



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE BEGINNING OF MJR # 2450
DATE FILMED 11/25/87 CAMERA NO. 3
CAMERAMAN AS

87040664468

Public Record Index - MUR 2450

1. Memo, 10 Feb 87, John D. Gibson (Reports Analysis Division) to Charles N. Steele (General Counsel), subj: Referral of Squibb Good Government Fund, w/atch (RAD Referral Package).
2. First General Counsel's Report, 18 May 87.
3. Certification of Commission Action, 22 May 87.
4. Ltr, 8 Jun 87, Scott E. Thomas (Chairman, FEC) to John G. Ryan (Treas, Squibb Good Government Fund), w/atch.
5. Ltr, 24 Jun 87, J.G. Ryan to FEC w/atch (Designation of Counsel Statement).
6. Ltr, 24 Jun 87, Stephen H. Mims to FEC.
7. Ltr, 26 Jun 87, Lois G. Lerner (Associate General Counsel) to Stephen H. Mims.
8. Ltr, 8 Jul 87, Stephen H. Mims to FEC.
9. General Counsel's Report, 28 July 87.
10. Certification of Commission Action, 31 Jul 87.
11. Ltr, 4 Aug 87, L.M. Noble to S.H. Mims.
12. Ltr, 25 Aug 87, S.H. Mims to FEC.
13. General Counsel's Report, 14 Sep 87.
14. Certification of Commission Action, 17 Sep 87.
15. Ltr, 18 Sep 87, Lawrence M. Noble (Acting General Counsel) to S.H. Mims w/atch (Executed Conciliation Agreement).

- End -

NOTE: In preparing its file for the public record, O.G.C. routinely removes those documents in which it perceives little or no public interest, and those documents, or portions thereof, which are exempt from disclosure under the Freedom of Information Act.

87040564469

Attachment 1



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

February 10, 1987

MEMORANDUM

TO: CHARLES N. STEELE
GENERAL COUNSEL

THROUGH: JOHN C. SURINA
STAFF DIRECTOR

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

SUBJECT: NON-FILER REFERRALS OF MONTHLY UNAUTHORIZED COMMITTEES

Attached is a listing of thirty-four (34) monthly filers which failed to file a report covering the pre-election period by Election Day, November 4, 1986. In accordance with Standard 3 of the 1985-1986 RAD Review and Referral Procedures, further examination is required by your office.

On September 29, 1986, prior notification was sent to all unauthorized committees which specifically informed monthly filers of the requirement to file a 12 Day Pre-General Report by October 23, 1986 (Attachment 35). Each committee which failed to submit either a 12 Day Pre-General Report or a November Monthly Report was sent a Non-Filer Notice on November 14, 1986 (Attachment 36). The following six (6) committees were not sent Non-Filer Notices because a report covering the pre-election period was indexed by November 14, 1986:

- Squibb Good Government Fund (C00064246)

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The attached printout lists the name, address and treasurer for each committee being referred. Any telephone conversations are referenced under Contacts with Filers. The Summary Pages of the late-filed reports and/or letters of explanation are included under Reports Filed/Response(s).

In addition, a "C" index has been included for each committee. Please note that the aggregate receipt and disbursement figures may be inflated in some cases because a) reports were submitted covering portions of the same period (e.g., a 12 Day Pre-General Report covering October 1, 1986 through October 15, 1986 and a November Monthly Report covering October 1, 1986 through October 31, 1986), or b) 1987 February Monthly Reports have been filed.

If you have any questions, please contact Lisa Stolaruk at 376-2480.

Attachments

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(4)

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87040564472

C00064246

Squibb Good Gov't Fund

87NF-40

(131)

SQUIBB GOOD GOVERNMENT FUND

(Attachments 33a and 33b)

87040564473

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FEDERAL ELECTION COMMISSION
COMMITTEE INDEX OF DISCLOSURE DOCUMENTS - (C) (85-86)

DATE 4FEB87
PAGE 1

NON-PARTY RELATED

COMMITTEE	DOCUMENT	RECEIPTS	DISBURSEMENTS	TYPE OF FILER COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
SQUIBS GOOD GOV'T FUND CONNECTED ORGANIZATION: SQUIBS CORPORATION				NON-PARTY QUALIFIED		ID #C00064246
1985	STATEMENT OF ORGANIZATION - AMENDMENT			7FEB85	2	85FEC/365/2655
	MID-YEAR REPORT	19,998	13,900	1JAN85 - 30JUN85	31	85FEC/382/3372
	1'ST LETTER INFORMATIONAL NOTICE			1JAN85 - 30JUN85	1	86FEC/405/0017
	YEAR-END	18,727	18,450	1JUL85 - 31DEC85	32	86FEC/397/4501
	1'ST LETTER INFORMATIONAL NOTICE			1JUL85 - 31DEC85	1	86FEC/405/0018
1986	MISCELLANEOUS REPORT			10MAR86 TO FEC	1	86FEC/404/3671
	MISCELLANEOUS REPORT			30MAY86 FROM FEC	1	86FEC/416/3852
	PRE-PRIMARY	6,556	16,450	1JAN86 - 28FEB86	25	86FEC/404/3672
	APRIL MONTHLY	6,460	2,500	1MAR86 - 31MAR86	7	86FEC/411/3404
	MAY MONTHLY	3,042	4,800	1APR86 - 30APR86	9	86FEC/414/2890
	JUNE MONTHLY	2,928	4,250	1MAY86 - 31MAY86	8	86FEC/417/1750
	JULY MONTHLY	3,384	0	1JUN86 - 30JUN86	7	86FEC/423/1616
	AUGUST MONTHLY	3,038	5,350	1JUL86 - 31JUL86	9	86FEC/428/0500
	SEPTEMBER MONTHLY	3,251	0	1AUG86 - 31AUG86	9	86FEC/430/9410
	OCTOBER MONTHLY	3,558	8,250	1SEP86 - 30SEP86	13	86FEC/436/1777
	PRE-GENERAL	369	2,000	1OCT86 - 15OCT86	4	86FEC/444/0121
	POST-GENERAL	7,565	4,300	16OCT86 - 24NOV86	11	86FEC/444/2974
	YEAR-END	3,975	0	25NOV86 - 31DEC86	11	87FEC/484/2138
	TOTAL	82,851	0 80,250	0	163	TOTAL PAGES

