



FEDERAL ELECTION COMMISSION
WASHINGTON, DC 20463

THIS IS THE BEGINNING OF MUR # 3195

DATE FILMED 4/19/91 CAMERA NO. 4

CAMERAMAN AS

21040334745

REPORTS ANALYSIS REFERRAL

TO

OFFICE OF GENERAL COUNSEL

DATE: October 2, 1990ANALYST: Pat Sheppard

I. COMMITTEE:

Friends of Larry Pressler
(C00082214)
Paul Arneson, Treasurer
7703 12th Street, NW
Washington, DC 20012

II. RELEVANT STATUTE: 2 U.S.C. §434(a)(6)
11 CFR §104.5(f)

III. BACKGROUND:

Failure to File Forty-Eight Hour Notifications

The Friends of Larry Pressler ("the Committee") has failed to file the required Forty-Eight (48) Hour Notifications ("48-Hour Notices") for seventy-two (72) contributions totaling \$89,500 received prior to the 1990 Primary Election.

The candidate was unopposed in the 1990 Primary Election held on June 5, 1990. Prior Notice was sent to the Committee on April 30, 1990 (Attachment 2). The Notice includes a section titled "Last-Minute Contributions". This section reads "Committees must also file special notices on contributions of \$1,000 or more, received during the May 17 through June 2, 1990 reporting period. The notice must reach the appropriate federal and state offices within 48 hours of the committee's receipt."

Schedule A of the 1990 July Quarterly Report indicates that the Committee failed to file seventy-two (72) 48-Hour Notices for contributions received during the aforementioned reporting period (Attachment 3). The following is a list of the contributions for which no 48-Hour Notices were filed:

<u>Contributor Name</u> (as reported by Committee)	<u>Date</u>	<u>Amount</u>
Warren L. Batts	05/23/90	\$1,000
Russell Cartwright	05/29/90	\$1,000
George G. Daniels	05/23/90	\$1,000

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FRIENDS OF LARRY PRESSLER
REPORTS ANALYSIS OGC REFERRAL
PAGE 2

<u>Contributor Name</u> (as reported by Committee)	<u>Date</u>	<u>Amount</u>
Gevan Gopoian	05/23/90	\$1,000
Julia Gopoian	05/23/90	\$1,000
Mrs. Anahis S. Hartz	05/23/90	\$1,000
R.A. Hovanessian	05/23/90	\$1,000
Vicki Hovanessian	05/23/90	\$1,000
Yong C. Kim	05/29/90	\$1,000
Yun Sook Kim	05/29/90	\$1,000
Thomas F. Kranz	05/29/90	\$1,000
C.E. Long	05/23/90	\$1,000
Richard F. Nice	05/23/90	\$1,000
Robert O. Naegele Jr.	05/22/90	\$1,000
Armand O. Norehad	05/23/90	\$1,000
John H. Perry Jr.	05/18/90	\$1,000
Gerald A. Schwalbach	05/18/90	\$1,000
Zohrab K. Tazian	05/23/90	\$1,000
Nina Terzian	05/23/90	\$1,000
Mrs. Araxie Varjabedian	05/23/90	\$1,000
Shanoor Varjabedian	05/23/90	\$1,000
Silva Varjabedian	05/23/90	\$1,000
D.D. Whitney	05/18/90	\$1,000
Republican State Central Committee of South Dakota	06/01/90	\$5,000
3-M PAC	05/29/90	\$1,000
ADM PAC	05/29/90	\$1,000
AMOCO PAC	05/29/90	\$1,000
ARRDAPAC	05/29/90	\$1,000
ASCAP Legislative Fund	06/01/90	\$1,000
American Speech-Language-Hear. Association PAC	05/21/90	\$1,000
American Insurance Assoc. PAC	05/29/90	\$1,000
American Dental PAC	06/01/90	\$5,000
American Hotel Motel PAC	05/29/90	\$1,000
American Inst of CPA's Legislation Committee	05/29/90	\$5,000
American Trucking PAC	05/29/90	\$1,000
	05/18/90	\$1,000
American Int'l Group Employee PAC	05/18/90	\$1,000
Auction Markets PAC of Chicago Board of Trade	05/29/90	\$1,500
B.P. America PAC	05/29/90	\$1,000
BUSPAC	05/29/90	\$1,000
Bankers Trust PAC	05/23/90	\$1,000
Burlington Northern Rail PAC	05/29/90	\$1,000
CIGNA PAC	05/29/90	\$1,000
Citizens for Cochran	06/01/90	\$1,000
Deere & Company Civic Action Fund	05/30/90	\$1,000
Forest Industries PAC	05/30/90	\$1,000
Fund for a Republican Majority	05/23/90	\$1,000
GTE PAC	05/29/90	\$1,000
Greyhound Good Government Project	05/30/90	\$1,000

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FRIENDS OF LARRY PRESSLER
REPORTS ANALYSIS OGC REFERRAL
PAGE 3

<u>Contributor Name</u> (as reported by Committee)	<u>Date</u>	<u>Amount</u>
Land O'Lakes PAC	05/30/90	\$1,000
MCI PAC	05/29/90	\$1,000
Marine Midland	05/29/90	\$1,000
Morgan Companies PAC	05/21/90	\$1,000
NATSO/PAC	05/29/90	\$1,000
NBWA PAC	05/29/90	\$2,000
NUTPAC	05/23/90	\$1,000
NYNEX Federal PAC 1	05/29/90	\$1,000
Nat'l Association of Independ. Insurers PAC	06/01/90	\$1,000
Natl. Right to Life PAC	05/29/90	\$1,000
Pacific Enterprises PAC	05/18/90	\$1,000
Petroleum Marketers Assoc-PMAA	05/29/90	\$1,000
Pfizer PAC	05/23/90	\$1,000
Principle Fin. Group Fed PAC	05/29/90	\$1,000
Recording Industry PAC	05/18/90	\$1,000
Roundtable PAC	05/18/90	\$1,000
SMAC PAC	05/29/90	\$1,000
SOS PAC	05/18/90	\$1,000
Southwestern Bell Corp Employee Federal PAC	05/29/90	\$1,000
Television & Radio PAC	05/23/90	\$3,000
Torchmark PAC	06/01/90	\$1,000
WIN-PAC	05/23/90	\$2,000
Westvaco	05/29/90	\$2,000

On September 11, 1990, a Request for Additional Information ("RFAI") was sent to the Committee (Attachment 4). The RFAI noted on an informational basis that the Committee may have failed to file one or more of the required 48-Hour Notices for "last minute" contributions of \$1,000 or more. The notice requested the Committee to review their procedures for checking contributions received during the aforementioned time period. In addition, the notice stated that although the Commission may take legal steps, any response would be taken into consideration.

On September 21, 1990 the Committee responded by letter (Attachment 5). In the letter the Committee stated that "they had made a diligent effort to report all required contributions."

IV. OTHER PENDING MATTERS INITIATED BY RAD:

None.

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FEDERAL ELECTION COMMISSION
1989-1990

CANDIDATE INDEX OF SUPPORTING DOCUMENTS - (E)

DATE 20CT90
Attachment # 1
PAGE 1 of 3

CANDIDATE/COMMITTEE/DOCUMENT	OFFICE SOUGHT/	PARTY	RECEIPTS		DISBURSEMENTS		COVERAGE DATES	# OF PAGES TYPE OF FILER	MICROFILM LOCATION
			PRIMARY	GENERAL	PRIMARY	GENERAL			

PRESSLER, LARRY	SENATE	REPUBLICAN PARTY					SOUTH DAKOTA	1990 ELECTION	ID# SBSD00024
1. STATEMENT OF CANDIDATE									
1989 STATEMENT OF CANDIDATE							31JUL89		2 89SEN/006/3600
1990 STATEMENT OF CANDIDATE							26MAR90		2 90SEN/006/2961
STATEMENT OF CANDIDATE							9MAY90		2 90SEN/009/1645
STATEMENT OF CANDIDATE - AMENDMENT							2AUG90		3 90SEN/014/2176
STATEMENT OF CANDIDATE - AMENDMENT							7AUG90		2 90SEN/014/3361
2. PRINCIPAL CAMPAIGN COMMITTEE									

FRIENDS OF LARRY PRESSLER									
ID #C00082214 SENATE									
1989 STATEMENT OF ORGANIZATION - AMENDMENT							31JUL89		2 89SEN/006/3602
MID-YEAR REPORT			543,401		109,899		1JAN89 -30JUN89		106 89SEN/007/3037
MID-YEAR REPORT - AMENDMENT			-		-		1JAN89 -30JUN89		4 89SEN/010/0947
REQUEST FOR ADDITIONAL INFORMATION							1JAN89 -30JUN89		13 89FEC/616/0133
REQUEST FOR ADDITIONAL INFORMATION 2ND							1JAN89 -30JUN89		14 89FEC/616/4886
YEAR-END			307,978		165,472		1JUL89 -31DEC89		93 90SEN/004/0169
YEAR-END - AMENDMENT			-		-		1JUL89 -31DEC89		48 90SEN/009/0308
YEAR-END - AMENDMENT			-		-		1JUL89 -31DEC89		4 90SEN/014/3508
REQUEST FOR ADDITIONAL INFORMATION							1JUL89 -31DEC89		2 90FEC/632/1337
REQUEST FOR ADDITIONAL INFORMATION 2ND							1JUL89 -31DEC89		3 90FEC/637/1363
1ST LETTER INFORMATIONAL NOTICE							1JUL89 -31DEC89		3 90FEC/641/3145
1990 STATEMENT OF ORGANIZATION - AMENDMENT							26MAR90		2 90SEN/006/2963
STATEMENT OF ORGANIZATION - AMENDMENT							9MAY90		2 90SEN/009/1647
STATEMENT OF ORGANIZATION - AMENDMENT							2AUG90		2 90SEN/014/2179
STATEMENT OF ORGANIZATION - AMENDMENT							7AUG90		3 90SEN/014/3358
APRIL QUARTERLY			212,665		272,829		1JAN90 -31MAR90		50 90SEN/007/3703
APRIL QUARTERLY - AMENDMENT			212,665		272,829		1JAN90 -31MAR90		4 90SEN/009/3602
APRIL QUARTERLY - AMENDMENT			-		-		1JAN90 -31MAR90		6 90SEN/014/3512
REQUEST FOR ADDITIONAL INFORMATION							1JAN90 -31MAR90		7 90FEC/648/1595
PRE-PRIMARY			124,462		162,536		1APR90 -16MAY90		40 90SEN/009/3607
PRE-PRIMARY - AMENDMENT			-		-		1APR90 -16MAY90		5 90SEN/014/3518
REQUEST FOR ADDITIONAL INFORMATION							1APR90 -16MAY90		16 90FEC/648/1578
JULY QUARTERLY				298,237		183,455	17MAY90 -30JUN90		81 90SEN/012/2397
JULY QUARTERLY - AMENDMENT				-			-17MAY90 -30JUN90		2 90SEN/014/3523
JULY QUARTERLY - AMENDMENT				-			-17MAY90 -30JUN90		3 90SEN/015/3376
REQUEST FOR ADDITIONAL INFORMATION							17MAY90 -30JUN90		3 90FEC/655/1544
TOTAL			1,188,506	298,237	710,736	183,455			518 TOTAL PAGES

3. AUTHORIZED COMMITTEES

4. JOINT FUNDRAISING COMMITTEES AUTHORIZED BY THE CAMPAIGN

PRESSLER-FRANKENFELD COMMITTEE	ID #C00247536 SENATE
1990 STATEMENT OF ORGANIZATION	14AUG90 2 90FEC/652/0871
	2 TOTAL PAGES

REPUBLICAN SENATORIAL INNER CIRCLE 1990

ID #C00242941 PARTY QUALIFIED

FEDERAL ELECTION COMMISSION
1989-1990
CANDIDATE INDEX OF SUPPORTING DOCUMENTS - (E)

DATE 20CT90
Attachment # 1
PAGE 2 of 3

CANDIDATE/COMMITTEE/DOCUMENT	RECEIPTS		DISBURSEMENTS		COVERAGE DATES	# OF PAGES	MICROFILM LOCATION TYPE OF FILER
	OFFICE SOUGHT/	PARTY	PRIMARY	GENERAL			

1990 STATEMENT OF ORGANIZATION
FILING FREQUENCY CHANGE NOTICE
APRIL MONTHLY
MAY MONTHLY
JUNE MONTHLY
JULY MONTHLY
REQUEST FOR ADDITIONAL INFORMATION
AUGUST MONTHLY
SEPTEMBER MONTHLY

21MAR90 6 90SEN/006/2465
9APR90 1 90SEN/006/3322
31MAR90 120 90SEN/008/3857
1APR90 -30APR90 395 90SEN/009/2444
1MAY90 -31MAY90 83 90SEN/010/1796
1JUN90 -30JUN90 41 90SEN/013/1569
1JUN90 -30JUN90 1 90FEC/655/1323
1JUL90 -31JUL90 46 90SEN/015/0234
1AUG90 -31AUG90 51 90SEN/015/3020

744 TOTAL PAGES

REPUBLICAN SENATORIAL INNER CIRCLE 1990-91
1990 STATEMENT OF ORGANIZATION
FILING FREQUENCY CHANGE NOTICE
SEPTEMBER MONTHLY

ID #C00247767 PARTY NON-QUALIFIED
13AUG90 6 90SEN/014/3860
13AUG90 2 90SEN/014/3887
31AUG90 86 90SEN/015/3071

94 TOTAL PAGES

WARNER/NICKLES COMMITTEE
1989 STATEMENT OF ORGANIZATION
MID-YEAR REPORT
OCTOBER QUARTERLY
YEAR-END
1990 TERMINATION APPROVAL
APRIL QUARTERLY - TERMINATED

ID #C00236620 SENATE
17MAY89 3 89SEN/003/3939
30JUN89 25 89SEN/004/1630
1JUL89 -30SEP89 9 89SEN/009/2132
1OCT89 -31DEC89 7 90SEN/002/0111
1JUN90 1 90FEC/641/4867
1JAN90 -31MAR90 2 90SEN/007/0009

47 TOTAL PAGES

WN 1990 COMMITTEE
1990 STATEMENT OF ORGANIZATION
JUNE MONTHLY
JULY MONTHLY
REQUEST FOR ADDITIONAL INFORMATION
AUGUST MONTHLY
REQUEST FOR ADDITIONAL INFORMATION
SEPTEMBER MONTHLY

ID #C00244707 SENATE
9MAY90 4 90SEN/009/1649
31MAY90 23 90SEN/010/1773
1JUN90 -30JUN90 57 90SEN/013/1775
1JUN90 -30JUN90 2 90FEC/657/1047
1JUL90 -31JUL90 24 90FEC/653/3224
1JUL90 -31JUL90 2 90FEC/657/1049
1AUG90 -31AUG90 9 90SEN/015/3162

121 TOTAL PAGES

45. TRANSFERS IN FROM JOINT FUNDRAISING COMMITTEES AUTHORIZED BY THE CAMPAIGN
REPUBLICAN SENATORIAL INNER CIRCLE 1990
NRSC-EXR NRSC-CONT
1990 JULY QUARTERLY 43,500
WARNER/NICKLES COMMITTEE
1989 YEAR-END 5,263

ID# C00242941 PARTY QUALIFIED
5JUN90 90SEN/012/2448
ID# C00236620 SENATE
6DEC89 90SEN/004/0239

FEDERAL ELECTION COMMISSION
1989-1990
CANDIDATE INDEX OF SUPPORTING DOCUMENTS - (E)

DATE 20CT90
Attachment # 1
PAGE 3 of 3

CANDIDATE/COMMITTEE/DOCUMENT	RECEIPTS		DISBURSEMENTS		COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
	OFFICE SOUGHT/ PARTY	PRIMARY GENERAL	PRIMARY GENERAL	TYPE OF FILER			

TOTAL

48,763

ALL REPORTS FOR THE FRIENDS OF LARRY PRESSLER COMMITTEE HAVE BEEN REVIEWED
CASH ON HAND AS OF 6/30/90 - \$830,777.36
DEBTS AS OF 6/30/90 - \$0

21040334751

REPORT NOTICE

FEDERAL ELECTION COMMISSION

SOUTH DAKOTA

April 30, 1990

FOR COMMITTEES ONLY INVOLVED IN THE PRIMARY (06/05/90):

REPORT	REPORTING PERIOD ¹ /	REG./CERT.	FILING
		MAILING DATE ² /	DATE
PRE-PRIMARY	04/01/90- 05/16/90	05/21/90	05/24/90
JULY QUARTERLY	05/17/90- 06/30/90	07/15/90	07/15/90

FOR COMMITTEES INVOLVED IN BOTH THE PRIMARY (06/05) AND RUNOFF (06/19):

REPORT	REPORTING PERIOD ¹ /	REG./CERT.	FILING
		MAILING DATE ² /	DATE
PRE-PRIMARY	04/01/90- 05/16/90	05/21/90	05/24/90
PRE-RUNOFF	05/17/90- 05/30/90	06/07/90	06/07/90
JULY QUARTERLY	05/31/90- 06/30/90	07/15/90	07/15/90

WHO MUST FILE

PRINCIPAL CAMPAIGN COMMITTEES OF CONGRESSIONAL "CANDIDATES" who seek nomination in the June 5, 1990, South Dakota Primary and, if held, the June 19, 1990, Runoff.

WHAT MUST BE REPORTED

All financial activity that occurred during the reporting period (or before, if not previously reported).

REPORTING FORMS

Candidate committees use Form 3 (enclosed). If the campaign has more than one authorized committee, the principal campaign committee must also file a consolidated report on Form 3Z.

