



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE BEGINNING OF MUR # 2500

DATE FILMED 2/17/88 CAMERA NO. 3

CAMERAMAN GPC

88040372673

PUBLIC RECORD INDEX - MUR 2500

1. Memo, 22 May 87, John D. Gibson (Reports Analysis Division) to Lawrence M. Noble (Acting General Counsel), subj: Referral of National Association of Private Psychiatric Hospitals Political Action Committee, w/atch (RAD Referral Pkge).
2. First General Counsel's Report, 10 Jun 87.
3. Certification of Commission Action, 16 Jun 87.
4. Ltr, 29 Jun 87, Scott E. Thomas (Chairman, FEC) to Doyle I. Carson (Treasurer, National Association of Private Psychiatric Hospitals Political Action Committee) w/atch Factual and Legal Analysis.
5. Statement of Designation of Counsel, 6 Jul 87 (Joel I. Klein, designated counsel to respondents).
6. Ltr, 7 Jul 87, Joel I. Klein to FED, w/atch (Report).
7. General Counsel's Report, 21 Jul 87.
8. Certification of Commission Action, 3 Aug 87.
9. Ltr, 5 Aug 87, L.M. Noble to Joel I. Klein.
10. Ltr, 26 Aug 87, Lois G. Lerner to J.I. Klein.
11. Ltr, 15 Sep 87, J.I. Klein to L.M. Noble.
12. General Counsel's Report, 2 Oct 87.
13. Certification of Commission Action, 21 Oct 87.
14. Ltr, 27 Oct 87, L.M. Noble to J.I. Klein, 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.

3 3 0 4 0 6 7 2 6 7 4



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20543

May 22, 1987

MEMORANDUM

TO: LAWRENCE M. NOBLE
ACTING GENERAL COUNSEL

THROUGH: JOHN C. SURINA
STAFF DIRECTOR

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

SUBJECT: QUARTERLY FILERS (UNAUTHORIZED COMMITTEES) WHICH
FAILED TO FILE THE 1986 12 DAY PRE-GENERAL REPORT
BY ELECTION DAY

The attached list of unauthorized committees consists of forty-nine (49) quarterly filers which failed to file a 1986 12 Day Pre-General Report by Election Day, November 4, 1986. In accordance with Standard 3 of the RAD Review and Referral Procedures, further examination is required by your office.

Unlike the mandatory reporting requirement placed upon monthly filers, 2 U.S.C. §434(a)(4)(A)(ii) requires quarterly filers to submit 12 Day Pre-General Reports only if the committees make contributions to or expenditures on behalf of federal candidates involved in the general election. All unauthorized committees were sent prior notification regarding the pre- and post-general filing requirements on September 29, 1986 (Attachment 50).

The Party/Non-Party Branch conducted a thorough examination to identify quarterly filers disclosing contributions or expenditures between October 1 and October 15, 1986. The research revealed committees that submitted:

- a) 12 Day Pre-General Reports in an untimely manner;
- b) 30 Day Post-General Reports indicating that 12 Day Pre-General Reports should have been filed; and
- c) Year End Reports indicating that 12 Day Pre-General Reports should have been filed.

ATTACHMENT 1

For your information, the pertinent supporting documentation on each committee has been arranged in alphabetical order. Statistics on all C indices only reflect activity through December 31, 1986. Any reports disclosing activity in 1987 have not been reviewed.

The following committees were previously referred either to your office or to the Audit Division for a possible 2 U.S.C. §438(b) audit.

(1)

(2)

(3)

(4)

(5)

(6)

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

Attachments

8 3 0 4 0 6 7 2 6 7 0

/

38740672677

C00107136

National Association of Private
Psychiatric Hospitals/Political
Action Committee

87HF-120

/

23740672678

**NATIONAL ASSOCIATION OF PRIVATE PSYCHIATRIC HOSPITALS/
POLITICAL ACTION COMMITTEE**

(Attachments 35a - 35e)

/

8 3 0 4 0 5 7 2 6 7 9

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

DATE 4MAY87
PAGE 1

COMMITTEE	DOCUMENT	RECEIPTS	DISBURSEMENTS	TYPE OF FILE COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
NATIONAL ASSOCIATION OF PRIVATE PSYCHIATRIC HOSPITALS/POLITICAL ACTION COMMITTEE				NON-PARTY QUALIFIED	ID #C00107136	
CONNECTED ORGANIZATION: HOSPITALS; NAT'L ASS'N PVT PSYCHIATRIC						
1985	STATEMENT OF ORGANIZATION - AMENDMENT			4JAN85	2	85FEC/358/1201
	STATEMENT OF ORGANIZATION - AMENDMENT			14FEB85	2	85FEC/366/0526
	MID-YEAR REPORT	9,856	8,013	1JAN85 -31JUL85	5	85FEC/381/0921
	YEAR-END	15,903	4,051	1JUL85 -31DEC85	6	86FEC/400/3838
1986	STATEMENT OF ORGANIZATION - AMENDMENT			23APR86	2	86FEC/412/1295
	APRIL QUARTERLY	8,563	1,913	1JAN86 -31MAR86	5	86FEC/408/0084
	JULY QUARTERLY	8,088	5,956	1APR86 -30JUN86	5	86FEC/419/3522
	OCTOBER QUARTERLY	11,465	14,722	1JUL86 -30SEP86	8	86FEC/433/1893
	POST-GENERAL	2,157	1,453	1OCT86 -24NOV86	6	87FEC/453/0125
	NOTICE OF FAILURE TO FILE			24NOV86	1	86FEC/452/1634
	YEAR-END	2,326	793-	25NOV86 -31DEC86	5	87FEC/455/1521
1987	MISCELLANEOUS NOTICE FROM FEC			21JAN87	1	87FEC/455/2959
TOTAL		58,350	0 35,315	0	48	TOTAL PAGES

All reports have been reviewed.
Ending cash-on-hand as of 12/31/86: \$33,831
Outstanding debts owed by the committee as of 12/31/86: \$0

87 JAN 7 AB: 57

**The National Association of Private
Psychiatric
Hospitals**

1319 F Street, NW, Suite 1000, Washington, DC 20004 • 202-393-6700

January 2, 1987

John D. Gibson
Federal Election Commission
999 E Street, N.W.
Washington, DC 20463

Dear Mr. Gibson,

We are submitting the 30 day post-general report late due a change of personnel within the government relations department of the Association. We appreciate your consideration, as we have a good history of submitting all other reports in a timely manner.

