



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

THIS IS THE BEGINNING OF MUR # 3801

DATE FILMED 11/9/95 CAMERA NO. 2

CAMERAMAN EES

95043693011

06C#9600

Dorothy A. Brizill

1327 Girard Street, N.W.
Washington, D.C. 20009-4915
202-234-6982; FAX 202-232-1215

MUR 801

August 3, 1993

93 AUG -3 PM 4:03

Mr. Scott Thompson
Chairman
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20001

Dear Mr. Thompson:

I am making a formal complaint about a donation made by and received from a foreign national to a political campaign in the United States. On January 29, 1993, the Royal Embassy of Saudi Arabia, 601 New Hampshire Avenue, N.W., Washington, D.C. 20037, made a contribution of two thousand dollars (\$2,000.00) to the Sharon Pratt Kelly Committee, the registered re-election committee for Mayor Sharon Pratt Kelly of Washington, D.C.

Both giving and receiving this donation violate 11 CFR 110.4(a), *Contributions or expenditures by foreign nationals.*:

- (1) A foreign national shall not directly or through any other person make a contribution, or an expenditure, or expressly or impliedly promise to make a contribution, or an expenditure, in connection with a convention, a caucus, or a primary, general, special, or runoff election in connection with any local, state, or Federal public office.
- (2) No person shall solicit, accept, or receive a contribution as set out above from a foreign national.

Because of the timing of this donation, I believe that it may have been given in response to an invitation to a fund-raiser called the "Sharon Pratt Kelly '94 Tour." If that is the case, it is possible that the donation could have been given by the Royal Embassy of Saudi Arabia without knowing that the Sharon Pratt Kelly Committee was a registered political campaign committee, since that information is not given anywhere on the invitation to the fund-raiser. A copy of the invitation is attached.

However, it is not possible that the Sharon Pratt Kelly Committee was unaware that the donation was given by a foreign national, since the committee itself reported the donation as being given by the Royal Embassy of Saudi Arabia on its August 2, 1993, "Report of Receipts and Expenditures for Candidate or Political Committee," filed with the District of Columbia's Office of Campaign Finance, 2000 14th Street, N.W., Washington, D.C. 20009. Copies of the cover page and the relevant page of the report are also attached.

95043693012

Dorothy A. Brizill

I am hereby asking the Federal Election Commission to investigate this donation and to take appropriate actions on any violation of the law that may have occurred.

Sincerely yours,



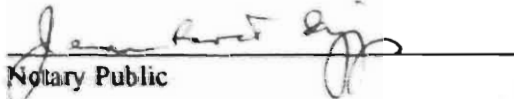
Dorothy A. Brizill

I affirm, to the best of my knowledge, that the information contained in this complaint is true and accurate.



Dorothy A. Brizill
August 3, 1993

Subscribed and sworn or affirmed to by me this third day of August, 1993.


Notary Public

My commission expires: 08-21-96

95043693013

*The pleasure of your company
is requested for
Mayor Sharon Pratt Kelly's
Celebration of the City*

'94 TOUR

*Saturday, the thirtieth of January
Nineteen hundred and ninety-three
at nine o'clock in the evening*

*The Atrium at
Columbia Square
555 18th Street, Northwest
F Street Entrance
Washington
District of Columbia*

*\$1,000 per person
benefiting the
Sharon Pratt Kelly Committee*

Black Tie

SHARON PRATT KELLY '94 TOUR

CO-CHAIRS

Robert Johnson *Ron Richardson*
James R. Kelly, III

HOST COMMITTEE

<i>Mari Aponte</i>	<i>Lillian Huff</i>
<i>Rose Brown</i>	<i>Bertram Lee</i>
<i>Mary Sue Cardon</i>	<i>Myles Lyak</i>
<i>Barbara Bell Clark</i>	<i>Claudine Malone</i>
<i>Dale Cochran</i>	<i>Ken Manning</i>
<i>Johnny Cochran</i>	<i>Leonard Manning</i>
<i>Paul Cohn</i>	<i>Richard Mastaby</i>
<i>Charles Cotten</i>	<i>P. Donahue Peebles</i>
<i>Samir Darwich</i>	<i>Nimco Pratt</i>
<i>Barbara Garnett</i>	<i>Everett Scott</i>
<i>Amy Goldson</i>	<i>Kim Seaco</i>
<i>Earl Graves</i>	<i>Lance Slaughter</i>
<i>Julius Hazzard</i>	<i>Katherine Tignor</i>
<i>Walt Hazzard</i>	<i>Benuea Wiley</i>
<i>Kathleen Hilly</i>	<i>Flash Wiley</i>
<i>James Hudson</i>	<i>Gretchen Wharton</i>
<i>Margie Wilson</i>	

Listing as of January 8th.

For further information please call 202-333-4708

'94 TOUR SPK

Adams Morgan
American University Park
Anacostia
Barry Farms
Berkley
Brentwood
Brightwood
Brookland
Burleith
Capitol Hill
Central
Cherry Chase
Chillum
Chinatown
Cleveland Park
Colonial Village
Columbia Heights
Congress Heights
Crestwood
Deanwood
Eckington
Foggy Bottom
Forest Hills
Fort Dupont Park
Foxhall
Garfield
Georgetown
Glover Park

Hawthorne
Hill Crest
Kalamazoo
Kent
Ladroit Park
Lily Ponds
Marshall Heights
Massachusetts Avenue Heights
Michigan Park
Mount Pleasant
North Cleveland Park
Observatory Circle
Old City Number 1
Old City Number 2
Palisades
Petworth
Randle Heights
Riggs Park
Shepherd Park
16th Street Heights
Southwest
Spring Valley
Takoma Park
Trinidad
Wetland
Westley Heights
Woodley
Woodridge

'94 TOUR SPK

SHARON PRATT KELLY '94 TOUR

Name _____

Occupation/Company _____

Address _____

City _____ State _____ Zip _____

Phone _____

☐ I/We will be pleased to attend☐ Number of reservations☐ Contribution enclosed (\$1,000 per person)☐ Contribution will follow

Make checks payable to

*The Sharon Pratt Kelly Committee*1615 Fourth Street, Northwest
Washington, District of Columbia 20001

List guests attending on reverse side

95043693016

9 5 0 4 3 6 9 3 0 1 7

*The Sharon Pratt Kelly Committee
c/o Sandy Ehrlich, Artist Services, Inc.
1616 Fourth Street, Northwest
Washington, District of Columbia 20001*



GOVERNMENT OF THE DISTRICT OF COLUMBIA
OFFICE OF CAMPAIGN FINANCE
Washington, D.C. 20009

REPORT OF RECEIPTS AND EXPENDITURES
FOR CANDIDATE OR POLITICAL COMMITTEE

(D.C. CODE §11-1410)
(SUMMARY PAGE)

93 AGC -2 P5:06

ALIGN AREA	OFFICE OF CAMPAIGN FINANCE	ALIGN AREA
1 Name of Committee (in Full) (Name of candidate, if candidate is reporting) Sharon Pratt Kelly Committee		2 OCF Identification Number MY 40M0030
Address (Number and Street) P.O. Box 689		3 Is this report an Amendment? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
City, State and Zip Code Washington, D. C. 20044		<input type="checkbox"/> Check if address is different than previously reported

4. TYPE OF REPORT

<input type="checkbox"/> January 31 Year End	<input checked="" type="checkbox"/> July 31 Mid Year	<input type="checkbox"/> December 10	<input type="checkbox"/> Consolidated
<input type="checkbox"/> March 10	<input type="checkbox"/> August 10	<input type="checkbox"/> 8 Day Pre Primary	<input type="checkbox"/> Termination Report
<input type="checkbox"/> June 10	<input type="checkbox"/> October 10	<input type="checkbox"/> 8 Day Pre-General	<input type="checkbox"/> Other _____

This REPORT CONTAINS activity for — ☐ Primary Election ☐ General Election ☐ Special Election

SUMMARY		COLUMN A This Period	COLUMN B Calendar Year-to-Date
5	Covering Period <u>February 1, 1993</u> through <u>July 31, 1993</u>		193,967
6	(a) Cash on hand January 1, 19 <u>93</u>		
	(b) Cash on hand at Beginning of Reporting Period	193,967	
	(c) Total Receipts (from Line 16)	243,204	243,204
	(d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)	437,171	437,171
7	Total Expenditures (from Line 22)	97,607	97,607
8	Cash on Hand at Close of Reporting Period (Subtract Line 7 from Line 6(d))	339,564	339,564
9	Debts and Obligations Owed TO The Committee (Itemize all on Schedule D and/or Schedule E)	-0-	-0-
10	Debts and Obligations Owed BY The Committee (Itemize all on Schedule D and/or Schedule E)	-0-	

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

For further information contact:

Office of Campaign Finance
2000 14th Street, N.W. Suite 440
Washington, D.C. 20009
(202) 939-8714

David E. Byrd
Type or Print Name of Treasurer (Name of candidate, if candidate is reporting)

[Signature]
SIGNATURE OF TREASURER (Signature of candidate, if candidate is reporting)

08-02-93
Date

NOTE: Submission of late, false, erroneous, or incomplete information may subject the person signing this Report to the penalties of D.C. Code §§ 11-1435 and 11-1471

All previous versions of OCF FORMS are obsolete and should no longer be used

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OCF FORM 16 (1/90)

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36 of 45

SCHEDULE A
SHARON PRATT KELLY COMMITTEE

NAME	Address	ZIP	DATE	OCCUPATION/COMPANY	AMOUNT
Total:					\$ 100
RIDLEY, WALTER B.	800 4th St., SW., WDC	20024	1/29/93	DC Govt.	\$ 100
Total:					\$ 100
RIDLEY, WALTER B.	800 4th Street, S.W. No. 520, Washington, D.C.	20024	3/10/93	DC Govt.	\$ 125
Total:					\$ 125
RINGELL, RICHARD H.	2600 Virginia Ave, NW suite 1111 Washington, DC	20037	1/25/93	Attorney	\$ 500
Total:					\$ 500
ROBINSON, H. ALEXANDER	771 3rd St., NE., WDC	20002	5/25/93	Information requested	\$ 100
Total:					\$ 100
ROBINSON, MATTIE A.	1307 Holbrook St., NE., WDC	20002	4/7/93	School Administrator	\$ 100
Total:					\$ 100
RODRIGUEZ, MARIA C.	7650 Tiverton Dr., Springfield, VA	22152	7/7/93	Retired	\$ 100
Total:					\$ 100
ROLARK, CALVIN W.	1012 14th St., NW., WDC	20005	4/4/93	Information requested	\$ 100
Total:					\$ 100
RONALD COHEN MANAGEMENT CO.	6500 Rock Spring Dr., Bethesda, MD	20817	3/2/93		\$ 250
Total:					\$ 250
ROSENFELD, RONALD	4512 Edmunds St., NW., WDC	20007	2/20/93	information requested	\$ 250
Total:					\$ 250
ROYAL EMBASSY OF SAUDI ARABIA	601 New Hampshire Ave., N.W., Washington, D.C.	20037	1/29/83		\$ 2000
Total:					\$ 2000
RUDDO CONSTRUCTION, INC.	1806 11th Street., NW, Washington, D.C.	20001	1/29/93	c/o Nathaniel Russell	\$ 500
Total:					\$ 500
RUMSEY, WILLIAM H.	1721 Verbena St., NW., WDC	20012	4/9/93	Doctor	\$ 100
Total:					\$ 100

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

AUGUST 6, 1993

Dorothy A. Brizill
1327 Girard Street, N.W.
Washington, DC 20009-4915

RE: MUR 3801

Dear Ms. Brizill:

This letter acknowledges receipt on August 3, 1993, of your complaint alleging possible violations of the Federal Election Campaign Act of 1971, as amended ("the Act"), by the Sharon Pratt Kelly Committee, and David E. Byrd, as treasurer, and the Royal Embassy of Saudi Arabia. The respondents will be notified of this complaint within five days.

You will be notified as soon as the Federal Election Commission takes final action on your complaint. Should you receive any additional information in this matter, please forward it to the Office of the General Counsel. Such information must be sworn to in the same manner as the original complaint. We have numbered this matter MUR 3801. Please refer to this number in all future communications. For your information, we have attached a brief description of the Commission's procedures for handling complaints.