WHERE TO FILE

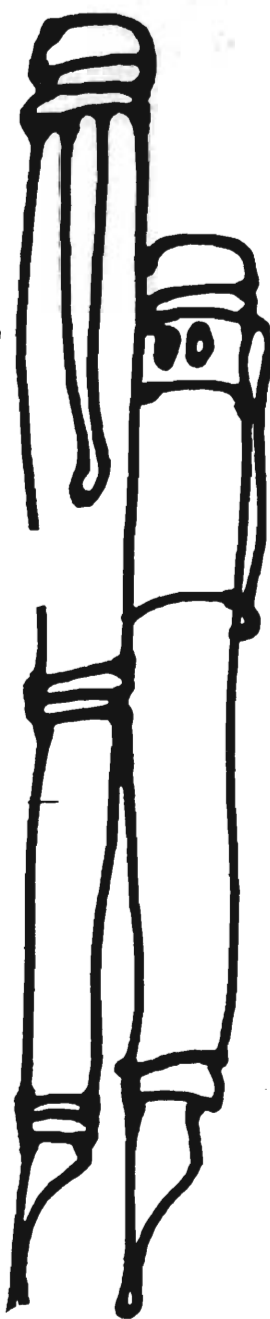
Consult the instructions on the back of the Form 3 Summary Page. Note state filing requirements also.

¹/The period begins with the close of the last report filed by the committee. If the committee has filed no previous reports, the period begins with the date of the committee's first activity.

²/Reports sent by registered or certified mail must be postmarked by the mailing date. Otherwise, they must be received by the filing date.

FOR INFORMATION, Call: 202/376-3120 or 800/424-9530
(over)

214034752



SOUTH DAKOTA

LABEL

Committees should affix the peel-off label from the envelope to Line 1 of the report. Corrections should be made on the label.

LAST-MINUTE CONTRIBUTIONS

Committees must also file special notices on contributions of \$1,000 or more, received during the following periods:

- o For candidates involved in the Primary: 05/17/90 through 06/02/90
- o For candidates involved in the Runoff: 05/31/90 through 06/16/90

The notice must reach the appropriate federal and state offices within 48 hours of the committee's receipt. RS

COMPLIANCE

TREASURERS OF POLITICAL COMMITTEES ARE RESPONSIBLE FOR FILING ALL REPORTS ON TIME. FAILURE TO DO SO IS SUBJECT TO ENFORCEMENT ACTION. COMMITTEES FILING ILLEGIBLE REPORTS OR USING NON-FEC FORMS WILL BE REQUIRED TO REFILE.

21040334753

SCHEDULE A

ITEMIZED RECEIPTS

Full Name of Committee: Friends of Larry Pressler

A. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Ulysses Auger 1217 22nd Street, NW Washington, DC 20037	Auger Enterprises Executive	G	06/06/90	1000.00

Total YTD: \$ 1000.00

B. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Henry P. Baer 919 Third Avenue New York, NY 10022	Skadden, Arps, Slate Attorney	G	06/20/90	1000.00

Total YTD: \$ 1000.00

C. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Hajdar Bajraktari 617 East 188th Street Bronx, NY 10458	Information Requested Information Requested	G	06/27/90	1000.00

Total YTD: \$ 1000.00

D. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Joan B. Baldwin 1309 Trinity Drive Alexandria, VA 22314	United Internat'l Consul Consultant	P	05/29/90	50.00
		G	05/29/90	450.00

Total YTD: \$ 750.00

E. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Warren L. Batts 143 Abingdon Kenilworth, IL 60043	Premark International Chairman & CEO	P	05/23/90	1000.00

Total YTD: \$ 1000.00

TOTAL THIS PAGE: 4500.00

SCHEDULE A

ITEMIZED RECEIPTS

Full Name of Committee: Friends of Larry Pressler

A. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Rosemarie Buntrock 3003 Butterfield Road Oak Brook, IL 60521	Housewife	G	06/25/90	1000.00

Total YTD: \$ 1000.00

B. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
E. Jerome Carlson 7951 Powers Blvd. Chanhassen, MN 55317	Instant Web CEO	G	06/11/90	1000.00

Total YTD: \$ 1000.00

C. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Russell Cartwright 3227 Magnolia Avenue Falls Church, VA 22041	Public Affairs Exec.	P	05/29/90	1000.00

Total YTD: \$ 1000.00

D. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Maria De Carvalhosa 242 E. 62nd Street New York, NY 10021	B.H. Stevens Real Estate	P	05/23/90	500.00

Total YTD: \$ 500.00

E. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
John P. Chase 60 State St., Suite 3330 Boston, MA 02109	Self-employed Trustee	G	06/29/90	100.00

Total YTD: \$ 200.00

TOTAL THIS PAGE: 3600.00

SCHEDULE A

ITEMIZED RECEIPTS

Full Name of Committee: Friends of Larry Pressler

A. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
A. James Clark 7500 Old Georgetown Road Bethesda, MD 208146195	Clark Construction Group Executive	G	06/14/90	500.00

Total YTD: \$ 500.00

B. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Deena Clark 2440 Kalorama Rd, NW Washington, DC 20008	Retired	G	06/06/90	500.00

Total YTD: \$ 600.00

C. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Henry Crown 222 N. LaSalle Street Chicago, IL 60601	Retired	P	05/29/90	500.00

Total YTD: \$ 500.00

D. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
John J. Crown 1418 North Lake Shore Drive 29th Floor Chicago, IL 60610	Cook County Circuit Ct. Judge	P	05/29/90	500.00

Total YTD: \$ 500.00

E. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
George G. Daniels 6103 Anno Avenue Orlando, FL 32809	Daniels Manufacturing Executive	P	05/23/90	1000.00

Total YTD: \$ 1000.00

TOTAL THIS PAGE: 3000.00

SCHEDULE A

ITEMIZED RECEIPTS

Full Name of Committee: Friends of Larry Pressler

A. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Charles A. Gargano 369 E. Main Street, Suite 20 East Islip, NY 11730	U.S. Ambassador	G	06/20/90	1000.00

Total YTD: \$ 1000.00

B. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Rrustem Gecaj 617 East 188th Street Bronx, NY 10458	Information Requested Information Requested	G	06/27/90	1000.00

Total YTD: \$ 1000.00

C. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
George W. Glatis 8 Goldleaf Court Bethesda, MD 20817	Information Requested Information Requested	G	06/26/90	250.00

Total YTD: \$ 250.00

D. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Gevan Gopoian 9600 S. Kedvale Oak Lawn, IL 60453	Retired	P	05/23/90	1000.00

Total YTD: \$ 1000.00

E. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Julia Gopoian 9600 S. Kedvale Oak Lawn, IL 60453	Retired	P	05/23/90	1000.00

Total YTD: \$ 1000.00

TOTAL THIS PAGE: 4250.00

SCHEDULE A

ITEMIZED RECEIPTS

Full Name of Committee: Friends of Larry Pressler

A. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Mary L. Goshgarian P. O. Box 147 Lake Bluff, IL 60044	Physician	P	05/23/90	250.00

Total YTD: \$ 250.00

B. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Milton Gralla P. O. Box 1623 Fort Lee, NJ 07024	Consultant	G	06/20/90	200.00

Total YTD: \$ 200.00

C. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Cheryl F. Halpern 42 Rockledge Drive Livingston, NJ 07039	Housewife	G	06/29/90	500.00

Total YTD: \$ 500.00

D. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Mrs. Anahis S. Hartz 22 Barrington Bourne Barrington Hills, IL 60010	Housewife	P	05/23/90	1000.00

Total YTD: \$ 1000.00

E. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Dr. George Hassard Route 1, Box 149AB Hot Springs, SD 57747	Physician	G	06/21/90	100.00
		P	05/31/90	50.00

Total YTD: \$ 200.00

TOTAL THIS PAGE: 2100.00

SCHEDULE A

ITEMIZED RECEIPTS

1990 July Quarterly Report

Attachment # 3Page 6 of 35

Full Name of Committee: Friends of Larry Pressler

A. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Hart N. Hasten 901 Roundtable Ct. Indianapolis, IN 46260	Harcourt Management Owner	G	06/12/90	1000.00

Total YTD: \$ 1000.00

B. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Roger Haugo 101 East 33rd Street Sioux Falls, SD 57105	Valley Exchange Bank Banker	P	05/30/90	100.00
		P	05/29/90	100.00

Total YTD: \$ 200.00

C. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
R.A. Hovanessian 8318 Oakwood Ave Munster, IN 46321	Self-employed Physician	G	05/23/90	1000.00

Total YTD: \$ 1000.00

D. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Vicki Hovanessian 8318 Oakwood Avenue Munster, IN 46321	Housewife	P	05/23/90	1000.00
		G	05/23/90	500.00
		G	05/23/90	600.00

Total YTD: \$ 2100.00

E. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Eric M. Javits 1345 Avenue of The Americas New York, NY 10105	Self-employed Attorney	P	05/23/90	250.00

Total YTD: \$ 250.00

TOTAL THIS PAGE: 4550.00

*Exceeds limits. \$100.00 being refunded by check 7/13/90.

SCHEDULE A

ITEMIZED RECEIPTS

Full Name of Committee: Friends of Larry Pressler

A. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Christopher Jeffries 146 Central Park West New York, NY 10023	Information Requested Information Requested	G	06/06/90	1000.00

Total YTD: \$ 1000.00

B. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Yong C. Kim 3328 Kestrel Place Fremont, CA 94536	YK Enterprises Owner-ship repair bus.	P	05/29/90	1000.00

Total YTD: \$ 1000.00

C. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Yun Sook Kim 3328 Kestrel Place Fremont, CA 94536	Information Requested Information Requested	P	05/29/90	1000.00

Total YTD: \$ 1000.00

D. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
John G. Koeltl 342 East 67th Street Apt 4A New York, NY 10021	DeBevoise & Plimpton Partner	G	06/06/90	250.00

Total YTD: \$ 250.00

E. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Theodore Kolios 301 East 79th Street Apt 8-A New York, NY 10021	"C" Ventures, Inc. Treasurer	G	06/29/90	1000.00

Total YTD: \$ 1000.00

TOTAL THIS PAGE: 4250.00

SCHEDULE A

ITEMIZED RECEIPTS

Full Name of Committee: Friends of Larry Pressler

A. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Thomas F. Krans 1200 Ballantrae Lane McLean, VA 22101	United States Government Lawyer	P	05/29/90	1000.00

Total YTD: \$ 1000.00

B. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Dean Krogman 218 State Ave. Brookings, SD 57006	Realtor	G	06/22/90	100.00

Total YTD: \$ 200.00

C. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
William Kunkler 60 East Cedar Street Chicago, IL 60611	Information Requested Information Requested	P	05/29/90	500.00

Total YTD: \$ 500.00

D. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Charis C. Lapas 6629 Midhill Place Falls Church, VA 22043	Information Requested Information Requested	G	06/14/90	1000.00

Total YTD: \$ 1000.00

E. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Bernard J. Lasker 20 Broad Street New York, NY 10005	Investments	G	06/25/90	1000.00

Total YTD: \$ 1000.00

TOTAL THIS PAGE: 3600.00

21040334761

SCHEDULE A

ITEMIZED RECEIPTS

Full Name of Committee: Friends of Larry Pressler

A. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Peter G. Levathes 1255 New Hampshire Avenue, NW Washington, DC 20036	Information Requested Information Requested	G	06/12/90	500.00

Total YTD: \$ 500.00

B. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Robert D. Lindner 3955 Montgomery Road Cincinnati, OH 45212	United Dairy Farmers President	G	06/14/90	1000.00

Total YTD: \$ 1000.00

C. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Arthur L. Loeb Carlton House 68 Madison Avenue New York, NY 10021	Madison Avenue Bookshop Owner, President	G	06/06/90	1000.00

Total YTD: \$ 1000.00

D. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
C. E. Long 14 Mapleway Armonk, NY 10504	Citibank Executive VP & Secretary	P	05/23/90	1000.00

Total YTD: \$ 1000.00

E. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Andy Manatos 1750 New York Avenue, NW Suite 210 Washington, DC 20006	Manatos & Manatos Consultant	G	06/14/90	500.00

Total YTD: \$ 500.00

TOTAL THIS PAGE: 4000.00

SCHEDULE A

ITEMIZED RECEIPTS

1990 July Quarterly Report

Attachment # 3Page 10 of 35

Full Name of Committee: Friends of Larry Pressler

A. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
John A. Moran 230 Park Avenue New York, NY 10169	Dyson-Rissner-Moran Corp	G	06/06/90	1000.00

Total YTD: \$ 1000.00

B. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Peter A. Neff 4418 Mac Arthur Blvd., Suite 201 Washington, DC 20007	Dentist	G	06/26/90	250.00

Total YTD: \$ 250.00

C. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Richard F. Nice 7 Twin Oaks Sioux Falls, SD 57105	Self-employed Physician	G	05/23/90	1000.00

Total YTD: \$ 1000.00

D. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Armand O. Norehad 28188 Ballard Drive Lake Forest, IL 60045	Self-employed Private Investor	P	05/23/90	1000.00

Total YTD: \$ 1000.00

E. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
John Panagos 9000 Bells Mill Road Potomac, MD 20854	Information Requested Information Requested	G	06/12/90	500.00

Total YTD: \$ 500.00

TOTAL THIS PAGE: 3750.00

SCHEDULE A

ITEMIZED RECEIPTS

Full Name of Committee: Friends of Larry Pressler

A. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Haig Pedian Three Lakes Rd Barrington Hills, IL 60010	Pedian-Kirk Building Executive	G	06/11/90	1000.00

Total YTD: \$ 1000.00

B. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Franklin P. Perdue P. O. Box 1537 Salisbury, MD 21801	Perdue Farms CEO	G	06/27/90	1000.00

Total YTD: \$ 1000.00

C. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
John H. Perry, Jr Perry Building 100 E 17th Street Riviera Beach, FL 33404	Information Requested Information Requested	G	05/18/90	1000.00

Total YTD: \$ 1000.00

D. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Lester Pollack One Rockefeller Plaza New York, NY 10020	Centre Partners Partner	G	06/26/90	1000.00

Total YTD: \$ 1000.00

E. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Joseph M. Reiss 5147 Massachusetts Avenue Bethesda, MD 20816	Reiss Construction Co. Owner	G	06/25/90	250.00

Total YTD: \$ 250.00

TOTAL THIS PAGE: 4250.00

SCHEDULE A

ITEMIZED RECEIPTS

Full Name of Committee: Friends of Larry Pressler

A. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Gerald A. Schwalbach 326 W. Ferndale Rd. Waysata, MN 55391	Jacobs Industries VP	P	05/18/90	1000.00
Total YTD: \$ 1000.00				96

B. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Seta Semerdjian 8319 Linden Street Munster, IN 46321	Housewife	P	05/23/90	250.00
Total YTD: \$ 250.00				

C. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Steven J. Simmons 66 Winding Lane Greenwich, CT 06830	Simmons Communications President	G	06/20/90	1000.00
Total YTD: \$ 1000.00				

D. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
John H. Siswick 28 Fern Street Rocky Hill, CT 06067	Information Requested Information Requested	G	06/22/90	100.00
Total YTD: \$ 200.00				

E. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
John J. Spanos 3303 Clearwood Court Falls Church, VA 22042	Information Requested Information Requested	G	06/12/90	500.00
Total YTD: \$ 500.00				

TOTAL THIS PAGE: 2850.00

SCHEDULE A

ITEMIZED RECEIPTS

Full Name of Committee: Friends of Larry Pressler

A. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Joan Steinberg 930 Park Avenue, Apt. 9S New York, NY 10028	Housewife	G	06/20/90	500.00

Total YTD: \$ 500.00

B. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Michael A. Steinberg 930 Park Avenue Apt 9S New York, NY 10028	Steinberg Asset Mgmt.Co. President	G	06/20/90	500.00

Total YTD: \$ 500.00

C. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Hazriet C. Stephens 1 Longfellow Place Little Rock, AR 72207	Housewife	G	06/29/90	1000.00

Total YTD: \$ 1000.00

D. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Anita H. Subotnick 425 E. 58th Street New York, NY 10025	Housewife	G	06/29/90	1000.00

Total YTD: \$ 1000.00

E. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Zohrab K. Tazian 11224 Kings Crossing Port Wayne, IN 46825	Civil Engineer	P	05/23/90	1000.00

Total YTD: \$ 1000.00

TOTAL THIS PAGE: 4000.00

SCHEDULE A

ITEMIZED RECEIPTS

Full Name of Committee: Friends of Larry Pressler

A. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Andrew S. Tegeris 10315 Cheshire Terrace Bethesda, MD 20814	Chem. Aalysis, Inc. President	G	06/25/90	500.00

Total YTD: \$ 500.00

B. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Nina Terzian 950 N. Michigan Ave Chicago, IL 60611	Nina Terzian Enterprises President	P	05/23/90	1000.00

Total YTD: \$ 1000.00

C. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Louis J. Tiches PO Box 464, Route 2 Smithsburg, MD 21783	Supreme Concrete Block Executive	G	06/12/90	500.00

Total YTD: \$ 500.00

D. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Robert V. Tishman 520 Madison Avenue New York, NY 10022	Tishman Speyer Associate Partner	G	06/11/90	500.00

Total YTD: \$ 500.00

E. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
D. Tsintolas 900 Mc Cenev Avenue Silver Spring, MD 20901	Information Requested Information Requested	G	06/20/90	250.00

Total YTD: \$ 250.00

TOTAL THIS PAGE: 2750.00

SCHEDULE A

ITEMIZED RECEIPTS

Full Name of Committee: Friends of Larry Pressler

A. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Mrs. Araxie Varjabedian 8318 Oakwood Avenue Munster, IN 463211913	Retired	P	05/23/90	1000.00

Total YTD: \$ 1000.00

B. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Shanoor Varjabedian 1960 N. Lincoln Park W, #403 Chicago, IL 60614	Prof. Photographer	P	05/23/90	1000.00

