



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

THIS IS THE BEGINNING OF MUR # 3992

DATE FILMED 10-<sup>13</sup> 78-94 CAMERA NO. 2

CAMERAMAN JmN

94043590165

Federal Election Commission

As a candidate for U.S. Representative, 3rd District, Jefferson county Kentucky, May 24, 1994, I'm making the following complaint:

"For the first time in 23 years the voters of Jefferson county Kentucky had the opportunity for a free, open and democratic election for U.S. Representative, 3rd District, Jefferson County, Kentucky, but such an election was prevented by The Courier-Journal newspaper, Louisville, Ky., not giving all of the candidates, 12 Democrats and 3 Republicans, "Reasonable, equal, responses" in their endorsements of certain candidates, and in other news coverage of this election such as: Democratic candidate Ward was given 462 words plus a large picture, Republican Stokes 154 words and picture, on May 8, 1994 in the editorial section. Non-endorsed candidates were allowed 3 days and no more than 200 words to respond, and no pictures.

On Sunday May 22, and Tuesday May 24th 1994 (election day), The Courier-Journal public had sample ballot endorsements of their various endorsed candidates in bold letters and a check mark. No "reasonable, equal, response" was offered, or possible, to the unendorsed candidates.

Also these sample ballot lists, compared to the official ballots, had several important mistakes: Candidates were not listed in official order, but alphabetical. Richard Fenzel should have been Dick Fenzel. Burrell Farnsley should have been Furrell Charles Farnsley, Shelby Lanier should have been shelby Lanier, Jr., David Blank should have been David E. Blank, Charles Owen should have been Charles L. Owen and Dolores Delahanty should have been Dolores S. Delahanty.

Concerning the general election news coverage by the Courier-Journal, there were other possible violations, such as an article published giving the names, addresses, phone numbers of five candidates with headquarters, and failing to give the names, addresses, phone numbers of the other ten candidates, many if not all were campaigning directly from their homes, with computers, printers, fax's etc. This was not a "Reasonable, Equal, Response", and no doubt reduced contact with these candidates by certain important groups and potential voters.

I believe in the "freedom of the press", as stated in the 1st Amendment. A free press is very important to this country, but I also believe in "Freedom of speech", as stated in 1st Amendment and believe it was abridged in this election and that the The Courier-Journal violated our free election process and "freedom of speech" of the candidates, by interfering with this election and not giving "Reasonable, Equal, Responses", where required and in my opinion violated and affected the outcome of this election. I believe this election should be declared "null and void", and a new election ordered.

Enc. Enclosed information.

Sincerely,  
*Richard W. Fenzel*  
Richard W. Fenzel  
Cand. Congress 3rd District  
617 Browns Lane  
Louisville, Ky. 40207  
(502) 895-4893

*Kelly Withers*  
*1/7/95*





FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

JUNE 9, 1994

Richard W. Fenzel  
817 Browns Lane  
Louisville, KY 40207

Dear Mr. Fenzel:

This is to acknowledge receipt on June 7, 1994, of your letter dated June 3, 1994. The Federal Election Campaign Act of 1971, as amended ("the Act") and Commission Regulations require that the contents of a complaint meet certain specific requirements. One of these requirements is that a complaint be sworn to and signed in the presence of a notary public and notarized. Your letter was not properly sworn to.

In order to file a legally sufficient complaint, you must swear before a notary that the contents of your complaint are true to the best of your knowledge and the notary must represent as part of the jurat that such swearing occurred. The preferred form is "Subscribed and sworn to before me on this \_\_\_\_ day of \_\_\_\_, 19\_\_." A statement by the notary that the complaint was sworn to and subscribed before her also will be sufficient. We regret the inconvenience that these requirements may cause you, but we are not statutorily empowered to proceed with the handling of a compliance action unless all the statutory requirements are fulfilled. See 2 U.S.C. § 437g.

Enclosed is a Commission brochure entitled "Filing a Complaint." I hope this material will be helpful to you should you wish to file a legally sufficient complaint with the Commission.

If you have any questions concerning this matter, please contact me at (202) 219-3410.

Sincerely,

*Retha Dixon*

Retha Dixon  
Docket Chief

Enclosure  
cc: Courier-Journal

94043590167

In response to your letter June 9, 1994, by Rethe Dixon, District Clerk, I am resubmitting my complaint of June 3rd. with the requirement that a complaint be sworn to and signed in the presence of a notary public and notarized.