Sincerely,

Abigail A. Shaine

Abigail A. Shaine
Assistant General Counsel

Enclosure
Procedures

95043693020



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

AUGUST 6, 1993

David E. Byrd, Treasurer
Sharon Pratt Kelly Committee
P.O. Box 689
Washington, DC 20044

RE: MUR 3801

Dear Mr. Byrd:

The Federal Election Commission received a complaint which indicates that the Sharon Pratt Kelly Committee ("Committee") and you, as treasurer, may have violated the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 3801. Please refer to this number in all future correspondence.

Under the Act, you have the opportunity to demonstrate in writing that no action should be taken against the Committee and you, as treasurer, in this matter. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements should be submitted under oath. Your response, which should be addressed to the General Counsel's Office, must be submitted within 15 days of receipt of this letter. If no response is received within 15 days, the Commission may take further action based on the available information.

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 matter to be made public. 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.

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David E. Byrd, Treasurer
Sharon Pratt Kelly Committee
Page 2

If you have any questions, please call (202) 219-3690 and ask to speak with a member of the Central Enforcement Docket (CED). For your information, we have enclosed a brief description of the Commission's procedures for handling complaints.

Sincerely,

Abigail A. Shaine

Abigail A. Shaine
Assistant General Counsel

Enclosures

1. Complaint
2. Procedures
3. Designation of Counsel Statement

cc: Mayor Sharon Pratt Kelly

95043693022



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

AUGUST 6, 1993

Ambassador Prince Bandar Bin Sultan
Royal Embassy of Saudi Arabia
601 New Hampshire Avenue, N.W.
Washington, DC 20037

RE: MUR 3801

Dear Ambassador:

The Federal Election Commission received a complaint which indicates that the Royal Embassy of Saudi Arabia may have violated the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 3801. Please refer to this number in all future correspondence.

Under the Act, you have the opportunity to demonstrate in writing that no action should be taken against the Royal Embassy of Saudi Arabia in this matter. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements should be submitted under oath. Your response, which should be addressed to the General Counsel's Office, must be submitted within 15 days of receipt of this letter. If no response is received within 15 days, the Commission may take further action based on the available information.

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 matter to be made public. 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.

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Ambassador Prince Bandar Bin Sultan
Page 2

If you have any questions, please call (202) 219-3690 and ask to speak with a member of the Central Enforcement Docket (CED). For your information, we have enclosed a brief description of the Commission's procedures for handling complaints.

Sincerely,



Abigail A. Shaine
Assistant General Counsel

Enclosures

1. Complaint
2. Procedures
3. Designation of Counsel Statement

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OGC 9707

Dutton and Dutton

*Consultants at Law, P.C.
5017 Tilden Street, N.W.
Washington, D.C. 20016
Tel. 202 686-3500 Fax 202 966-6621*

AUG 17 11 00 AM '93

Frederick J. Dutton

Nancy H. Dutton

August 13, 1993

Office of the General Counsel
Federal Election Commission
Washington, DC 20463

Attention: Mr. Eric Morrison

Re: MUR 3801

Dear Federal Election Commission:

I am writing to follow up my telephone conversation with you yesterday concerning the Commission's letter of August 6 to the Ambassador for the Kingdom of Saudi Arabia to the United States, Prince Bandar bin Sultan. As I indicated, I am legal counsel for the Embassy here in Washington, D.C.

As I also stated, while the U.S. law quite properly prohibits political contributions by foreign governments or any of their entities, the Embassy has asked me to be in touch with you without in any way waiving its immunity as a diplomatic mission.

I have looked into the situation with which the Commission received a complaint and find the facts comparatively simple and certainly innocent. I am informed by an upper-level member of the Embassy staff (not the Ambassador) that he received a call from an acquaintance who is a member of the management staff of the hotel where the birthday dinner for Mayor Kelly was being given. The call was received several days before the event. The request was for the Saudi official to buy two tickets to the dinner. Only the fact that the event was being held to celebrate the Mayor's birthday was mentioned. There was no indication that it was for political fund-raising.

In any event, the Saudi said that he would be glad to take two tickets and sent the check that day. It is relevant that the Embassy receives a very considerable number of requests each year to support fire department, police and other groups and activities in the District; and the Saudi felt that this was another request of that general kind even while specifically based on the Mayor's birthday.

If you would like to meet on this matter, I would be glad to be available at your convenience and certainly want to help make the

93 AUG 17 AM 10:01

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FEDERAL ELECTION COMMISSION
GENERAL COUNSEL

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situation. I am convinced from my own inquiry into the problem that the money was sent innocently on the assumption that it was for a birthday party and without any connection to a political matter, although it now seems that the dinner was, in fact, for political fundraising.

Please do not hesitate to call.

Sincerely,



Frederick G. Dutton

FGD/aj

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FEDERAL ELECTION COMMISSION
93 AUG 23 PM 3:25

SPK

COMMITTEE
Post Office Box 689
Washington, DC 20044
Tel: (202) 347-9494
Fax: (202) 347-2889

AUGUST 18, 1993

Abigail A. Shaine
Assistant General Counsel
General Counsels Office
Federal Election Commission
Washington, D.C. 20463

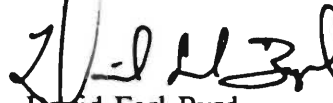
RE: MUR 3801

Dear Abigail A. Shaine;

I have just recieved your letter dated August 6, 1993 this afternoon. I would appreciate if your office would allow the Sharon Pratt Kelly Committee 15 days from todays date to submit our response to the complaint recived by the Federal Election Commision.

Myles V. Lynk, campaign counsel from the law firm Dewey Ballantine, will represent the Sharon Pratt Kelly Committee and myself in this Matter. Please foward all future communications to his Office. I have enclosed the statement of designation of Counsel in keeping with your procedures.

Thank You,



David Earl Byrd
Treasurer

STATEMENT OF DESIGNATION OF COUNSEL

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COMMISSION
93 AUG 23 PM 3:26

NOR 3801

NAME OF COUNSEL: Myles V. Lyak

ADDRESS: Dewey Ballantine

1775 Pennsylvania, N.W

Washington, D.C 20006-4605

TELEPHONE: 202- 862-1000

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.

8/19/93
Date

David E. Byrd
Signature

RESPONDENT'S NAME: David E. Byrd

ADDRESS: Treasurer

SPK Committee

P.O. BOX 689, WDC 20044

HOME PHONE: 202- 234-8664

BUSINESS PHONE: 202- 347-9494

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

AUGUST 26, 1993

Myles V. Lynk, Esq.
Dewey Ballantine
1775 Pennsylvania Avenue, NW
Washington, D.C. 20006-4605

RE: MUR 3801
Sharon Pratt Kelly
Committee, and David Earl
Byrd as treasurer

Dear Mr. Lynk:

This is in response to David Earl Byrd's letter dated August 18, 1993, which we received on August 23, 1993, requesting an extension of 15 days to respond to the Commission's Notification of Complaint. After considering the circumstances presented in your letter, the Office of the General Counsel has granted the requested extension. Accordingly, your response is due by the close of business on September 3, 1993.

If you have any questions, please contact me at (202) 219-3690.

Sincerely,

A handwritten signature in cursive script, reading "Erik Morrison".

Erik Morrison
Paralegal

95043693029

DEWEY BALLANTINE

1775 PENNSYLVANIA AVENUE, N.W.
WASHINGTON, D.C. 20006-6605
TELEPHONE 202 862-1000 FACSIMILE 202 862-1093

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FEDERAL ELECTION COMMISSION

93 SEP -7 PM 3:12

September 3, 1993

MYLES V. LYNK
202 862-1047

Abigail A. Shaine, Esq.
Assistant General Counsel
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463

Re: MUR 3801

Dear Ms. Shaine:

I am representing the Sharon Pratt Kelly Committee (the "Committee") and David E. Byrd, the Committee's treasurer, in the above-referenced MUR.

The Committee received a \$2,000 contribution from the Royal Embassy of Saudi Arabia on January 29, 1993. Neither the Committee nor Mr. Byrd solicited this contribution. It was one of many contributions received by the Committee in early 1993. It was inadvertently deposited in the Committee's account. Upon discovering the error, the Committee reimbursed the Saudi Arabian Embassy the full amount of the contribution. A copy of the reimbursement check is attached hereto.

In light of the inadvertence of the mistake, the fact that this contribution was not solicited by the Committee or Mr. Byrd, and that upon discovering that the check had been received the Committee and Mr. Byrd acted to correct this error, we request that the Commission take no further action in this matter.

Very truly yours,

Myles V. Lynk
Myles V. Lynk

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SHARON PRATT KELLY COMMITTEE

EXPLANATION	AMOUNT

74

15.95/540

PAY AMOUNT OF Two Thousand and no cents

DOLLARS,

CHECK AMOUNT

DATE	TO THE CREDIT OF	DESCRIPTION	CHECK NUMBER
8/18/93	Royal Embassy of Saudi Arabia	Refund of \$2,000.00	37430

\$ 2000.00

INDUSTRIAL BANK OF WASHINGTON
WASHINGTON, DC 20004

⑆0000074⑆ ⑆054000959⑆

0003069⑆

⑆000000000000000000⑆

[Signature]

*FEDERAL RESERVE BOARD OF GOVERNORS REG. CC

010002727 092103100101
RIGGS NATIONAL BANK DC
NO 3400000304
9/20/93

30241500

RESERVED FOR FINANCIAL INSTITUTION USE

69587

DO NOT WRITE, STAMP OR SIGN BELOW THIS LINE

For Deposit in Africa
Ac. 08571567 29.

ENDORSE HERE

95743693032

Aug 19 10 44 AM '94

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

SENSITIVE

FIRST GENERAL COUNSEL'S REPORT

MUR 3801
DATE COMPLAINT FILED: 8/3/93
DATE OF NOTIFICATION: 8/6/93
DATE ACTIVATED: 3/3/94
STAFF MEMBER: Tamara Kapper

COMPLAINANT: Dorothy A. Brizill

RESPONDENTS: Sharon Pratt Kelly Committee and David E. Byrd, as
treasurer
Royal Embassy of Saudi Arabia

RELEVANT STATUTES: 2 U.S.C. § 441e

INTERNAL REPORTS CHECKED: None

FEDERAL AGENCIES CHECKED: None

I. GENERATION OF MATTER

On August 3, 1993, Dorothy A. Brizill filed a complaint with the Federal Election Commission (the "Commission") alleging that the Royal Embassy of Saudi Arabia ("RESA") made a prohibited contribution to the Sharon Pratt Kelly Committee and David E. Byrd, as treasurer ("Kelly Committee"). Attachment 1. The complaint alleges that on January 29, 1993, RESA, a foreign national, made a \$2,000 contribution to the Kelly Committee in response to a fundraising solicitation. The complainant attached a copy of the alleged fundraising solicitation entitled, "Sharon Pratt Kelly '94 Tour," that she believed was sent to RESA. In addition, the complainant also attached a copy of the relevant

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portions of the Kelly Committee's 1993 Mid-Year Report that disclosed the receipt of the contribution. The Respondents were notified of the complaint on August 6, 1993, and submitted responses shortly thereafter.

II. FACTUAL AND LEGAL ANALYSIS

A. The Law

The Federal Election Campaign Act of 1971, as amended ("the Act") expressly states that it is "unlawful for a foreign national directly or through any other person to make any contribution of money or other thing of value, or to promise expressly or impliedly to make any such contribution, in connection with an election to any political office or in connection with any primary election...." 2 U.S.C. § 441e. Further, the Act specifically prohibits any person from soliciting, accepting, or receiving any such contribution from a foreign national. Id. The term "foreign national" is defined at 2 U.S.C. § 441e(b)(1) as, inter alia, a "foreign principal" as that term is defined at 22 U.S.C. § 611(b). Under 22 U.S.C. § 611(b), a "foreign principal" includes a "government of a foreign country."