Total YTD: \$ 1000.00

C. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Silva Varjabedian 1960 N. Lincoln Park W, #403 Chicago, IL 60614	Information Requested Information Requested	P	05/23/90	1000.00

Total YTD: \$ 1000.00

D. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Irene E. Vartan 2891 Laconddee Avenue Evanston, IL 60201	Retired	P	05/23/90	500.00

Total YTD: \$ 500.00

E. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Michael Vlahos P. O. Box 236 Sterling, VA 22170	Physician	G	06/25/90	250.00

Total YTD: \$ 250.00

TOTAL THIS PAGE: 3750.00

SCHEDULE A

ITEMIZED RECEIPTS

Full Name of Committee: Friends of Larry Pressler

A. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Matthew J. Vlissides 7601 Burford Drive McLean, VA 22102	Attorney	G	06/06/90	200.00

Total YTD: \$ 200.00

B. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
John C. Whitehead 65 East 55th Street New York, NY 10022	AEA Investor's Inc	G	06/06/90	1000.00

Total YTD: \$ 1000.00

C. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
D. Whitney 7301 Rue Michael La Jolla, CA 92037	Information Requested Information Requested	G	05/18/90	1000.00

Total YTD: \$ 1000.00

D. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Maurice Wintersteen VA Center 500 North 5th Street Hot Springs, SD 57747	New York Life Agent	G P	06/21/90 05/31/90	75.00 25.00

Total YTD: \$ 200.00

E. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Stephen G. Yeonas 1611 N. Kent Street Suite 802 Arlington, VA 22209	The Yeonas Company Realtor	G	06/20/90	1000.00

Total YTD: \$ 1000.00

TOTAL THIS PAGE: 3300.00

Any information copied from such Reports and Statements may not be sold or used by any person for the (no) purposes, other than using the name and address of any political committee to solicit contributions from such

NAME OF COMMITTEE (in Full)

FRIENDS OF LARRY PRESSLER

<p>A. Full Name, Mailing Address and ZIP Code</p> <p>ROBERT O. NAEGELE, JR. 13911 RIDGEDALE DRIVE, SUITE 301 MINNETONKA, MN 55343</p> <p>Receipt For <input type="checkbox"/> Primary <input type="checkbox"/> General Other (specify) _____</p>	<p>Name of Employer</p> <p>NAEGELE MANAGEMENT SERVICES, INC.</p> <p>Occupation</p> <p>CEO/PRESIDENT/OWNER</p> <p>Date (month, day, year)</p> <p>05/22/90</p> <p>Amount of Each Receipt this Period</p> <p>\$1,000.00</p> <p>Aggregate Year to Date</p> <p>\$ 1,000.00</p>
<p>B. Full Name, Mailing Address and ZIP Code</p> <p>JAMES D. WATKINS 7450 METRO BOULEVARD EDINA, MN 55435</p> <p>Receipt For <input type="checkbox"/> Primary <input type="checkbox"/> General Other (specify) _____</p>	<p>Name of Employer</p> <p>GOLDEN VALLEY MICROWAVE FOODS, INC.</p> <p>Occupation</p> <p>CHAIRMAN & CEO</p> <p>Date (month, day, year)</p> <p>06/26/90</p> <p>Amount of Each Receipt this Period</p> <p>\$1,000.00</p> <p>Aggregate Year to Date</p> <p>\$ 1,000.00</p>
<p>C. Full Name, Mailing Address and ZIP Code</p> <p>Receipt For <input type="checkbox"/> Primary <input type="checkbox"/> General Other (specify) _____</p>	<p>Name of Employer</p> <p>Occupation</p> <p>Date (month, day, year)</p> <p>Amount of Each Receipt this Period</p> <p>Aggregate Year to Date</p> <p>\$</p>
<p>D. Full Name, Mailing Address and ZIP Code</p> <p>Receipt For <input type="checkbox"/> Primary <input type="checkbox"/> General Other (specify) _____</p>	<p>Name of Employer</p> <p>Occupation</p> <p>Date (month, day, year)</p> <p>Amount of Each Receipt this Period</p> <p>Aggregate Year to Date</p> <p>\$</p>
<p>E. Full Name, Mailing Address and ZIP Code</p> <p>Receipt For <input type="checkbox"/> Primary <input type="checkbox"/> General Other (specify) _____</p>	<p>Name of Employer</p> <p>Occupation</p> <p>Date (month, day, year)</p> <p>Amount of Each Receipt this Period</p> <p>Aggregate Year to Date</p> <p>\$</p>
<p>F. Full Name, Mailing Address and ZIP Code</p> <p>Receipt For <input type="checkbox"/> Primary <input type="checkbox"/> General Other (specify) _____</p>	<p>Name of Employer</p> <p>Occupation</p> <p>Date (month, day, year)</p> <p>Amount of Each Receipt this Period</p> <p>Aggregate Year to Date</p> <p>\$</p>
<p>G. Full Name, Mailing Address and ZIP Code</p> <p>Receipt For <input type="checkbox"/> Primary <input type="checkbox"/> General Other (specify) _____</p>	<p>Name of Employer</p> <p>Occupation</p> <p>Date (month, day, year)</p> <p>Amount of Each Receipt this Period</p> <p>Aggregate Year to Date</p> <p>\$</p>

SUBTOTAL of Receipts This Page (optional)

TOTAL This Period (last page this line number only)

\$89,825.00

900102407

SCHEDULE A

ITEMIZED RECEIPTS

Use
for
Don

1990 July Quarterly Report

Attachment # 3

Page 18 of 35

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions from such as

NAME OF COMMITTEE (in Full)

Friends of Larry Pressler

A. Full Name, Mailing Address and ZIP Code

Republican State Central Committee
of South Dakota
Post Office Box 1099
Pierre, SD 57501

Receipt For: ☒ Primary ☐ General
☐ Other (specify):

Name of Employer

Date (month,
day, year)

6/01/90

Amount of Each
Receipt this Period

\$5,000.00

Occupation

Aggregate Year-to-Date > \$ 5,000.00

B. Full Name, Mailing Address and ZIP Code

Name of Employer

Date (month,
day, year)

Amount of Each
Receipt this Period

Receipt For: ☐ Primary ☐ General
☐ Other (specify):

Occupation

Aggregate Year-to-Date > \$

C. Full Name, Mailing Address and ZIP Code

Name of Employer

Date (month,
day, year)

Amount of Each
Receipt this Period

Receipt For: ☐ Primary ☐ General
☐ Other (specify):

Occupation

Aggregate Year-to-Date > \$

D. Full Name, Mailing Address and ZIP Code

Name of Employer

Date (month,
day, year)

Amount of Each
Receipt this Period

Receipt For: ☐ Primary ☐ General
☐ Other (specify):

Occupation

Aggregate Year-to-Date > \$

E. Full Name, Mailing Address and ZIP Code

Name of Employer

Date (month,
day, year)

Amount of Each
Receipt this Period

Receipt For: ☐ Primary ☐ General
☐ Other (specify):

Occupation

Aggregate Year-to-Date > \$

F. Full Name, Mailing Address and ZIP Code

Name of Employer

Date (month,
day, year)

Amount of Each
Receipt this Period

Receipt For: ☐ Primary ☐ General
☐ Other (specify):

Occupation

Aggregate Year-to-Date > \$

G. Full Name, Mailing Address and ZIP Code

Name of Employer

Date (month,
day, year)

Amount of Each
Receipt this Period

Receipt For: ☐ Primary ☐ General
☐ Other (specify):

Occupation

Aggregate Year-to-Date > \$

SUBTOTAL of Receipts This Period (optional)

1. A. This period last year this time number

91040334771
90000122429

SCHEDULE A

ITEMIZED RECEIPTS

Full Name of Committee: Friends of Larry Pressler

1. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
3-M PAC 1101 Fifteenth Street, NW Washington, DC 20005		P	05/29/90	1000.00

Total YTD: \$ 1000.00

2. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
ARM PAC P.O. Box 1470 Decatur, IL 62525		G	05/29/90	1000.00

Total YTD: \$ 5000.00

3. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
AMCO PAC 100 East Randolph Drive Chicago, IL 60601		P	05/29/90	1000.00

Total YTD: \$ 1000.00

4. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
ARMADAPAC 1250 L Street, NW, Suite 510 Washington, DC 20005		P	05/29/90	1000.00

Total YTD: \$ 1000.00

5. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
CCAP Legislative Fund for the Arts 1 Lincoln Plaza New York, NY 10023		P	06/01/90	1000.00

Total YTD: \$ 1000.00

TOTAL THIS PAGE: 5000.00

SCHEDULE A

ITEMIZED RECEIPTS

Full Name of Committee: Friends of Larry Pressler

A. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Action Comm for Rural Electrification 1800 Mass Avenue, NW Washington, DC 20036		G	06/25/90	1000.00

Total YTD: \$ 1000.00

B. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Alabama Farmers Federation PAC P. O. Box 11023 Montgomery, AL 36198	Alabama Farmers Fed.	G	06/14/90	1000.00

Total YTD: \$ 1000.00

C. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
American Speech-Language-Hearing Association PAC 10501 Rockville Pike Rockville, MD 20852		P	05/21/90	1000.00

Total YTD: \$ 1000.00

D. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
American Insurance Assoc. PAC 1130 Connecticut Avenue NW Suite 1000 Washington, DC 20036		P	05/29/90	1000.00

Total YTD: \$ 1000.00

E. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
American Dental PAC 1111 14th Street, N.W. Suite 1100 Washington, DC 20005		P	06/01/90	5000.00

Total YTD: \$ 5000.00

TOTAL THIS PAGE: 9000.00

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SCHEDULE A

ITEMIZED RECEIPTS

Full Name of Committee: Friends of Larry Pressler

A. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
American Hotel Motel PAC ATTN: James Gaffigan 1201 New York Avenue, NW Washington, DC 20005		P	05/29/90	1000.00

Total YTD: \$ 2000.00

B. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
American Inst of CPA's Legislation Committee 1455 Pennsylvania Ave, NW Washington, DC 20004		G	05/29/90	5000.00

Total YTD: \$ 5625.00

C. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
American Trucking PAC 430 First Street, SE Washington, DC 20003		P	05/29/90	1000.00
		P	05/18/90	1000.00

Total YTD: \$ 2000.00

D. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
American Medical PAC 1501 Vermont Avenue, NW Washington, DC 20005		P	06/04/90	4000.00

Total YTD: \$ 4000.00

E. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
American Int'l Group Employee PAC 70 Pine Street New York, NY 10270		G	05/18/90	1000.00

Total YTD: \$ 1000.00

TOTAL THIS PAGE: 13000.00

SCHEDULE A

ITEMIZED RECEIPTS

Full Name of Committee: Friends of Larry Pressler

A. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Associated Credit Bureaus PAC P. O. Box 218300 Houston, TX 77218		G	06/29/90	1000.00

Total YTD: \$ 1000.00

B. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Auction Markets PAC of Chicago Board of Trade 141 W. Jackson Boulevard Chicago, IL 60604		G	05/29/90	1500.00

Total YTD: \$ 1500.00

C. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Auto Dealers & Drivers Free Trade PAC ATTN: Tom Memet 154-12 Hillside Ave Jamaica, NY 11432		G	06/21/90	1000.00
		P	06/04/90	1000.00

Total YTD: \$ 2000.00

D. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
B.Y. America PAC 364-4604, 200 Public Square Cleveland, OH 441142375		P	05/29/90	1000.00

Total YTD: \$ 1000.00

E. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
BUSPAC 1015 15th Street, NW Suite 250 Washington, DC 20005		P	05/29/90	1000.00

Total YTD: \$ 1000.00

TOTAL THIS PAGE: 6500.00

2100334775

SCHEDULE A

ITEMIZED RECEIPTS

Full Name of Committee: Friends of Larry Pressler

Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
ankers Trust PAC 90 park Avenue ew York, NY 10015		P	05/23/90	1000.00

Total YTD: \$ 1000.00

Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
urlington Northern Rail PAC 800 Coninertal Plaza 77 Main Street ort Worth, TX 76102		P	05/29/90	1000.00

Total YTD: \$ 2000.00

Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
CIGMA PAC 82 Eye Street, NW uite 750 ashington, DC 20006		P	05/29/90	1000.00

Total YTD: \$ 1000.00

Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
ETICORP Voluntary Political Fd ET: Charles E. Long 101 Pennsylvania Ave, NW ashington, DC 20004		G P	06/21/90 05/29/90	2000.00 100.00

Total YTD: \$ 2100.00

Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
hevy Chase FSB PAC 101 Connecticut Avenue hevy Chase, MD 20815		G	06/14/90	1000.00

Total YTD: \$ 1000.00

TOTAL THIS PAGE: 6100.00

SCHEDULE A

ITEMIZED RECEIPTS

Full Name of Committee: Friends of Larry Pressler

Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
DBI PAC (Dain Bosworth) 100 Dain Tower Minneapolis, MN 55402		P	05/30/90	500.00

Total YTD: \$ 500.00

Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Deere & Company Civic Action Fund John Deere Road Moline, IL 61265		P	05/30/90	1000.00

Total YTD: \$ 1000.00

Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Jersey Political Fund 1200 First Bank Place East Minneapolis, MN 55402		P	05/23/90	200.00

Total YTD: \$ 200.00

Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Federal Express PAC Attn: Ann Sanders Dickey 100 Maryland Ave, NE Washington, DC 20002		G	06/26/90	2000.00

Total YTD: \$ 2000.00

Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Forest Industries PAC 1250 Connecticut Avenue, NW Washington, DC 20036		P	05/30/90	1000.00

Total YTD: \$ 1000.00

TOTAL THIS PAGE: 4700.00

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SCHEDULE A

ITEMIZED RECEIPTS

Full Name of Committee: Friends of Larry Pressler

A. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
GTE PAC 1850 M Street, NW, Suite 1200 Washington, DC 20036		P	05/29/90	1000.00

Total YTD: \$ 1000.00

B. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Garden State PAC PO Box 3433 Union, NJ 07083		G	06/12/90	1000.00

Total YTD: \$ 2000.00

C. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
General Mills Inc PAC 517 Second Street, N.E. ATTN: Bob Bird Washington, DC 20002		G	06/21/90	1000.00

Total YTD: \$ 1000.00

D. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Greyhound Good Government Project 1742 Greyhound Tower Phoenix, AZ 85077		P	05/30/90	1000.00

Total YTD: \$ 1000.00

E. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Harvest States Coop. PAC p. o. BOX 64594 St. Paul, MN 55164		P	05/30/90	100.00

Total YTD: \$ 100.00

TOTAL THIS PAGE: 4100.00

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SCHEDULE A

ITEMIZED RECEIPTS

Full Name of Committee: Friends of Larry Pressler

A. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Home Shopping Network, Inc. PAC 2505 118th Avenue, N. St. Petersburg, FL 337162074		G	06/28/90	5000.00

Total YTD: \$ 5000.00

B. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
IDS PAC IDS Tower 10 St. Paul, MN 55440		P	05/29/90	500.00

Total YTD: \$ 500.00

C. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Independent Bankers PAC One Thomas Circle Suite 950 Washington, DC 20005		G	06/14/90	1000.00

Total YTD: \$ 2000.00

D. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Jones, Day, Reavis & Pogue PAC N. Point, 901 Lakeside Avenue Cleveland, OH 44114		G	06/26/90	1000.00

Total YTD: \$ 1000.00

E. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Lead O'Lakes PAC ATTN: Murl Nord PO Box 116 Minneapolis, MN 55440		G	05/30/90	1000.00

Total YTD: \$ 1000.00

TOTAL THIS PAGE: 8500.00

SCHEDULE A

ITEMIZED RECEIPTS

Full Name of Committee: Friends of Larry Pressler

Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
ICI PAC 1133 19th Street, NW Washington, DC 20036		P	05/29/90	1000.00

Total YTD: \$ 1000.00

Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Marine Midland Bipartisan PAC One Marine Midland Center Buffalo, NY 14203		P	05/29/90	1000.00

Total YTD: \$ 1000.00

Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Martin Marietta PAC 5801 Rockledge Drive Bethesda, MD 20817		G	06/23/90	1000.00

Total YTD: \$ 1000.00

Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Miami Cruise PAC 103 South America Way Miami, FL 331322074	Royal Caribbean Cruise	G	06/28/90	1000.00

Total YTD: \$ 1000.00

Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Morgan Companies PAC 13 Wall Street New York, NY 10015		G	05/21/90	1000.00

Total YTD: \$ 1000.00

TOTAL THIS PAGE: 5000.00

SCHEDULE A

ITEMIZED RECEIPTS

Full Name of Committee: Friends of Larry Pressler

A. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Motorola Employees' Good . Government Committee 1776 K.Street,NW, Suite 300 Washington, DC 20006		P	05/21/90	500.00

Total YTD: \$ 500.00

B. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
NACPAC 201 South Biscayne Blvd Suite 880 Miami, FL 33131		G	06/12/90	2500.00

Total YTD: \$ 2500.00

C Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
NACSAPAC 6931 Arlington Road Bethesda, MD 20814		G	06/18/90	1000.00

Total YTD: \$ 1000.00

D. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
NATSO/PAC P.O. Box 1285 700 N. Fairfax Street Alexandria, VA 22313		P	05/29/90	1000.00

Total YTD: \$ 1000.00

EC Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
REWA PAC 5205 Leesburg Pike, Suite 505 Falls Church, VA 22041		G	05/29/90	2000.00

Total YTD: \$ 2000.00

TOTAL THIS PAGE: 7000.00

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SCHEDULE A

ITEMIZED RECEIPTS

Full Name of Committee: Friends of Larry Pressler

Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
JUTPAC 105 Congressional Court Baltimore, MD 20854		P	05/23/90	1000.00