Sincerely,  
Richard W. Fennel  
817 Browns Ln  
Louisville, Ky. 40207  
(502) 895-4893

94043590168

上海图书馆藏



MUR 3992

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

June 3, 1994

Federal Election Commission:

As a candidate for U.S. Representative, 3rd District, Jefferson County, Kentucky, May 24, 1994, I'm making the following complaint:

"For the first time in 23 years the voters of Jefferson county Kentucky had the opportunity for a free, open and democratic election for U.S. Representative, 3rd District, Jefferson County, Kentucky., but such an election was prevented by The Courier-Journal newspaper, Louisville, Ky., not giving all of the candidates, 12 Democrats and 3 Republicans, "Reasonable, equal, response" in their endorsements of certain candidates, and in other news coverage of this election such as: Democratic candidate Ward was given 462 words plus a large picture, Republican Stokes 154 words and picture, on May 8, 1994 in the editorial section. Non-endorsed candidates were allowed 3 days and no more than 200 words to respond, and no pictures.

On Sunday May 22, and Tuesday May 24th 1994 (election day), The Courier-Journal public had sample ballot endorsements of their various endorsed candidates in bold letters and a check mark. No "reasonable, equal, response" was offered, or possible, to the unendorsed candidates.

Also these sample ballot lists, compared to the official ballots, had several important mistakes: Candidates were not listed in official order, but alphabetical. Richard Fenzel should have been Dick Fenzel. Burrell Farnley should have been Burrell Charles Farnley, Shelby Lemier should have been Shelby Lemier, Jr., David Blank should have been David E. Blank, Charles Owen should have been Charles L. Owen and Dolores Delahanty should have been Dolores S. Delahanty.

Concerning the general election news coverage by the Courier-Journal, there were other possible violations, such as an article published giving the names, addresses, phone numbers of five candidates with headquarters, and failing to give the names, addresses, phone numbers of the other ten candidates, many if not all were campaigning directly from their homes, with computers, printers, fax's etc. This was not a "Reasonable, Equal, Response", and no doubt reduced contact with these candidates by certain important groups and potential voters.

I believe in the "freedom of the press", as stated in the 1st Amendment, A free press is very important to this country, but I also believe in "Freedom of speech", as stated in 1st Amendment and believe it was abridged in this election and that the The Courier-Journal violated our free election process and "freedom of speech" of the candidates, by interfering with this election and not giving "Reasonable, Equal, Responses", where required and in my opinion violated and affected the outcome of this election. I believe this election should be declared "null and void", and a new election ordered.

Enc. Enclosed information.

copy: Courier-Journal Editorial  
endorsements May, 8, 1994.  
Sample Ballot endorsements  
Sunday May 22 and Tues. May 24, 1994.

The contents of my complaint are true  
to the best of my knowledge.

Richard W. Fenzel

Sincerely,  
Richard W. Fenzel  
Richard W. Fenzel  
Cand. Congress 3rd District  
817 Browns Lane  
Louisville, Ky. 40207  
(502) 395-4093

"Subscribed and sworn to before me on this 17 th day of June, 1994"

Shirley Schmitt

Notary Public, Jefferson County, KY  
My Commission Expires August 6, 1994.

94043590169

94043590170

## ...and Susan Stokes, too

**T**HE Republican race in the 3rd Congressional District is an even contest, but the Democratic contest is far better qualified — by experience and command of the issues — than Tim Hardy.

Former state Rep. Susan Stokes is far better qualified — by experience and command of the issues — than Tim Hardy.

Mr. Hardy has been attacking Ms. Stokes as "an excellent mirror image of Hillary Clinton." That's hilarious. True, Ms. Stokes, like the First Lady, favors freedom of choice on abortion. On most issues, though, she is a moderate conservative who believes government rarely offers real solutions to social and economic problems.

For instance, she does not favor the health care plan pushed by the Clintons. She thinks it relies too much on government bureaucracy. On this and several other issues, we disagree with Ms. Stokes. And we believe she was wrong to vote

against the Kentucky Education Reform Act in 1990.

But she is an intelligent, hard-working woman who certainly wouldn't disgrace the 3rd District when she elected to Congress.