B. Responses

On August 13, 1993, counsel for RESA and the Ambassador Prince Bandar bin Sultan submitted a response to the complaint which stated that:

...I am informed by an upper-level member of the Embassy staff (not the Ambassador) that he received a call from an acquaintance who is a member of the management staff of the hotel where the birthday dinner for Mayor Kelly was being given. The call was received several days before the event. The request was for the Saudi official to buy two tickets to the

95043693034

dinner. Only the fact that the event was being held to celebrate the Mayor's birthday was mentioned. There was no indication that it was for political fundraising.

In any event, the Saudi said that he would be glad to take two tickets and sent the check that day....

...the money was sent innocently on the assumption that it was for a birthday party and without any connection to a political matter, although it now seems that the dinner was, in fact, for political fundraising.

Attachment 2. RESA's response does not deny that it made a \$2,000 contribution to the Kelly Committee, but explains that the contributor was unaware that it was a "political" contribution.

On September 3, 1993, counsel for the Kelly Committee submitted a response to the complaint which admitted that;

The Committee received a \$2,000 contribution from the Royal Embassy of Saudi Arabia on January 29, 1993. Neither the Committee nor Mr. Byrd solicited the contribution...It was inadvertently deposited in the Committee's account. Upon discovering the error, the Committee reimbursed the Saudi Arabian Embassy the full amount of the contribution. A copy of the reimbursement check is attached hereto.

Attachment 3.

The copy of the Kelly Committee's disclosure report submitted by the complainant confirms that they received the contribution from RESA on January 29, 1993. See Attachment 1, page 8. Along with their response to the complaint, the Kelly Committee submitted a copy of the refund check it made to RESA dated August 18, 1993, in the amount of \$2,000.¹ Id., page 2.

1. It appears that the Kelly Committee did not issue a refund to RESA until after it received notification of this complaint by the Commission.

C. Analysis

Pursuant to 2 U.S.C. § 441e, a foreign national is expressly prohibited from contributing money in connection with any election to any political office. Further, the Act prohibits any person from accepting or receiving a contribution from a foreign national. Id.

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The complainant alleges that RESA made a \$2,000 contribution to the Kelly Committee. The Kelly Committee admits it received a \$2,000 contribution from RESA, but contends that it did not solicit the contribution. RESA admits it contributed \$2,000 to the Kelly Committee, but claims that it was solicited by an acquaintance of an upper-level staff member for what was believed to be a birthday party for Mayor Kelly. It is unclear from RESA's response who purportedly solicited the contribution. It is clear that RESA, a foreign national, made a \$2,000 contribution to a candidate for the office of Mayor in the District of Columbia. However, in light of RESA's contention that it was unaware that the purchase of two tickets to a birthday party for Mayor Kelly constituted a contribution to a local candidate, this Office recommends that the Commission find reason to believe that the Royal Embassy of Saudi Arabia violated 2 U.S.C. § 441e, but take no further action and send a letter of admonishment.

In regard to the Kelly Committee, it is apparent that they received and reported a \$2,000 contribution from a foreign national and did not refund the contribution until after the complaint was filed, over six (6) months later. Further, it appears that the Kelly Committee knew that the acceptance of a

contribution from a foreign national was prohibited by law because they assert that the money was "inadvertently deposited in the Committee's account". Attachment 3. Therefore, this Office recommends that the Commission find reason to believe that the Sharon Pratt Kelly Committee and David E. Byrd, as treasurer, violated 2 U.S.C. § 441e.

Because it was apparent on the face of the check that the contribution came from a foreign national, this raises the issue of a knowing and willful violation. This Office does not recommend pursuing that aspect of the case, however, because: (1) Respondents claim they "inadvertantly deposited" the contribution; (2) they refunded the contribution as soon as it was brought to their attention by the complaint; and (3) the small amount of money involved. Further, because Respondents admit the violation and have refunded the contribution to the donor, this Office recommends that the Commission enter into conciliation with the Kelly Committee prior to a finding of probable cause to believe in order to resolve this matter expeditiously.

III. DISCUSSION OF CONCILIATION PROVISIONS AND CIVIL PENALTY

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IV. RECOMMENDATIONS

1. Find reason to believe that the Sharon Pratt Kelly Committee and David E. Byrd, as treasurer, violated 2 U.S.C. § 441e, and enter into conciliation prior to a finding of probable cause to believe.
2. Find reason to believe the Royal Embassy of Saudi Arabia violated 2 U.S.C. § 441e, but take no further action, and send a letter of admonishment.
3. Approve the attached proposed Factual and Legal Analysis (Attachment 4), proposed conciliation agreement, and the appropriate letter.

Lawrence M. Noble
General Counsel

95043693038
Date 8/18/94

BY: 
Lois G. Lerner
Associate General Counsel

Attachments

1. Complaint filed by Ms. Brizill, dated 8/3/93
2. Response from RESA, dated 8/13/93
3. Response from Kelly Committee, dated 9/3/93
4. Proposed Factual and Legal Analysis
5. Proposed Conciliation Agreement

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 3801
Sharon Pratt Kelly Committee)
and David E. Byrd, as treasurer;)
Royal Embassy of Saudi Arabia)

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the
Federal Election Commission executive session on
September 13, 1994, do hereby certify that the Commission
took the following actions in MUR 3801:

1. Decided by a vote of 6-0 to
 - a) Find reason to believe that the Sharon Pratt Kelly Committee and David E. Byrd, as treasurer, violated 2 U.S.C. § 441e.
 - b) Approve the Factual and Legal Analysis attached to the General Counsel's August 18, 1994 report.
 - c) Send a letter to the Royal Embassy of Saudi Arabia containing the language agreed upon during the Commission discussion of September 13, 1994.

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

(continued)

95043693039

Federal Election Commission
Certification for MUR 3801
September 13, 1994

Page 2

2. Decided by a vote of 6-0 to defer taking action on the General Counsel's recommendation to find reason to believe the Royal Embassy of Saudi Arabia violated 2 U.S.C. § 441e.

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

Attest:

9-15-94
Date

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

95043693040



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

October 7, 1994

**CERTIFIED MAIL
RETURN RECEIPT REQUESTED**

Frederick G. Dutton, Esquire
Dutton & Dutton
5017 Tildon Street, N.W.
Washington, D.C. 20016

RE: MUR 3801
Royal Embassy of Saudi Arabia

Dear Mr. Dutton:

On August 6, 1993, the Federal Election Commission notified your client, the Royal Embassy of Saudi Arabia, of a complaint alleging a violation of the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint was enclosed with that notification.

Upon further review of the allegations contained in the complaint and information supplied by you, on September 13, 1994, the Commission determined to defer taking action, at this time, against the Royal Embassy of Saudi Arabia regarding a possible violation of 2 U.S.C. § 441e, a provision of the Act.

In furtherance of its investigation, the Commission requests that your clients submit answers in writing and under oath to the questions set forth below within 30 days of your receipt of this request. In addition, the Commission requests that your clients produce the documents specified below, in their entirety, for inspection and copying at the Office of the General Counsel, Federal Election Commission, Room 659, 999 E Street, N.W., Washington, D.C. 20463, on or before the same deadline. Clear and legible copies or duplicates of the documents may be submitted in lieu of the production of the originals.

95043693041

Mr. Dutton, Esq.
Page 2

Please answer the following questions:

1. Please identify the name and position of the "upper-level member of the Embassy staff" who received the telephonic solicitation described in your Response to the Commission, dated August 13, 1993 (hereinafter "Response").

2. Please identify the name and position of the "acquaintance" who solicited the purchase of tickets described in your Response, and please provide the name and address of the hotel where he or she was "a member of the management staff."

3. Please identify the name and position of the person who signed the check for the tickets described in your Response.

4. Please provide the check or a copy of the check, front and back, that was used to purchase the tickets described in your Response.

5. To whom was the check for the tickets delivered and how was the check transmitted?

6. Did a cover or transmittal letter accompany the check? If so, please provide a copy of this letter.

7. Did the Embassy and/or anyone employed by the Embassy receive the tickets purchased?

8. Did the Embassy and/or anyone employed by the Embassy receive any other acknowledgement from the Sharon Pratt Kelly Committee for the purchase of the tickets? If so, please provide the acknowledgment or please describe its nature and contents.

9. Did anyone from the Embassy use the tickets, i.e., attend the event for which the tickets were purchased? If so, please identify the name and position of every person from the Embassy who attended the event.

10. Please provide the name and address of the location where the "birthday dinner for Mayor Kelly" described in your Response was held.

11. Did the Embassy receive a full refund for the purchase price of the tickets from the Sharon Pratt Kelly Committee? If so, please provide the date on which the refund was received.

95043693042

Mr. Dutton, Esq.
Page 3

You may also submit any additional factual or legal materials that you believe are relevant to the Commission's consideration of this matter. Statements should be submitted under oath.

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. If you have any questions, please contact Tamara Kapper, the staff member assigned to this matter, at (202) 219-3690.

For the Commission,



Trevor Potter
Chairman

95043693043



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

October 7, 1994

**CERTIFIED MAIL
RETURN RECEIPT REQUESTED**

Myles V. Lynk, Esquire
Dewey Ballentine
1775 Pennsylvania Ave., N.W.
Washington, D.C. 20006-4605

RE: MUR 3801
Sharon Pratt Kelly Committee
and David E. Byrd, as
treasurer

Dear Mr. Lynk:

On August 6, 1993, the Federal Election Commission notified your clients, the Sharon Pratt Kelly Committee and David E. Byrd, as treasurer, ("the Committee") of a complaint alleging a violation of the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint was enclosed with that notification.

Upon further review of the allegations contained in the complaint and information supplied by you, on September 13, 1994, the Commission found that there is reason to believe the Committee violated 2 U.S.C. § 441e, a provision of the Act. The Factual and Legal Analysis, which formed a basis for the Commission's finding, is attached for your information.

In furtherance of its investigation, the Commission requests that you submit answers in writing and under oath to the questions set forth below within 30 days of your receipt of this request. In addition, the Commission requests that you produce the documents specified below, in their entirety, for inspection and copying at the Office of the General Counsel, Federal Election Commission, Room 659, 999 E Street, N.W., Washington, D.C. 20463, on or before the same deadline. Clear and legible copies or duplicates of the documents may be submitted in lieu of the production of the originals.

95043693044

Mr. Lynk, Esq.

Page 2

Please answer the following questions:

1. Please provide the complete invitation and/or solicitation, including all enclosures, for the event held for the benefit of Sharon Pratt Kelly and/or the Sharon Pratt Kelly Committee (hereinafter "the Committee") on January 30, 1993 (hereinafter "January 30th event").

2. Did contributors to the January 30th event receive tickets in return for their contributions? If so, please provide one such ticket.

3. Were any employees or members of the Royal Embassy of Saudi Arabia (hereinafter "the Embassy") provided tickets to the January 30th event in return for the Embassy's \$2000 contribution to the Committee on January 29, 1993? If so, how many tickets were provided and to whom were the tickets given?

4. Did anyone from the Embassy attend the January 30th event. If so, please provide the name and position of each person from the Embassy who attended.

5. Did the Committee send any other acknowledgment and/or thank-you letter to the contributors to the January 30th event? If so, please provide one such acknowledgment and/or letter.

6. Was the January 30th event held in honor of Mayor Kelly's birthday?

7. Were there any other events in 1993, sponsored by the Committee in honor of Mayor Kelly's birthday. If so, for each separate event, please answer the following questions:

a. When and where was the event held?

b. Were any employees or members of the Embassy invited to attend? Did anyone from the Embassy attend?

c. Were invitations sent and/or distributed? If so, please provide one of the invitations.

d. Were contributions requested for attendance at the event?

e. Were tickets sold for attendance at the event? If so, what was the price of a ticket? Please provide one such ticket.

f. Did anyone from the Embassy purchase tickets and/or make a contribution to attend the event?

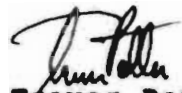
95043693045

Mr. Lynk, Esq.
Page 3

You may also submit any additional factual or legal materials that you believe are relevant to the Commission's consideration of this matter. Statements should be submitted under oath. In the absence of additional information, the Commission may find probable cause to believe that a violation has occurred and proceed with conciliation.