Total YTD: \$ 1000.00

Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
SYNEX Federal PAC 1 328 L Street, N.W., Suite 1000 Washington, DC 20036		P	05/29/90	1000.00

Total YTD: \$ 1000.00

Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
at'l Albanian American PAC PO BOX 32039 Miami Beach, FL 33410		G	06/14/90	1000.00

Total YTD: \$ 1000.00

Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
at'l Off Mach Dirs PAC FIN: Robert G. Goldberg 22 South Riverside Plaza Suite 2700 Chicago, IL 60606		G	06/29/90	1000.00

Total YTD: \$ 1000.00

Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
at'l Association of Independ. Insurers PAC 99 South Capitol St., S.W. Washington, DC 20003		P	06/01/90	1000.00

Total YTD: \$ 1000.00

TOTAL THIS PAGE: 5000.00

SCHEDULE A

ITEMIZED RECEIPTS

Full Name of Committee: Friends of Larry Pressler

1. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Natl. Federation of Independ. Business PAC 150 W. 20th Avenue San Mateo, CA 94403		P	06/04/90	2000.00

Total YTD: \$ 2000.00

2. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Natl. Right to Life PAC Suite 500, 419 7th Street, NW Washington, DC 20004		P	05/29/90	1000.00

Total YTD: \$ 1000.00

3. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Forfolk Southern Good Gov't Fd Jim Granum 104 Commercial Place Norfolk, VA 23510		G	06/21/90	1000.00

Total YTD: \$ 1000.00

4. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Northwest Airlines PAC 100 17th Street, NW, Suite 526 Washington, DC 20006		G	06/14/90	1000.00

Total YTD: \$ 1000.00

5. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Occidental Oil&Gas Corp. PAC 10 W. 7th Street, Suite 2565 Cities Service Building Tulsa, OK 74119		G	06/19/90	1000.00

Total YTD: \$ 1000.00

TOTAL THIS PAGE: 6000.00

SCHEDULE A

ITEMIZED RECEIPTS

Full Name of Committee: Friends of Larry Pressler

Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Pacific Enterprises PAC 11 South Grand Avenue Los Angeles, CA 90017		P	05/18/90	1000.00

Total YTD: \$ 1000.00

Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Petroleum Marketers Assoc-PMAA 120 Vermont Avenue, NW, Suite 1130 Washington, DC 20005		P	05/29/90	1000.00

Total YTD: \$ 1000.00

Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Reizer PAC 35 East 42nd Street New York, NY 10017		P	06/20/90 05/23/90	1000.00 1000.00

Total YTD: \$ 2000.00

Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Principle Fin. Group Fed PAC 11 High Street Des Moines, IA 50309		P	05/29/90	1000.00

Total YTD: \$ 1000.00

Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Recording Industry PAC 120 19th Street, NW Suite 200 Washington, DC 20036		P	05/18/90	1000.00

Total YTD: \$ 1000.00

TOTAL THIS PAGE: 6000.00

SCHEDULE A

ITEMIZED RECEIPTS

Full Name of Committee: Friends of Larry Pressler

A. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Rockwell International Corp Good Government Committee 625 Liberty Avenue Pittsburgh, PA 152223123		G	06/14/90	1000.00

Total YTD: \$ 3000.00

B. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Roundtable PAC 125 East 23rd Street New York, NY 10010		P	05/18/90	1000.00

Total YTD: \$ 1000.00

C. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
SMC PAC 8204 Old Courthouse Road Vienna, VA 22180		P	05/29/90	1000.00

Total YTD: \$ 1000.00

D. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
SO3 PAC 115 E. Capitol ATTN: Vernon Weaver Little Rock, AR 72201		G	06/29/90	3000.00
		G	05/18/90	1000.00

Total YTD: \$ 7000.00

E. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
SmithKline Beecham PAC 1020 Nineteenth Street, NW Suite 420 Washington, DC 20036		G	06/11/90	1000.00

Total YTD: \$ 2000.00

TOTAL THIS PAGE: 8000.00

SCHEDULE A

ITEMIZED RECEIPTS

Full Name of Committee: Friends of Larry Pressler

A. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Society of Real Estate Appraiser's PAC 600 New Hampshire Ave., NW Washington, DC 20037		G	06/18/90	500.00

Total YTD: \$ 500.00

B. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Southwestern Bell Corp Employee Federal PAC One Bell Center, Rm 29-S-8 St. Louis, MO 63101		P	05/29/90	1000.00

Total YTD: \$ 1000.00

C. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Television & Radio PAC 1701 N Street NW Washington, DC 20036		G	05/23/90	3000.00

Total YTD: \$ 4125.00

D. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
TH Henley Group, Inc. PAC Liberty Lane Burlington, NJ 03842		P	06/05/90	1000.00

Total YTD: \$ 1000.00

E. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Porchmark PAC 2001 Third Avenue South Birmingham, AL 35233		P	06/01/90	1000.00

Total YTD: \$ 1000.00

TOTAL THIS PAGE: 6500.00

SCHEDULE A

ITEMIZED RECEIPTS

Full Name of Committee: Friends of Larry Pressler

A. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
United States Telephone Association PAC 900 19th Street, NW, Suite 800 Washington, DC 200062102		G	06/29/90	1000.00

Total YTD: \$ 1000.00

B. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
United Telecom PAC PO Box 11315 Kansas City, MO 64112		G	06/19/90	1000.00

Total YTD: \$ 1000.00

C. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
WIV-PAC 2020 Pennsylvania Ave., NW, Suite 275 Washington, DC 20006		P	05/23/90	2000.00

Total YTD: \$ 2000.00

D. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Walter Industries, Inc. PAC P.O. Box 31601 Tampa, FL 336313601		G	06/28/90	1000.00

Total YTD: \$ 1000.00

E. Full Name, Address, Zip	Employer/Occupation	P/G	Date	Receipts
Westvaco 299 Park Avenue New York, NY 10171		P	05/29/90	2000.00

Total YTD: \$ 2000.00

TOTAL THIS PAGE: 7000.00

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1990 July Quarterly Report

Attachment # 3

Page 35 of 35

SCHEDULE A

ITEMIZED RECEIPTS

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)

Friends of Larry Pressler

A. Full Name, Mailing Address and ZIP Code

Yellow Freight Systems Inc PAC
908 King Street
Suite 300
Alexandria, VA 22314

Receipt For: ☐ Primary ☒ General
☐ Other (specify):

Name of Employer

Date (month,
day, year)

Amount of Each
Receipt this Period

6/28/90

1000.00

Occupation

Aggregate Year-to-Date > \$ 1000.00

B. Full Name, Mailing Address and ZIP Code

Fund for A Republican Majority
P. O. Box 1766
Washington, DC 20013

Receipt For: ☒ Primary ☐ General
☐ Other (specify):

Name of Employer

Date (month,
day, year)

Amount of Each
Receipt this Period

5/23/90

1000.00

Occupation

Aggregate Year-to-Date > \$ 1,000.00

C. Full Name, Mailing Address and ZIP Code

Citizens for Cochran
P. O. Box 22761
Jackson, MI 39225-2761

Receipt For: ☐ Primary ☒ General
☐ Other (specify):

Name of Employer

Date (month,
day, year)

Amount of Each
Receipt this Period

6/01/90

1000.00

Occupation

Aggregate Year-to-Date > \$ 1,000.00

D. Full Name, Mailing Address and ZIP Code

Receipt For: ☐ Primary ☐ General
☐ Other (specify):

Name of Employer

Date (month,
day, year)

Amount of Each
Receipt this Period

Occupation

Aggregate Year-to-Date > \$

E. Full Name, Mailing Address and ZIP Code

Receipt For: ☐ Primary ☐ General
☐ Other (specify):

Name of Employer

Date (month,
day, year)

Amount of Each
Receipt this Period

Occupation

Aggregate Year-to-Date > \$

F. Full Name, Mailing Address and ZIP Code

Receipt For: ☐ Primary ☐ General
☐ Other (specify):

Name of Employer

Date (month,
day, year)

Amount of Each
Receipt this Period

Occupation

Aggregate Year-to-Date > \$

G. Full Name, Mailing Address and ZIP Code

Receipt For: ☐ Primary ☐ General
☐ Other (specify):

Name of Employer

Date (month,
day, year)

Amount of Each
Receipt this Period

Occupation

Aggregate Year-to-Date > \$

SUBTOTAL of Receipts This Page (optional)

3,000.00

TOTAL This Page (must print this line number only)

110,790

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900:0122447



FEDERAL ELECTION COMMISSION
WASHINGTON DC 20463

BQ-2

SEP 11 1990

Paul Arneson, Treasurer
Friends of Larry Pressler
7703 12th Street, NW
Washington, DC 20012

Identification Number: C00082214

Reference: July Quarterly Report (5/17/90-6/30/90)

Dear Mr. Arneson:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. The review raised questions concerning certain information contained in the report(s). An itemization follows:

-Schedule A of your report (pertinent portion attached) discloses a contribution(s) which appears to exceed the limit set forth in the Act. No political committee other than a qualified multicandidate committee may make contributions to a candidate for federal office in excess of \$1,000 per election. The Home Shopping Network Inc. PAC (HSN PAC) did not meet the requirements for qualified multicandidate status as of the date the contribution(s) was made to your committee. The term "contribution" includes any gift, subscription, loan, advance or deposit of money and anything of value made by any person for the purpose of influencing any election for federal office. (2 U.S.C. §441a(a) and (f); 11 CFR §110.1(b))

If the contribution(s) in question was incompletely or incorrectly disclosed, you should amend your original report with the clarifying information. If the contribution(s) you received exceeds the limit, you should either refund to the donor(s) the amount in excess of \$1,000 or get the donor(s) to redesignate the contribution(s) in writing. All refunds and redesignations must be made within sixty days of the treasurer's receipt of the contribution. Copies of refund checks and copies of letters redesignating the contributions in question may be used to respond to this letter. Refunds are reported on Line 20 of the Detailed Summary Page and on Schedule B of the report covering the period in which they are made. Redesignations are

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reported as memo entries on Schedule A of this report covering the period in which the authorization for the redesignation is received. (11 CFR §104.8(d)(2) and (4))

Although the Commission may take further legal steps, prompt action by you to refund or seek redesignation of the excessive amount will be taken into consideration.

-Schedule A of your report indicates that your committee may have failed to file one or more of the required 48 hour notices regarding "last minute" contributions received by your committee after the close of books for the 12 Day Pre-Primary report. A principal campaign committee must notify the Commission, in writing, within 48 hours of any contribution of \$1,000 or more received between two and twenty days before an election. These contributions are then reported on the next report required to be filed by the committee. To ensure that the Commission is notified of last minute contributions of \$1,000 or more to your campaign, it is recommended that you review your procedures for checking contributions received during the aforementioned time period. Although the Commission may take legal action, any response you wish to make concerning this matter will be taken into consideration. (11 CFR §104.5(f))

pkS

A written response or an amendment to your original report(s) correcting the above problem(s) should be filed with the Secretary of the Senate, 232 Hart Senate Office Building, Washington, DC 20510 within fifteen (15) days of the date of this letter. If you need assistance, please feel free to contact me on our toll-free number, (800) 424-9530. My local number is (202) 376-2480.

Sincerely,

Pat Sheppard

Pat Sheppard
Senior Reports Analyst
Reports Analysis Division

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UNITED STATES SENATOR

RECEIVED
CLERK OF THE SENATE
1990 SEP 21 AM 11:57

(H.O.)

Larry Pressler
South Dakota

September 20, 1990

Ms. Pat Sheppard
Senior Reports Analyst
Reports Analysis Division
Federal Election Commission
232 Hart Senate Office Building
Washington, DC 20510

Identification Number: C00082214

Reference: Friends of Larry Pressler
July Quarterly Report (5/17/90-6/30/90)

Dear Pat:

As an amendment to Schedule A of the above mentioned FEC
report, enclosed is a copy of a refund check to The Home
Shopping Network, Inc. PAC.

With regard to the 48 hour notice requirement, the
committee made a diligent effort to report all required
contributions. We are reviewing our procedures and will
make every effort possible to insure that all required
contributions under the 48 hour notice be reported for the
pre-general election.

Sincerely,


Kevin V. Schieffer
Assistant Treasurer

KVS/rh

Enclosure

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SENSITIVE

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

FIRST GENERAL COUNSEL'S REPORT

**RAD Referral #90L-47
STAFF MEMBER: Dodie C. Kent**

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

**RESPONDENTS: Friends of Larry Pressler
Paul Arneson, as Treasurer**

**RELEVANT STATUTE: 2 U.S.C. § 434(a)(6)
11 C.F.R. § 104.5(f)**

**INTERNAL REPORTS CHECKED: Referral Material
Disclosure Reports**

FEDERAL AGENCIES CHECKED: None

I. GENERATION OF MATTER

The Office of the General Counsel received a referral from the Reports Analysis Division on October 4, 1990. Attachment 1. The basis of the attached referral is the failure of the Friends of Larry Pressler Committee and Paul Arneson, as treasurer (the "Committee") to timely file forty-eight hour notifications ("48 Hour Notices") for seventy-two (72) contributions totaling \$89,500.

II. FACTUAL AND LEGAL ANALYSIS

For the Factual and Legal Analysis, see Attachment 2.

III. DISCUSSION OF CONCILIATION AND CIVIL PENALTY

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III. RECOMMENDATIONS

1. Open a MUR.
2. Find reason to believe that the Friends of Larry Pressler Committee and Paul Arneson, as treasurer violated 2 U.S.C. § 434(a)(6)(A), and enter into conciliation prior to finding probable cause to believe.
3. Approve the appropriate letter, the Factual and Legal

Analysis and the proposed Conciliation Agreement.

Lawrence M. Noble
General Counsel

Date 11/19/90

BY:

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Lois G. Lerner
Associate General Counsel

Attachments:

1. Referral Materials
2. Factual and Legal Analysis
3. Proposed Conciliation Agreement

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FEDERAL ELECTION COMMISSION
WASHINGTON DC 20461

MEMORANDUM

TO: LAWRENCE M. NOBLE
GENERAL COUNSEL

FROM: MARJORIE W. EMMONS/DELORES HARRIS *DEH*
COMMISSION SECRETARY

DATE: NOVEMBER 27, 1990

SUBJECT: RAD REFERRAL 90L-47 - 1st GENERAL COUNSEL'S REPORT
DATED NOVEMBER 19, 1990.

The above-captioned document was circulated to the
Commission on Wednesday, November 21, 1990 at 4:00 p.m..

Objection(s) have been received from the Commissioner(s)
as indicated by the name(s) checked below:

Commissioner Aikens	_____
Commissioner Elliott	_____
Commissioner Josefiak	_____
Commissioner McDonald	<u>XXX</u>
Commissioner McGarry	_____
Commissioner Thomas	_____

This matter will be placed on the meeting agenda
for TUESDAY, DECEMBER 4, 1990.

Please notify us who will represent your Division before the
Commission on this matter.

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RAD Referral
#90L-47

(truck)
3195

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



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

December 12, 1990

Mr. Paul Arneson, Treasurer
Friends of Larry Pressler
7703 12th Street, N.W.
Washington D.C. 20012

RE: MUR 3195
Friends of Larry Pressler
and Paul Arneson, as treasurer

Dear Mr. Arneson:

On December 4, 1990, the Federal Election Commission found that there is reason to believe the Friends of Larry Pressler Committee and you, as treasurer, violated 2 U.S.C. § 434(a)(6)(A), 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.

In order to expedite the resolution of this matter, the Commission has also decided to offer 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.

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Paul Arneson, Treasurer
Page Two

If you are interested in expediting the resolution of this matter by pursuing preprobable cause conciliation and if you agree with the provisions of the enclosed agreement, please sign and return the agreement, 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.

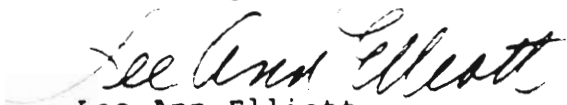
Requests for extensions of time will not be routinely granted. Requests must be made in writing at least five days prior to the due date of the response and specific good cause must be demonstrated. In addition, the Office of the General Counsel ordinarily will not give extensions beyond 20 days.

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.

This matter will remain 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 Dodie C. Kent, the staff member assigned to this matter, at (202) 376-5690.

Sincerely,


Lee Ann Elliott
Chairman

Enclosures

Factual and Legal Analysis
Procedures
Designation of Counsel Form
Conciliation Agreement

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FEDERAL ELECTION COMMISSION

FACTUAL AND LEGAL ANALYSIS

RESPONDENTS: Friends of Larry Pressler **MUR:** 3195
and Paul Arneson, as treasurer

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The Federal Election Campaign Act of 1971, as amended (the "Act"), requires a federal candidate's principal campaign committee to notify either the Clerk of the House, Secretary of the Senate or the Commission (and the appropriate Secretary of State), in writing, of each contribution \$1,000 or more received by any authorized committee of the candidate after the 20th day but not more than 48 hours before any election.

2 U.S.C. § 434(a)(6)(A). The Act further requires this notification to be made within 48 hours after the receipt of the contribution and to include the name of the candidate, identification of the contributor, the date of receipt and the amount of the contribution. Id. Timely disclosure of these contributions pursuant to 2 U.S.C. § 434(a)(6)(A), is in addition to all other reporting requirements. 2 U.S.C. § 434(a)(6)(B).

Senator Larry Pressler was the unopposed Republican candidate for the U.S. Senate in South Dakota's June 5, 1990 primary election. According to the Statement of Organization filed with the Commission on July 31, 1989, Friends of Larry Pressler (the "Committee") is the authorized principal campaign committee of Senator Pressler, and Paul Arneson is its treasurer.

required to notify the Commission, in writing, of all contributions of \$1,000 or more received from May 17, 1990 to June 2, 1990 within 48 hours of receipt. On April 30, 1990, the Committee was reminded by the Commission that the receipt of contributions of \$1,000 or more received during the period of May 17, 1990 through June 2, 1990 must be reported to the appropriate federal and state offices within 48 hours of the committee's receipt.