We're not so sure about Mr. Har-  
dy. He seems much too far to the right even for what is

basically a conservative community. And there is a real nastiness in his attacks on Ms. Stokes and others who disagree with him.

Also on the GOP ballot is perennial candidate Tommy Klein.

GOP voters who want to field the strongest candidate in the fall should vote for Ms. Stokes.

Candidates who weren't on the ballot today are invited to respond. Letters of no more than 200 words will be published if received by mail, by fax (582-4066) or by our first floor receptionist at 525 W. Broadway by noon Wednesday.

### The Courier-Journal

A GANNETT NEWSPAPER  
Founded 1828

2011 5th St. E, KY  
40302  
525 W. Broadway

Edward E. Monahan,  
president and publisher  
David V. Hays, editor

Stephen J. Ford, managing editor  
Rachelle Riley, deputy managing editor  
Arthur B. Post Jr. and Sandra Duen, assistant managing editors  
William L. Wilson Jr. and Marvin Aubrey, associate editors  
Keith L. Remyon, editor of opinion pages  
Edward A. Bennett, editor of editorials  
Bert Smith, chief editorial writer  
Warren Buckler, Laurel Shackelford, Jill Johnson Keeney and Betty Winston Bay, editorial writers  
Hugh Haynie and Nick Anderson, cartoonists  
Fletcher J. Clarke, associate editor of The Forum



94043590171

*The Courier-Journal*  
*Monday, May 27, 1994*  
**Entertainment Checklist**

**Republican**

**Democrat**

**U.S. House of Representatives**

**1st District**

Steve Hamrick  
☒ ED WHITFIELD

Charles T. Bankan  
☒ TOM BARLOW (D)  
 Henry Lackey

**2nd District, Special Election**

Ron Lewis

☒ JOE PRATHER

**3rd District**

Tim Hardy  
 Tommy Klein  
☒ SUSAN STOKES

Raymond Abbott  
 David Blank  
 Dolores Delahanty  
 Gerry Ellis  
 Burrell Farnley  
 Richard Fenzel  
 Barbara Gregg (w)  
 Landis Jones  
 Shelby Lanier  
 Charles Owen  
☒ MIKE WARD  
 Bill Wilson

**Kentucky General Assembly**

**36th Senate District**

☒ FAITH MERCKE  
 Julie Carmen Rose

**38th Senate District**

Don "Melano" Seum  
☒ VIRGINIA WOODWARD

**34th House District**

Ken Herndon  
☒ MARY LOU MARZIAN (D)

**44th House District**

☒ JONI JENKINS  
 Don "Buster" Lampton  
 Frank Stanley

**The Courier-Journal**

A GANNETT NEWSPAPER  
 Founded 1885

*Louisville, Ky*  
*525 W. Broadway*  
*Louisville, Ky*  
*40202*

Edward E. Mansbach,  
 president and publisher  
 David V. Hanson, editor

Stephen J. Ford, managing editor  
 Rochelle Wiley, deputy managing editor  
 Arthur B. Peck Jr. and Brenda Dean,  
 assistant managing editors  
 William C. Ellison Jr. and Mervin Asenbaugh,  
 associate editors

Kath L. Runyon, editor of opinion pages  
 Edward A. Bennett, editor of editorials  
 Scott Smith, chief editorial writer  
 Warren Buckler, Laurel Shashiford,  
 Jill Johnson Kennedy and  
 Betty Winston Boyd, editorial writers  
 Hugh Hamble and Mark Anderson, cartoonists  
 Fletcher J. Clarke, associate editor of The  
 Forum

94043590172



A portrait of Rep. Mike Ward, celebrating victory with his wife, daughter, and son. Ward is on the right, with his wife on the left and his son in the center.

## Ward for Congress

**T**WO years ago, the Kentucky delegation to the U. S. House of Representatives had a total of 120 years of seniority. Next January, when the 90th Congress convenes, the Kentucky delegation will have, at most, only 26 years of combined experience. At least two members will be freshmen.

One of these freshmen will succeed Monahan Marshall. Rep. Marshall is retiring after a distinguished 12-term career representing Kentucky's 3rd District, which includes most of Jefferson County.

In choosing his replacement, voters should look for a candidate with a record of political achievement, a commitment to public service and an ability to operate effectively in a legislative body. Rep. Marshall's successor will be a newcomer to Congress, but he or she need not be — and, if we care about effective representation, should not be — a political amateur.