Ending cash-on-hand as of 12/31/86: \$8,923

Debts: \$0

All reports have been reviewed except the 1986 Year End Report.

ATTACHMENT 33a

132

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

(Summary Page)

ATTACHMENT 33b

133

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<p>1. Name of Committee (in Full)</p> <p align="center">Squibb Good Government Fund</p> <hr/> <p>Address (Number and Street)</p> <p align="center">P.O. Box 4000</p> <hr/> <p>City, State and ZIP Code</p> <p align="center">Princeton, N.J. 08543-4000</p> <hr/> <p><input type="checkbox"/> Check here if address is different than previously reported.</p> <p>2. FEC Identification Number</p> <p align="center">C00064246</p> <hr/> <p>3. <input type="checkbox"/> This committee qualified as a multi-candidate committee during this Report... Period on _____</p>	<p>4. TYPE OF REPORT (Check appropriate boxes)</p> <p>(a) <input type="checkbox"/> April 15 One-year Report <input 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 checked="" type="checkbox"/> Monthly Report for <u>Pre-Election</u></p> <p><input type="checkbox"/> Twelfth day report preceding _____ (Type of business)</p> <p>election on _____ in the State of _____</p> <p><input type="checkbox"/> Thirtieth day report following the General Election</p> <p>on _____ in the State of _____</p> <p><input type="checkbox"/> Terminating Report</p> <p>(b) Is this Report an Amendment?</p> <p align="center"><input type="checkbox"/> YES <input checked="" type="checkbox"/> NO</p>
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SUMMARY		COLUMN A This Period	COLUMN B Calendar Year-to-Date
5. Covering Period <u>October 1, 1986</u> through <u>October 15, 1986</u>			
6. (a) Cash on hand January 1, 19 <u>86</u>			\$ 12,692.07
(b) Cash on Hand at Beginning of Reporting Period		\$ 3,312.67	
(c) Total Receipts (from Line 12)		\$ 369.44	\$ 32,590.04
(d) Subtotal (add Lines 6(a) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)		\$ 3,682.11	\$ 45,282.11
7. Total Disbursements (from Line 20)		\$ 2,000.00	\$ 43,600.00
8. Cash on Hand at Close of Reporting Period (Subtract Line 7 from Line 6(d))		\$ 1,682.11	\$ 1,682.11
9. Debts and Obligations Owed TO The Committee		\$ -0-	
(Itemize all on Schedule C or Schedule D)			
10. Debts and Liabilities Owed BY the Committee		\$ -0-	
(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.

John G. Ryan, Jr.
Type or Print Name of Treasurer

John G. Ryan, Jr.
Signature of Treasurer

Nov 2 1986
Date

For further information contact:
Federal Election Commission
550 E Street, NW
Washington, D.C. 20543
Tel: (202) 456-4500
Toll Free: (800) 426-6922

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

All previous versions of FEC FORM 3 and FEC FORM 3a are obsolete and should be destroyed.

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FEC FORM 3X (2-80)

SENSITIVE

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 REFERRALS 97NF-08 to 41
STAFF MEMBER
Deborah Cuffey

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

RESPONDENTS' NAMES:

8 7 0 4 0 5 6 4 4 7 6

8704066447Z

Squibb Good Gov't Fund and John G. Ryan,
as treasurer

RELEVANT STATUTES: 2 U.S.C. § 434(a)(4)(B) and
11 C.F.R. 104.5(c)(3)(ii)

INTERNAL REPORTS CHECKED: Disclosure Reports

FEDERAL AGENCIES CHECKED: None

I. GENERATION OF MATTER

This matter was generated by the Reports Analysis Division ("RAD") after a review of the disclosure reports of the above-named committees. The RAD referral reveals that the above mentioned committees and their treasurers, may have violated 2 U.S.C. § 434(a)(4)(B) by failing to file the 1986 Pre-General Election Report in a timely manner.

II. FACTUAL AND LEGAL ANALYSIS

Attached is a listing of thirty-four (34) monthly filers which failed to file a report covering the pre-election period by Election Day, November 4, 1986. (Attachment 1) On September 29, 1986, prior notification was sent to all unauthorized committees which specifically informed monthly filers of the requirement to file a 12 Day Pre-General Report by October 23, 1986. (Attachment 1, page 137) Each committee which failed to submit either a 12 Day Pre-General Report or a November Monthly Report was sent a Non-Filer Notice on November 14, 1986. (Attachment 1, page 139) The following six (6) committees were not sent Non-Filer Notices because a report covering the pre-election period was indexed by November 14, 1986:

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- Squibb Good Government Fund

The attached printout lists the name, address and treasurer for each committee being referred. (Attachment 1, pages 5-10) Any telephone conversations are referenced under Contacts with Filers. The Summary Pages of the late-filed reports and/or letters of explanation are included under Reports Filed/Response(s).