The Committee received seventy-two (72) contributions on seven (7) separate days during the aforementioned time period that required 48 Hour Notices. The contributions were received by the Committee as follows:

CONTRIBUTIONS RECEIVED ON MAY 18, 1990

<u>Contributor Name</u>	<u>Amount</u>
John H. Perry, Jr.	\$1,000
Gerald A. Schwalbach	\$1,000
D.D. Whitney	\$1,000
American International Group Employee PAC	\$1,000
American Trucking PAC	\$1,000
Pacific Enterprises PAC	\$1,000
Recording Industry PAC	\$1,000
Roundtable PAC	\$1,000
SOS PAC	\$1,000
TOTAL:	\$9,000

CONTRIBUTIONS RECEIVED ON MAY 21, 1990

<u>Contributor Name</u>	<u>Amount</u>
American Speech Language Hearing Association PAC	\$1,000
Morgan Companies PAC	\$1,000
TOTAL:	\$2,000

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CONTRIBUTIONS RECEIVED ON MAY 22, 1990

<u>Contributor Name</u>	<u>Amount</u>
Robert O. Nagele, Jr.	\$1,000
TOTAL:	\$1,000

CONTRIBUTIONS RECEIVED ON MAY 23, 1990

<u>Contributor Name</u>	<u>Amount</u>
Warren L. Batts	\$1,000
George D. Daniels	\$1,000
Gevan Gopoian	\$1,000
Julia Gopoian	\$1,000
Anahis S. Hartz	\$1,000
R.A. Hovanessian	\$1,000
Vicki Hovanessian	\$1,000
C.E. Long	\$1,000
Richard F. Nice	\$1,000
Armand O. Norehad	\$1,000
Zohrab K. Tazian	\$1,000
Nina Terzian	\$1,000
Araxie Varjabedian	\$1,000
Shanoor Varjabedian	\$1,000
Silva Varjabedian	\$1,000
Bankers Trust Pac	\$1,000
Fund for a Republican Majority	\$1,000
NUTPAC	\$1,000
Pfizer PAC	\$1,000
Television and Radio PAC	\$3,000
WIN-PAC	\$2,000
TOTAL:	\$24,000

CONTRIBUTIONS RECEIVED ON MAY 29, 1990

<u>Contributor Name</u>	<u>Amount</u>
Russell Cartwright	\$1,000
Yong C. Kim	\$1,000
Yun Sook Kim	\$1,000
Thomas F. Kranz	\$1,000
3-M Pac	\$1,000
ADM PAC	\$1,000
AMOCO PAC	\$1,000
ARRDAPAC	\$1,000
American Insurance Association PAC	\$1,000
American Hotel Motel Pac	\$1,000
American Inst. of CPA's Legislation Committee	\$5,000
American Trucking PAC	\$1,000
Auction Markets PAC of Chicago Board of Trade	\$1,500

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(5-29-90, cont'd)	
B.P. America PAC	\$1,000
BUSPAC	\$1,000
Burlington Northern Rail PAC	\$1,000
CIGNA PAC	\$1,000
GTE PAC	\$1,000
MCI PAC	\$1,000
Marine Midland	\$1,000
NATSO/PAC	\$1,000
NBWA PAC	\$2,000
NYNEX Federal PAC 1	\$1,000
National Right to Life PAC	\$1,000
Petroleum Marketers Association-PMAA	\$1,000
Principle Financial Group Federation PAC	\$1,000
SMAC PAC	\$1,000
Southwestern Bell Corp. Employee Federal PAC	\$1,000
Westvaco	\$2,000
TOTAL:	\$35,500

CONTRIBUTIONS RECEIVED ON MAY 30, 1990

<u>Contributor Name</u>	<u>Amount</u>
Deere and Company Civic Auction Fund	\$1,000
Forest Industries PAC	\$1,000
Greyhound Good Government Project	\$1,000
Land O' Lakes PAC	\$1,000
TOTAL:	\$4,000

CONTRIBUTIONS RECEIVED ON JUNE 1, 1990

<u>Contributor Name</u>	<u>Amount</u>
ASCAP Legislative Fund	\$1,000
American Dental PAC	\$5,000
Citizens for Cochran	\$1,000
National Association of Independent Insurers PAC	\$1,000
Torchmark PAC	\$1,000
Republican State Central Com- mittee of South Dakota	\$5,000
TOTAL:	\$14,000

The Commission did not receive a single 48 Hour Notice from the Committee for the above contributions and was not informed of these last minute contributions until July 31, 1990, when the Committee filed its July 1990 Quarterly Report.

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Therefore, there is reason to believe that both the Friends of
Larry Pressler Committee and Paul Arneson, as treasurer,
violated 2 U.S.C. § 434(a)(6)(A).

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

January 2, 1991

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Paul Arneson, Treasurer
Friends of Larry Pressler
7703 12th Street, N.W.
Washington D.C. 20012

RE: MUR 3195
Friends of Larry Pressler
and Paul Arneson, as treasurer

Dear Mr. Arneson:

On December 12, 1990, you were notified that 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 five 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 Dodie Kent, the staff member assigned to this matter, at (202) 376-5690.

Sincerely,

Lawrence M. Noble
General Counsel

BY: Lois G. Lerner
Associate General Counsel

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SENATOR
LARRY PRESSLER

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OFFICE OF GENERAL COUNSEL

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...South Dakota First!

January 9, 1991

Dodie C. Kent
Attorney
General Counsel's Office
6th Floor
Federal Election Commission
Washington, D.C. 20463

RE: MUR 3195

Dear Dodie:

Enclosed is a draft letter and response we would like to discuss during tomorrow's 2:00 pm meeting with you and Assistant General Counsel Rob Bonham. We may want to provide further material if you have questions or additional information is required.

Also enclosed is the Designation of Counsel form you requested.

Thank you for your consideration.

Sincerely,


Kevin V. Schieffer
Assistant Treasurer

KVS/ds

Enclosures

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STATEMENT OF DESIGNATION OF COUNSEL

MUR 3195

NAMES OF COUNSEL: Stan Huckaby, Keith Davis

ADDRESS: 228 S. Washington St.

No. 200

Alexandria, VA 22314

TELEPHONE: (703) 549-7705

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.

1/9/90

Date


Signature

Kevin V. Schieffer
Assistant Treasurer

RESPONDENT'S NAME: Friends of Larry Pressler, Paul Arneson, Treasurer

ADDRESS: 7703 12TH st., NW

Washington, D.C. 20012

HOME PHONE: 202/291-1062

BUSINESS PHONE: 202/462-4242

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LARRY PRESSLER
SOUTH DAKOTA



U.S. SENATE
WASHINGTON, D.C.

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OFFICE OF GENERAL COUNSEL

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January 17, 1991

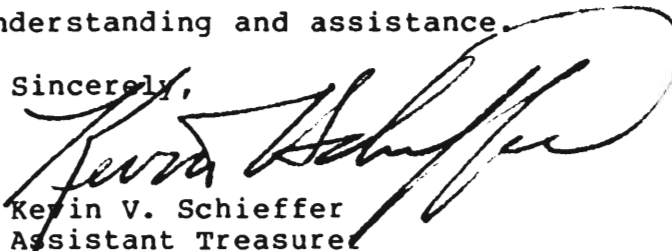
Dodie C. Kent
Attorney
General Counsel's Office
Sixth Floor
Federal Election Commission
Washington, D.C. 20463

Dear Dodie:

This is to confirm our conversations concerning the deadline for responding to the Commission's December 12th letter regarding MUR 3195. As you requested, we will have a finalized response delivered to your office no later than Tuesday, January 22nd.

Thank you for your understanding and assistance.

Sincerely,


Kevin V. Schieffer
Assistant Treasurer

KVS:ds

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SENATOR
LARRY PRESSLER

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...South Dakota First!

January 22, 1991

Hon. Lee Ann Elliott
Chairman
Federal Election Commission
Washington, D.C. 20463

RE: MUR 3195

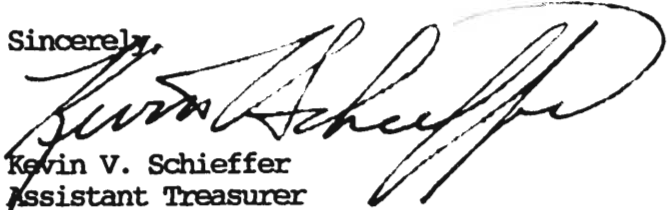
Dear Madame Chairman:

This is in response to your letter dated December 12 concerning 2 U.S.C. Sec. 434(a)(6)(A). The Friends of Larry Pressler Committee's attached response urges that no further action be taken in this case, based on the following three reasons:

1. The Committee respectfully submits that no further action be taken against the Committee because it was in "substantial compliance" with federal election law in this area, as defined by the FEC. Commission case precedents show that never before has a fine been imposed for 2 U.S.C. Sec. 434(a)(6)(A) technical violations in truly uncontested primaries where the Committee had fully and spontaneously reported all contributions in its regular report prior to any complaint or FEC notification.
2. The clear Congressional intent of the statute and its legislative history show Congress neither required nor intended Committees to file Sec. 434(a)(6)(A) reports in the factual circumstances present in this case.
3. The statutory language, its purposes and legislative history could not be reasonably construed as requiring (a)(6)(A) reports in the factual circumstances present in this case.

Pursuant to the statute, federal case law, and Commission precedent, an affirmative finding by the Commission on any one of these considerations would lead to a finding in favor of the Committee. We respectfully request that the Commission not depart from its established precedent of not allowing artificial legal fictions to cloud real world applications and the plain reading of the statutory language in (a)(6)(A) uncontested primary cases. Thank you for your consideration in this matter.

Sincerely,


Kevin V. Schieffer
Assistant Treasurer

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notification ... shall include the name of the candidate and the office sought...." (emphasis added.)

2. South Dakota statutes do not permit a U.S. Senate primary to be held under the factual circumstances of this case, and the Secretary of State confirmed that no primary election was in fact held in South Dakota for the position of United States Senator in 1990 (see Attachment A).

3. South Dakota statutes provide for pre-primary nominations and the Secretary of State confirms that Larry Pressler was (a) not a candidate for nomination to the U.S. Senate in the 1990 South Dakota primary election, and (b) certified as the nominee on April 4, 1990, two months before the South Dakota statewide primary (see Attachment A).

4. 2 U.S.C. Sec. 431(1), in the pertinent parts, states "The term 'election' means --

(A) a general, special, primary, or runoff election;

(B) a convention or caucus of a political party which has authority to nominate a candidate..."

5. 2 U.S.C. Sec. 431(2), in the pertinent parts, states "The term 'candidate' means an individual who seeks nomination for

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election, or election, to Federal office..." (emphasis added).

6. 11 CFR 100.2 & 100.3 expand substantially the definitions of "election" and "candidate."

7. By letter dated December 12, 1990, the Federal Election Commission ("FEC") raised the possibility that the Committee may not have complied with 2 U.S.C. Sec. 434(a)(6)(A) reporting requirements relating to the U.S. Senate primary election in South Dakota. The first notification by the FEC that action may be taken in this case was by letter dated September 11, 1990.

8. The Committee reported every contribution here in question in its regular July 15, 1990 report, which was timely filed two months prior to any notification of this action.

9. The filing deadline for nominating petitions for the position of United States Senator from South Dakota in the most recent federal election was April 3, 1990. Larry Pressler was the sole Republican candidate filing such petition from the Republican party. There were no opposing candidates for the nomination. Larry Pressler was declared the nominee on April 4, 1990 (see Attachment A).

10. The relevant language of South Dakota statute which covers both state and federal elections states "If there are no opposing

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candidates for nomination...no primary shall be held." (SDCL 12-6-9)(see attachment D).

11. 2 U.S.C. Sec. 453 states "The provisions of this Act, and of rules prescribed under this Act, supersede and preempt any provision of State law with respect to election to Federal office."

SUMMARY OF LEGAL ANALYSIS

Based on Commission precedent, the language and legislative history of the controlling statute, and federal case law, the Committee presents three arguments for consideration in urging that no further action be taken in this case:

I. Committee was in "substantial compliance" with federal election law, as defined by the FEC through its consistent case precedent involving 2 U.S.C. Sec. 434(a)(6)(A) violations in truly uncontested primaries where the Committee had fully and spontaneously reported all contributions in its regular report prior to any complaint or FEC notification.

II. The clear Congressional intent of the statute and its legislative history show Congress neither required nor intended Committees to file Sec. 434(a)(6)(A) reports in the factual circumstances present in this case.

III. The statutory language, its purposes and legislative history could not be reasonably construed as requiring Sec. 434(a)(6)(A) reports in the factual circumstances present in this case.

LEGAL ANALYSIS

I. Committee was in "substantial compliance" with federal election law, as defined by the FEC through its consistent case precedent involving 2 U.S.C. Sec. 434(a)(6)(A) violations in truly uncontested primaries where the Committee had fully and spontaneously reported all contributions in its regular report prior to any complaint or FEC notification.

Summary

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The Committee was in "substantial compliance" with all federal election law reporting and disclosure requirements, as consistently defined by Federal Election Commission case precedent. To pursue action based on the facts in this case would be a substantial departure from FEC established precedent. Existing Commission precedent is a rational reflection of real world circumstances, recognizing that no election "in fact" took place.

The 48 hour notices required under (a)(6)(A) are the only redundant reporting requirement of the Act, a key distinguishing feature compared to other election reports required through a reasonable Commission interpretation of the Act and properly enforced by the Commission. Where there is even a remote possibility that the outcome of the "election" could be affected by (a)(6)(A) information this redundancy serves the very useful purpose intended by the statute, and the Commission has properly enforced (a)(6)(A) as envisioned by Congress. But where there was no such possibility, the redundancy aspect of (a)(6)(A) serves no intended purpose. Accordingly, the Commission has

without exception appropriately decided against further action.

(1) Purpose of Disclosure. The Supreme Court has noted that the Act's reporting requirements serve three purposes: (a) to aid the voter in evaluating the candidates for a given office, (b) to deter actual corruption, and (c) to gather the data necessary to detect violations of contribution limits. (see more detailed discussion of Buckley, infra Part II.)

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The first purpose articulated by the Court is clearly served in an uncontested primary election even though the information is duplicated in a subsequent report. But none of the Act's disclosure purposes could be served in this case. Since Larry Pressler was not even on the ballot, there were no voters to do the evaluating. It would not further deter actual corruption because the identical information must be reported in the regular quarterly report, as was done in this case. And all data necessary to detect violations of contribution limits would be included in the regular quarterly report. Thus no legislative intent or reasonably construed purpose of the Act is served by administratively requiring (a)(6)(A) reports when no election in fact occurs.

(2) No Material Harm. Not only was no harm done in this case, none was possible since the nomination process had been completed two months earlier. The Commission has found this to be a significant consideration in the past (see Mueller, infra). The disclosure goals are fully achieved by the regular quarterly reports, and no harm was done. Although no policy purpose would

be served by taking further action in this case, imposition of a fine or similar action taken through application of the legal fiction of an "election" (which though created for reasonable purposes shows no evidence of ever being intended for this purpose) has serious practical implications -- not only financial but political, as well.

FEC Precedent

Although 11 CFR 100.2 and 100.3 appropriately expand the definition of "election" and "candidate" for other purposes, FEC case history shows a consistent and rational refusal by the FEC and its General Counsel's Office to use the CFR definitions to pursue what they perceive as purely technical violations which serve no intended policy objectives and which could not be considered violations based on the 1971 statutory language by itself, without the aid of the unintended "bootstrapping" effect of 11 CFR 100.2 and 100.3. There is nothing in the history of this regulatory expansion of the statutory definition which suggests it was intended to add reporting requirements which could not reasonably be derived from the statute. The Commission decisions in these cases consistently follow that reasoning.

Even after relying on 11 CFR 100.2 & 100.3 to find purely technical (a)(6)(A) violations not envisioned by or included in the Act, as amended, the FEC has consistently refused to take further action in any case involving truly uncontested primaries -- and even in some contested primaries where the contributions

in question were reported prior to the filing of a complaint or notification by the Commission of a possible violation.

In this case the contributions were reported prior to the filing of a complaint or notification by the Commission. Additionally, not only was the primary uncontested for the U.S. Senate -- it had been decided two months before the 48 hour reports would have been required if the Senate race were on the South Dakota primary ballot. That no election in fact was held here provides an even stronger case than uncontested primaries.

South Dakota law makes clear that under the circumstances of this case, "no primary shall be held." The Secretary of State has confirmed that Larry Pressler was not a candidate for the U.S. Senate nomination, and that no primary election for the U.S. Senate in fact took place. No candidate for U.S. Senate, Republican or Democrat, was listed on the South Dakota primary election ballot. Larry Pressler already was the nominee.

The Committee does not here question the importance of 11 CFR 100.2 and 100.3 for purposes of efficient implementation and enforcement of relevant sections of federal election law. However, we respectfully suggest that its technical application in this case serves no practical purpose and would be inconsistent with past FEC action in (a)(6)(A) matters.

Specifically, a comprehensive computer search conducted by the FEC produced a total of seven MURs involving (a)(6)(A) reports (see Attachment B). The analyses involved in those cases turns on two key factors: (1) whether the election in question

was contested; and (2) whether the reports were filed prior to the initiation of FEC action in the case. In this case Larry Pressler not only was unopposed in the primary, but pursuant to state law he had been declared the nominee two months before the South Dakota primary was held (see Attachment C). The Committee reported the contributions in question in its regular July 15 report, two months before any potential violation question was raised by the Commission in its original September 11 letter, and six months before initiating an MUR in its December 12 letter.