Among the 11 candidates seeking the Democratic nomination, former state Rep. Mike Ward clearly is the most qualified, the most promising — and, for Democrats who take their party affiliation seriously, the most likely to keep this seat in the Democratic column.

During his five years in the General Assembly, Mr. Ward was a major player, someone who set ambitious goals for himself, and in most cases reached them.

As a freshman in Frankfort, he pushed successfully for a "no-pass, no-drive" bill that later became law. He pushed for that most prized possession of the American teen-ager, a driver's license. Three years after that bill became law, the number of 16- and 17-year-olds in Jefferson County who failed two or more classes dropped by 40 percent.

Mr. Ward was also, during his freshman term, a solid supporter of KERA, the Kentucky Education Reform Act. And he pushed a living will law that lets Kentuckians express their wishes regarding medical treatment should they become terminally ill.

In Frankfort, he supported a ban

on assault weapons, and he'd do so again in Congress. And he laid the groundwork for the legislature's passage this year of a mandatory seat-belt law.

Mike Ward comes from a public spirited and politically involved family. He served in the Peace Corps in the West African country of Gambia. He and his wife are deeply involved in this community, but he also has clear ideas about America's role in the world.

In terms of money and name recognition, Mr. Ward's main opponents in the Democratic primary are attorney and cable TV investor Charles Owen and social activist Delores Delaney. Both are intelligent, highly capable people with what appear to be the highest motives in running for Congress. But neither is in the same league with Mr. Ward. Neither has held elective office. Neither is accustomed to the give and take of legislative politics. Neither seems as familiar with the broad range of issues that would confront a member of Congress.

Mike Ward is the clear choice.

Two other candidates in the Democratic race deserve special mention, even though we aren't endorsing them. Attorney Gerry Ellis and U of L political science Professor Landis Jones are bright, appealing newcomers to elective politics.

Mr. Ellis is an unabashed liberal with a deep concern for the poor and for young people who are headed down the wrong road in life. She's not afraid to suggest that government can and should do more to help in need.

Mr. Jones is knowledgeable on a broad range of issues, and not just because of his academic background. He served in Washington in the Nixon and Carter administrations and was later a visiting professor at the U.S. Military Academy at West Point.

These are the sort of people who should be in politics. Though Mike Ward is our choice in this race, we hope to see a lot more of Gerry Ellis and Landis Jones in the future.



*Shelby County*  
*Guardian* **EDITORIALS**  
*May 22, 1994*

## Endorsement Checklist

*[Faint, mostly illegible text block]*

Republican

Democrat

### U.S. House of Representatives

#### 1st District

Steve Hamrick  
✓ ED WHITFIELD

Charles T. Banken  
✓ TOM BARLOW (D)  
Henry Lackey

#### 2nd District, Special Election

Ron Lewis

✓ JOE PRATHER

#### 3rd District

Tim Hardy  
Tommy Klein  
✓ SUSAN STOKES

Raymond Abbott  
David Blank  
Dolores Delahanty  
Gerry Ellis  
Burrell Farnsley  
Richard Fenzel  
Barbara Gregg (w)  
Landis Jones  
Shelby Lanier  
Charles Owen  
✓ MIKE WARD  
Bill Wilson

### Kentucky General Assembly

#### 36th Senate District

✓ FAITH MERCKE  
Julie Carman Rose

#### 38th Senate District

Dan "Maleno" Seum  
✓ VIRGINIA WOODWARD

#### 34th House District

Ken Hemdon  
✓ MARY LOU MARZIAN (D)

94043590173



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

JUNE 22, 1994

Richard W. Fenzel  
817 Browns Lane  
Louisville, KY 40207

RE: MUR 3992

Dear Mr. Fenzel:

This letter acknowledges receipt on June 20, 1994, of your complaint alleging possible violations of the Federal Election Campaign Act of 1971, as amended ("the Act"). The respondent(s) 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 3992. 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,

*Mary L. Taksar*

Mary L. Taksar, Attorney  
Central Enforcement Docket

Enclosure  
Procedures

94043590174





FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

JUNE 22, 1994

Edward E. Manassah  
President and Publisher  
The Courier-Journal  
525 West Broadway  
Louisville, KY 40202

RE: HUR 3992

Dear Mr. Manassah:

The Federal Election Commission received a complaint which indicates that The Courier-Journal 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 HUR 3992. 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 Courier-Journal 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.