In addition, a "C" index has been included for each committee. (Attachment 1) Please note that the aggregate receipt and disbursement figures may be inflated in some cases because (a) reports were submitted covering portions of the same period (e.g., a 12 Day Pre-General report covering October 1, 1986 through October 15, 1986 and a November Monthly Report covering October 1, 1986 through October 31, 1986), or (b) 1987 February Monthly Reports have been filed.

2 U.S.C. § 434(a)(4)(B) requires that monthly filers file a Pre-General Election Report, covering financial activity from October 1 through October 15, by October 23, 1986. The above

referenced committees failed to file the 1986 Pre-General Election Report by the required deadline. Therefore, though the Commission is in receipt of report(s) disclosing financial activity covering the pre-general election period, such report(s) were not filed in a timely manner.

With regard to thirty-two non-filers listed below, the Office of General Counsel recommends that the Commission open MURs and find reason to believe these committees and their treasurers violated 2 U.S.C. § 434(a)(4)(B).

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III. RECOMMENDATIONS

1. Open MURs with respect to those committees listed in Recommendation 2.
2. Find reason to believe the following committees and their treasurers violated 2 U.S.C. § 434(a)(4)(B):

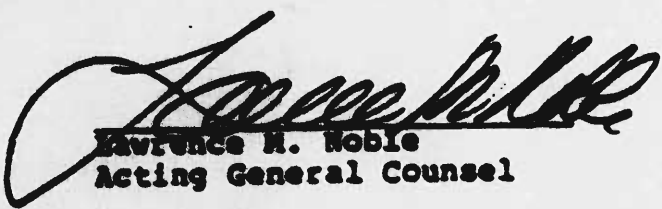
970405164490

Squibb Good Gov't Fund and John G. Ryan,
as treasurer

3. Approve the attached sample letter and sample Factual and Legal Analysis to be sent to each committee listed in Recommendation 2.

Date

5/18/87


Lawrence M. Noble
Acting General Counsel

Attachments

1. Referral Materials
2. Sample Letter (1)
3. Sample Factual and Legal Analysis (1)

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

RAD Ref. 87NF-08 to 41

87040664482

(continued)

Federal Election Commission
Certification for RAD Ref. 87NF-08 to 41
May 21, 1987

Page 2.

87040564483

Squibb Good Gov't Fund and John G. Ryan,
as treasurer

(continued)

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CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on May 21, 1987, the Commission decided by a vote of 6-0 to take the following actions in RAD Ref. 87NF-08 to 41:

1. Open MURs with respect to those committees listed in Recommendation 2.
2. Find reason to believe the following committees and their treasurers violated 2 U.S.C. § 434(a) (4) (B):

Federal Election Commission
Certification for RAD Ref. 87NF-08 to 41
May 21, 1987

Page 4

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(continued)

Squibb Good Gov't Fund and John G. Ryan,
as treasurer

3. Approve the sample letter and sample Factual and Legal Analysis to be sent to each committee listed in Recommendation 2, as recommended in the First General Counsel's Report signed May 18, 1987.
- 4.

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

Attest:

5-22-87

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

Received in the Office of Commission Secretary: Tues., 5-19-87, 9:22
Circulated on 48 hour tally basis: Tues., 5-19-87, 4:00
Deadline for vote: Thurs., 5-21-87, 4:00



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

June 8, 1987

John G. Ryan, Treasurer
Squibb Good Government Fund
P.O. Box 4000
Princeton, NJ 08540

RE: MUR 2450
Squibb Good Government
Fund and John G. Ryan,
as treasurer

Dear Mr. Ryan:

On May 21, 1987, the Federal Election Commission determined there is reason to believe Squibb Good Government Fund and you, as treasurer, violated 2 U.S.C. § 434(a)(4)(B), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The 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

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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.

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 Sandra Robinson, the attorney assigned to this matter, at (202) 376-8200.

Sincerely,



Scott E. Thomas
Chairman

Enclosures

Factual and Legal Analysis
Procedures
Designation of Counsel Statement

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**FEDERAL ELECTION COMMISSION
FACTUAL AND LEGAL ANALYSIS**

RESPONDENTS: Squibb Good Gov't Fund and
John G. Ryan, as treasurer

MUR 2450

The RAD referral reveals that the above-mentioned committee and treasurer, may have violated 2 U.S.C. § 434(a)(4)(B) by failing to file the 1986 Pre-General Election Report in a timely manner.

On September 29, 1986, prior notification was sent to all unauthorized committees which specifically informed monthly filers of the requirement to file a 12 Day Pre-General Election Report by October 23, 1986. The above-mentioned Committee failed to file a report covering the pre-election period by Election Day, November 4, 1986. Each Committee which failed to submit either a 12 Day Pre-General Election Report or a November Monthly Report was sent a Non-filer Notice on November 14, 1986, unless the Commission had received the reports by that date.