Sincerely,



Robert L. Thomas
Assistant Treasurer

Enclosures



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

(Summary Page)

RECEIVED BY THE FEC

87 JAN 7 10:57

1. Name of Committee (No Full)

National Association of Private
Psychiatric Hospitals/ Political
Action Committee

Address (Number and Street)

1319 F Street, N.W.
Suite 1000
Washington, DC 20004

City, State and ZIP Code

Washington, DC 20004

☐ Check here if address is different than previously reported.

2. FEC Identification Number

C00107136

3 ☐ This committee qualified as a multicandidate committee during this Reporting Period on _____ (Date)

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 11/4/86 in the State of District of Columbia

☐ Termination Report

(b) Is this Report an Amendment?

☐ YES

☒ NO

SUMMARY

5 Covering Period October 1 through November 24

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

(b) Cash on Hand at Beginning of Reporting Period

(c) Total Receipts (from Line 18)

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

7 Total Disbursements (from Line 28)

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)

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

Robert L. Thomas

Type of ~~Signature~~ Name of ~~Assistant Treasurer~~

January 2, 1987

SIGNATURE OF TREASURER Assistant Treasurer

For further information contact

Federal Election Commission
500 E Street, N.W.
Washington, DC 20543
Tel. 202-424-9531
Local 202-376-3120

All previous versions of FEC FORM 2 and FEC FORM 2a are obsolete and should no longer be used

FEC FORM 37 3 80

33740572681
9700150125

**National Association of Private
Psychiatric Hospitals/Political Action Comm**

From October 1 to November 30

COLUMN A
For The Period

COLUMN B
Calendar Year-To-Date

I. RECEIPTS

11. CONTRIBUTIONS (other than loans FROM:

(a) Individuals/Persons Other Than Political Committees

(Please Enter Unitemized \$ 1890.00)

(b) Political Party Committees

(c) Other Political Committees

(d) TOTAL CONTRIBUTIONS (other than loans (add 11(a), 11(b) and 11(c))

12. TRANSFERS FROM AFFILIATED/OTHER PARTY COMMITTEES

13. ALL LOANS RECEIVED

14. LOAN REPAYMENTS RECEIVED

15. OFFSETS TO OPERATING EXPENDITURES (Refunds, Rebates, etc.)

**16. REFUNDS OF CONTRIBUTIONS MADE TO FEDERAL CANDIDATES
AND OTHER POLITICAL COMMITTEES**

17. OTHER RECEIPTS (Dividends, Interest, etc.)

18. TOTAL RECEIPTS (Add 11(d), 12, 13, 14, 15, 16 and 17)

II. DISBURSEMENTS

19. OPERATING EXPENDITURES

20. TRANSFERS TO AFFILIATED/OTHER PARTY COMMITTEES

**21. CONTRIBUTIONS TO FEDERAL CANDIDATES AND
OTHER POLITICAL COMMITTEES**

22. INDEPENDENT EXPENDITURES (use Schedule E)

23. COORDINATED EXPENDITURES MADE BY PARTY COMMITTEES

(2 U.S.C. § 441 (d)) (Use Schedule F)

24. LOAN REPAYMENTS MADE

25. LOANS MADE

26. REFUNDS OF CONTRIBUTIONS TO

(a) Individuals/Persons Other Than Political Committees

(b) Political Party Committees

(c) Other Political Committees

(d) TOTAL CONTRIBUTION REFUNDS (Add 26(a), 26(b) and 26(c))

27. OTHER DISBURSEMENTS

28. TOTAL DISBURSEMENTS (add lines 19, 20, 21, 22, 23, 24, 25, 26(d) and 27)

III. NET CONTRIBUTIONS AND NET OPERATING EXPENDITURES

29. TOTAL CONTRIBUTIONS (other than loans from Line 11(d))

30. TOTAL CONTRIBUTION REFUNDS from Line 26(d)

31. NET CONTRIBUTIONS (other than loans) (Subtract Line 30 from Line 29)

32. TOTAL OPERATING EXPENDITURES from Line 19

33. OFFSETS TO OPERATING EXPENDITURES from Line 15

34. NET OPERATING EXPENDITURES (Subtract Line 33 from Line 32)

	COLUMN A For The Period	COLUMN B Calendar Year-To-Date	
11(a)	1890.00	18737.50	11(a)
11(b)			11(b)
11(c)			11(c)
11(d)	1890.00	18737.50	11(d)
12			12
13			13
14			14
15			15
16			16
17	267.86	1537.45	17
18	2157.86	30274.95	18
19	11.14	67.06	19
20			20
21	850.00	22400.00	21
22			22
23			23
24			24
25			25
26(a)			26(a)
26(b)			26(b)
26(c)			26(c)
26(d)			26(d)
27	592.72	1579.38	27
28	1455.86	24046.44	28
29	1890.00	18737.50	29
30	1890.00	18737.50	30
31			31
32	11.14	67.06	32
33			33
34	11.14	67.06	34

4 3 5 7 2 6 9 2

8 7 3 1 3 0 1 2 7

TR

SCHEDULE B

ITEMIZED DISBURSEMENTS

Use separate schedule(s)
for each category of the
Detailed Summary PagePAGE 1 OF 1
FOR LINE NUMBER 21