(1) 48 Hour Reports Distinguished from Pre-election Reports. Although the Commission has found in some Advisory Opinions that pre-election reports can be triggered by an uncontested primary, those are readily distinguished from (a)(6)(A) reports in that there is no redundancy required by pre-election reports. This was an important Congressional consideration (discussed in more detail in Part II, infra).

The Commission has recognized this important distinction. FEC precedent in the actual cases show consistent enforcement and action in uncontested pre-election report violations, and simultaneous but consistent refusal to take action in (a)(6)(A) uncontested primary cases. The Commission acted correctly in both of those cases because of this fundamental distinction. There is no reason to depart from its past decisions in either category of reporting cases.

(2) Contested vs Uncontested Election. Three of the seven (a)(6)(A) cases analyzed the significance of uncontested

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primaries (see Mueller, 1986; Cranston, 1988; and Nixon, 1990, infra).

Of the three uncontested primary (a)(6)(A) cases, two involved multiple violations in addition to (a)(6)(A) (Cranston, 4 additional violations; Nixon, 3 additional violations). Without allocating specific percentages of the fine to specific section violation findings (with notable exception of Cranston), the FEC imposed a fine of \$1500 total for all six violations in the Cranston case (although it specifically stated that no portion of this fine was attributable to (a)(6)(A) violations because it declined to take further action with respect to that portion of the case) (see discussion, infra), and \$700 total for all four violations in the 1990 Nixon case.

The facts of one (a)(6)(A) case in particular appear to be almost directly on point with the MUR considered herein. As in this matter, the Mueller MUR analysis focused specifically on the (a)(6)(A) issue (in addition to brief reference to a Sec. 441a(a)(1)(A) issue). As here, the Mueller facts (1) involved someone who faced no primary election opposition and (2) were discovered through the spontaneous and full disclosure of the Committee in its regular July report, prior to either a complaint or FEC notification. The General Counsel's Report in that case noted:

...no further action should be taken with respect to any of the alleged violations. With respect to the apparent failure to file [(a)(6)(A)] notifications,

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this office notes that the contributions at issue were reported on the next scheduled report and that nothing further can be done to remedy this failure. In addition, Mrs. Mueller ran unopposed in the primary and the harm resulting from a lack of timely disclosure may have been less than it would have been in a contested election. [General Counsel's Report In re Mueller, MUR 173, p. 5 (1986). "No further action" recommended. So ordered by the Commission.]

Further illumination of the significance the Commission has placed on the regulatory purpose and practical implications of (a)(6)(A) requirements and of the importance of state primary rules are found in a recent Missouri case:

...the purpose of the 48 hour reporting requirement, to inform voters of the sources of contributions made just prior to the election, is served no less in the case of an uncontested primary as both Democrat and Republican primaries in Missouri were held on the same day, and voters in that state may choose their party affiliation on election day. (emphasis added) [General Counsel's Report In re Nixon, MUR 2699, p. 2 (1988).]

The two key points to be derived from this analysis are that (1) the clearly stated purpose of (a)(6)(A) is "to inform voters...just prior to the election"; and (2) that information could have been outcome determinative in Missouri because there voters had a choice as to who they would vote for because of state registration law.

First, the purpose of (a)(6)(A) reports was not circumvented in this case. Nothing was hidden -- deliberately or inadvertently. There was no primary election held, and therefore no information was kept from voters. The contributions in

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question here were reported a full four months prior to the only election in which voters could vote for any U.S. Senate candidate in South Dakota in 1990.

Second, South Dakota voter registration law, unlike Missouri's, does not allow for election day party registration. Even if it did it would not have made a difference because Larry Pressler was already the nominee two months before the South Dakota primary was held (see Attachment A). Indeed, not a single vote could have been affected even if the most damning information conceivable in an (a)(6)(A) report existed because no votes were cast for any U.S. Senate candidate from either party in the South Dakota primary (see Attachment A). Disclosure of the worst information politically imaginable through the 48 hour report in question here would have served no conceivable purpose since it could not affect a single vote.

To emphasize this key point, consider that even if it were disclosed during this time period that hundreds of contributions came from reputed underworld crime figures, the most politically unpopular industries conceivable, and such a broad cross-section of other unpopular contributors that it managed to convince every voter to vote against Larry Pressler. It could have had no impact on the election. The nominee had already been legally certified. The "primary" had already been decided and its outcome could not be affected.

All the contribution information here at issue was filed in the regular quarterly report and would have its full intended

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effect on any election outcome, providing voter information, enforcement data, corruption detection, and every other conceivable purpose served through disclosure.

(3) Spontaneous Reporting Prior to Complaint or Commission Notification. As noted above, another mitigating factor cited in the Mueller case was the fact that the reports were filed by the Committee in its regular July report, as was the case here. Reporting (a)(6)(A) contributions prior to notification by the Commission of possible violation is also relied on heavily by the FEC in other (a)(6)(A) cases:

Although not in a timely fashion, the [(a)(6)(A)] contributions were reported prior to the filing of the complaint or notification by the Commission and substantial compliance has been achieved." [General Counsel's Report In re Christenson, MUR 1483, p. 2 (1982). "No further action" recommended. So ordered by the Commission. (No fine even though election contested. "Substantial compliance" because of reporting prior to complaint or notification was sole mitigating factor mentioned.)]

In the General Counsel's Report In re Cranston [MUR 2304, pp. 18 & 19 (1988)] it was recommended that no further action be taken with respect to the (a)(6)(A) portion of the original complaint, noting the lack of a serious primary challenge and that the "48 hour notices were filed by overnight delivery as a result of the complaint." Notwithstanding its finding of a technical (a)(6)(A) violation, the General Counsel's Office recommended that the Commission "take no further action" as to this violation. [So ordered by the Commission.]

The only factual distinction we note with this case is the number of contributions involved. However, in neither the

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Mueller MUR nor any of the other (a)(6)(A) MURs reviewed is the amount or number of contributions noted as being significant for purposes of (a)(6)(A) analysis. This is appropriate since, in essence, failure to comply with (a)(6)(A) in these cases resulted from a single act or omission. If one report was filed, all should have been. If none were filed, it was the result of a single decision or a single oversight.

More significantly, it would serve no statutory policy, Congressional intent, nor any other purpose to make quantitative distinctions in (a)(6)(A) uncontested primary cases. If no statutory policy is served, the rationale is the same whether the case involves one or one hundred contributions. The number of individual contributions quite logically has not been an articulated factor or substantive issue in past Commission decisions on this issue, and it would serve no purpose to do so here.

Additionally in this case, as noted favorably in other Commission analyses, this Committee filed all 434(a)(6)(A) reports for the general election (which was contested). That was consistent with the letter, spirit, and intent of the law and case history of (a)(6)(A) MURs. The 48 hour reporting requirement can impact contested elections.

In short, the Commission has never before taken further action in (a)(6)(A) cases involving uncontested elections, and has consistently declined to do so. Indeed, in cases involving relevant facts much less favorable to the Committee in question

than exist here (e.g., multiple violations and nominally contested primaries), the Commission has correctly declined to take further action. There is no compelling reason to change that policy now.

Notwithstanding the above, if the Commission finds that a technical violation occurred, the Committee wants to emphasize that it was not intentional. Finally, the Committee reaffirms its earlier commitment to ensure that future violations, technical or otherwise, will not occur.

II. The clear Congressional intent of the statute and its legislative history show Congress neither required nor intended Committees to file Sec. 434(a)(6)(A) reports in the factual circumstances present in this case.

In considering the applicability of Sec. 434(a)(6)(A) in uncontested elections, we should not lose sight of the overriding purposes and policy objectives sought to be achieved through the Act. The process of statutory construction and interpreting legislative intent should not lose sight of the Act's overall "plain purpose." [Board of Governors of the Federal Reserve System v. Dimension Financial Corporation, 474 U.S. 361 (1986).] "The principal charge ... in statutory construction is to ascertain Congressional intent." [N.L.R.B. Union v. FLRA, 834 F.2d 191, at 199 (D.C. Cir. 1987).]

(1) Outcome Determinative Possibility. The clear intent of Congress in requiring contribution disclosure within 48 hours of

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receipt in the final days before an election is to allow voters, an opponent, or others the opportunity to use this information in a manner which might impact an election (see Nixon note above).

Additionally, the legislative history behind the enactment of the 48 hour reporting requirement makes clear that neither the author, nor the floor managers, nor Congress intended the 48 hour reporting provision to apply in a case where no "election in fact" occurred, such as in this case. Where there "is not a shred of contemporaneous legislative history to indicate that Congress intended the [statute] to have any other than its plain meaning," additional requirements cannot be inferred without some articulated, reasonable reading of the statute. [Ashton v. Pierce, 716 F.2d 56, at 63-65 (D.C. Cir. 1983).]

In offering the original 48 hour reporting provision as a floor amendment, its author noted the amendment's purpose was to prevent candidates from legally hiding large contributions "until after the election" (see statement of Senator Packwood, Cong. Rec., p. S30051 (August 5, 1971)).

After some initial objection was raised to the amendment because of excess reporting requirements and unnecessary expansion of the disclosure requirements the Floor Manager explained its plain and limited purpose:

What we are trying to do is avoid a deliberate dumping here; that is about all....It is the deliberate act of dumping at the last moment that presents the problem, and that is all this is intended to cover. [see statement of Senator Pastore, Cong. Rec., p. S30051

(August 5, 1971).

No such purpose could possibly be served in this case since no U.S. Senate primary election in fact (as opposed to the de jure type of 11 CFR 100.2 "election") was held in South Dakota in 1990. As discussed in detail in Part I, there could be no conceivable reason to engage in a "deliberate act of dumping at the last moment" before the "election" in question here, nor is there a conceivable ability to hide contributions since all are fully reported.

Additionally, in explaining the Congressional intent behind requiring the type of report in question here, the Committee Report on the original bill explained its purpose by noting:

The electorate is entitled to full and complete disclosure particularly just before an election. (emphasis added) [Sen. Rept. No. 92-229; p. 68; June 21, 1971.]

It restated the significance of the outcome determinative aspect of this requirement again when it explained that:

This provision is included so that voters will be in a position to judge for themselves the method of financing a particular campaign. (emphasis added) [Id., at 125. Note: Both references noted in this Report referred to the original committee text requiring reports five days before the election. This was amended on the Senate Floor to require the 48 hour reporting provision noted above.]

In (a)(6)(A) cases where there is no election in fact there is

neither an "electorate" nor any "voters [who are] in a position to judge" anything. The Commission noted the importance of the outcome determinative feature in examining the legislative history of (a)(6)(A) (see Nixon, supra), and has always followed that logic.

(2) Redundancy and Congressional Intent. Finally, the redundancy aspect of (a)(6)(A) reports indicates that Congress did not intend to require them where there was in fact no election. As noted previously, Congress took care to avoid requiring redundancy in reporting unless absolutely essential. Indeed, it amended the original Act to eliminate unnecessary redundancy in every other required report [see Secs. 434(a)(7)&(8)]. But for the 48 hour reports, this feature was explicitly retained ("The notification required under this paragraph shall be in addition to all other reporting requirements under this Act." [Sec. 434(a)(6)(B)]). Nowhere else in the Act is this feature found. Given Congress' expressed hostility toward being required to file redundant reports, it seems clear that implicit in this requirement is that the redundancy must serve some rational purpose. The only purpose mentioned in the legislative history specifically associated with (a)(6)(A) is that associated with an election in fact in which there is an actual electorate and where there is a rational need to inform real voters just prior to the election's occurrence to prevent last minute contributions from affecting its outcome. That type of election-in-fact does not exist here, and it clearly

2104034326

was not the intent of Congress to require (a)(6)(A) reports where no actual election took place.

(3) Overall Purpose. Beyond the specific purposes of (a)(6)(A), we look to the "design of the statute as a whole" [K Mart Corp. v. Cartier, Inc., 486 U.S. 281, at 291 (1988)] and examine the history and overall purpose of the statute [Wilcox v. Ives, 864 F.2d 915, at 924 (1st Cir. 1988)]. In Buckley v. Valeo, 424 U.S. 1, at 67-69 (1976) the Court expounded on the overall design and purpose of the disclosure requirements in the Federal Elections Campaign Act:

First, disclosure provides the electorate information as to where political campaign money comes from and how it is spent by the candidate in order to aid the voters in evaluating those who seek federal office...

Second, disclosure requirements deter actual corruption by exposing large contributions and expenditures to the light of publicity...

Third, and not least significant, record keeping, reporting and disclosure requirements are an essential means of gathering the data necessary to detect violations of the contribution limitations described above.

As already described in Part I, none of these Federal Election Campaign Act disclosure purposes could be served by pursuing further action in this case.

The routine financial disclosures under consideration in this case were made by the Committee in its regular quarterly reporting period ending June 30. This allowed ample time for anyone to use the information to its utmost effect for every

2104034327

III. The statutory language, its purposes and legislative history could not be reasonably construed as requiring Sec. 434(a)(6)(A) reports in the factual circumstances present in this case.

The only route to technical violation in this case is through 11 CFR 100.2 & 100.3. While we do not question the rationality of that regulation, the Committee urges that no statutory construction would rationally apply it to this case. The statute itself included definitions of "candidate" and "election." It is entirely appropriate for the Commission to expand those definitions where gaps need to be filled. But for (a)(6)(A) purposes, no gaps need be filled.

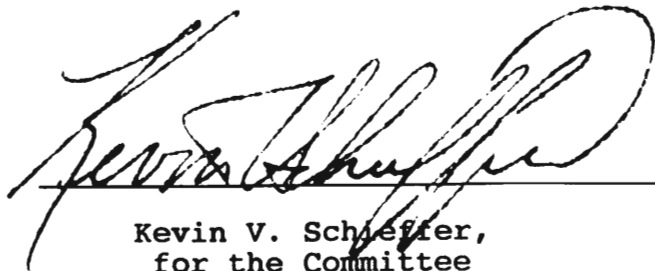
Indeed, if the Commission were to deviate from its past

practice in (a)(6)(A) cases, it is argued that the regulation would be made to work against the plain language of the statute and the legislative history of the specific (a)(6)(A) provision. That interpretation would serve no rational purpose in achieving any of the goals sought through disclosure requirements, generally, or (a)(6)(A) in particular.

The Committee urges the Commission to remain consistent with its past practice concerning (a)(6)(A) cases, and accordingly asks that no further action be taken in this case.

RESPECTFULLY SUBMITTED,

FRIENDS OF LARRY PRESSLER COMMITTEE



Kevin V. Schieffer,
for the Committee

21040334322

ATTACHMENT A

91040334330

Secretary of State

Administration
(605) 773-3537

Corporations
(605) 773-4845

Uniform Commercial Code
(605) 773-4422



JOYCE HAZELTINE
Secretary of State

TOM LECKEY
Deputy

January 3, 1991

Senator Larry Pressler
133 Hart Senate Office Bldg
Washington, DC 20510

Dear Senator Pressler:

Larry

During the 1990 election year in South Dakota, only one republican candidate and one democratic candidate filed nominating petitions for the position of United States Senator prior to the April 3, 1990 filing deadline.

SDCL 12-6-9 states "A candidate for nomination to an office, or election to a party office, having no opposing candidate within his party, shall automatically become the nominee of his party or elected party official for said office, and his name shall not be printed on the primary election ballot. If there are no opposing candidates for nomination or election of either state or county candidates in any county, no primary election shall be held in that county, and the candidates shall be automatically nominated or elected."

Because neither the republican or democratic candidate for United States Senator had an opposing candidate within his party, no primary election was held for that nomination. Such nomination was automatic pursuant to SDCL 12-6-9.

If you have further questions, please don't hesitate to contact me.