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. If you have any questions, please contact Tamara Kapper, the staff member assigned to this matter, at (202) 219-3690.

For the Commission,



Trevor Potter
Chairman

Enclosure
Factual and Legal Analysis

95043693046

FEDERAL ELECTION COMMISSION

FACTUAL AND LEGAL ANALYSIS

RESPONDENTS: Sharon Pratt Kelly Committee
and David E. Byrd, as treasurer

MUR: 3801

This matter was generated based on a complaint filed with the Federal Election Commission on August 3, 1993, by Dorothy A. Brisill, alleging that the Sharon Pratt Kelly Committee and David E. Byrd, as treasurer ("Kelly Committee") received a prohibited contribution from the Royal Embassy of Saudi Arabia ("RESA").

The complainant alleges that on January 29, 1993, RESA, a foreign national, made a \$2,000 contribution to the Kelly Committee in response to a fundraising solicitation. The complainant attached a copy of the alleged fundraising solicitation entitled, "Sharon Pratt Kelly '94 Tour," that she believed was sent to RESA. In addition, the complainant also attached a copy of the relevant portions of the Kelly Committee's 1993 Mid-Year Report that disclosed the receipt of the contribution.

The Federal Election Campaign Act of 1971, as amended ("the Act") expressly states that it is "unlawful for a foreign national directly or through any other person to make any contribution of money or other thing of value, or to promise expressly or impliedly to make any such contribution, in connection with an election to any political office or in connection with any primary election...." 2 U.S.C. § 441e. Further, the Act specifically

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prohibits any person from soliciting, accepting, or receiving any such contribution from a foreign national. Id. The term "foreign national" is defined at 2 U.S.C. § 441e(b)(1) as, inter alia, a "foreign principal" as that term is defined at 22 U.S.C. § 611(b). Under 22 U.S.C. § 611(b), a "foreign principal" includes a "government of a foreign country."

Respondents admit that they received a \$2,000 contribution from RESA. The copy of the Kelly Committee's disclosure report submitted by the complainant confirms that they received the contribution from RESA. The Kelly Committee did not refund the contribution until after the complaint was filed, over six (6) months later.

Pursuant to 2 U.S.C. § 441e, a foreign national is expressly prohibited from contributing money in connection with any election to any political office. Further, the Act prohibits any person from accepting or receiving a contribution from a foreign national. Id.

In light of the above, it appears that Respondents received a prohibited contribution from a foreign national. Therefore, there is reason to believe that the Sharon Pratt Kelly Committee and David E. Byrd, as treasurer, violated 2 U.S.C. § 441e.

95043693048

DEWEY BALLANTINE

1775 PENNSYLVANIA AVENUE, N.W.
WASHINGTON, D.C. 20004-6005
TELEPHONE 202 662-1000 FACSIMILE 202 662-1093

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL

Nov 4 12 03 PM '94

MYLES V. LYNK
202 662-1047

November 3, 1994

VIA FACSIMILE

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

Re: Amendment to Statement of Representation in
MUR 3801, Sharon Pratt Kelly Committee and
David E. Byrd, as Treasurer

Dear Ms. Kapper:

Pursuant to your telephone conversation earlier today with Michael R. Geroe, Esq., of this firm, in which you indicated that Mr. Geroe may be added to the Statement of Representation in the above referenced matter by appropriate written notice, please be advised that Mr. Geroe also represents the respondents, the Sharon Pratt Kelly Committee and Mr. David E. Byrd, Treasurer, in this matter.

Sincerely yours,

Myles V. Lynk
Myles V. Lynk

cc: Mr. Mark Loud
Mr. David E. Byrd

DEWEY BALLANTINE

1775 PENNSYLVANIA AVENUE, N.W.
WASHINGTON, D.C. 20004-6005
TELEPHONE 202 842-1000 FACSIMILE 202 842-1093

November 4, 1994

**CERTIFIED MAIL
RETURN RECEIPT REQUESTED**

Tamara Kapper, Esquire
Federal Election Commission
Washington, D.C. 20463

Re: MUR 3801
Sharon Pratt Kelly Committee and
David E. Byrd, as treasurer

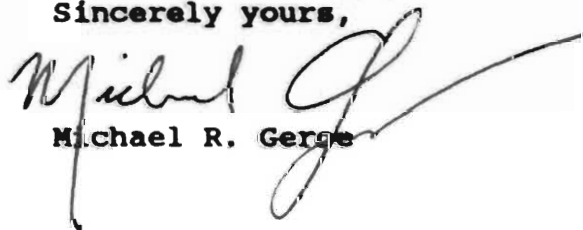
Dear Ms. Kapper:

Enclosed please find a response to the subpoena for information and request for production of documents presented the Sharon Pratt Kelly Committee (the "Committee") pursuant to the October 7, 1994 letter from Chairman Trevor Potter in the above referenced matter.

The response consists of the affidavit of David E. Byrd, past treasurer of the Committee, and the affidavit of Marc Loud, current treasurer of the Committee.

Please do not hesitate to contact me, at (202) 429-1405, or Myles V. Lynk, at (202) 862-1047, if you have any further questions.

Sincerely yours,


Michael R. Gerge

Enclosures

cc: Mr. David E. Byrd
Marc D. Loud, Esq.
Myles V. Lynk, Esq.

NOV 9 11 23 AM '94
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FEDERAL ELECTION
COMMISSION
OFFICE OF CENTRAL
COUNCIL

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ORIGINAL

FEDERAL ELECTION COMMISSION

WASHINGTON, D.C.

Washington)

District of Columbia)

SS.:

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL

Nov 9 11 41 AM '94

AFFIDAVIT OF DAVID E. BYRD

Now comes DAVID E. BYRD, who, being duly sworn, deposes and says:

1. My name is David E. Byrd, and I reside at 1206 R Street, N.W., Apartment 3, Washington, D.C.

2. From December 30, 1992, until January 29, 1994, I was Treasurer of the Sharon Pratt Kelly Committee ("Committee"), 1211 U Street, N.W., Washington, D.C. I am no longer affiliated with the Committee.

3. Please find attached a copy of my statement of withdrawal as Treasurer of the Committee, which was filed with the District of Columbia Office of Campaign Finance on January 31, 1994. The Notary Public erroneously affirmed that I had signed the document on January 29, "1993." In fact, I signed the statement of withdrawal of Treasurer on

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January 29, 1994; the stamp-receipt from the Commission on the upper right hand corner of the form reflects the correct year -- 1994.

4. Following are my responses to the Commission's Request for Production of Documents and Interrogatories:

"Question 1. Please provide the complete invitation and/or solicitation, including all enclosures, for the event held for the benefit of Sharon Pratt Kelly and/or the Sharon Pratt Kelly Committee (hereinafter "the Committee") on January 30, 1993 (hereinafter "January 30th event")."

Ans: To the best of my knowledge and recollection, the Committee prepared and mailed out invitations for the January 30th event. I do not possess any of these invitations.

"Question 2. Did contributors to the January 30th event receive tickets in return for their contributions? If so, please provide one such ticket."

Ans: To the best of my knowledge and recollection, contributors to the January 30th event did not receive tickets in return for their contributions.

"Question 3. Were any employees or members of the Royal Embassy of Saudi Arabia (hereinafter "the Embassy") provided tickets to the January 30th event in return for the Embassy's \$2000 contribution to the Committee on January 29, 1993? If so, how many tickets were provided and to whom were the tickets given?"

Ans: To the best of my knowledge and recollection, no employees or members of the Royal Embassy of Saudi Arabia were provided tickets to the January 30th event in return for the Embassy's \$2000 contribution to the Committee on January 29, 1993.

"Question 4. Did anyone from the Embassy attend the January 30th event? If so, please provide the name and position of each person from the Embassy who attended."

Ans: To the best of my knowledge and recollection, nobody from the Embassy attended the January 30th event.

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"Question 5. Did the Committee send any other acknowledgment and/or thank-you letter to the contributors to the January 30th event? If so, please provide one such acknowledgment and/or letter."

Ans: To the best of my knowledge and recollection, the Committee did send thank-you letters to contributors to the January 30th event. I do not have copies of any of these letters.

"Question 6. Was the January 30th event held in honor of Mayor Kelly's birthday?"

Ans: To the best of my knowledge and recollection, the January 30th event was held in honor of Mayor Kelly's birthday.

"Question 7. Were there any other events in 1993, sponsored by the Committee in honor of Mayor Kelly's birthday. If so, for each separate event, please answer the following questions:"

Ans: To the best of my knowledge and recollection, no other events in 1993 were sponsored by the Committee in honor of Mayor Kelly's birthday.

"a. When and where was the event held?"

Ans: Not applicable; see above.

"b. Were any employees or members of the Embassy invited to attend: Did anyone from the Embassy attend?"

Ans: Not applicable; see above.

"c. Were invitations sent and/or distributed? If so, please provide one of the invitations."

Ans: Not applicable; see above.

"d. Were contributions requested for attendance at the event?"

Ans: Not applicable; see above.

"e. Were tickets sold for attendance at the event? If so, what was the price of a ticket? Please provide one such ticket."

Ans: Not applicable; see above.

"f. Did anyone from the Embassy purchase tickets and/or make a contribution to attend the event?"

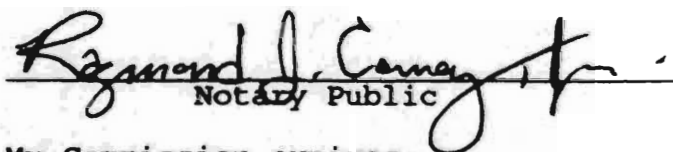
Ans: Not applicable; see above.

Further your deponent sayeth not.



David E. Byrd

Subscribed and sworn to before
me this 3rd day of November, 1994.


Notary Public

My Commission expires: _____

Raymond J. Conroy, Jr.
Notary Public - District of Columbia
My Comm. Expires: April 30, 1998

OFFICE OF CAMPAIGN FINANCE
District of Columbia Board of Elections and Ethics

19TH JAN 31 P 12 20

RECEIVED F.I.D.

WITHDRAWAL OF TREASURER

I, David Earl Byrd
(NAME OF TREASURER)

solemnly swear or affirm that, effective January 29, 1994, I hereby
(DATE)

resign as the treasurer of the Sharon Pratt Kelly Committee.
(NAME OF COMMITTEE)

The Committee Chairman and/or Candidate was notified of my resignation by

letter dated January 29, 1994.
(DATE)

This statement of withdrawal must be filed with the Director, Office of Campaign Finance, Frank D. Reeves Center of Municipal Affairs, 2000 - 14th Street, N.W., Suite 400, Washington, D.C. 20009, by the Chairperson and Treasurer, within five (5) days of vacating the Office of Treasurer (See D.C. Code § 1-1414(b)(10) and 3 DCMR § 3003.1).

David Earl Byrd
Signature of Treasurer

Paul M. Washington
Signature of Chairperson

Washington, D.C. ss:

Subscribed and sworn or affirmed to by me this 29th day
of January 1993.

Martha C. Barone
NOTARY PUBLIC


My Commission expires: 6-30-95

9 030400300738

AFFIDAVIT OF MARC D. LOUD

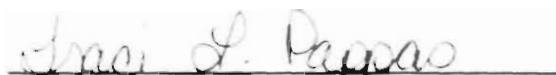
Comes now Marc D. Loud and first being sworn deposes and says as follows in response to the Federal Election Commission's October 7, 1994, letter addressed to "Myles V. Lynk", with attached subpoena, regarding MUR 3801:

1. I am the current treasurer of the Sharon Pratt Kelly Committee and have served as such since January 29, 1994.
2. I do not have any of the documents referenced in Question 1 of the subpoena.
3. I have no personal knowledge of whether contributors to the January 30, 1993, event received tickets in return for their contributions.
4. I have no personal knowledge of whether employees or members of the Royal Embassy of Saudi Arabia were provided tickets to the January 30th event in return for the Embassy's \$2000 contribution.
5. I have no personal knowledge of whether anyone from the Embassy attended the January 30th event.
6. I have no personal knowledge of whether the Committee sent out acknowledgment and/or thank-you letters to contributors to the January 30th event.
7. I have no personal knowledge of whether the January 30th event was held in honor of Mayor Kelly's birthday.
8. I have no personal knowledge of whether the Sharon Pratt Kelly Committee sponsored other events in 1993 in honor of Mayor Kelly's birthday.