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

NAME OF COMMITTEE (in Full) National Association of Private Psychiatric Hospitals/
Political Action Committee

A. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
The Claude Pepper Campaign Comm 10369 Orangewood Blvd Orlando, FL 32821	Contribution Disbursement for: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify)	10/23/85	\$300.00
B. Full Name, Mailing Address and ZIP Code Bustamente for Congress Comm P.O. Box 75236 Washington, DC 22013	Contribution Disbursement for: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify)	10/6/86	\$300.00
C. Full Name, Mailing Address and ZIP Code Walgren for Congress Comm P.O. Box 70500 Washington, DC 20024	Contribution Disbursement for: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify)	10/2/86	\$250.00
D. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
E. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
F. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
G. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
H. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
I. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period

SUBTOTAL

TOTAL

\$850.00

33742683

1

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

FIRST GENERAL COUNSEL'S REPORT

RAD REFERRALS: 87NF-86134
STAFF MEMBER: George F. Rishel

SOURCE OF MUR:

I N T E R N A L L Y G E N E R A T E D

8 8 0 4 0 5 7 2 6 8 4

National Association of Private Psychiatric
Hospitals Political Action Committee and Doyle
I. Carson, as treasurer

33040672685

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

INTERNAL REPORTS
CHECKED: Referral Materials

FEDERAL AGENCIES
CHECKED: None

I. GENERATION OF MATTER

The Report Analysis Division ("RAD") referred the above-listed 49 committees to the Office of the General Counsel on May 22, 1987. The basis of the attached referrals is their failure to either file a 12-day Pre-Election Report or file such report in a timely fashion.

II. FACTUAL AND LEGAL ANALYSIS

The Federal Election Campaign Act of 1971, as amended ("the Act"), provides that for unauthorized committees filing quarterly, such committees shall file a Pre-Election Report before any election in which the committee makes a contribution to or expenditure on behalf of a candidate in such election. Such report shall be filed no later than the 12th day before (or posted by registered or certified mail no later than the 15th day before) such election and shall be complete as of the 20th day before the election. 2 U.S.C. § 434(a)(4)(A)(ii).

The 1986 Pre-Election Report for the 1986 General Election was due on October 23, 1986, complete as of October 15, 1986. Quarterly

filers were notified on September 29, 1986, of the requirement for filing the Pre-Election Report.

The following committees filed a 12-Day Pre-Election Report, but did not file it in a timely fashion:

98040672687

The following committees filed a 1986 Post-General Report that disclosed activity indicating a 12-Day Pre-Election Report should have been filed:

<u>Committee</u>	<u>Date Filed</u> 1/	<u>Pre-Election Activity</u>
------------------	----------------------	------------------------------

88040672688

23040672689

National
Association of
Private
Psychiatric
Hospitals PAC

1-7-87
(76 days late)

\$550 in contributions
to two candidates

9 9 0 4 0 6 7 2 6 9 0

The following committees filed a Year End Report disclosing activity indicating that 12-Day Pre-Election Report should have been filed:

COMMITTEE

Date Filed^{4/}

Pre-Election Activity

Accordingly, with regard to 48 of these 49 committees, the Office of the General Counsel recommends that the Commission open Matter Under Review and find reason to believe these committees

and their treasurers violated 2 U.S.C. § 434(a)(4)(A)(ii). This Office recommends that the Commission decline to open a Matter Under Review in 87NF-114 (Massachusetts Freeze Voter). See footnote 2.

III. RECOMMENDATIONS

1. Open Matters Under Review with respect to the following committees and find reason to believe the following committees and their treasurers violated 2 U.S.C. § 434(a)(4)(A)(ii):

23040572691

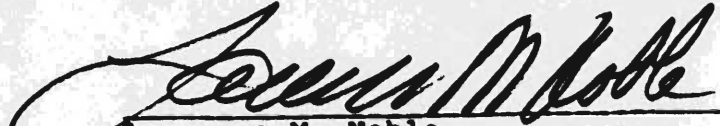
National Association of Private Psychiatric Hospitals Political
Action Committee and Doyle I. Carson, as treasurer

33040672692

2. Approve and send the attached letters and factual and legal analyses to the respective committees listed in recommendation 1.

- 3.

6/10/57
Date


Lawrence M. Noble
Acting General Counsel

Attachments

1. Referral Materials
2. Letters and Factual and Legal Analyses (48)

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

RAD Ref.'s
87NF-86
THROUGH
87NF-134

33040572694

(continued)

Federal Election Commission
Certification for RAD Ref.'s 87NF-86
through 87NF-134
June 15, 1987

Page 2

33040372695

National Association of Private Psychiatric
Hospitals Political Action Committee and Doyle
I. Carson, as treasurer

(continued)

38040672696

[illegible]

I. Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on June 15, 1987, the Commission decided by a vote of 6-0 to take the following actions in RAD Ref.'s 87NF-86 through 87NF-134:

1. Open Matters Under Review with respect to the following committees and find reason to believe the following committees and their treasurers violated 2 U.S.C. § 434(a)(4)(A)(ii):

(continued)

Federal Election Commission
Certification for RAD Ref.'s 87NF-86
through 87NF-134
June 15, 1987

Page 4

38040572697

(continued)

Federal Election Commission
Certification for RAD Ref.'s 87NF-86
through 87NF-134
June 15, 1987

National Association of Private Psychiatric Hospitals
Political Action Committee and Doyle I. Carson, as
treasurer

8 9 6 2 7 5 0 4 7 3 2

Federal Election Commission
Certification for RAD Ref.'s 87NF-86
through 87NF-134
June 15, 1987

Page 6

2. Approve and send the letters and factual and legal analyses to the respective committees listed in recommendation 1.

3

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

Attest:

6-16-87

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

Received in Office of Commission Secretary: Thurs., 6-11-87, 12:34
Circulated on 48 hour tally basis: Thurs., 6-11-87, 4:00
Deadline for vote: Mon., 6-15-87, 4:00