Sincerely,

Joyce Hazeltine
Joyce Hazeltine,
Secretary of State

ATTACHMENT B

91040334332

FEC MUR INDEX
Mur Summary Report
December 1990

MUR 1483 OPEN DATE 10/12/82

CLOSE DATE 11/22/82

MICROFILM LOCATION(S) (YEAR-OFFICE-REEL-FRAME/PAGES)

82-06C-036-1473/ 29

COMPLAINANT(S)

Andersen, William
Mel Levine For Congress Date

RESPONDENT(S)

Congress For Christensen Committee

U.S. CODE

REGULATIONS

2 U.S.C. 434(a)(6)(A)

11 C.F.R. 100.2(a)
11 C.F.R. 104.5(f)

SUBJECT(S)

Reports/Reporting
- Contributions
- Report
- untimely reporting

FEC MUR INDEX
Mur Summary Report
December 1990

MUR 1762#

OPEN DATE 08/17/84

CLOSE DATE 09/04/85

MICROFILM LOCATION(S) (YEAR-OFFICE-REEL-FRAME/PAGES)

85-06C-055-3186/ 256

COMPLAINANT(S)

Sheltown, Dale

RESPONDENT(S)

Bill Schwette For Congress Committee
Brink, Gail
Market Opinion Research, Inc
Ott, Alan W; as Treasurer

U.S. CODE

REGULATIONS

2 U.S.C. 434(a)(6)(A)
2 U.S.C. 434(b)
2 U.S.C. 434(b)(3)(A)
2 U.S.C. 434(b)(8)
2 U.S.C. 441b
2 U.S.C. 441f

SUBJECT(S)

Conciliation Agreement

Contributions

- Prohibited contributions
- - by corporations, labor organizations and national banks
- - in the name of another

Reports/Reporting

- Contributions

FEC MUR INDEX
Mur Summary Report
December 1990

MUR 1762

Cont'd

SUBJECT(S)

- contributor identification
- Cumulative Reporting
- Debts/obligations

91040334335

FEC MUR INDEX
Mur Summary Report
December 1990

MUR 2299 * OPEN DATE 12/09/86

CLOSE DATE 06/09/87

MICROFILM LOCATION(S) (YEAR-OFFICE-REEL-FRAME/PAGES)

87-060-066-0294/ 86

COMPLAINANT(S)

Dean, J Thomas, Sua Sponte

RESPONDENT(S)

Berkman, Gordon, Murray and Palda
Dean, J Thomas; Treasurer
Margaret Mueller for Congress Committee
Mueller, Margaret - for Congress Cmte

U.S. CODE

REGULATIONS

2 U.S.C. 431(11)
2 U.S.C. 434(a)(6)(A)
2 U.S.C. 434(a)(6)(B)
2 U.S.C. 441a(a)(1)(A)
2 U.S.C. 441a(f)

11 C.F.R. 104.5(i)

SUBJECT(S)

Authorized Committee
- Contributions to, limitations

Contributions
- Acceptance
- by Federal committee/account
- Limitations
- exceeding limitations prohibited
- on contributions by persons
- Receipt, date of

FEC MUR INDEX
Mur Summary Report
December 1990

MUR 2299

Cont'd

SUBJECT(S)

Definitions

- Person

Partnerships

Reports/Reporting

- Contributions
- Report
- - failure to report
- - untimely reporting

91540334337

FEC MUR INDEX
Mur Summary Report
December 1990

MUR 2304 OPEN DATE 12/15/86

CLOSE DATE 04/26/88

MICROFILM LOCATION(S) (YEAR-OFFICE-REEL-FRAME/PAGES)

88-06C-070-4347/ 498

COMPLAINANT(S)

Gann, Paul
Naylor, Robert

RESPONDENT(S)

American Society of Composers, Authors & Publishers
Attais, Elaine
Brinton, William
Broad, Edythe
Broad, Eli
Cranston for Senate '86 Committee
Cranston for Senate '92 Committee
Eichenbaum, J K
Field, Irwin
Friends of Supervisor Kennedy
Haas, Peter
Hambrecht, William
Kamm, Solomon, Treasurer
Shapiro, Martin, Treasurer
Shapiro, Norton
Zimmerman, Marvin

U.S. CODE

REGULATIONS

2 U.S.C. 432(i)	11 C.F.R. 102.5(b)(1)
2 U.S.C. 434(a)(6)(A)	11 C.F.R. 104.3(b)(1)(iv)
2 U.S.C. 434(b)(3)(A)	11 C.F.R. 104.3(b)(1)(v)
2 U.S.C. 434(b)(3)(B)	11 C.F.R. 104.3(b)(3)(i)(A)
2 U.S.C. 434(b)(5)(A)	11 C.F.R. 104.5(e)
2 U.S.C. 434(b)(8)	11 C.F.R. 104.7(b)
2 U.S.C. 441a(a)(1)(A)	11 C.F.R. 104.11(a)
2 U.S.C. 441a(f)	11 C.F.R. 104.11(b)
2 U.S.C. 441b(a)	11 C.F.R. 110.1(a)(2)(i)

FEC MUF. INDEX
Mur Summary Report
December 1990

MUR 2304

Cont'd

U.S. CODE

REGULATIONS

SUBJECT(S)

Civil Penalty

Conciliation Agreement

Contributions

- Acceptance
- - of prohibited contribution
- Limitations
- - on contributions by persons
- Prohibited contributions
- - by corporations, labor organizations and national banks

Debts

Recordkeeping

- Best efforts

Reports/Reporting

- Contributions
- - contributor identification
- Disbursements
- - documentation required
- - records required
- Postmark as date of filing

21040334333

FEC MUR INDEX
Mur Summary Report
December 1990

MUR 2676 OPEN DATE 08/22/88

CLOSE DATE 03/01/89

MICROFILM LOCATION(S) (YEAR-OFFICE-REEL-FRAME/PAGES)

89-06C-074-2415/ 108

COMPLAINANT(S)

De Young, Garry

RESPONDENT(S)

Clements, Wallace D; treasurer
Dave O'Brien for Congress
Democratic/Republican Independent Voter Education
International Brotherhood of Teamsters
McCarthy, William J; president
O'Brien, Dave; treasurer

U.S. CODE

REGULATIONS

2 U.S.C. 434(a)(6)(A)
2 U.S.C. 441b

SUBJECT(S)

Conciliation Agreement

Corporations/Labor Unions/Banks

- Contributions and expenditures by

Reports/Reporting

- Report

- untimely reporting

FEC MUR INDEX
Mur Summary Report
December 1990

MUR 2699 OPEN DATE 09/19/88

CLOSE DATE 01/08/90

MICROFILM LOCATION(S) (YEAR-OFFICE-REEL-FRAME/PAGES)

90-050-078-0427/ 287

COMPLAINANT(S)

Feather, Tony
Missouri Republican Party

RESPONDENT(S)

Lieberman, Keith G
Nixon, J for U S Senate

U.S. CODE

REGULATIONS

2 U.S.C. 434(a)(1)
2 U.S.C. 434(a)(6)(A)
2 U.S.C. 441a(f)
2 U.S.C. 441b(a)

11 C.F.R. 103.2(b)
11 C.F.R. 104.5(f)
11 C.F.R. 110.5(b)

SUBJECT(S)

Civil Penalty

Conciliation Agreement

National/State/Local Party Committee

- Contributions/limitations
- by State committees

Reports/Reporting

- Report
- failure to report

1) received \$9500 in contributions
subject to 48 hr. D. didn't file
because they thought only contrib.
w'd w/in 48 hrs had to be 31

2) received \$700 (also related
to 1) but not reported
reported on 1/1/91

FEC MUR INDEX
Mur Summary Report
December 1990

MUR 2766

OPEN DATE 11/03/88

CLOSE DATE 04/23/90

MICROFILM LOCATION(S) (YEAR-OFFICE REEL-FRAME/PAGES)

90-066-078-4608/ 212

COMPLAINANT(S)

Democratic Senatorial Campaign Committee

RESPONDENT(S)

Auto Dealers and Drivers for Free Trade Political Action Committee
Connelly, Edward G - treasurer
Friends of Connie Mack
Hecht Re-Election Committee
Hecht, Chic, Senator
Mauldin, Glen N - treasurer
Representative Connie Mack
Watkins, Robert I - treasurer

U.S. CODE

REGULATIONS

2 U.S.C. 431(6)	11 C.F.R. 109.1
2 U.S.C. 431(7)	11 C.F.R. 109.1(a)
2 U.S.C. 431(13)	11 C.F.R. 109.1(b)(4)(i)
2 U.S.C. 431(17)	11 C.F.R. 109.1(b)(5)
2 U.S.C. 434(a)(6)(A)	11 C.F.R. 109.1(d)(1)
2 U.S.C. 434(b)	
2 U.S.C. 441a(a)(2)	
2 U.S.C. 441a(f)	

SUBJECT(S)

Civil Penalty

Conciliation Agreement

1) Filed C. 48hr return per \$381,051
170 individuals - 177 committee

2) 48 - 16 hrs return, detail
action, committee, computer,
as a requirement

3) Fine \$300

21J40334342

FEC MUR INDEX
Mur Summary Report
December 1990

MUR 2766

Cont'd

SUBJECT(S)
.....

Contributions

- Expenditures, when not independent, considered contribution
- Identification of contributors

Definitions

- Identification
- Independent expenditure

Independent Expenditures

- Authorized committee
- - no coordination
- Certification of independence

Reports/Reporting

- Report
- - failure to report

ATTACHMENT C

21040331344

State of South Dakota
Office of The Secretary Of State

STATE



DEPARTMENT

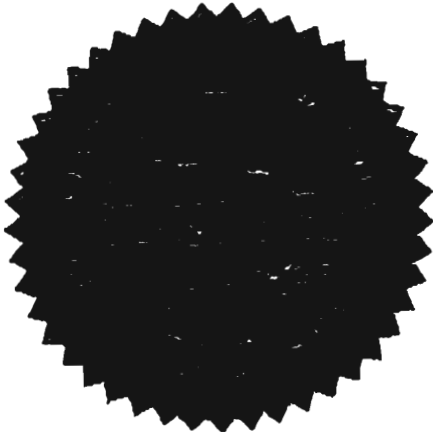
CERTIFICATION OF PRIMARY BALLOT

THIS IS TO CERTIFY that the attached lists are true and correct lists of the candidates whose names will be placed on the ballot for the June 5, 1990, primary election. The names appear in the order of their selection by lot on April 5, 1990, and must be placed on the ballots in that same order for their respective offices and parties.

THIS IS TO CERTIFY, also, that the primary election ballots will be blue for the democratic party and white for the republican party as determined by ARSD 5:02:06:10 adopted pursuant to SDCL 12-6-14. All sample ballots will be yellow. The style and form of the political party ballots will conform to ARSD 5:02:06:10.

Testified and Sealed on
this 5th day of April, 1990.

Joyce Hazelton
Secretary of State



Post-It™ brand fax transmittal memo 7671

of pages >

To	Gene Wiley	From	Chris Nelson
Co.	Sen. Pressler	Co.	Sec of State
Dept.		Phone	
Fax #		Fax #	

REPUBLICAN PRIMARY ELECTION

June 5, 1990

For Legislative District #4 (Codington):

Senate: Elmer P. Brinkman
Doris J. Kumm

For Legislative District #8 (Clark, Hamlin, Kingsbury and part of Day):

Senate: Henry A. Poppen
Darald A. Geise

For Legislative District #9 (Turner and part of Minnehaha):

House: Juel Johnson
Paul F. Selby
Mike Wagner

For Legislative District #14 (Part of Minnehaha):

House: Steve Rubin
Val Froehlich
Roger Hunt
Janice Nicolay

For Legislative District #16 (Lincoln and part of Union):

Senate: Richard W. Stene
Daniel L. Cotton, Jr.

For Legislative District #24 (Hughes, Potter, and Sully):

Senate: Michael Rounds
Kent Bowers

For Legislative District #26 (Meade):

Senate: Curtis O. Nupen
Bruce J. Walker

For Legislative District #32 (Part of Pennington):

House: John Sears
Wenzel J. Kovarik
Carole Hillard

2 1 5 4 0 3 3 4 3 4 6

DEMOCRATIC PRIMARY ELECTION

June 5, 1990

For Legislative District #1 (Marshall, Roberts and part of Day):

House: Herbert W. Heesch
Edward O. Evenson
Arnold Anderson
Harry Scott
David Gleason

For Legislative District #5 (Spink, Faulk, Hyde and Hand):

House: Kendall Peterson
Francis L. Fey
Robert N. Duxbury

For Legislative District #15 (Part of Minnehaha):

House: Clyde E. Twiggs
Mary Vanderlinde
Patrick Kane
Gil Koetzle
Barb Overland

For Legislative District #19 (Yankton):

House: Carol Hamvas
Garry A. Moore
James W. Abbott

For Legislative District #22 (Jerauld, Sanborn, Miner, McCook and Hanson)

Senate: Rodney M. Hall
JoAnn Morford-Burg

For Legislative District #28 (Shannon, Todd, and part of Bennett):

House: Richard "Dick" Hagen
Wesley Elwood
Larry Lucas

Senate: Paul Valandra
Gary "Corky" Nelson

For Legislative District #29 (Gregory, Lyman, Mellette and Tripp):

House: Brad Reis
William F. Cerny, Jr.
Albert Schramm

7
1
0
3
3
1
3
4
7

CIRCUIT COURT JUDGE PRIMARY ELECTION

June 5, 1990

This ballot form is prescribed by ARSD 5:02:06:03 and is to be printed on buff or tan paper.

For the First Judicial Circuit, Position "D" (Bon Homme, Charles Mix, Clay, Douglas, Hutchinson, Lincoln, Turner, Union and Yankton):

Arthur L. Rusch of Vermillion
Michael E. Ridgway of Yankton
Jay H. Tapken of Yankton

For the Fourth Judicial Circuit, Position "B" (Aurora, Brule, Buffalo, Davison, Hanson, Jerauld, Lake, McCook, Miner, Moody, and Sanborn):

Donna L. Bucher of Plankinton
Lee D. Anderson of Mitchell
John F. Cogley of Mitchell
Randolph F. Stiles of Mitchell
Patrick W. Kiner of Mitchell

91040334348

HEARTLAND CONSUMERS POWER DISTRICT PRIMARY ELECTION

June 5, 1990

This ballot form is prescribed by ARSD 5:02:06:19 and is to be printed on green paper. NOTE: ARSD 5:02:06:19 as promulgated is in error in that a voter may only vote for ONE candidate in the primary election.

For District #6 (Beadle County; Kingsbury County, excluding the townships of Denver, Esmond, Hartland, LeSeur and Badger; Lake County; and Moody County*):

Loren Paulsen
Lyle Molstad
Jerry Micheel

*This District does not include any part of the rural area of any of such counties listed which is within a voting precinct that is partly in such rural area and partly within a municipality. Further, no incorporated municipalities situated in any of said counties listed are included in the Heartland Consumers Power District.

910403342

ATTACHMENT D

91040334350

PRIMARY ELECTIONS

- 12-6-51.2. Canvass of votes for primary or secondary election -- Submission to secretary of state.
- 12-6-51.3. Examination of returns from counties -- Certification of runoff candid
- 12-6-51.4. Combin shared
- 12-6-52. Party
- 12-6-53, 12-6-54. Withdr
- 12-6-55. Vacanc
- 12-6-56. Meetir
- 12-6-57. voting
- 12-6-58. Application of vacancy provisions to special congressional elections.
- 12-6-59 to 12-6-63. Repealed.
- 12-6-64. Liberal construction of primary election laws.

Post-It™ brand fax transmittal memo 7671		# of pages > 9
To	Gene Wiley	
From	Chris Nelson	
Co.	Sen. Pressler	
Co.	Sec. of State	
Dept.	Phone #	
Fax #	Fax #	

sibilities

tees.
Manner of

12-6-1. Offices to which chapter applies. The provisions of this chapter shall apply to the election to party office and for the nominations of political and nonpolitical candidates for public offices except as may be otherwise provided.

12-6-2. Third-term gubernatorial nomination prohibited. No person shall be nominated under the provisions of this chapter for election to the office of Governor for a third successive term.

12-6-3. Filing for two offices at one election prohibited -- Party offices excepted. No person shall be a candidate for nomination to more than one public office, but a candidate for any such office shall not be prohibited from being elected to any one or more party offices as may be provided in chapter 12-5.

12-6-4. Petition required to place candidate's name on primary ballot -- Place of filing. Except as provided by § 12-5-4 and as may be otherwise provided in chapter 12-9, no candidate for any office to be filled, or nomination to be made, at the primary election, other than a presidential election, may have his name printed upon the official primary election ballot of his party, unless a petition has been filed on his behalf not prior to January twentieth, at eight a.m., and not later than the first Tuesday of April at five p.m. prior to the date of the primary election. If the petition is mailed by registered mail by the first Tuesday of April at five p.m. prior to the primary election, it shall be considered filed. A nominating petition for national convention delegates and alternates as provided in §12-5-3.11 shall be filed in accordance with the provisions of this section. However, a nominating petition for national convention delegates and alternates shall be filed on or after October tenth, at eight a.m., and not later than the last Tuesday of December, at five p.m., prior to the date of the presidential primary election. Nominating petitions for all party and public offices except legislative and judicial offices shall be filed in the office of the county auditor of the county in which he is a candidate. Nominating petitions for legislative and judicial office whether elected in one or more counties, and all other party and public offices to be voted on in more than one county shall be filed in the office of the secretary of state.

Effective: July 1, 1989

Apr. 13, 1990

PRIMARY ELECTIONS

a petition nominating an independent or a nonpolitical candidate for office if he has not previously signed a petition for that office to be filled.

12-6-8.1. Withdrawal from primary election -- Time and place of filing. Any person may have his name withdrawn from the primary election by making a written request under oath. The request shall be filed with the officer with whom the nominating petition was filed pursuant to S 12-6-4, not later than the last Tuesday in March at five o'clock p.m. If the request is mailed by registered mail by the last Tuesday in March at five o'clock p.m., it is properly filed. No name so withdrawn may be printed on the ballots to be used at the election.

12-6-9. Unopposed candidate automatically nominated -- Primary not held if no contest. A candidate for nomination to an office, or election to a party office, having no opposing candidate within his party, shall automatically become the nominee of his party or elected party official for said office, and his name shall not be printed on the primary election ballot. If there are no opposing candidates for nomination or election of either state or county candidates in any county, no primary election shall be held in that county, and the candidates shall be automatically nominated or elected.

12-6-10. Publication of notice of primary -- Form. Repealed by SL 1973, ch 74, S 14.

12-6-11. Certification to county auditors of nominating petitions filed with secretary of state. It shall be the duty of the secretary of state, as soon as the time for filing nominating petitions in his office has passed, immediately to certify to the several county auditors of the state the names of the persons in whose behalf nominating petitions have been filed in his office as candidates for each political party separately, with the name of the office for which each person is a candidate, and certify the color, style and form of the official primary election ballot of each political party.

12-6-12. Preparation and printing of official primary ballots -- Candidates included. Repealed by SL 1973, ch 74, S 14.

12-6-13. Arrangement of names of candidates on ballot -- Sequence of offices. Repealed by SL 1973, ch 74, S 14.

12-6-14. Form of official primary ballot prescribed by state board. The form of the official primary election ballot shall be prescribed by the state board of elections.

12-6-14.1. Placement of candidates' names on voting machines. If voting machines are used in a primary election, the candidates of the party which received the highest number of votes for Governor at the preceding gubernatorial election shall be placed in the top column, the party which received the second highest number in the next column, and all other parties in their relative positions according to the number of votes so received. The name of the party shall be printed in large type and placed at the beginning of the column containing the names of the candidates.