2 U.S.C. § 434(a)(4)(B) required that monthly filers file a Pre-General Election Report, covering financial activity from October 1 through October 15, by October 23, 1986. The above-referenced committee failed to file the 1986 Pre-General Election Report by the required deadline. Though the Committee may have filed a report which disclosed financial activity covering the pre-general election period, such report was not filed in a

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timely manner. Therefore, the Office of General Counsel recommends the Commission open a MUR in this matter and find reason to believe the above-mentioned Respondents have violated 2 U.S.C. § 434(a)(4)(B).

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Squibb Good Government Fund

RECEIVED
OFFICE OF THE
GENERAL COUNSEL

CCC#3677

87 JUN 24 P12:19

June 24, 1987

Ms. Sandra Robinson
Federal Election Commission
Room 657
999 E Street, NW
Washington, DC 20463

Dear Ms. Robinson:

As per our telephone conversation this morning, I am enclosing the Federal Elections Commission Statement of Designation of Counsel form regarding MUR 2450.

Mr. Steve Mims will be our counsel in this matter.

Sincerely,


John G. Ryan
Treasurer

JGR/sm
Enclosures

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STATEMENT OF DESIGNATION OF COUNSEL

MUR 2450

NAME OF COUNSEL: Steve Mims

ADDRESS: 5704 North 20th Street

Arlington, VA 22205

TELEPHONE: 703/532-6022

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.

June 24, 1987
Date

John G. Ryan
Signature

RESPONDENT'S NAME: Squibb Good Government
Fund/John G. Ryan, Treasurer

ADDRESS: c/o 655 15th Street, NW; Suite 410
Washington, D.C. 20005

HOME PHONE: 536-9431

BUSINESS PHONE: 783-0900

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KINOSKY & MIMS
ATTORNEYS AND COUNSELORS AT LAW
5704 NORTH 20TH STREET
ARLINGTON, VIRGINIA 22205

BARBARA S. KINOSKY
STEPHEN H. MIMS
SUZANNE LITTLE*

TELEPHONE
(703) 532-6022

*D.C. BAR ONLY

June 24, 1987

BY HAND

Sandra Robinson, Esquire
Office of General Counsel
Federal Election Commission
999 E Street, N.W.
Washington, DC 20463

Re: Request for Extension of Time
MUR 2450

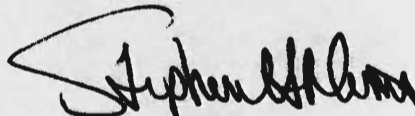
Dear Ms. Robinson:

This firm represents the Squibb Good Government Fund and John G. Ryan, as its treasurer (collectively referred to as "the Fund"). In that regard, I understand that the proper designation of counsel statement has been submitted to the Commission. On behalf of the Fund, I hereby request an extension of time in which to submit a response to the Commission's May 21, 1987, determination that there is reason to believe the Fund violated Section 434(a)(4)(B) of the Federal Election Campaign Act of 1971, as amended. I anticipate that a response would be completed and submitted to the Commission not later than July 10, 1987.

In considering this request, I would like to bring to your attention the following circumstance that explain the apparent delay in responding to the Commission's June 8, 1987, notification. The address to which the notification was mailed is the Fund's New Jersey office. All mail from the Commission received at this address is forwarded to the Washington office unopened where this notice was finally received on Tuesday, June 22, 1987.

In view of the foregoing, I would appreciate a favorable reply to this request. If you have any questions, please do not hesitate to call me.

Sincerely,



Stephen H. Mims

cc: John Ryan, Treasurer

87 JUN 24 P 1:42

RECEIVED
OFFICE OF THE
GENERAL COUNSEL

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

June 26, 1987

Stephen H. Mims, Esquire
Kinosky & Mims
5704 North 20th Street
Arlington, VA 22205

RE: MUR 2450
Squibb Good Government Fund
and John G. Ryan, Jr., as
treasurer

Dear Mr. Mims:

This is in response to your letter dated June 24, 1987, which we received on June 24, 1987, requesting an extension until July 10, 1987, to respond to the Federal Election Commission's reason to believe finding that Squibb Good Government Fund violated 2 U.S.C. § 434(a)(4)(B). After considering the circumstances presented in your letter, I have granted the requested extension. Accordingly, your response is due by close of business on July 10, 1987.

If you have any questions, please contact Sandra H. Robinson, the attorney assigned to this matter at (202) 376-8200.

Sincerely,

Lawrence M. Noble
Acting General Counsel

BY: Lois G. Lerner
Associate General Counsel

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plm

CCC# 3835

KINOSKY & MIMS
ATTORNEYS AND COUNSELORS AT LAW
5704 NORTH 20TH STREET
ARLINGTON, VIRGINIA 22205

BARBARA S. KINOSKY
STEPHEN H. MIMS
SUZANNE LITTLE*

July 8, 1987

TELEPHONE
(703) 532-4022

87 JUL 9 AM 11:41

RECEIVED
OFFICE OF THE
GENERAL COUNSEL

*D.C. BAR ONLY

Sandra Robinson, Esquire
Office of General Counsel
Federal Election Commission
6th Floor
999 E Street, N.W.
Washington, D.C. 20463

Re: MUR 2450
Squibb Good Government Fund and
John G. Ryan, Jr., as its treasurer

Dear Ms. Robinson:

As counsel for the Squibb Good Government Fund ("the Fund") and John G. Ryan, as its treasurer, I respectfully submit this response to the Commission's determination of May 21, 1987, that there is reason to believe my clients have violated 2 U.S.C., Section 434 (a)(4)(B), by failing to timely file the 1986 Pre-General Election Report of Receipts and Disbursements.