FEDERAL ELECTION COMMISSION

June 29, 1987

Doyle I. Carson, Treasurer
National Association of Private
Psychiatric Hospitals Political
Action Committee
1319 F Street, N.W., Suite 1000
Washington, D.C. 20004

RE: MUR 2500
National Association of
Private Psychiatric Hospitals
Political Action Committee and
Doyle I. Carson, as treasurer

Dear Mr. Carson:

On June 15, 1987, the Federal Election Commission found that there is reason to believe National Association of Private Psychiatric Hospitals Political Action Committee ("Committee") and you, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(ii), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The 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 the Committee and you, as treasurer. You may submit any factual or legal materials that you believe are relevant to the Commission's consideration of this matter. Please submit such materials to the General Counsel's Office, within 15 days of your receipt of this letter. Where appropriate, statements should be submitted under oath.

In the absence of any additional information demonstrating that no further action should be taken against the Committee and you, as treasurer, the Commission may find probable cause to believe that a violation has occurred and proceed with conciliation.

If you are interested in pursuing pre-probable cause conciliation, you should so request in writing. See 11 C.F.R. § 111.18(d). Upon receipt of the request, the Office of the 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 the 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, the Commission will not entertain requests for pre-probable cause conciliation 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 the General Counsel will not ordinarily 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 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 Jacqueline Jones-Smith, the attorney assigned to this matter, at (202) 376-5690.

Sincerely,



Scott E. Thomas
Chairman

Enclosures

Factual and Legal Analysis
Procedures
Designation of Counsel Form

4

FEDERAL ELECTION COMMISSION
FACTUAL AND LEGAL ANALYSIS

RESPONDENTS: National Association of
 Private Psychiatric Hospitals
 Political Action Committee and
 Doyle I. Carson, as treasurer

MUR: 2500

28040572702


The Federal Election Campaign Act of 1971, as amended ("the Act"), provides that for unauthorized committees filing quarterly, such committees shall file a Pre-Election Report before any election in which the committee makes a contribution to or expenditure on behalf of a candidate in such election. Such report shall be filed no later than the 12th day before (or posted by registered or certified mail no later than the 15th day before) such election and which shall be complete as of the 20th day before the election. 2 U.S.C. § 434(a)(4)(A)(ii).

The 1986 Pre-Election Report for the 1986 General Election was due on October 23, 1986, and complete as of October 15, 1986. Quarterly filers were notified on September 29, 1986, of the requirement for filing the Pre-Election Report. The committee filed a 1986 Post-General Election Report that disclosed \$550 in contributions to two candidates between October 1, 1986, and October 15, 1986. Thus, the committee was required to file a 12-Day Pre-Election Report by October 23, 1986, and complete as of October 15, 1986. The Committee did not file a report disclosing this activity until it filed its 1986 Post-General Election Report on January 7, 1987. Accordingly, the committee and its treasurer have violated 2 U.S.C. § 434(a)(4)(A)(ii).

4

STATEMENT OF DESIGNATION OF COUNSELMUR 2500NAME OF COUNSEL: Joel I. Klein and/or Rebecca L. BrownADDRESS: 2550 M Street #350Washington, DC 20037TELEPHONE: (202) 775-0184

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.

July 6, 1987
Date
SignatureRESPONDENT'S NAME: Robert L. Thomas Assistant Treasurer
on behalf of Doyle Carson, TreasurerADDRESS: 1319 F Street #1000
Washington, DC 20004

HOME PHONE: _____

BUSINESS PHONE: (202) 393-6700

38040572703

6CC 3875

ONEK, KLEIN & FARR

2550 M STREET, N. W.

SUITE 350

WASHINGTON, D. C. 20037

H. BARTOW FARR III
JOEL I. KLEIN
JOSEPH N. ONEK
DAVID R. BOYD
PAUL M. SMITH
ROBERT D. LUSKIN
JOANN E. MACBETH
JEAN SCOTT
CHRISTOPHER D. CERF*
BETH R. HEIFETZ*
REBECCA L. BROWN

July 7, 1987

07 JUL 10 11:34
TELEPHONE
(202) 775-0184
TELECOPIER
(202) 223-8679

*NOT ADMITTED IN D.C.

The Honorable Scott E. Thomas
Chairman
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463

Attention: Jacqueline Jones-Smith
Office of General Counsel

Re: MUR 2500
National Association of Private Psychiatric Hospitals
Political Action Committee and Doyle I. Carson, Treasurer

Dear Mr. Thomas:

On behalf of the National Association of Private Psychiatric Hospitals Political Action Committee (NAPPH/PAC), whose designation of counsel you have received under separate cover, I am writing to request pre-probable cause conciliation of the above-referenced matter.

By your letter of June 29, 1987 to Doyle I. Carson, NAPPH/PAC discovered for the first time that it had failed to file a required report. The preparation of the missing filing, which was due on October 23, 1986, was the responsibility of a professional staff member of the PAC who had announced her resignation, did not prepare the report, and did not inform her successor that a filing was outstanding. Thus, the staff of NAPPH/PAC were under the misapprehension that their filings were current.

This misunderstanding was exacerbated by a letter from the Commission to NAPPH/PAC, dated January 21, 1987 (copy enclosed), in which the PAC was informed that its October 23 report had been filed, but late. The new PAC Director immediately met personally with representatives of the Commission, Anthony Raymond and Mr. Butterfield, on February 5,

37 JUL 13 11:08

RECEIVED
OFFICE OF THE
GENERAL COUNSEL

1987, to discuss the late report. The PAC Director was assured that the notice was merely a "warning" about tardiness of filings and that no written submission need be made.

Five months later, it now appears that the October 23 report in fact was not late, but was never filed, and the Commission is proceeding with an investigation. In view of the following considerations, we would request that the matter under review be closed.