Marc D. Loud

Subscribed and sworn to me this 4th day of November 1994,



Notary Public, D.C.

My Commission expires _____

My Commission Expires October 31, 1999

95043693056

RECEIVED
FEDERAL ELECTION
COMMISSION
MAIL ROOM

Nov 21 9 07 AM '94

Dutton and Dutton

Consultants at Law, P.C.

5017 Tilden Street, N.W.

Washington, D.C. 20016

Tel. 202 686-3500

Fax 202 966-6624

Frederick G. Dutton

Nancy H. Dutton

November 16, 1994

Ms. Tamara Kapper
Federal Election Commission
Office of the General Counsel
999 E Street, N.W.
Washington, DC 20463

mur 3801

Nov 21 9 50 AM '94

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL

Dear Ms. Kapper

Pursuant to our meeting November 9 on the Commission's inquiry concerning the \$2,000 contribution to Mayor Kelly's Birthday Dinner, I am enclosing a photo copy of the check, as we discussed. I am informed that there was no communication other than the original phone call requesting "two tickets be bought for the Mayor's birthday party," without any indication the event was for political fundraising. I think it should be noted the Saudi individual who received the call, has no familiarity with our political fundraising practices since Embassy personnel are instructed to stay entirely apart from that. The telephone request was quite reasonably understood to be for a dinner honoring the mayor - nothing more. Getting to know key American individuals is, of course, an important purpose for all of the Embassies here in Washington; and the telephone call was heard in that simpler contrast.

The person who made that telephone call to Mr. Abdulaziz Nazir at the Saudi Embassy was Mr. Jamile Darwish, a member of the staff of the Grand Hotel in Washington, 2350 M Street, N.W., and an acquaintance of Nazir's.

I should reiterate for the record that I am not authorized to waive the Embassy's diplomatic immunity and have simply sought to provide information personally and informally per our discussion in your office.

Sincerely,

Frederick G. Dutton

Frederick G. Dutton

Enclosure
As Stated
FGD/aj

95043693057

95043693058

3474

15-304
540

JAN. 29, 19 93

\$ 2,000.00

DOLLARS

ROYAL EMBASSY OF SAUDI ARABIA

OFFICE ACCOUNT
801 NEW HAMPSHIRE AVE., N.W.
WASHINGTON, D.C. 20037

SHARON PRATT KELLY COMMITTEE

PAY
TO THE
ORDER OF

TWO THOUSAND AND 00/100



RIGGS

The Riggs National Bank of Washington, DC
Deposit Center Office
Washington, DC 20014-4718

FOR

⑈003474⑈ ⑈054000030⑈

08571967⑈



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

November 21, 1994

VIA FACSIMILE

Michael R. Geroe, Esquire
Dewey Ballentine
1775 Pennsylvania Ave., N.W.
Washington, D.C. 20006-4605

RE: MUR 3801
Sharon Pratt Kelly Committee
and Marc D. Loud, as
treasurer

Dear Mr. Geroe:

As we discuss in our telephone conversation on November 18, 1994, the answers to the Commission's questions submitted by the Respondents on November 4, 1994, were incomplete because they did not contain a response from the Kelly Committee. Accordingly, this Office requests that you submit a supplemental response on behalf of the Kelly Committee and provide the documents requested by the Commission in its letter dated October 7, 1994.

In addition, in Mr. Lynk's response, dated September 3, 1994, he stated that the Kelly Committee "reimbursed the Saudi Arabian Embassy the full amount of the contribution." Please submit a copy of this refund check, both front and back, to the Commission with your supplemental response.

Please be advised that the 30 day time period for responding to the Commission's inquiries has elapsed. If no written response is received within 10 days, the Commission may take further action based on the available information. If you have any additional questions, please contact me at (202) 219-3690.

Sincerely,

A handwritten signature in black ink, appearing to read "Tamara Kapper", is written over the typed name.
Tamara Kapper

95043693059

DEWEY BALLANTINE

1775 PENNSYLVANIA AVENUE, N.W.
WASHINGTON, D.C. 20006-6606
TELEPHONE 202 642-1000 FACSIMILE 202 642-1090

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL

Nov 30 12 08 PM '94

November 29, 1994

Tamara Kapper, Esquire
Staff Attorney
Office of the General Counsel
Federal Election Commission
Washington, D.C. 20463

Re: MUR 3801
Sharon Pratt Kelly Committee and
David E. Byrd, as treasurer

Dear Ms. Kapper:

Thank you for your letter, dated November 21, 1994, in which you request additional, supplemental information in follow-up to these Respondents' November 4, 1994, response to the Commission's subpoena of October 7, 1994.

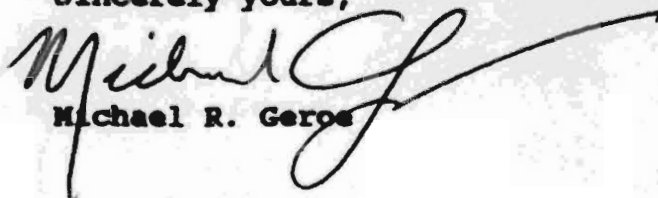
While the Respondents' November 4 response was a complete and full response to the questions contained in the Commission's October 7 subpoena -- the response included an affidavit filed by the past treasurer of the Sharon Pratt Kelly Committee (the "Committee") and an affidavit submitted by the Committee's present treasurer -- these Respondents are also willing to respond to your November 21 request for additional information. Therefore, please find enclosed another affidavit from Mr. David Byrd. In addition, Mr. Loud is reviewing the Committee's files and we expect that he will also prepare an affidavit in response to your request. We will send it to you as soon as it is available.

We do note, however, that your November 21 letter contained an error: in referring to a letter sent by Myles V. Lynk, Esq., to the Commission in this MUR, you write that it was sent just two months ago, on September 3, 1994. In fact, Mr. Lynk wrote to the Commission more than a year ago in this MUR, on September 3, 1993. That letter was addressed to the Commission staff attorney, Abigail A. Shane, Esq., who was then working on this matter. In addition, Mr. Lynk enclosed with his letter a copy of the check which had been sent by the Committee to the Royal Saudi Arabian Embassy to reimburse the Embassy for its erroneous contribution to the Committee. Please let us know if you no longer have a copy of the letter sent to Ms. Shane or the copy of the check which was enclosed with that letter.

Tamara Kapper, Esquire
November 29, 1994
Page 2

Please do not hesitate to contact me, at (202) 429-1408, or
Mr. Lynk, at (202) 862-1047, if you have any further questions.

Sincerely yours,


Michael R. Geros

Enclosure

cc: Myles V. Lynk, Esq.

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Nov 30 12 08 PM '94

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C.

Washington)
: ss.:
District of Columbia)

AFFIDAVIT OF DAVID E. BYRD

Now comes DAVID E. BYRD, who, being duly sworn, deposes and says:

1. My name is David E. Byrd, and I reside at 1206 R Street, N.W., Apartment 3, Washington, D.C.
2. From December 30, 1992, until January 29, 1994, I was Treasurer of the Sharon Pratt Kelly Committee ("Committee"), 1211 U Street, N.W., Washington, D.C. I am no longer affiliated with the Committee.
3. During my term as Treasurer of the Committee, I did not solicit, nor did I authorize anyone else to solicit on behalf of the Committee, any employee or member of the Royal Embassy of Saudi Arabia (the "Embassy") in connection with the "January 30th event" referenced in the FEC letter of October 7, 1994 from Chairman Trevor Potter.

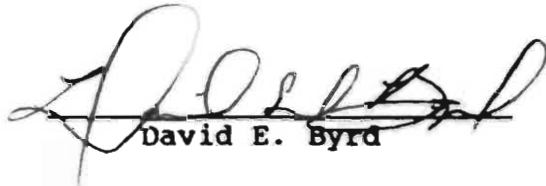
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4. I did not contact any employee or member of the Embassy in connection with the January 30th event, and I did not authorize any member of the Committee to contact an employee or member of the Embassy in connection with that event.

5. I did not solicit any employee or member of the Embassy, nor did I authorize any member of the Committee to solicit any employee or member of the Embassy, for a contribution to the Committee in connection with the January 30th event. To the best of my knowledge, the Embassy was never solicited by the Committee for any contribution to the Committee.

6. I did not authorize any member of the Committee to send an invitation to the January 30th event to any employee or member of the Embassy. To the best of my knowledge, the Committee did not send an invitation to the January 30th event to any employee or member of the Embassy.

Further your deponent sayeth not.


David E. Byrd

Subscribed and sworn to before
me this 21st day of November, 1994.

Debra C. Vanlandingham
Notary Public

My Commission expires: _____

DEBRA C. VANLANDINGHAM
NOTARY PUBLIC DISTRICT OF COLUMBIA
MY COMMISSION EXPIRES: MAY 14, 1998

DEWEY BALLANTINE

1775 PENNSYLVANIA AVENUE, N.W.
WASHINGTON, D.C. 20006-4605
TELEPHONE 202 542-1000 FACSIMILE 202 542-1098

December 22, 1994

Tamara Kapper, Esquire
Staff Attorney
Office of the General Counsel
Federal Election Commission
Washington, D.C. 20463

Re: MUR 3801
Sharon Pratt Kelly Committee and
David E. Byrd, as treasurer

Dear Ms. Kapper:

In further response to your request for additional information, please find enclosed an affidavit from Marc D. Loud, Esq., and a photocopy of the front and back of the cancelled check sent by the Sharon Pratt Kelly Committee ("Committee") to the Royal Saudi Arabian Embassy.


Kindly forward all future communications and correspondence regarding this matter directly to Mr. Loud at the following address:

Marc D. Loud, Esq.
Cochran & Lotkin
201 Massachusetts Avenue, N.E.
Washington, D.C. 20002

Tel #: (202) 547-9225
Fax #: (202) 547-9228

Wishing you Happy Holidays, I am

Sincerely yours,


Michael R. Garoe

Enclosures

cc: Marc D. Loud, Esq.
Myles V. Lynk, Esq.

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL
DEC 22 2 50 PM '94

FEDERAL ELECTION COMMISSION

WASHINGTON, D.C.

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL
DEC 22 2 50 PM '94

Washington)

District of Columbia)

ss.:

AFFIDAVIT OF MARC D. LOUD

Now comes MARC D. LOUD, who, being duly sworn, deposes and says, in further response to the Federal Election Commission ("Commission") subpoena of October 7, 1994, with attached subpoena, regarding MUR 3801:

1. I am the current treasurer of the Sharon Pratt Kelly Committee and have served as such since January 29, 1994.

2. Following are my responses to the Commission's request for additional information:

"Question 1. Please provide the complete invitation and/or solicitation, including all enclosures, for the event held for the benefit of Sharon Pratt Kelly and/or the Sharon Pratt Kelly Committee (hereinafter "the Committee") on January 30, 1993 (hereinafter "January 30th event")."

Ans: I have reviewed Committee records in my possession and do not find any of the documents referenced in Question 1.

"Question 2. Did contributors to the January 30th event receive tickets in return for their contributions? If so, please provide one such ticket."

Ans: To the best of my knowledge, contributors to the January 30, 1993 event did not receive tickets in return for their contributions.

"Question 3. Were any employees or members of the Royal Embassy of Saudi Arabia (hereinafter "the Embassy") provided tickets to the January 30th event in return for the Embassy's

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Q2000 contribution to the Committee on January 29, 1993? If so, how many tickets were provided and to whom were the tickets given?"

Ans: To the best of my knowledge, neither employees nor members of the Royal Embassy of Saudi Arabia were provided tickets to the January 30th event.

"Question 4: Did anyone from the Embassy attend the January 30th event? If so, please provide the name and position of each person from the Embassy who attended."

Ans: The Committee has no recollection regarding this matter.

"Question 5: Did the Committee send any other acknowledgement and/or thank-you letter to the contributors to the January 30th event? If so, please provide one such acknowledgement and/or letter."