94043590175



Edward E. Manassah  
President and Publisher  
The Courier-Journal  
Page 2

If you have any questions, please contact Joan McEnery at (202) 219-3400. For your information, we have enclosed a brief description of the Commission's procedures for handling complaints.

Sincerely,

Mary L. Taksar

Mary L. Taksar, Attorney  
Central Enforcement Docket

Enclosures

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

94043590176





**FEDERAL ELECTION COMMISSION**

WASHINGTON, D.C. 20463

JUNE 22, 1994

John A. Schaefer, Jr., Treasurer  
Susan B. Stokes for Congress  
P.O. Box 6714  
Louisville, KY 40206

RE: MUR 3992

Dear Mr. Schaefer:

The Federal Election Commission received a complaint which indicates that Susan B. Stokes for Congress ("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 3992. 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.

94043590177

John A. Schaefer, Jr., Treasurer  
Susan B. Stokes for Congress  
Page 2

If you have any questions, please contact Joan McEnery at (202) 219-3400. For your information, we have enclosed a brief description of the Commission's procedures for handling complaints.

Sincerely,

*Mary L. Taksar*

Mary L. Taksar, Attorney  
Central Enforcement Docket

Enclosures

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

94043590178





FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

JUNE 22, 1994

Donna Heitzman, Treasurer  
Ward for Congress  
1905 Deer Park Avenue  
Louisville, KY 40205

RE: MUR 3992

Dear Ms. Heitzman:

The Federal Election Commission received a complaint which indicates that Ward for Congress ("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 3992. 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.

94043590179

Donna Heitsman, Treasurer  
Ward for Congress  
Page 2

If you have any questions, please contact Joan McEnery at (202) 219-3400. For your information, we have enclosed a brief description of the Commission's procedures for handling complaints.

Sincerely,

*Mary L. Taksar*

Mary L. Taksar, Attorney  
Central Enforcement Docket

Enclosures

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

94043590180



WYATT, TARRANT & COMBS

CITIZENS PLAZA  
LOUISVILLE, KENTUCKY 40202

802 582-8238  
FAX: 802 582-0308

WRITER'S DIRECT DIAL NUMBER  
502 562-7318

RECEIVED  
FEDERAL ELECTION COMMISSION  
ADMINISTRATIVE DIVISION  
JUN 1 10 54 AM '94

June 30, 1994

VIA EXPRESS MAIL

Lawrence M. Noble, Esq.  
General Counsel  
Federal Election Commission  
999 E. Street, N.W.  
Washington, D.C. 20463

Re: MUR 3992

Dear Mr. Noble:

This firm represents Courier-Journal and Louisville Times Co. ("Courier-Journal"), which publishes The Courier-Journal, a daily newspaper in Louisville, Kentucky. This letter is in response to the above-referenced complaint filed by Richard W. Fenzel, an unsuccessful candidate in the May 24, 1994 Democratic primary election for Kentucky's Third District seat in the United States House of Representatives. Courier-Journal's designation of counsel in that matter is enclosed.

Mr. Fenzel's complaints are (1) that the newspaper's editorial and news pages failed to give each candidate equal coverage and (2) that a listing of all candidates on the newspaper's editorial page was in alphabetical order, instead of the order they would appear on the ballot, and did not list candidate's names, including middle initials, exactly as they would appear on the ballot. The complaint cites no laws or Federal Election Commission ("FEC") regulations which would make either practice illegal, and there are none. The file should be closed for that reason alone.

Any attempt to regulate the newspaper's editorials or news coverage would, of course, run afoul of the First Amendment to the United States Constitution. Two decisions of the United States Supreme Court, Mills v. Alabama, 384 U.S. 214 (1966), and Miami Herald Publishing Co. v. Tornillo, 418 U.S. 241 (1974), make that crystal clear, holding that legislative regulations or restrictions on advocacy of the election or defeat of political candidates or issues are squarely at odds with the guarantees of the First Amendment.

Lawrence M. Noble, Esq.  
June 29, 1994  
Page 2.