First, the completed 12-day Pre-Election Report, covering the period October 1, 1986 through October 15, 1986, is enclosed. The failure to file it sooner was an institutional oversight due to a personnel change, compounded by a Commission error, and does not reflect any intent to circumvent the obligations imposed by the Act. Moreover, the transactions at issue were relatively small, totaling \$550, and were reported in NAPPH/PAC's 30-Day Post-Election Report, filed January 7, 1987. Finally, apart from this transitional period in late 1986, NAPPH/PAC has an excellent record of timely filings of required reports, and it still maintains the same spirit of cooperation and respect for the law that has motivated its full compliance in the past.

Thus, in light of these extenuating circumstances, I hereby respectfully request that the Commission close the file on this matter. If you have further questions, please do not hesitate to contact me. Thank you very much for your consideration.

Sincerely,

Joel I. Klein

JIK:jac

cc: Robert Thomas

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

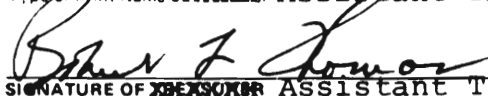
(Summary Page)

<div style="border: 1px solid black; padding: 2px;">ALIGN AREA</div>	<div style="border: 1px solid black; padding: 2px;">ALIGN AREA</div>
1. Name of Committee (In Full) National Association of Private Psychiatric Hospitals Political Action Committee Address (Number and Street) 1319 F Street, N.W. Suite 1000 City, State and ZIP Code Washington, DC 20004 <input type="checkbox"/> Check here if address is different than previously reported. 2. FEC Identification Number C00107136 3. <input type="checkbox"/> This committee qualified as a multicandidate committee during this Reporting Period on _____ (Date)	4. TYPE OF REPORT (Check appropriate boxes) (a) <input type="checkbox"/> April 15 Quarterly Report <input type="checkbox"/> October 15 Quarterly Report <input type="checkbox"/> July 15 Quarterly Report <input type="checkbox"/> January 31 Year End Report <input type="checkbox"/> July 31 Mid Year Report (Non-Election Year Only) <input type="checkbox"/> Monthly Report for _____ <input checked="" type="checkbox"/> Twelfth day report preceding <u>General</u> (Type of Election) election on <u>11/4/86</u> xxxxxxx <input type="checkbox"/> Thirtieth day report following the General Election on _____ in the State of _____ <input type="checkbox"/> Termination Report (b) Is this Report an Amendment? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO

SUMMARY		COLUMN A This Period	COLUMN B Calendar Year-to-Date
5. Covering Period	October 1 through October 15		
6. (a) Cash on hand January 1, 19	86		\$ 24483.67
(b) Cash on Hand at Beginning of Reporting Period		\$ 30008.18	
(c) Total Receipts (from Line 18)		\$ 255.00	\$ 28372.09
(d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)		\$ 30263.18	\$ 52855.76
7. Total Disbursements (from Line 28)		\$ 550.00	\$ 23142.58
8. Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))		\$ 29713.18	\$ 29713.18
9. Debts and Obligations Owed TO The Committee (Itemize all on Schedule C or Schedule D)		\$ -0-	
10. Debts and Obligations Owed BY the Committee (Itemize all on Schedule C or Schedule D)		\$ -0-	

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

Robert L. Thomas
Type or Print Name of Treasurer Assistant Treasurer


SIGNATURE OF TREASURER Assistant Treasurer Date July 2, 1987

For further information contact:

Federal Election Commission

Toll Free 800-424-9530

Local 202-523-4068

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

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

<div style="border: 1px solid black; height: 30px;"></div>	FEC FORM 3X (3/80)
--	--------------------

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

Name of Committee (in Full) **National Association of Private
Psych Hospitals Political Action Committee**

Report Covering the Period

From **October 1** To **October 15**

**COLUMN A
Total This Period**

**COLUMN B
Calendar Year-To-Date**

I. RECEIPTS

11. CONTRIBUTIONS (other than loans) FROM:

(a) Individuals/Persons Other Than Political Committees

(Memo Entry Unitized \$ **255.00**)

(b) Political Party Committees

(c) Other Political Committees

(d) TOTAL CONTRIBUTIONS (other than loans) (add 11(a), 11(b) and 11(c))

255.00

27102.50

11(a)

11(b)

11(c)

11(d)

255.00

27102.50

12. TRANSFERS FROM AFFILIATED/OTHER PARTY COMMITTEES

12

13. ALL LOANS RECEIVED

13

14. LOAN REPAYMENTS RECEIVED

14

15. OFFSETS TO OPERATING EXPENDITURES (Refunds, Rebates, etc.)

15

16. REFUNDS OF CONTRIBUTIONS MADE TO FEDERAL CANDIDATES

AND OTHER POLITICAL COMMITTEES

16

17. OTHER RECEIPTS (Dividends, Interest, etc.)

-0-

1269.59

17

18. TOTAL RECEIPTS (Add 11(d), 12, 13, 14, 15, 16 and 17)

255.00

28372.09

18

II. DISBURSEMENTS

19. OPERATING EXPENDITURES

-0-

55.92

19

20. TRANSFERS TO AFFILIATED/OTHER PARTY COMMITTEES

550.00

22100.00

20

21. CONTRIBUTIONS TO FEDERAL CANDIDATES AND

OTHER POLITICAL COMMITTEES

21

22. INDEPENDENT EXPENDITURES (use Schedule E)

22

23. COORDINATED EXPENDITURES MADE BY PARTY COMMITTEES

23

(2 U.S.C. § 441 a(d)) (Use Schedule F)

24. LOAN REPAYMENTS MADE

24

25. LOANS MADE

25

26. REFUNDS OF CONTRIBUTIONS TO

(a) Individuals/Persons Other Than Political Committees

26(a)

(b) Political Party Committees

26(b)

(c) Other Political Committees

26(c)

