Respondents will pay a civil penalty to the Federal Election Commission in the amount of one thousand dollars (\$1,000), pursuant to 2 U.S.C. § 437g(a)(5)(A).

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 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 requirement 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:

Lawrence M. Noble
General Counsel

By:


Lois G. Lerner
Associate General Counsel

Date

August 16, 1988

FOR THE RESPONDENTS:


William C. Oldaker, Treasurer

Date

July 25, 1988

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 23:23

DATE FILMED 10/5/88 CAMERA NO. 2

CAMERAMAN MLC

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