Ans: To the best of my knowledge, the Committee did send thank-you letters to contributors.

"Question 6: Was the January 30th event held in honor of Mayor Kelly's birthday?"

Ans: To the best of my knowledge, the January 30, 1993, event was held in honor of Mayor Kelly's birthday.

"Question 7: Were there any other events in 1993, sponsored by the Committee in honor of Mayor Kelly's birthday. If so, for each separate event, please answer the following questions:"

Ans: On information and belief, there were no other events in 1993 sponsored by the Committee on behalf of Mayor Kelly's birthday.

"a. When and where was the event held?"

Ans: Not applicable; see above.

"b. Were any employees or members of the Embassy invited to attend? Did anyone from the Embassy attend?"

Ans: Not applicable; see above.

"c. Were invitations sent and/or distributed? If so, please provide one of the invitations."

Ans: Not applicable; see above.

"d. Were contributions requested for attendance at the event?"

Ans: Not applicable; see above.

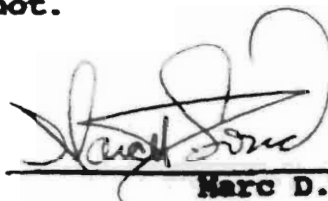
"e. Were tickets sold for attendance at the event? If so, what was the price of a ticket? Please provide one such ticket."

Ans: Not applicable; see above.

"f. Did anyone from the Embassy purchase tickets and/or make a contribution to attend the event?"

Ans: Not applicable; see above.

Further your deponent sayeth not.



Marc D. Loud

Subscribed and sworn to before me this
21st day of December, 1994



Notary Public

My Commission Expires October 31, 1999

My Commission expires: _____

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SPK

COMMITTEE

1211 U Street, NW
Washington, DC 20009

Tel: (202) 332-8683

Fax: (202) 332-0087

27357

December 27, 1994

Paul Washington, Chairperson
SPK Committee
1211 U St., NW.
Washington, D.C.

MUR-3801

Dear Paul:

RECEIVED
95 JAN 3
OFFICE OF THE DIRECTOR
OF CAMPAIGN FINANCE
This letter is to ~~notify you of my~~ resignation as Treasurer of the
SPK Committee, effective January 3, 1995. Thanks for all of your
support during the past year. It was a pleasure to serve under
your attentive eye, and I hope that we join forces in the future
for equally worthy causes.

Please do not hesitate to call me if I can help out with Committee
business or any other matters.

Sincerely,


Marc D. Loud

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OFFICE OF CAMPAIGN FINANCE
District of Columbia Board of Elections and Ethics

WITHDRAWAL OF TREASURER

I, Marc D. Loyd RECEIVED
33 11/04/93 02:47 2020307180
(NAME OF TREASURER)

solemnly swear or affirm that, effective January 3, 1995, I hereby
OFFICE OF THE DIRECTOR
OF CAMPAIGN FINANCE (DATE)
resign as the treasurer of the Sharon Pratt Kelly Committee.
(NAME OF COMMITTEE)

The Committee Chairman and/or Candidate was notified of my resignation by
letter dated December 27, 1994.
(DATE)

This statement of withdrawal must be filed with the Director, Office
of Campaign Finance, Frank D. Reeves Center of Municipal Affairs, 2000 -
14th Street, N.W., Suite 400, Washington, D.C. 20009, by the Chairperson
and Treasurer, within five (5) days of vacating the Office of Treasurer
(See D.C. Code § 1-1414(b)(10) and 3 DCMR § 3003.1).

[Signature]

Signature of Treasurer

Signature of Chairperson

Subscribed and sworn or affirmed to by me this 28th day
of Dec, 19 94.

Isaac J. Pappas
NOTARY PUBLIC

My Commission Expires October 31, 1999

My Commission expires: _____

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OFF-001

OFFICE OF CAMPAIGN FINANCE
District of Columbia Board of Elections and Ethics

ACCEPTANCE OF POSITION OF TREASURER

1. Sybil D. McPherson

(NAME OF TREASURER)

solemnly swear or affirm that, effective 01/19/95, I hereby
(DATE)

agree to serve as the treasurer for the Sharon Pratt Kelly
(NAME OF COMMITTEE)
Committee

I accept this position with the full knowledge of the duties and responsibilities thereof. I agree to serve in this capacity until notification of my resignation is received by the Office of Campaign Finance (in accordance with 3 DCMR § 3003.1) and/or termination of the aforementioned Committee.

This statement of acceptance must be filed with the Director, Office of Campaign Finance, Frank D. Reeves Center of Municipal Affairs, 2000 - 14th Street, N.W., Suite 400, Washington, D.C. 20009 by the Chairperson and Treasurer within forty-eight hours of assuming the Office of Treasurer and accompanied by an amended Committee Registration Form. (See D.C. Code § 1-1414(b)(10) and 3 DCMR § 3003.2.)

Sybil D. McPherson

Signature of Treasurer

Paul Washington

Signature of Chairperson

Subscribed and sworn or affirmed to by me this 19th day
of January, 19 95.

Kara W. Hopkins
NOTARY PUBLIC

My Commission expires: 8/4/97

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RECEIVED
FEDERAL ELECTION
COMMISSION
SECRETARIAT

BEFORE THE FEDERAL ELECTION COMMISSION SEP 24 3 19 PM '95

In the Matter of)

MUR 3801

Sharon Pratt Kelly Committee)
and Sybil D. McPherson, as)
treasurer)
Royal Embassy of Saudi Arabia)
Samir Darwich)

SENSITIVE

GENERAL COUNSEL'S REPORT

I. BACKGROUND

On September 13, 1994, the Federal Election Commission ("the Commission") found reason to believe that the Sharon Pratt Kelly Committee and David E. Byrd,¹ as treasurer ("Kelly Committee") violated 2 U.S.C. § 441e by accepting a \$2,000 contribution from the Royal Embassy of Saudi Arabia ("RESA"), a foreign national. On that same date, the Commission determined to defer taking action against RESA concerning a possible violation of Section § 441(e) until additional information had been obtained.

1. In response to the Commission's inquiries, on November 4, 1994, Mr. Byrd informed the Commission that he had resigned from his position as the treasurer of the Kelly Committee on January 29, 1994. The response also indicated that the new treasurer, Marc D. Loud, assumed the position on that same date. Attachment 1, pages 2 and 6. On February 10, 1995, the Commission received information from the District of Columbia Office of Campaign Finance that Mr. Loud resigned as treasurer of the Kelly Committee as of January 3, 1995. Attachment 2, pages 1 and 2. In addition, the Commission was informed that Sybil D. McPherson became the new treasurer on January 19, 1995. Id., page 3.

As previously discussed in the First General Counsel's Report, the Kelly Committee's campaign reports disclosed a \$2,000 contribution from RESA on January 29, 1993. The contribution was allegedly made in response to a solicitation from the Kelly Committee for a fundraiser entitled "Sharon Pratt Kelly '94 Tour." In response to the complaint, the Kelly Committee asserted that the contribution had been refunded on August 18, 1993, and attached a copy of the front of the refund check. The Kelly Committee denies soliciting the contribution from RESA. RESA contends that the \$2,000 was for the purchase of tickets to a birthday dinner for the former Mayor Kelly.

This Office sent formal discovery requests to the Kelly Committee and informal requests to RESA. This report discusses their responses and makes recommendations based upon the information provided.

II. RESPONSES

A. RESA Responses

Counsel for RESA requested to meet with staff from this Office in order to answer the Commission's questions orally, rather than submit written answers. Counsel made this request because of RESA's purported diplomatic immunity status. On November 9, 1994, staff from this Office met with RESA's counsel to discuss the embassy's involvement in this matter.

The meeting with counsel yielded some information regarding the making of the contribution. The RESA employee who made the

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contribution was Mr. Abdulaziz Nazir. Mr. Nazir is the Office Director at the Embassy, which is considered the position just below the Ambassador. According to counsel, Mr. Nazir received a telephone call from an acquaintance who works at the hotel where the reception was to be held; the acquaintance asked Mr. Nazir to purchase two tickets to Mayor Kelly's birthday party. Mr. Nazir wrote the check on the Office Account of the Royal Embassy of Saudi Arabia and had the check delivered by a RESA driver. There was no record or recollection of where the check was delivered. No one from RESA attended the fundraiser. According to RESA, it did not receive a refund of the contribution from the Kelly Committee. At the conclusion of the meeting, counsel for RESA agreed to provide the Commission with additional information regarding the acquaintance who solicited the contribution and a copy of RESA's canceled check.

Subsequently, counsel submitted a written supplemental response along with a copy of the canceled check. Attachment 3. In this response, RESA identifies Mr. Nazir's acquaintance as "Jamile Darwish" and a member of the staff at the Grand Hotel in Washington, D.C.

Respondents assert that "...there was no communication other than the original phone call requesting 'two tickets to be bought for the Mayor's birthday party,' without any indication the event was for political fundraising." Id. In defense of Mr. Nazir's actions, Respondents offer the following:

...it should be noted the Saudi individual who received the call, has no familiarity with our political fundraising practices since Embassy personnel are instructed to

stay entirely apart from that. The telephone request was quite reasonably understood to be for a dinner honoring the mayor - nothing more. Getting to know key American individuals is, of course, an important purpose for all of the Embassies here in Washington; and the telephone call was heard in that simpler [context].

Id.

B. Kelly Committee Responses

9 5 0 4 3 6 9 3 0 7 4
In its initial response, the Kelly Committee submitted signed and sworn affidavits from former treasurers, David E. Byrd and Marc D. Loud. See Attachment 1. According to Mr. Byrd, contributors who purchased tickets to the fundraiser did not receive actual tickets in exchange for their donations. Further, Mr. Byrd asserts that he does not recall anyone from RESA attending the fundraiser. He also states that thank-you letters were sent to contributors, but he was unable to produce a copy of either the letter or the invitation. Id., pages 3-4. The former treasurer, Mr. Loud, contends that he has no personal knowledge of any of the circumstances surrounding this matter.² Id., page 7. In addition, he claims that he is unable to produce any of the documents relating to the fundraiser. Id.

Because this submission was not completely responsive to the Commission's inquiries, this Office asked the Kelly

2. Mr. Loud was not the treasurer of record at the time in which the events took place.

Committee to supplement its response. As a result, Mr. Byrd submitted another written response and a supplemental affidavit. Attachment 4. According to this affidavit, Mr. Byrd denies directly soliciting RESA or authorizing anyone from the Kelly Committee to solicit RESA in connection with the January 30th event. Id., pages 3-4.

The Kelly Committee also submitted a supplemental response which included an affidavit by Mr. Loud along with a copy of the refund check (both front and back sides) issued to RESA by the Kelly Committee. Mr. Loud also acknowledged that the event in question was held in honor of Mayor Kelly's birthday. Attachment 5.

III. INVESTIGATORY INTERVIEW

On December 7, 1994, an investigator from the Office of the General Counsel went to the Grand Hotel in Washington, D.C. The investigator interviewed the Personnel Director, Kristin King. Ms. King indicated that no one named Jamile Darwish was employed at the hotel, but she believed that the name was the combination of two names. Ms. King explained that the wife of the owner of the Grand Hotel was named Jamile Yazbeck, but that Ms. Yazbeck had not been in the United States for many years. Ms. King went on to say that the General Manager of the hotel is named Samir Darwich, and that Mr. Darwich knew people at RESA because she met them when the Saudi Arabian soccer team lodged at the

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Grand Hotel in July 1994 during the World Cup soccer games. She could not remember any of the names of the people she met from RESA. She also stated that Mr. Darwich was associated with the Kelly Committee because he was good friends with Jean Ketchum, who was an active fundraiser for the Sharon Pratt Kelly Committee.

IV. DISCUSSION

RESA flatly denies receiving a refund from the Kelly Committee for the contribution, however, the evidence indicates otherwise. The Kelly Committee's disclosure report filed on January 31, 1994, with the D.C. Office of Campaign Finance reports that a refund in the amount of \$2,000 was made to RESA on August 18, 1993. Attachment 6. Further, the Kelly Committee submitted a copy of the canceled check it gave to RESA, and included both front and back sides of the check. See Attachment 5, pages 5-6. The endorsement on the back of the Kelly Committee check states, "For Deposit in office acc. 08571967."³ The account number written on the back of the refund check matches the account number on the copy of the contribution check submitted by RESA. See Attachment 3, page 2.