(d) TOTAL CONTRIBUTION REFUNDS (Add 26(a), 26(b) and 26(c))

26(d)

-0-

986.66

27

27. OTHER DISBURSEMENTS

550.00

23142.58

28

28. TOTAL DISBURSEMENTS (add lines 19, 20, 21, 22, 23, 24, 25, 26(d) and 27)

III. NET CONTRIBUTIONS AND NET OPERATING EXPENDITURES

29. TOTAL CONTRIBUTIONS (other than loans) from Line 11(d)

255.00

27102.50

29

30. TOTAL CONTRIBUTION REFUNDS from Line 26(d)

255.00

27102.50

30

31. NET CONTRIBUTIONS (other than loans) (Subtract Line 30 from Line 29)

31

-0-

55.92

32

32. TOTAL OPERATING EXPENDITURES from Line 19

33. OFFSETS TO OPERATING EXPENDITURES from Line 15

33

-0-

55.92

34

34. NET OPERATING EXPENDITURES (Subtract Line 33 from Line 32)

SCHEDULE A

ITEMIZED RECEIPTS

Page 1 of 1 for
 LINE NUMBER 11
 (Use separate schedule(s) for each
 category of the Detailed
 Summary Page)

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

Name of Committee (in Full) **National Association of Private Psychiatric Hospitals
 Political Action Committee**

A. Full Name, Mailing Address and ZIP Code Memo Receipts Under \$200.00 Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Name of Employer Occupation Aggregate Year-to-Date-\$	Date (month, day, year)	Amount of Each Receipt this Period \$255.00
B. Full Name, Mailing Address and ZIP Code Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Name of Employer Occupation Aggregate Year-to-Date-\$	Date (month, day, year)	Amount of Each Receipt This Period
C. Full Name, Mailing Address and ZIP Code Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Name of Employer Occupation Aggregate Year-to-Date-\$	Date (month, day, year)	Amount of Each Receipt This Period
D. Full Name, Mailing Address and ZIP Code Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Name of Employer Occupation Aggregate Year-to-Date-\$	Date (month, day, year)	Amount of Each Receipt This Period
E. Full Name, Mailing Address and ZIP Code Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Name of Employer Occupation Aggregate Year-to-Date-\$	Date (month, day, year)	Amount of Each Receipt This Period
F. Full Name, Mailing Address and ZIP Code Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Name of Employer Occupation Aggregate Year-to-Date-\$	Date (month, day, year)	Amount of Each Receipt This Period
G. Full Name, Mailing Address and ZIP Code Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Name of Employer Occupation Aggregate Year-to-Date-\$	Date (month, day, year)	Amount of Each Receipt This Period
SUBTOTAL of Receipts This Page (optional)			
TOTAL This Period (last page this line number only)			\$255.00

83040672708

16

SCHEDULE B

ITEMIZED DISBURSEMENTS

Page 1 of 1 for
 LINE NUMBER 20
 (Use separate schedule(s) for each
 category of the Detailed
 Summary Page)

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

Name of Committee (in Full) **National Association of Private Psychiatric Hospitals
 Political Action Committee**

A. Full Name, Mailing Address and ZIP Code Walgren for Congress Committee P.O. Box 70500 Washington, DC 20024	Purpose of Disbursement Contribution Disbursement for: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):	Date (month, day, year) 10/2/86	Amount of Each Disbursement This Period \$250.00
B. Full Name, Mailing Address and ZIP Code Bustamante for Congress Comm P.O. Box 75236 Washington, DC 22013	Purpose of Disbursement Contribution Disbursement for: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):	Date (month, day, year) 10/6/86	Amount of Each Disbursement This Period \$300.00
C. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Date (month, day, year)	Amount of Each Disbursement This Period
D. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Date (month, day, year)	Amount of Each Disbursement This Period
E. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Date (month, day, year)	Amount of Each Disbursement This Period
F. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Date (month, day, year)	Amount of Each Disbursement This Period
G. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Date (month, day, year)	Amount of Each Disbursement This Period
H. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Date (month, day, year)	Amount of Each Disbursement This Period
I. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Date (month, day, year)	Amount of Each Disbursement This Period
SUBTOTAL of Disbursements This Page (optional)			
TOTAL This Period (last page this line number only)			\$550.00

20709

②



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

MS-L

JAN 21 1987

Doyle Carson, Treasurer
National Association of Private
Psychiatric Hospitals PAC
1319 F Street, NW, Suite 1000
Washington, DC 20004

Identification Number: C00107136

Reference: 1985-1986 Election Cycle Reports

Dear Mr. Carson:

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>
1986 12 Day Pre-General (10/1/86-10/15/86)	10/23/86	1/7/87
1986 30 Day Post-General (10/16/86-11/24/86)	12/4/86	1/7/87

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 Anthony Raymond 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

*Robi noted in
person Feb 5, 1987
"Warning only" promised
compliance in the
future. - R*

6

SENSITIVE

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 2500
National Association of Private)
Psychiatric Hospitals Political)
Action Committee and Doyle I.)
Carson, as treasurer)

GENERAL COUNSEL'S REPORT

I. BACKGROUND

On June 15, 1987, the Commission found reason to believe that National Association of Private Psychiatric Hospitals Political Action Committee and Doyle I. Carson, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(ii) by failing to file the 12-Day Pre-Election Report. By letter dated July 13, 1987, respondents requested to settle this matter prior to a finding of probable cause to believe (Attachment 1).

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07 JUL 30
AC:03

83040672712

III. RECOMMENDATIONS

1. Enter into conciliation with National Association of Private Psychiatric Hospitals Political Action Committee, and Doyle I. Carson, as treasurer, prior to a finding of probable cause to believe.
2. Approve the attached proposed conciliation agreement and letter.