As is properly stated in the General Counsel's Factual and Legal Analysis that accompanied the notification of the Commission's decision, the Fund, as a monthly filer, was required to file a Pre-General Election Report by October 23, 1986. The Fund, however, submitted its report on November 10, 1987 (17 days late). In its cover letter to the report, the Fund alerted the Commission to the fact that the report was late and indicated that the tardiness was attributed to the fact that the Fund believed another monthly report, rather than the Pre and Post General Election Reports, was due. The General Counsel's Factual and Legal Analysis, in recommending the Commission action, did not include the fact that the Fund had indeed filed its report, nor did it mention that the report was submitted prior to the generation of the Non-Filer Notices on November 14, 1987.

The Fund's Pre-General Election Report disclosed one contribution to a candidate for Federal Office during the period between October 1, 1986, and October 15, 1986. That single contribution, in the amount of \$1,000 was made on October 2, 1986. The Fund does not suggest that the size or number of contributions should determine whether there should be such a filing requirement but, rather, suggests that this fact would be a proper basis for supporting a decision by the Commission to take no further action in this matter.

The Fund has always viewed its responsibilities under the Act and the Commission's Regulations seriously and has endeavored to meet each of the many requirements that are imposed upon the conduct of PAC's. In view of the foregoing circumstances and in further consideration of the Fund's previous good record with the Commission, I respectfully request that the Commission take no further action in this matter and close the file. In the event that the

87 JUL 9 AM 11:41

Sandra Robinson, Esq.
July 8, 1987
Page 2

Commission is not inclined to accede to this request, then the Fund requests the opportunity to enter into conciliation with the Commission prior to a finding of probable cause to believe a violation of the Act has occurred.

I appreciate your consideration of this response and await the Commission's reply. If I may be of assistance in the meantime, please do not hesitate to call me.

Sincerely,



Stephen H. Hims

cc: John G. Ryan, Jr.

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II. DISCUSSION OF CONCILIATION PROVISIONS AND CIVIL PENALTY

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III. RECOMMENDATIONS

1. Enter into conciliation with Squibb Good Government Fund and John G. Ryan, Jr., as treasurer, prior to a finding of probable cause to believe.
2. Approve the attached proposed conciliation agreement and letter.

Date

7/28/87

Lawrence M. Noble (LgT)
Lawrence M. Noble
Acting General Counsel

Attachments

1. Request for conciliation
2. Proposed agreement and letter

87040564498

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
Squibb Good Government Fund and) MUR 2450
John G. Ryan, Jr., as treasurer)

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on July 31, 1987, the Commission decided by a vote of 5-0 to take the following actions in MUR 2450:

1. Enter into conciliation with Squibb Good Government Fund and John G. Ryan, Jr., as treasurer, prior to a finding of probable cause to believe.
2. Approve the proposed conciliation agreement and letter, as recommended in the General Counsel's Report signed July 28, 1987.

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

Attest:

7-31-87

Date

Mary H. Dove
Marjorie W. Emmons for
Secretary of the Commission

Received in the Office of Commission Secretary: Wed., 7-29-87, 9:27
Circulated on 48 hour tally basis: Wed., 7-29-87, 4:00
Deadline for vote: Fri., 7-31-87, 4:00



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

August 4, 1987

Stephen H. Mims
Kinosky & Mims
5704 North 20th Street
Arlington, Virginia 22205

Re: MUR 2450
Squibb Good Government Fund
and John G. Ryan, Jr., as
treasurer

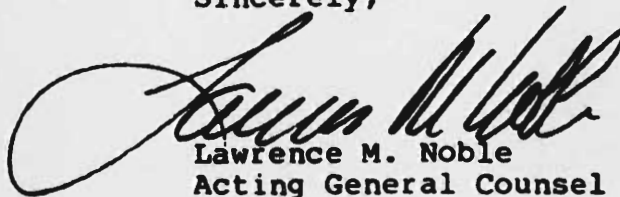
Dear Mr. Mims:

On May 21, 1987, the Federal Election Commission found reason to believe that Squibb Good Government Fund and John G. Ryan, Jr., as treasurer, violated 2 U.S.C. § 434(a)(4)(B). At your request, on July 31, 1987, the Commission determined 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 Sandra H. Robinson, the attorney assigned to this matter, at (202) 376-8200.

Sincerely,


Lawrence M. Noble
Acting General Counsel

Enclosure
Conciliation Agreement

6CC#4243

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL

KINOSKY & MIMS
ATTORNEYS AND COUNSELORS AT LAW
5704 NORTH 20TH STREET
ARLINGTON, VIRGINIA 22205

87 AUG 27 AM 11:02

BARBARA S. KINOSKY
STEPHEN H. MIMS

TELEPHONE
(703) 532-6022

August 25, 1987

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL
87 AUG 28 AM 10:31

Sandra Robinson, Esquire
Office of General Counsel
Federal Election Commission
999 E Street, N.W.
Washington, DC 20463

Re: MUR 2450
Conciliation Agreement

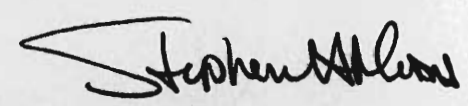
Dear Ms. Robinson:

Please find enclosed an executed copy of the Conciliation Agreement that the Commission approved in settlement of the above-captioned matter together with a check in the amount of the civil penalty.