3. There are what appears to be initials after the account number, but this Office is unable to identify them. Staff from this Office tried unsuccessfully to contact Mr. Loud to enlist his help in deciphering the initials.

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Although it is unclear why RESA denies receiving a refund, the Kelly Committee has provided clear evidence to support its claim that it did issue a \$2,000 refund to RESA.

When the complaint was filed in this matter, it contained a copy of the solicitation that was alleged to have been sent to RESA. The solicitation contained a list of the members of the host committee for this fundraiser. Attachment 7. A person named Samir Darwich is listed as a member of the host committee, thus confirming Ms. King's belief that the "Jamilé Darwish" identified by Mr. Nazir is really Samir Darwich.

Based upon RESA's response concerning the solicitation, the information from Ms. King, and the fact that Mr. Darwich was a member of the host committee for the event, it appears that Mr. Darwich solicited Mr. Nazir for the \$2,000 contribution on behalf of the Kelly Committee. It is uncontested that RESA made the contribution to the Kelly Committee. Accordingly, this Office recommends that the Commission find reason to believe that the Royal Embassy of Saudi Arabia violated 2 U.S.C. § 441e. In addition, this Office recommends that the Commission find reason to believe that Samir Darwich violated 2 U.S.C. § 441e.

This Office also recommends that the Commission take no further action against RESA because of the small amount of money involved; the fact that it has been refunded; because there is some question whether Mr. Nazir understood that the dinner in honor of Mayor Kelly was a political fundraiser; and because the

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contribution appears to be an isolated incident. Upon Commission approval, this Office intends to send a letter of admonishment to RESA.

V. DISCUSSION OF CONCILIATION PROVISIONS AND CIVIL PENALTY

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VI. RECOMMENDATIONS


1. Find reason to believe that the Royal Embassy of Saudi Arabia violated 2 U.S.C. § 441e, but take no further action and close the file with regard to this Respondent.
2. Find reason to believe that Samir Darwich violated 2 U.S.C. § 441e.
3. Approve the attached proposed factual and legal analysis for Samir Darwich. Attachment 8.
4. Enter into pre-probable cause conciliation with Samir Darwich.
5. Enter into pre-probable cause conciliation with the Sharon Pratt Kelly Committee and Sybil D. McPherson, as treasurer.
6. Approve the attached proposed conciliation agreements. Attachment 9.
7. Approve the appropriate letters.

Lawrence M. Noble
General Counsel

Date

4/24/95

BY:


Lois G. Lerner
Associate General Counsel

Attachments

1. Kelly Committee Response, dated 11/4/94
2. Kelly Committee Treasurer Information Supplied by the District of Columbia Office of Campaign Finance
3. RESA Response, dated 11/16/94
4. Kelly Committee Supplemental Response, dated 11/29/94
5. Kelly Committee Supplemental Response along with Copy of Canceled Refund Check, dated 12/22/94
6. Kelly Committee Report Disclosing Refund, dated 1/31/94
7. Host Committee List from Complaint
8. Proposed Factual & Legal Analysis (1)
9. Proposed Conciliation Agreements (2)

Staff Member: Tamara Kapper

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

Sharon Pratt Kelly Committee and
Sybil D. McPherson, as treasurer;
Royal Embassy of Saudi Arabia;
Samir Darwich

)
) MUR 3801
)
)
)
)

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session on May 23, 1995, do hereby certify that the Commission decided by a vote of 6-0 to take the following actions in MUR 3801:

1. Find reason to believe that the Royal Embassy of Saudi Arabia violated 2 U.S.C. § 441e, but take no further action and close the file with regard to this Respondent.
2. Find reason to believe that Samir Darwich violated 2 U.S.C. § 441e, send this Respondent the Factual and Legal Analysis noted as Attachment 8 to the General Counsel's April 24, 1995 report, send an admonishment letter, but take no further action and close the file with regard to this Respondent.

(continued)

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3. Enter into pre-probable cause conciliation with the Sharon Pratt Kelly Committee and Sybil D. McPherson, as treasurer.
4. Approve the proposed conciliation agreement for the Sharon Pratt Kelly Committee and Sybil D. McPherson, as treasurer, as recommended in the General Counsel's report dated April 24, 1995.
5. Approve appropriate letters.

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

Attest:

5-25-95
Date

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

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

May 30, 1995

Sybil D. McPherson, Treasurer
Sharon Pratt Kelly Committee
2117B Fort Davis St., S.E.
Washington, D.C. 20020

RE: MUR 3801
Sharon Pratt Kelly Committee

Dear Ms. McPherson:

On September 13, 1994, the Federal Election Commission found reason to believe that the Sharon Pratt Kelly Committee and David E. Byrd, as treasurer, violated 2 U.S.C. § 441e. On May 23, 1995, the Commission determined to enter into negotiations directed towards reaching a conciliation agreement in settlement of this matter prior to a finding of probable cause to believe.

Enclosed is a conciliation agreement that the Commission has approved in settlement of this matter. If you agree with the provisions of the enclosed agreement, please sign and return it, along with the civil penalty, to the Commission. In light of the fact that conciliation negotiations, prior to a finding of probable cause to believe, are limited to a maximum of 30 days, you should respond to this notification as soon as possible.

If you have any questions or suggestions for changes in the agreement, or if you wish to arrange a meeting in connection with a mutually satisfactory conciliation agreement, please contact me at (202) 219-3690.

Sincerely,

A handwritten signature in cursive script, appearing to read "Tamara Kapper".

Tamara Kapper
Paralegal

Enclosure
Conciliation Agreement

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

May 30, 1995

Samir Darwich
2314 L Street, N.W.
Washington, D.C. 20037

RE: MUR 3801
Samir Darwich

Dear Mr. Darwich:

On May 23, 1995, the Federal Election Commission found reason to believe that you violated 2 U.S.C. § 441e, a provision of the Federal Election Campaign Act of 1971, as amended ("the Act.") However, after considering the circumstances of this matter, the Commission also determined to take no further action and closed its file as it pertains to you. The Factual and Legal Analysis, which formed a basis for the Commission's finding, is attached for your information.

The Commission reminds you that soliciting a contribution from a foreign national in connection with any election for any political office is a violation of 2 U.S.C. § 441e. You should take steps to ensure that this activity does not occur in the future.

The file will be made public within 30 days after this matter has been closed with respect to all other respondents involved. You are advised that the confidentiality provisions of 2 U.S.C. § 437g(a)(12)(A) still apply with respect to all respondents still involved in this matter.

If you have any questions, please contact Tamara Kapper, the staff member assigned to this matter, at (202) 219-3690.

Sincerely,

A handwritten signature in cursive script, reading "Lee Ann Elliott".
Lee Ann Elliott
Vice Chairman

Enclosure
Factual and Legal Analysis

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FEDERAL ELECTION COMMISSION

FACTUAL AND LEGAL ANALYSIS

RESPONDENT: Samir Darwich

MUR: 3801

This matter was generated based on a complaint filed with the Federal Election Commission on August 3, 1993, by Dorothy A. Brizill, alleging that the Sharon Pratt Kelly Committee and Sybil D. McPherson, as treasurer ("Kelly Committee") received a prohibited contribution from the Royal Embassy of Saudi Arabia ("RESA").

The complainant alleges that on January 29, 1993, RESA, a foreign national, made a \$2,000 contribution to the Kelly Committee in response to a fundraising solicitation. The complainant attached a copy of the alleged fundraising solicitation entitled, "Sharon Pratt Kelly '94 Tour," that she believed was sent to RESA. In addition, the complainant also attached a copy of the relevant portions of the Kelly Committee's 1993 Mid-Year Report that disclosed the receipt of the contribution.

The Federal Election Campaign Act of 1971, as amended ("the Act") expressly states that it is "unlawful for a foreign national directly or through any other person to make any contribution of money or other thing of value, or to promise expressly or impliedly to make any such contribution, in connection with an election to any political office or in connection with any primary election...." 2 U.S.C. § 441e. Further, the Act specifically

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prohibits any person from soliciting, accepting, or receiving any such contribution from a foreign national. Id. The term "foreign national" is defined at 2 U.S.C. § 441e(b)(1) as, inter alia, a "foreign principal" as that term is defined at 22 U.S.C. § 611(b). Under 22 U.S.C. § 611(b), a "foreign principal" includes a "government of a foreign country."

On January 29, 1993, Kelly Committee disclosed the receipt of a \$2,000 contribution from RESA, a foreign national. However, it claims that it did not solicit the contribution from RESA. On January 29, 1993, RESA made a \$2,000 contribution to the Kelly Committee. RESA claims that an acquaintance one of its employees, received a telephonic solicitation for \$2,000 to purchase tickets to a birthday party for the former Mayor Kelly. The acquaintance was identified as Samir Darwich. According to the information supplied by the complainant, Mr. Darwich was a member of the host committee for the fundraising event.

Pursuant to 2 U.S.C. § 441e, a foreign national is expressly prohibited from contributing money in connection with any election to any political office. Further, the Act prohibits any person from soliciting, accepting, or receiving a contribution from a foreign national. Id.

In light of the above, it appears that Samir Darwich solicited a prohibited contribution from a foreign national on behalf of an election for a political office. Therefore, there is reason to believe that Samir Darwich violated 2 U.S.C. § 441e.

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

May 30, 1995

Federick G. Dutton, Esquire
Dutton & Dutton
5017 Tildon Street, N.W.
Washington, D.C. 20016

RE: MUR 3801
Royal Embassy of Saudi Arabia

Dear Mr. Dutton:

On October 7, 1994, you were notified that the Federal Election Commission ("the Commission") determined to defer taking action, at that time, against the Royal Embassy of Saudi Arabia ("RESA") regarding a possible violation of 2 U.S.C. § 441e, a provision of the Federal Election Campaign Act of 1971, as amended ("the Act").

Upon further review of the allegations contained in the complaint and information supplied by you, on May 23, 1995, the Commission found reason to believe that RESA violated 2 U.S.C. § 441e. However, after considering the circumstances of the matter, the Commission determined on that same date, to take no further action against RESA and closed the file as it pertains to it. The file will be made public within 30 days after this matter has been closed with respect to all other respondents involved.

You are advised that the confidentiality provisions of 2 U.S.C. § 437g(a)(12)(A) still apply with respect to all respondents still involved in this matter. The Commission will notify you when the entire file has been closed.

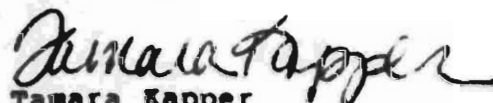
The Commission reminds RESA that, as a foreign national, it is prohibited from making contributions, either directly or through any other person, in connection with any election to any political office. Contributing money or anything of value to an election for any political office is a violation of 2 U.S.C. § 441e. Further, RESA should take steps to ensure that this activity does not occur in the future.

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Mr. Dutton
Page 2

If you have any questions, please contact me at (202)
219-3690.

Sincerely,


Tamara Kapper
Paralegal

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RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL

DUTTON AND DUTTON

ATTORNEYS AT LAW
5017 TILDEN STREET, N.W.
WASHINGTON, D.C. 20016
TEL. 202 686-3500 FAX 202 966-6621

FREDERICK G. DUTTON

NANCY H. DUTTON

June 12, 1995

Ms. Tamara Kapper
Paralegal
Federal Election Commission
Washington, DC 20463

Re: MUR3801
Royal Embassy of Saudi Arabia

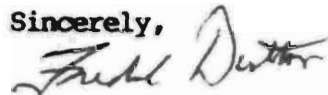
Dear Ms. Kapper

I want to acknowledge your letter of May 30 on the above matter and have brought it to the personal attention of both the Ambassador and his Executive Director.

It is my understanding that all of the senior Saudi officials will be reminded of its contents in a staff briefing and a memorandum for the file available with the heavy turnover of personnel which occurs in the embassies of almost all countries.