Date

7/21/87

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

Attachments

1. Request for conciliation
2. Proposed agreement and letter



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

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 6
2 9

33040672713

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
National Association of Private) MUR 2500
Psychiatric Hospitals Political)
Action Committee and Doyle I.)
Carson, as treasurer)

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on August 3, 1987, the Commission decided by a vote of 5-0 to take the following actions in MUR 2500:

1. Enter into conciliation with National Association of Private Psychiatric Hospitals Political Action Committee, and Doyle I. Carson, 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 29, 1987.

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

Attest:

8-3-87

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

Received in the Office of Commission Secretary: Thurs., 7-30-87, 9:03
Circulated on 48 hour tally basis: Thurs., 7-30-87, 11:00
Deadline for vote: Mon., 8-03-87, 11:00



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 5, 1987

Joel I. Klein, Esquire
Onék, Klein & Farr
2550 M Street, N.W.
Suite 350
Washington, D.C. 20037

RE: MUR 2500
National Association of
Private Psychiatric Hospitals
Political Action Committee and
Doyle I. Carson, as treasurer

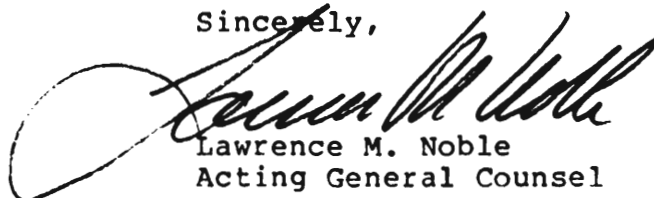
Dear Mr. Klein:

On June 15, 1987, the Federal Election Commission found reason to believe that National Association of Private Psychiatric Hospitals Political Action Committee and Doyle I. Carson, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(ii). At your request, on August 3, 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 your clients agree with the provisions of the enclosed agreement, please sign and return it, along with the civil penalty, to the Commission. In light of the fact that conciliation negotiations, prior to a finding of probable cause to believe, are limited to a maximum of 30 days, you should respond to this notification as soon as possible.

If you have any questions or suggestions for changes in the agreement, or if you wish to arrange a meeting in connection with a mutually satisfactory conciliation agreement, please contact Jacqueline Jones-Smith, the attorney assigned to this matter, at (202) 376-5690.

Sincerely,



Lawrence M. Noble
Acting General Counsel

Enclosure
Conciliation Agreement



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

August 26, 1987

**CERTIFIED MAIL
RETURN RECEIPT REQUESTED**

Joel I. Klein, Esquire
Rebecca L. Brown, Esquire
Onek, Klein & Farr
2550 M Street, N.W.
Suite 350
Washington, D.C. 20037

RE: MUR 2500
National Association of Private
Psychiatric Hospitals Political
Action Committee and Doyle I.
Carson, as treasurer

Dear Mr. Klein and Ms. Brown:

On August 5, 1987, you were notified that, at your request, the Federal Election Commission determined to enter into negotiations directed toward reaching a conciliation agreement in settlement of this matter prior to a finding of probable cause to believe. On that same date, you were sent a conciliation agreement offered by the Commission in settlement of this matter.

Please note that conciliation negotiations entered into prior to a finding of probable cause to believe are limited to a maximum of 30 days. To date, you have not responded to the proposed agreement. The 30-day period for negotiations will soon expire. Unless we receive a response from you within 5 days, this Office will consider these negotiations terminated and will proceed to the next stage of the enforcement process.

Should you have any questions, please contact Jacqueline Jones-Smith, the attorney assigned to this matter, at (202) 376-5690.

Sincerely,

Lawrence M. Noble
Acting General Counsel

By: 
Lois G. Lerner
Associate General Counsel

QCC#4395

ONEK, KLEIN & FARR

2550 M STREET, N. W.

SUITE 350

WASHINGTON, D. C. 20037

H. BARTOW FARR III
JOEL I. KLEIN
JOSEPH N. ONEK
DAVID R. BOYD
PAUL M. SMITH
ROBERT D. LUSKIN
JOANN E. MACBETH
JEAN SCOTT
CHRISTOPHER D. CERF*
BETH R. HEIFETZ*
REBECCA L. BROWN

TELEPHONE
(202) 775-0184

TELECOPIER
(202) 223-8679

September 15, 1987

*NOT ADMITTED IN D.C.

Lawrence M. Noble
Acting General Counsel
Federal Election Commission
Washington, D.C. 20463

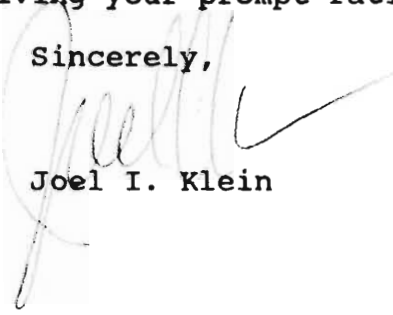
Re: MUR 2500
National Association of Private Psychiatric
Hospitals Political Action Committee and
Doyle I. Carson, as Treasurer

Dear Mr. Noble:

Enclosed is an executed copy of the conciliation
agreement as modified by you.

I look forward to receiving your prompt ratification.