As mentioned in our earlier correspondence to the Commission, the Squibb Good Government Fund ("the Fund") has always taken its obligations under the Federal Election Campaign Act of 1971, as amended, and the Commission's Regulations seriously. The Fund has instituted corrective measures to avoid similar problems in the future and is confident that its present internal review procedures will avoid the occurrence of other problems as well.

If you have any questions, please feel free to contact me at the above telephone number.

Sincerely,



Stephen H. Mims

Enclosures

cc: Squibb Good Government Fund

870040564501

Sent to OGC 8-27-87

12

SQUIBB CORPORATION WASHINGTON OFFICE

(202) 783-0900

665 15TH STREET, N.W., SUITE 410
WASHINGTON, D.C. 20005

1436

August 21 19 87 ~~15-82~~
~~840~~

PAY TO THE ORDER OF Federal Election Commission

\$ 375.00

Three Hundred Seventy-Five and 20/100 DOLLARS

NS&T BANK
WASHINGTON, D.C. 20005

[Signature]

FOR MUR 2450 penalty

⑈001436⑈ ⑈054000522⑈ 05-2020550⑈

600#4243

MEMORANDUM

TO: DEBRA A. TRIMIEW

TO: CECILIA LIEBER

FROM: CECILIA LIEBER

FROM: DEBRA A. TRIMIEW

CHECK NO. 1436 { A COPY OF WHICH IS ATTACHED } RELATING TO
MUR 2450 (Robinson) AND NAME Squibb Good Government Fund and John G. Ryan, Jr., as treasurer

WAS RECEIVED ON 8/28/87. PLEASE INDICATE THE ACCOUNT INTO WHICH IT SHOULD BE DEPOSITED:

- / ☒ / BUDGET CLEARING ACCOUNT { 953875.16 }
- / / CIVIL PENALTIES ACCOUNT { 95-1079.160 }
- / / OTHER _____

SIGNATURE Debra A. Trimiew

DATE 8/31/87

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL
87 AUG 28 AM 10:30

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)

Squibb Good Government Fund and)
John G Ryan, Jr., as treasurer)

MUR 2450

GENERAL COUNSEL'S REPORT

I. BACKGROUND

Attached is a conciliation agreement which has been signed by John G. Ryan, Jr., the treasurer of the Squibb Good Government Fund.

The attached agreement contains no changes from the agreement approved by the Commission on July 31, 1987. A check for the civil penalty, in the amount of Three Hundred Seventy Five Dollars (\$375.00), has also been received.

II. RECOMMENDATIONS

1. Accept the attached conciliation agreement with Squibb Good Government Fund and John G. Ryan, Jr.
2. Close the file.
3. Approve the attached letter.

Date

9/14/87

Lawrence M. Noble

Acting General Counsel

Attachments

1. Conciliation Agreement
2. Photocopy of civil penalty check
3. Letter to Respondent

RECEIVED
FEDERAL ELECTION COMMISSION
SECRETARIAT

87 SEP 14 PM 4:19

SENSITIVE

87040664503

Attachments to General
Counsel's Report

have been removed from this position in the Public Record File either because they duplicate documents located elsewhere in this file, or because they reflect exempt information.

For Attachment 1 see 15

2 12

3 15

87040564504

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

Squibb Good Government Fund and
John G. Ryan, Jr., as treasurer

MUR 2450

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on Sept. 17, 1987, the Commission decided by a vote of 6-0 to take the following actions in MUR 2450:

1. Accept the conciliation agreement with Squibb Good Government Fund and John G. Ryan, Jr., as recommended in the General Counsel's Report signed September 14, 1987.
2. Close the file.
3. Approve the letter, as recommended in the General Counsel's Report signed September 14, 1987.

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

Attest:

9-17-87

Date

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

Received in the Office of Commission Secretary: Mon., 9-14-87, 4:19
Circulated on 48 hour tally basis: Tues., 9-15-87, 11:00
Deadline for vote: Thurs., 9-17-87, 11:00



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 18, 1987

Stephen H. Mims, Esquire
Kinosky & Mims
5704 North 20th Street
Arlington, Virginia 22205

RE: MUR 2450
Squibb Good Government
Fund and John G. Ryan,
Jr., as treasurer

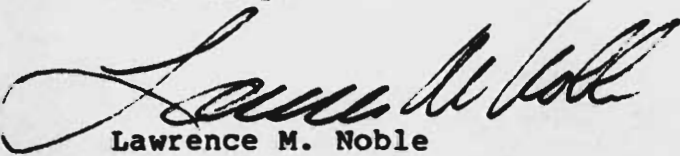
Dear Mr. Mims:

On September 17, 1987, the Federal Election Commission accepted the signed conciliation agreement and civil penalty submitted on your client's behalf in settlement of a violation of 2 U.S.C. § 434(a)(4)(B), a provision of the Federal Election Campaign Act of 1971, as amended. Accordingly, the file has been closed in this matter. 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 questions, please contact Sandra H. Robinson, the attorney assigned to this matter at (202) 376-8200.

Sincerely,


Lawrence M. Noble
Acting General Counsel

Enclosure
Conciliation Agreement

BEFORE THE FEDERAL ELECTION COMMISSION

87 AUG 27 AM 11:02

In the Matter of)
)
) MUR 2450
Squibb Good Government Fund and)
John G. Ryan, Jr., as treasurer)

CONCILIATION AGREEMENT

This matter was initiated by the Federal Election Commission ("the Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. The Commission found reason to believe that Squibb Good Government Fund and John G. Ryan, as treasurer, violated 2 U.S.C. § 434(a)(4)(B).