In any event, if there are any further problems, please do not hesitate to write or call.

Sincerely,



Frederick G. Dutton

FGD/aj

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20461

AUGUST 11, 1995

TWO WAY MEMORANDUM

TO: OGC, Docket

FROM: Rosa E. Swinton
Accounting Technician

SUBJECT: Account Determination for Funds Received

We recently received a check from SHARON PRATT KELLY, check number 1109, dated July 31, 1995, and in the amount of \$1,500.00. Attached is a copy of the check and any correspondence that was forwarded. Please indicate below the account into which it should be deposited, and the MUR number and name.

TO: Rosa E. Swinton
Accounting Technician

FROM: OGC, Docket By aa

In reference to the above check in the amount of \$1,500.00, the MUR number is 3801 and in the name of Sharon Pratt Kelly Cmte.. The account into which it should be deposited is indicated below:

- ☒ Budget Clearing Account (OGC), 95F3875.16
☐ Civil Penalties Account, 95-1099.160
☐ Other: _____

Anita Alexander
Signature

8-14-95
Date

95043693009

Aug 14 10 43 AM '95
FEDERAL ELECTION COMMISSION
OFFICE OF THE CLERK
JOURNAL

SHARON PRATT KELLY COMMITTEE

1119

PAY TO THE
ORDER OF

July 31, 1995
Federal Election Committee

\$ *1,500.00*

Fifteen hundred + 00/100 DOLLARS



INDUSTRIAL BANK
OF WASHINGTON
WASHINGTON, D.C. 20011

MEMO

penalty

Shirley J. McPherson
Sharon C. Pratt

⑆054000959⑆

0003069⑆ 1109

95043693020

BEFORE THE FEDERAL ELECTION COMMISSION

SEP 29 1 27 PM '95

In the Matter of)

Sharon Pratt Kelly Committee)
and Sybil D. McPherson,)
as treasurer)

MUR 3801

SENSITIVE

GENERAL COUNSEL REPORT

I. BACKGROUND

On September 13, 1994, the Federal Election Commission ("the Commission") found reason to believe that the Sharon Pratt Kelly Committee and David E. Byrd,¹ as treasurer ("Kelly Committee") violated 2 U.S.C. § 441e. On May 23, 1995, the Commission determined to offer to enter into conciliation with Respondents prior to a finding of probable cause to believe, and approved a proposed agreement.

On June 9, 1995, Respondents submitted a response to the Commission's reason to believe finding. Attachment 1. After further discussions with staff from this Office, on August 8, 1995, the Kelly Committee submitted a signed counteroffer that this Office is recommending the Commission accept in resolution of this matter. Respondents have also submitted a check in payment of the proposed civil penalty of \$1,500. Attachment 2.

II. DISCUSSION OF COUNTEROFFER

1. Sybil D. McPherson became the new treasurer of the Sharon Pratt Kelly Committee on January 19, 1995.

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Therefore, based on the foregoing reasons and in the interest of closing this matter, this Office recommends that the Commission approve the terms of the attached conciliation agreement with the Sharon Pratt Kelly Committee and Sybil D. McPherson, as treasurer.

III. RECOMMENDATIONS

1. Approve the terms of the attached proposed counteroffer, dated August 8, 1995.
2. Send the appropriate letter.
3. Close the file.

Lawrence M. Noble
General Counsel

Date 9/28/95

BY:

292
Lois G. Lerner
Associate General Counsel

Attachments

1. Response dated 6/9/95
2. Proposed Counteroffer dated 8/8/95

Staff Member: Tamara Kapper

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

Sharon Pratt Kelly Committee
and Sybil D. McPherson, as
treasurer.

)
)
) MUR 3801
)

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on October 4, 1995, the Commission decided by a vote of 5-0 to take the following actions in MUR 3801:

1. Approve the terms of the proposed counteroffer dated August 8, 1995, as recommended in the General Counsel's Report dated September 29, 1995.
2. Send the appropriate letter.
3. Close the file.

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

Attest:

10-4-95
Date

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

Received in the Secretariat: Fri., Sept. 29, 1995 1:27 p.m.
Circulated to the Commission: Fri., Sept. 29, 1995 2:00 p.m.
Deadline for vote: Wed., Oct. 04, 1995 4:00 p.m.

bjr

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

October 11, 1995

Frederick G. Dutton, Esquire
Dutton & Dutton
5017 Tilden Street, N.W.
Washington, D.C. 20016

RE: MUR 3801
Royal Embassy of Saudi Arabia

Dear Mr. Dutton:

This is to advise you that this matter is now closed. The confidentiality provisions at 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. In addition, although the complete file must be placed on the public record within 30 days, this could occur at any time following certification of the Commission's vote. If you wish to submit any factual or legal materials to appear on the public record, please do so as soon as possible. While the file may be placed on the public record before receiving your additional materials, any permissible submissions will be added to the public record upon receipt.

If you have any questions, please contact me at (202) 219-3690.

Sincerely,

Tamara Kapper
Tamara Kapper
Paralegal



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

October 11, 1995

Sybil D. McPherson, Treasurer
Sharon Pratt Kelly Committee
2117B Fort Davis Street, S.E.
Washington D.C. 20020

RE: MUR 3801
Sharon Pratt Kelly Committee
and Sybil D. McPherson, as
treasurer

Dear Ms. McPherson:

On October 4, 1995, the Federal Election Commission accepted the signed conciliation agreement and civil penalty that you submitted on behalf of the Sharon Pratt Kelly Committee in settlement of a violation of 2 U.S.C. § 441e, a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). Accordingly, the file has been closed in this matter.

The confidentiality provisions at 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. In addition, although the complete file must be placed on the public record within 30 days, this could occur at any time following certification of the Commission's vote. If you wish to submit any factual or legal materials to appear on the public record, please do so as soon as possible. While the file may be placed on the public record before receiving your additional materials, any permissible submissions will be added to the public record upon receipt.

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

Celebrating the Commission's 20th Anniversary

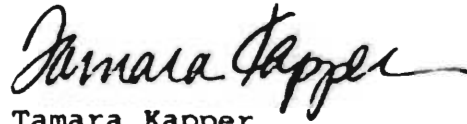
YESTERDAY, TODAY AND TOMORROW
DEDICATED TO KEEPING THE PUBLIC INFORMED

95043693095

Ms. McPherson
Page 2

Enclosed you will find a copy of the fully executed conciliation agreement for your files. If you have any questions, please contact me at (202) 219-3690.

Sincerely,



Tamara Kapper
Paralegal

Enclosure
Conciliation Agreement

95043693096



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

October 11, 1995

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Dorothy A. Brizill
1327 Girard Street, N.W.
Washington, D.C. 20009-4915

RE: MUR 3801

Dear Ms. Brizill:

This is in reference to the complaint you filed with the Federal Election Commission on August 3, 1993, concerning the Sharon Pratt Kelly's alleged receipt of a \$2,000 contribution from a foreign national, the Royal Embassy of Saudi Arabia.

The Commission found that there was reason to believe that the Sharon Pratt Kelly Committee and David E. Byrd, as treasurer, ("Kelly Committee"), Samir Darwich, and the Royal Embassy of Saudi Arabia violated 2 U.S.C. § 441e a provision of the Federal Election Campaign Act of 1971, as amended, and conducted an investigation in this matter. However, after considering the circumstances of this matter, on May 23, 1995, the Commission determined to take no further action against Samir Darwich and the Royal Embassy of Saudi Arabia, and to enter into preprobable cause conciliation negotiations with the Kelly Committee. On August 8, 1995, a conciliation agreement was signed by the Kelly Committee and was accepted by the Commission. Accordingly, the Commission closed the file in this matter on October 4, 1995. A copy of this agreement is enclosed for your information.

If you have any questions, please contact me at (202) 219-3690.

Sincerely,


Tamara Kapper
Paralegal

Enclosure
Conciliation Agreement

95043693097



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

October 11, 1995

Samir Darwich
2314 L Street, N.W.
Washington, D.C. 20037

RE: MUR 3801
Samir Darwich

Dear Mr. Darwich:

This is to advise you that this matter is now closed. The confidentiality provisions at 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. In addition, although the complete file must be placed on the public record within 30 days, this could occur at any time following certification of the Commission's vote. If you wish to submit any factual or legal materials to appear on the public record, please do so as soon as possible. While the file may be placed on the public record before receiving your additional materials, any permissible submissions will be added to the public record upon receipt.

If you have any questions, please contact me at (202) 219-3690.

Sincerely,

A handwritten signature in cursive script, reading "Tamara Kapper", is written over the typed name.

Tamara Kapper
Paralegal

Celebrating the Commission's 20th Anniversary

YESTERDAY, TODAY AND TOMORROW
DEDICATED TO KEEPING THE PUBLIC INFORMED

95043693098

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 3801
Sharon Pratt Kelly Committee)
and its treasurer)

CONCILIATION AGREEMENT

95043693099
This matter was initiated by a signed, sworn, and notarized complaint by Dorothy A. Brizill. The Federal Election Commission ("Commission") found reason to believe that the Sharon Pratt Kelly Committee and its treasurer, ("the Kelly Committee") violated 2 U.S.C. § 441e.

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

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

II. The Kelly Committee has had a reasonable opportunity to demonstrate that no action should be taken in this matter.

III. The Kelly Committee enters voluntarily into this agreement with the Commission.

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

1. Sharon Pratt Kelly was a non-federal candidate.
2. The Sharon Pratt Kelly Committee was Mayor Kelly's political campaign committee. The Sharon Pratt Kelly Committee was a non-federal committee.
3. David E. Byrd was the treasurer of the Sharon Pratt Kelly Committee at the time of the violation. Sybil D. McPherson is the current treasurer, and her involvement in this matter arose because David E. Byrd resigned as the committee's official treasurer, and she thereafter became the committee's official treasurer.
4. Pursuant to 2 U.S.C. § 431(11) the term "person" includes an individual, partnership, committee, association, corporation, labor organization, or any other organization or group of persons.
5. Foreign nationals are prohibited from contributing money, or any other thing of value, to a candidate for any political office, including Federal, State, or local office, either directly or through any other person, pursuant to 2 U.S.C. § 441e(a) and 11 C.F.R. § 110.4(a). Further, it shall be unlawful for any person to solicit, accept, or receive any such contribution from a foreign national. Id.
6. On January 29, 1993, the Kelly Committee received a \$2,000 prohibited contribution from the Royal Embassy of Saudi

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Arabia, a foreign national. The Kelly Committee disclosed the receipt of the prohibited contribution on their 1993 Mid-Year Report.

7. The Kelly Committee refunded the prohibited contribution to the Royal Embassy of Saudi Arabia on August 18, 1993.

V. The Kelly Committee accepted a \$2,000 prohibited contribution from the Royal Embassy of Saudi Arabia, a foreign national, in violation of 2 U.S.C. § 441e(a).

VI. The Kelly Committee will pay a civil penalty to the Federal Election Commission in the amount of one thousand five hundred dollars (\$1,500), pursuant to 2 U.S.C. § 437g(a)(5)(A).

VII. The Commission, on request of anyone filing a complaint under 2 U.S.C. § 437g(a)(1) concerning the matters at issue herein or on its own motion, may review compliance with this agreement. If the Commission believes that this agreement or any requirement thereof has been violated, it may institute a civil action for relief in the United States District Court for the District of Columbia.

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

IX. The Kelly Committee shall have no more than 30 days from the date this agreement becomes effective to comply with and implement the requirement contained in this agreement and to so notify the Commission.

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X. This Conciliation Agreement constitutes the entire agreement between the parties on the matters raised herein, and no other statement, promise, or agreement, either written or oral, made by either party or by agents of either party, that is not contained in this written agreement shall be enforceable.

FOR THE COMMISSION:

Lawrence M. Noble
General Counsel

BY:

Lois G. Lerner
Associate General Counsel

Date

10/10/95

FOR THE KELLY COMMITTEE:

Sybil D. McPherson
(Name)

(Position)

Current Treasurer

Date

8/8/95

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 3801

DATE FILMED 11/9/95 CAMERA NO. 2

CAMERAMAN EES

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