Sincerely,


Joel I. Klein

JIK:jac

Enclosure

cc: Pat Ryan

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL
87 SEP 17 PM 12:49

//

NATIONAL ASSOCIATION OF PRIVATE
PSYCHIATRIC HOSPITALS
POLITICAL ACTION COMMITTEE

1280

August 26, 1987

15-4/540

PAY TO THE
ORDER OF Federal Election Commission

\$ 500.00

Five hundred and ⁰⁰/₁₀₀

DOLLARS

1st AMERICAN
FIRST AMERICAN BANK, N.A. WASHINGTON, DC

FOR Civil Penalty

Robert J. Thomas

⑈001280⑈ ⑆054000043⑆ ⑈3 187 578⑈

MEMORANDUM

TO: DEBRA A. TRIMIEW

TO: CECILIA LIEBER

FROM: CECILIA LIEBER

FROM: DEBRA A. TRIMIEW

CHECK NO. 1280

{ A COPY OF WHICH IS ATTACHED } RELATING TO
MUR 2500 AND NAME National Association of Private Psychiatric
Hospitals PAC, and Doyle I. Carson, as treas.
(Jones - Smith)

WAS RECEIVED ON 8/31/87. PLEASE INDICATE THE ACCOUNT INTO
WHICH IT SHOULD BE DEPOSITED:

/ ✓ / BUDGET CLEARING ACCOUNT { 95F3875.16 }

/ / CIVIL PENALTIES ACCOUNT { 95-1099.160 }

/ / OTHER _____

SIGNATURE

Debra A. Trimiew

DATE

9/1/87

SENSITIVE

BEFORE THE FEDERAL ELECTION COMMISSION

87 OCT -2 PM 1:11

RECEIVED
FEDERAL ELECTION COMMISSION

In the Matter of)
)
National Association of Private) MUR 2500
Psychiatric Hospitals Political)
Action Committee and Doyle I.)
Carson, as treasurer)

GENERAL COUNSEL'S REPORT

I. BACKGROUND

On June 15, 1987, the Commission found reason to believe that National Association of Private Psychiatric Hospitals Political Action Committee and Doyle I. Carson, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(ii) by failing to file the 12-Day Pre-Election Report. At respondents request, on August 3, 1987, the Commission determined to enter into pre-probable cause conciliation.

83040572719

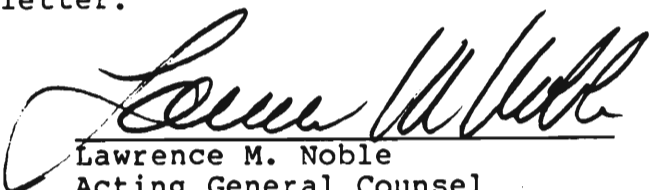
83040672720

III. RECOMMENDATIONS

1. Accept the attached conciliation agreement with National Association of Private Psychiatric Hospitals Political Action Committee and Doyle I. Carson, as treasurer.
2. Close the file.
3. Approve the attached letter.

Date

10/2/57


Lawrence M. Noble
Acting General Counsel

Attachments

- 1.
2. Photocopy of civil penalty check
3. Conciliation Agreement, as modified
4. Letter to Respondent



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

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 Removed

<u>2</u>	<u>11</u>
<u>3</u>	<u>14</u>
<u>4</u>	<u>14</u>
<u> </u>	<u> </u>

8 9 0 4 0 6 7 2 7 2 1

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
National Association of Private) MUR 2500
Psychiatric Hospitals Political)
Action Committee and Doyle I.)
Carson, as treasurer)

CERTIFICATION

I, Mary W. Dove, recording secretary for the Federal Election Commission executive session on October 20, 1987, do hereby certify that the Commission decided by a vote of 6-0 to take the following actions on MUR 2500:

1. Accept the conciliation agreement attached to the General Counsel's report dated October 2, 1987, with National Association of Private Psychiatric Hospitals Political Action Committee and Doyle I. Carson, as treasurer.
2. Close the file.
3. Approve the letter attached to the General Counsel's report dated October 2, 1987.

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

Attest:

10-21-87

Date

Mary W. Dove

Mary W. Dove
Administrative Assistant



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

27 October 1987

Joel I. Klein, Esquire
Onek, Klein & Farr
2550 M Street, N.W.
Suite 350
Washington, D.C. 20037

RE: MUR 2500
National Association of
Private Psychiatric Hospitals
Political Action Committee and
Doyle I. Carson, as treasurer

Dear Mr. Klein:

On October 20, 1987, the Federal Election Commission accepted the signed conciliation agreement and civil penalty submitted by you on September 17, 1987, on your client's behalf in settlement of a violation of 2 U.S.C. § 434(a)(4)(A)(ii), 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)(E). 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 Jacqueline Jones-Smith, the attorney assigned to this matter, at (202) 376-8200.

Sincerely,

Lawrence M. Noble

Lawrence M. Noble
General Counsel

Enclosure
Conciliation Agreement

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 2500
National Association of Private)
Psychiatric Hospitals Political)
Action Committee and Doyle I.)
Carson, 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 National Association of Private Psychiatric Hospitals Political Action Committee and Doyle I. Carson, as treasurer, ("Respondents") violated 2 U.S.C. § 434(a)(4)(A)(ii).

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, National Association of Private Psychiatric Hospitals Political Action Committee, is a political committee within the meaning of 2 U.S.C. § 431(4).

2. Respondent, Doyle I. Carson, is the treasurer of National Association of Private Psychiatric Hospitals Political Action Committee.

3. Pursuant to 2 U.S.C. § 434(a)(4)(A)(ii), Respondents are required to file a 12-Day Pre-Election Report before any election in which they make a contribution to or expenditure on behalf of a candidate.

4. The 12-Day Pre-Election Report for the 1986 General Election was due on October 23, 1986, and complete as of October 15, 1986.

5. The Respondents did not file a 12-Day Pre-Election Report prior to the 1986 General Election.

6. Respondents filed a 1986 Post-General Election Report on January 7, 1987, that disclosed \$550 in contributions to two (2) candidates between October 1, 1986, and October 15, 1986. Respondents were required, therefore, to file a 12-Day Pre-Election Report by October 23, 1986.

V. Respondents failed to file the 12-Day Pre-Election Report, by October 23, 1986.

VI. Respondents will pay a civil penalty to the Federal Election Commission in the amount of Five Hundred Dollars (\$500), 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

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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 (LH)
Lawrence M. Noble
General Counsel

10/26/87
Date

FOR THE RESPONDENTS:

[Signature]
(Name)
(Position) General Counsel

Sept. 14, 1987
Date



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 2500

DATE FILMED 2/17/88 CAMERA NO. 3

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