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

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

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

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

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

1. Respondent, Squibb Good Government Fund, is a political committee within the meaning of 2 U.S.C. § 431(4).

87040664507

2. Respondent, John G. Ryan, Jr., is the treasurer of Squibb Good Government Fund.

3. Respondent, Squibb Good Government Fund, elected to file financial disclosure reports on a monthly basis with the Commission.

4. Respondents were required to file a pre-general election report in 1986, in lieu of the monthly report, due to a regularly scheduled general election being held in that year.

5. The 1986 Pre-General Election Report was due on October 23, 1986. Respondents filed this report on November 10, 1986, which was eighteen days late.

V. Respondents failed to file the 1986 Pre-General Election Report in a timely manner, in violation of 2 U.S.C. § 434(a)(4)(B).

VI. Respondents will pay a civil penalty to the Federal Election Commission in the amount of Three Hundred Seventy-Five Dollars (\$375.00), pursuant to 2 U.S.C. § 437g(a)(5)(A).

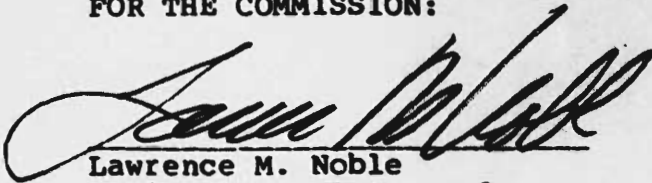
VII. The Commission, on request of anyone filing a complaint under 2 U.S.C. § 437g(a)(1) concerning the matters at issue herein or on its own motion, may review compliance with this agreement. If the Commission believes that this agreement or any requirement thereof has been violated, it may institute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

IX. 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.

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 enforceable.

FOR THE COMMISSION:

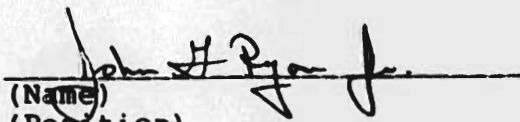


Lawrence M. Noble
Acting General Counsel

9/18/87

Date

FOR THE RESPONDENTS:



(Name)
(Position)
Treasurer

August 21, 1987

Date

87040564509



FEDERAL ELECTION COMMISSION
WASHINGTON DC 20463

THIS IS THE END OF MUR # 2450

DATE FILMED 4/25/87 CAMERA NO. 3

CAMERAMAN AS

87040664510



FEDERAL ELECTION COMMISSION
WASHINGTON D C 20461

M12-28-87

THE FOLLOWING MATERIAL IS BEING ADDED TO THE
PUBLIC FILE OF CLOSED MUR 2450

89040670132

CCC# 4822

Badger Political Action Committee

9200 North 75th Street • Milwaukee, Wisconsin 53223

November 23, 1987

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL
87 NOV 24 AM 10:20

Ms. Deborah Curry
Federal Election Commission
1325 K Street N.W.
Washington, DC 20463

Dear Ms. Curry,

This letter is to request that you begin Conciliation Agreement proceedings concerning Badger PAC MUR 2450.

I have read your Factual and Legal Analysis and, although in substance it is accurate, our file should include at least a skeletal rendition of exactly how we blundered and what steps we took to correct our mistakes.

Ingrance of procedure is a crummy defense. However, the truth is -- our committee honestly believed we needed only 50 contributors and six months of registered life to qualify as a multi-candidate committee.

When we distributed funds to Congressman Tim Wirth of Colorado and Alan Cranston in August of 1986, we never doubted or even questioned whether or not we were qualified to write \$2,000 checks.

As stated in your findings, we made a total of eight improper allocations:

Tim Wirth	08/21/86	\$2,000
Alan Cranston	09/11/86	\$2,000
Tom Daschle	10/10/86	\$2,000
John Evans	10/10/86	\$2,000
Sam Gedjensen	10/10/86	\$2,000
Mark Andrews	10/10/86	\$2,000
Harry Reid	10/10/86	\$2,000
Terry Sanford	10/10/86	\$2,000

The first time we knew we had made a mistake was in early January when your RFAI reached us (both the treasurer and I were out of town during that late December period when the RFAI arrived).

8304070133

Deborah Curry,
F.E.C.
Page 2

I called the F.E.C. as soon as I saw it. The person I spoke with (I believe his name was Ken Rawson), told me to get in touch with the various committees and ask them to refund \$1,000 each, or apply the \$1,000 to their primary debt.

Our PAC has never hired a secretary so we handle most of our work on the telephone. We began calling all eight candidate committees. We explained our error to each committee and asked for a refund or redesignation.

In the meantime, we filed our 1986 year end report and explained we were working on the problem in a cover letter.

By late January, we had received seven (7) of eight refunds, with only Terry Sanford asking us to allocate the excess to his substantial primary debt. Our committee met and approved this request.

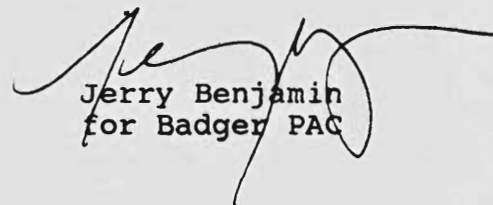
Frankly, we thought the matter had been concluded and we were somewhat surprised when we received MUR 2450, as we thought we did what we were supposed to do.