In Mills, the Court addressed the question whether "a State, consistently with the United States Constitution, can make it a crime for the editor of a daily newspaper to write and publish an editorial on election day urging people to vote a certain way on issues submitted to them." 384 U.S. at 215 (emphasis in original). The Court unanimously held that the Alabama statute which purported to make the publication of such editorials criminal was unconstitutional, stating that "[i]t is difficult to conceive of a more obvious and flagrant abridgment of the constitutionally guaranteed freedom of the press." Id. at 219. In language directly applicable to Mr. Fenzel's complaint, the Court continued:

We hold that no test of reasonableness can save a state law from invalidation as a violation of the First Amendment when that law makes it a crime for a newspaper editor to do no more than urge people to vote one way or another in a publicly held election.

Id. at 220. The prohibition of election day editorials invalidated in Mills is clearly a lesser intrusion on constitutional freedom than the regulation of political editorials and news coverage which Mr. Fenzel apparently believes is authorized by federal law. Because Mr. Fenzel's complaint seeks to "make it a crime for a newspaper editor to do no more than urge people to vote one way or another in a publicly held election", squarely in conflict with the Supreme Court's ruling in Mills, the complaint must be dismissed and the file closed.

The decision in Mills was reaffirmed in 1974 in the Tornillo decision. In Tornillo, the Supreme Court held that Florida could not constitutionally require a newspaper to make space available for a political candidate to reply to the newspaper's criticism. In this case, of course, The Courier-Journal voluntarily allowed each candidate it did not endorse to respond to the endorsement editorial, in accordance with a long-standing tradition. Mr. Fenzel complains that the newspaper did not offer enough space to unendorsed candidates. Because Tornillo squarely holds that the state cannot constitutionally require a newspaper to offer any such space, Mr. Fenzel's complaint about the amount of space he was offered is clearly without merit.

This is not the first time that Mr. Fenzel has raised his frivolous claims. In 1991, Mr. Fenzel filed a similar complaint with the Kentucky Registry of Election Finance. The complaint was dismissed at the Registry's September 18, 1991 meeting, with members citing the First Amendment protection afforded to newspaper articles and editorials.

24043590182



Lawrence M. Noble, Esq.  
June 29, 1994  
Page 3.

As Mills, Tornillo and a host of other Supreme Court decisions make clear, it is unconstitutional to impose criminal penalties for, or otherwise bar, limit, or regulate, newspaper editorials for or against political candidates or issues, or newspaper coverage of campaigns.<sup>1</sup> Because there is no reason to believe that the complaint sets forth a possible violation of the Federal Election Campaign Act of 1971, as amended, the FEC should close the file in the matter.

Respectfully submitted,

  
William H. Hollander

cc: Keith L. Runyon  
Enclosure

J:\MOLL\PEZEL.NES

<sup>1</sup>See, e.g., Austin v. Michigan Chamber of Commerce, 110 S.Ct. 1391, 1401-1402 (1990) (holding that the "unique societal role" of the press justifies exempting media corporations from the scope of political expenditure limitations) and F.C.C. v. League of Women Voters of California, 468 U.S. 364, 376, 104 S.Ct. 3106, 3115 (1984) (striking down ban on editorializing by noncommercial educational broadcasting stations and stating "[w]ere a similar ban on editorializing applied to newspapers or magazines, we would not hesitate to strike it down as violative of the First Amendment").

94043590183

STATEMENT OF DESIGNATION OF COUNSEL

NUR 3992

NAME OF COUNSEL: William Hollander; Wyatt, Tarrant and Combs

ADDRESS: Citizens Plaza

Louisville, Kentucky 40202

TELEPHONE: ( 502 ) 589-5235

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.

6/29/94

Date

Keith L. Runyon  
Signature

RESPONDENT'S NAME: Keith L. Runyon, Editor of Opinion Pages, The Courier-Journal

ADDRESS: 525 W. Broadway

Louisville, Kentucky 40202

TELEPHONE: HOME.

BUSINESS ( 502 ) 582-4594

94043590184



# Mike Ward

July 8, 1994

Lawrence M. Noble, Esq.  
General Counsel  
Federal Election Commission  
999 E Street, N.W.  
Washington, DC 20463

Re: MUR 3992

Dear Mr. Noble:

This letter is in response to the above-referenced complaint, received by me on July 29, 1994, which was filed by Richard W. Fenzel, an unsuccessful candidate in the May 24, 1994 Democratic primary election for Kentucky's Third District seat in the United States House of Representatives. Mr. Fenzel's complaint relates to actions of The Courier-Journal, a daily newspaper in Louisville, Kentucky, in its coverage of the primary election and in its editorial endorsement of Mike Ward.