ATTACHMENT E

21040334353

SCHEDULE B

ITEMIZED DISBURSEMENTS

Use separate schedule(s)
for each category of the
Detailed Summary Page

PAGE 3 OF 8
FOR LINE NUMBER 17

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)

Friends of Larry Pressler

A. Full Name, Mailing Address and ZIP Code

Petty Cash
US Senate
Washington, DC 20510

Purpose of Disbursement

office supplies

Disbursement for: ☐ Primary ☐ General
☐ Other (specify)

Date (month, day, year)

04/06/90

04/23/90

04/02/90

Amount of Each Disbursement This Period

194.24

147.14

177.87

B. Full Name, Mailing Address and ZIP Code

US Post Office
Sioux Falls, SD 57101

Purpose of Disbursement

postage expense

Disbursement for: ☐ Primary ☐ General
☐ Other (specify)

Date (month, day, year)

04/06/90

04/18/90

05/02/90

Amount of Each Disbursement This Period

91.40

175.00

200.00

C. Full Name, Mailing Address and ZIP Code

Internal Revenue Service
Philadelphia, PA 19255

Purpose of Disbursement

payroll taxes

Disbursement for: ☐ Primary ☐ General
☐ Other (specify)

Date (month, day, year)

04/09/90

Amount of Each Disbursement This Period

3087.28

D. Full Name, Mailing Address and ZIP Code

Eleanor F. Rhodes
219 S. Payne, #102
Alexandria, VA 22314

Purpose of Disbursement

salary

Disbursement for: ☐ Primary ☐ General
☐ Other (specify)

Date (month, day, year)

04/13/90

04/27/90

05/14/90

Amount of Each Disbursement This Period

1356.26

1356.26

1356.26

E. Full Name, Mailing Address and ZIP Code

Karen Dvorak
605 S. Williams
Sioux Falls, SD 57104

Purpose of Disbursement

salary

Disbursement for: ☐ Primary ☐ General
☐ Other (specify)

Date (month, day, year)

04/13/90

04/27/90

05/14/90

Amount of Each Disbursement This Period

1502.44

1502.44

1502.44

F. Full Name, Mailing Address and ZIP Code

Jeri L. Nelson
112 4th Street, SE
Washington, DC 20003

Purpose of Disbursement

salary

Disbursement for: ☐ Primary ☐ General
☐ Other (specify)

Date (month, day, year)

04/13/90

04/27/90

05/14/90

Amount of Each Disbursement This Period

329.79

329.79

329.79

G. Full Name, Mailing Address and ZIP Code

Todd Trautman
3150 Anchorway Court, #1
Falls Church, VA 22042

Purpose of Disbursement

salary

Disbursement for: ☐ Primary ☐ General
☐ Other (specify)

Date (month, day, year)

04/13/90

04/23/90

04/27/90

Amount of Each Disbursement This Period

76.96

39.21

76.96

H. Full Name, Mailing Address and ZIP Code

Steve Gordon & Associates
1950 Morgan Avenue
St. Paul, MN 55116

Purpose of Disbursement

consulting

Disbursement for: ☐ Primary ☐ General
☐ Other (specify)

Date (month, day, year)

04/18/90

05/02/90

05/07/90

Amount of Each Disbursement This Period

1000.00

375.00

756.72

I. Full Name, Mailing Address and ZIP Code

B. Klein Associates
201 Massachusetts Avenue, NE
Washington, DC 20002

Purpose of Disbursement

consulting

Disbursement for: ☐ Primary ☐ General
☐ Other (specify)

Date (month, day, year)

04/19/90

Amount of Each Disbursement This Period

1000.00

SUBTOTAL of Disbursements This Page (optional)

TOTAL This Period (last page this line number only)

SCHEDULE B

ITEMIZED DISBURSEMENTS

Use separate schedule(s)
for each category of the
Detailed Summary Page

PAGE 2 OF 15
FOR LINE NUMBER 17

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)
Friends of Larry Pressler

A. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Todd Trautman 3150 Anchorway Court, #1 Falls Church, VA 22042	salary	09/28/90	76.96
	Disbursement for: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General	09/28/90	88.80
	<input type="checkbox"/> Other (specify)		
B. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Daniel A. Nelson 1501 South Prairie Sioux Falls, SD 57105	salary	07/02/90	664.89
	Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General	07/13/90	760.00
	rent (specify) & lodging exp	07/16/90	158.38
C. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Daniel A. Nelson 1501 South Prairie Sioux Falls, SD 57105	salary	07/31/90	760.00
	Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General	08/13/90	760.00
	<input type="checkbox"/> Other (specify)	08/27/90	760.00
D. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
David Whiting 4521 S. Glenview Place Rapid City, SD 57701	salary	07/02/90	340.45
	Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General	07/13/90	144.33
	<input type="checkbox"/> Other (specify)	07/31/90	144.33
E. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
David Whiting 4521 S. Glenview Place Rapid City, SD 57701	salary	08/13/90	144.33
	Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General	08/27/90	118.20
	<input type="checkbox"/> Other (specify)		
F. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Florence D. Heacock 1131 Park St., N.E. Washington, D.C. 20002	salary	07/02/90	399.75
	Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General	07/13/90	329.79
	<input type="checkbox"/> Other (specify)	07/31/90	329.79
G. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Florence D. Heacock 1131 Park St., N.E. Washington, DC 20002	salary	08/13/90	329.79
	Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General	08/27/90	329.79
	<input type="checkbox"/> Other (specify)	09/14/90	329.79
H. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Internal Revenue Service Philadelphia, PA 19255	payroll tax	07/02/90	2688.37
	Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General	07/19/90	2890.79
	<input type="checkbox"/> Other (specify)	07/31/90	2080.11
I. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
EVCO Realty 513 S. Main Sioux Falls, SD 57102	rent expense	07/02/90	1000.00
	Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General	08/06/90	1000.00
	<input type="checkbox"/> Other (specify)	08/27/90	1000.00

SUBTOTAL of Disbursements This Page (optional)

TOTAL This Period (last page this line number only)

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BEFORE THE FEDERAL ELECTION COMMISSION

SENSITIVE

In the Matter of)
Friends of Larry Pressler) MUR: 3195
and Paul Arneson, as Treasurer)

GENERAL COUNSEL'S REPORT

I. BACKGROUND

On December 4, 1990, the Commission found reason to believe the Friends of Larry Pressler Committee and Paul Arneson, as treasurer ("Respondents"), violated 2 U.S.C. § 434(a)(6)(A) by failing to timely file forty-eight hour notifications ("48 Hour Notices") for seventy-two (72) contributions totaling \$89,500.

In response, Respondents submitted a detailed reply requesting that no further action be taken in this matter. Attachment 1.

The Office of the General Counsel believes that Respondents' arguments are without merit. Rather than proceed to the next stage of the enforcement process, however, this Office believes the Commission should make one more attempt to resolve this case in pre-probable cause conciliation.

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II. RESPONDENTS' REQUEST FOR NO FURTHER ACTION

A. Applicable Law

9 1 0 4 0 3 3 4 3 5 7
The Federal Election Campaign Act, as amended (the "Act"), requires a federal candidate's principal campaign committee to notify either the Clerk of the House, Secretary of the Senate or the Commission (and the appropriate Secretary of State), in writing, of each contribution totaling \$1,000 or more received by an authorized committee of such candidate after the 20th day, but not more than 48 hours before an election. 2 U.S.C. § 434(a)(6)(A). The term "election" denotes a general, special, primary or run-off election. 2 U.S.C. § 431(1)(A). The Regulations further state where a major party candidate is unopposed for nomination within his or her own party and is certified to appear as that party's nominee in the general election for the office sought, the primary election is deemed to have occurred on the date on which the primary election is held by the candidate's party in that state. 11 C.F.R. § 100.2

Senator Larry Pressler was the unopposed Republican candidate in South Dakota's June 5, 1990 primary election. On April 30, 1990, Respondents were reminded by the Commission that the receipt of contributions of \$1,000 or more during the period of May 17, 1990 through June 2, 1990 must be reported to the appropriate state and federal offices within 48 hours of receipt. Respondents received seventy-two (72) contributions on seven separate days during the aforementioned time period that required 48 Hour Notices.

Nevertheless, Respondents did not file any 48 Hour Notices for these contributions and did not report them until July 31, 1990, when Respondents filed its' July 1990 Quarterly Report.

B. Respondents' Argument

Although Respondents acknowledge that the Act requires an authorized committee to notify the Commission within 48 hours of receipt of each contribution totaling \$1,000 or more received after the 20th day, but not more than 48 hours before any election, Respondents put forth various arguments why no further action should be taken in this matter.

Initially, Respondents contend that they were in "substantial compliance" with the Act. In this regard, Respondents state that the contributions in question were reported, prior to notification of any complaint or Commission action, in the next scheduled report. Respondents further argue that the Act's legislative history and statutory language does not address the applicability of 2 U.S.C. § 434(a)(6)(A) to truly uncontested primaries.

Each of Respondents arguments turn on the fact that under South Dakota law no 1990 primary election for the U.S. Senate, in fact, took place. Specifically, Respondents contend that since Larry Pressler, the Republican South Dakota candidate for United States Senator, was unopposed within his party, no primary election was held for that nomination. Instead, Larry Pressler simply was declared the Republican nominee on April 4, 1990; Pressler's name did not

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appear on the primary election ballot. Thus, there was not even the opportunity for write-in balloting with respect to Pressler's primary election campaign. In Respondents' view, none of the Act's purposes therefore would have been served by filing 48 Hour Notices here. Indeed, both during conversations with representatives with this Office and in their written response (see Attachment 1 at 14), Respondents have suggested that they had no expectation that 48 Hour Notices were necessary here. Nevertheless, the Committee did file its 12-Day Pre-Primary Election Report long after Pressler had been declared the nominee by South Dakota's Secretary of State.¹

C. Facts Applied to the Law

Although South Dakota's Secretary of State certified that no primary election for the office of U.S. Senate was held in South Dakota in 1990 (Attachment 1 at 23), the Act and its Regulations supersede and pre-empt any provision of State law with respect to any election to Federal office.

1. To their credit, Respondents do seek to distinguish 48 Hour Notices from pre-primary reports, arguing that pre-primary reports disclose activity that otherwise would not be reported, while 48-hour reports are redundant, i.e. disclose information which will also appear on the reporting entity's next regular report. Respondents further contend that since 48 Hour Notices represent the only redundant reporting requirement under the Act, the redundancy must have been intended to serve some legitimate purpose. Respondents again argue that since no election in fact took place, the filing of 48 Hour Notices here would have served no rational purpose. Attachment 1 at 9, 18. However, not only does the Act not distinguish between opposed and unopposed candidates for the purpose of the general reporting requirements, see discussion infra, but the statute does not differentiate between types of reports in this context. In our view, respondents' proposed distinction is without merit.

2 U.S.C. § 453.

Neither the Act nor the Commission's regulations provide an exception from the 48 hour reporting requirement when a candidate is unopposed or a candidate's name does not appear on the ballot. Moreover, the Commission has concluded that a primary election is an election for contribution limitations and reporting requirements even if the candidate is unopposed and the candidate's name does not appear on the ballot.²

Therefore, if a primary candidate is unopposed and consequently the candidate's name does not appear on the ballot, his committee nevertheless must file 48 Hour Notices

2. In Advisory Opinion 1978-41, the Commission concluded that a primary election in which a candidate is unopposed is a separate election requiring pre-election and post-election reporting if the candidate's name appears on the ballot. Furthermore, in Advisory Opinion 1978-65, the Commission concluded that a general election is still considered an election for contribution limitations and reporting requirements even though the candidate is unopposed and the candidate's name will not appear on the ballot. Accordingly, in Advisory Opinion 1984-54, the Commission concluded that the Friends of Bob Livingston Committee was required to file pre-election and post-election reports for the general election despite the fact that Bob Livingston received a majority of the votes in the primary election and, under Louisiana law, was thereby elected to Congress.

In Advisory Opinion 1986-21, the Commission concluded that a state party convention in Utah qualifies as an election under the Act regardless of whether a candidate is unopposed for nomination and that the Wayne Owens Committee for Congress should file a pre-election report pursuant to 11 C.F.R. 104.5(a)(1)(i) in regard to said convention. In this Opinion, the Commission further concluded that to the extent that Advisory Opinions 1978-41 and 1978-65 indicate a different result would be reached as to reporting requirements for primary elections for which a candidate is unopposed and the candidate's name is not on the ballot, those opinions are superseded. While those opinions did not specifically concern 48 Hour Notices, the phrase "reporting requirements" would appear to embody 48 Hour Notices.

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for all applicable contributions.³

Respondents cite seven (7) prior MURs in which the Commission refused to take further action in matters involving truly uncontested primaries.⁴ Respondents contend that the Commission's analysis in those MURs turned on whether the election in question was uncontested and whether the contributions were subsequently reported prior to Commission action. Admittedly, Pressler's election was uncontested and the Committee spontaneously reported the contributions in the next quarterly report. However, the enforcement decisions cited by the Respondents all occurred before the Commission recently began more aggressively enforcing 2 U.S.C. § 434(a)(6)(A). Thus, those cases are distinguishable.

III. DISCUSSION OF CONCILIATION AND CONCILIATION PROPOSAL

3. On January 30, 1991, the Commission approved a request for no further action and closed the file in MUR 3179. In that matter, the Commission had previously found reason to believe that the Steve Neal For Congress Committee and A. Bruce Levin, as treasurer, violated 2 U.S.C. § 434(a)(6)(A). While the Respondents in that matter and the Respondents herein both argued that no reasonable purpose is served by 48 Hour Notices when a candidate is unopposed and his name does not appear on the ballot (as was the case in both matters), the respondents in MUR 3179 further argued that they relied on the vague wording of the Campaign Guide for Congressional Candidates and Committees regarding 48 Hour Notices. Based on the discussion at the table, it appears that the Commission decided to take no further action in MUR 3179 in light of both those considerations and not merely because Steve Neal was unopposed and his name did not appear on the ballot.

4. MURs 1483, 1762, 2299, 2304, 2676, 2699 and 2766.

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IV. RECOMMENDATIONS

1. Reject the request of the Friends of Larry Pressler Committee and Paul Arneson, as treasurer to take no further action in this matter. Attachment 1.

2. Approve the attached counterproposal (Attachment 2) and the appropriate letter.

Lawrence M. Noble
General Counsel

Date 3-15-91

BY:


Lois G. Lerner
Associate General Counsel

Attachments

1. Respondents' Reply
2. Proposed Counterproposal

Staff assigned: Dodie C. Kent



FEDERAL ELECTION COMMISSION
WASHINGTON DC 20463

MEMORANDUM

TO: LAWRENCE M. NOBLE
GENERAL COUNSEL

FROM: MARJORIE W. EMMONS/DONNA ROACH *DR*
COMMISSION SECRETARY

DATE: MARCH 20, 1991

SUBJECT: MUR 3195 - GENERAL COUNSEL'S REPORT
DATED MARCH 15, 1991

The above-captioned document was circulated to the
Commission on MONDAY, MARCH 18, 1991 at 11:00 A.M..

Objection(s) have been received from the Commissioner(s)
as indicated by the name(s) checked below:

Commissioner Aikens	<u>XXXXX</u>
Commissioner Elliott	<u></u>
Commissioner Josefiak	<u>XXXXX</u>
Commissioner McDonald	<u>XXXXX</u>
Commissioner McGarry	<u></u>
Commissioner Thomas	<u>XXXXX</u>

This matter will be placed on the meeting agenda
for TUESDAY, MARCH 26, 1991.

Please notify us who will represent your Division before the
Commission on this matter.

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
Friends of Larry Pressler) MUR 3195
and Paul Arneson, as treasurer)

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that the Commission decided by a vote of 4-1 at its executive session on March 26, 1991, to take the following actions in MUR 3195:

1. Accept the request of the Friends of Larry Pressler Committee and Paul Arneson, as treasurer, to take no further action in this matter.
2. Take no further action and close the file.

Commissioners Aikens, Josefiak, McGarry, and Thomas voted affirmatively for the decision; Commissioner McDonald dissented; Commissioner Elliott was not present.

Attest:

4-8-91
Date

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

21040334



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Closed
CLOSED

April 15, 1991

Paul Arneson, Treasurer
Friends Of Larry Pressler
7703 12th Street, N.W.
Washington D.C. 20012
ATTENTION: Kevin V. Schieffer, Assistant Treasurer

RE: MUR 3195

Dear Mr. Schieffer:

On December 12, 1990, you were notified that the Federal Election Commission found reason to believe that Friends of Larry Pressler and Paul Arneson, as treasurer, violated 2 U.S.C. § 434(a)(6)(A). On January 23, 1991, you submitted a response to the Commission's reason to believe findings and requested that no further action be taken in this matter.

After considering the circumstances of this particular matter, the Commission determined on March 26, 1991, to take no further action against Friends of Larry Pressler and Paul Arneson, as treasurer, and closed the file. The file will be made part of the public record within 30 days. Should you wish to submit any factual or legal materials to appear on the public record, please do so within ten days of your receipt of this letter. Such materials should be sent to the Office of the General Counsel.


The Commission reminds you that a principal campaign committee's failure to notify, within forty-eight hours of receipt, either the Clerk of the House, Secretary of the Senate or the Commission (and the appropriate Secretary of State), in writing, of each contribution totaling \$1,000 or more received by any authorized committee of the candidate after the 20th day but more than 48 hours before any election appears to be a violation of 2 U.S.C. § 434(a)(6)(A). You should take immediate steps to insure that this activity does not occur in the future.

Friends of Larry Pressler and
Paul Arneson, as treasurer
MUR 3195
Page Two

If you have any questions, please contact Dodie C. Kent,
the staff member assigned to this matter, at (202) 376-5690.

Sincerely,

Lawrence M. Noble
General Counsel



BY: Lois G. Lerner
Associate General Counsel

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 3195

DATE FILMED 7/19/91 CAMERA NO. 4

CAMERAMAN AS

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