This matter is highly embarrassing. We feel very contrite and very stupid, and sad that we put you through so much difficulty over a relatively simple matter.

If I have not presented enough information, please call me at 414-352-4404, and I will do my best to address your questions.

I look forward to getting this matter amicably concluded.

Sincerely,


Jerry Benjamin
for Badger PAC

JB/df

cc: Betty Chrustowski

03040670134

Badger Political Action Committee

9200 North 75th Street • Milwaukee, Wisconsin 53223

November 23, 1987

Ms. Deborah Curry
Federal Election Commission
1325 K Street N.W.
Washington, DC 20463

Dear Ms. Curry,

Thank you for being so generous with your time when we spoke last Tuesday. I have enclosed, as promised, the Statement of Designation of Counsel form signed by Ms. Chrustowski.

As we discussed on the telephone, I would like to begin the Conciliation Agreement process.

I'm in the final stages of drafting a letter which responds to MUR 2540 Factual and Legal Analysis. It should be in your hands either the day before or the day after Thanksgiving.

I appreciate your patience because not only am I not a lawyer, I am also a rank amateur at this sort of thing.

Sincerely,



Jerry Benjamin

JB/df

Enclosure

83040670135

STATEMENT OF DESIGNATION OF COUNSEL

MUR 2540

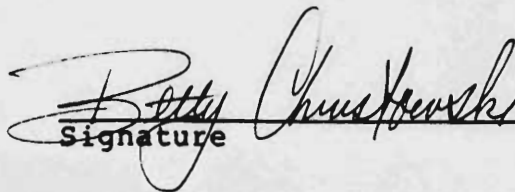
NAME OF COUNSEL: JERRY BENJAMIN

ADDRESS: 8050 N. Port Washington Road
Milwaukee, WI 53217

TELEPHONE: 414-352-4404

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.

11/23/87
Date


Signature

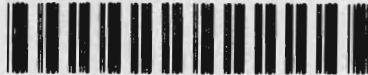
RESPONDENT'S NAME: BETTY CHRUSTOWSKI

ADDRESS: 9200 North 75th Street
Milwaukee, WI 53223

HOME PHONE: 414-351-4300

BUSINESS PHONE: 414-354-2340

93040570136

FORM OF PAYMENT		EMERY WORLDWIDE		UNITED STATES / CANADA		INTERNATIONAL			
CASH <input type="checkbox"/> GBL <input type="checkbox"/> CBL <input type="checkbox"/>		FCCOD <input type="checkbox"/>		STANDARD SERVICES *		STANDARD SERVICES *			
PPD <input checked="" type="checkbox"/> COL <input type="checkbox"/> OTH <input type="checkbox"/> COMAT <input type="checkbox"/>		0242949817		Same Day <input type="checkbox"/> Other <input type="checkbox"/> Next Morning <input type="checkbox"/> Metro <input type="checkbox"/> Second Morning <input type="checkbox"/>		Courier Express <input type="checkbox"/> Business Documents <input type="checkbox"/> Air Cargo Service <input type="checkbox"/> Customs Clearance <input type="checkbox"/> Air Economy Service <input type="checkbox"/> Delivery <input type="checkbox"/>			
Shippers Emery Account Number E 000745646				Date <input type="text"/>		Origin <input type="text"/>			
				Shipment Number 024294981					
From: JERRY BENJAMIN 414-352-4404		To: NEDONAH CURRY		Saturday Delivery <input type="checkbox"/>		Tariff Dest. Gateway			
A B DATA		Federal Election Commission		Hold at Airport <input type="checkbox"/>		C O D \$			
8050 N PORT WASHINGTON		1000 E STREET N.W.		Canada <input type="checkbox"/>		D E F G H			
MILWAUKEE, WI		Washington, DC		USA <input type="checkbox"/>		A B			
Customer's Reference Numbers		Zip 53217		Consignee's Emery Account No. E		Zip 20543			
Description and Marks		Dimensions L W H		Pieces		Weight (In Lbs.)			
Printed Material				1		4			
TODSR <input type="checkbox"/> Haz Mat <input type="checkbox"/> Etc <input type="checkbox"/>		A B C D E F G H I J K		1 2 3 4 5 6 7 8 9 0 1 2					
Shipper's Signature X <i>D. Fisher</i>		Envelope <input checked="" type="checkbox"/> 9X12 <input checked="" type="checkbox"/> Pack <input checked="" type="checkbox"/> 12X15 <input checked="" type="checkbox"/>		<h1>20463</h1> <p>Terms and Conditions on Back</p>					
International Charges		Third Party Emery Account No.							
Free Domicile <input type="checkbox"/> Comm. Code		Third party Emery Account Number mandatory for Third party billing E		Mo. Jan Feb Mar Apr May Jun Jul Aug Sep Oct Nov Dec Multiple Shpts. / Drop Box					
At Origin		Intl. Customs Value		Intl. Insurance		Day 1 2 3 4 5 6 7 8 9 0 1 2 1 2 3 4 5 6			
Base Charge						24 Hour Time 1 0 1 2 0 2 1 00 15 7 8 9 0 1 2			
At Destination		Total Transportation Charges		Other Charges		30 45 Over 32 →			
TOTAL				OC \$		By Emery Representative			

PULL
↓

CONSIGNEE - PACKAGE COPY - 4

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