There are no allegations in Mr. Fenzel's complaint which relate to any actions of the Ward for Congress Committee, me or Mike Ward, the successful candidate in the Democratic primary. Therefore, I would ask the Federal Election Commission to accept this letter as our response to this matter and close the file as to me, Mike Ward and the Ward for Congress committee.

Respectfully submitted,



Donna Heitzman  
Treasurer  
Ward for Congress Committee

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
ADMINISTRATIVE DIVISION  
JUL 11 11 29 AM '94

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OFFICE OF GENERAL  
COUNSEL  
JUL 11 2 36 PM '94

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# Independent joins House race, will woo conservatives

By RICK McDONOUGH  
Staff Writer

Richard Lewis, a former 3rd District Republican congressional candidate, is after the seat again. But this time he's running as an independent and hopes to siphon off conservative votes from Republican Susan Stokes and Democrat Miles Ward.

Lewis, a Louisville resident who is 46 and unemployed, filed for the office yesterday in Frankfort. He will be an anti-abortion candidate in a race where both major-party candidates support abortion rights.

Lewis is running as a member of the Taxpayers Party of Kentucky, a little-known national party that fielded a presidential candidate in 1992. He expects to draw financial support from national conservative groups, including the National Rifle Association, Right-To-Life and the Eagle Forum.



Lewis

Lewis' campaign will take votes from Stokes, said conservative Republican Tim Hardy, who lost to Stokes in the May primary.

Hardy said he's not supporting Lewis, a former Hardy campaign aide, but he's leaving Lewis his former campaign headquarters.

Hardy, who drew 44 percent of the primary vote, predicted that nearly all of his supporters would back Lewis. That includes anti-abortion leader Frank Simon, who used mailings and phone banks to attack Stokes in the primary, calling her a child killer and comparing her to feminist Gloria Steinem and first lady Hillary Rodham Clinton.

Simon said he thinks Lewis can win and will mobilize his supporters to vote for him. "We will try to let people know that there is a pro-life, pro-family candidate running."

Simon organized a takeover of the local Republican Party convention in May, but yesterday he said his loyalties to the party have faded.

"The issue means more than the party to me, really," Simon said. "I'm going to work

for people who believe in the sanctity of life. ... I don't care if they're Democrats or Republicans or independents."

WEDNESDAY, JULY 8, 1994

## Independent joins race

Continued from Page B1

Lewis ran a distant second to Stokes in the Republican congressional primary two years ago. He changed his registration to independent a short time later.

The last job he could remember holding was as an interim manager in the Jefferson County clerk's office. That was four years ago. He said he's held many jobs and has learned to manage money well.

A gun enthusiast, Lewis developed a high-velocity pistol rifle several years ago, but he said he hasn't been able to manufacture it because he can't get product liability insurance. He said he would support tort reform in Congress to help cut the cost of business insurance.

Stokes said Lewis is "an overzealous individual who does not bring the proper credentials to run for Congress at this time." She said much the same thing about Hardy during the primary.

Stokes suggested that Ward may have recruited Lewis to run. Ward and Lewis denied that.

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COMMISSION  
OFFICE OF GENERAL  
COUNSEL

JUL 8 4 52 PM '94

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Susan B. Stokes  
440 County Lane  
Louisville, Kentucky 40207

I am not designating  
a counsel because I do  
not believe we are part  
of the charges.

Susan B. Stokes

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# STOKES

## CONGRESS

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
ADMINISTRATIVE DIVISION

June 28, 1994

JUL 11 1 14 PM '94

JUL 11 3 28 PM '94

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
OFFICE OF GENERAL  
COUNSEL

Ms. Mary L. Taskar, Attorney  
Central Enforcement Docket  
Federal Election Commission  
999 E. Street, NW  
Washington, DC 20463

Dear Ms. Taskar,

The Primary Election for Kentucky's 3rd Congressional District had 14 candidates -- 3 Republicans and 11 Democrats. While it was frustrating for 13 of the campaigns that the media and newspaper coverage was uneven it was mostly the result of the magnitude of the project.

We all would have appreciated the same space and attention the *Courier-Journal* gave to Mike Ward, but the reality of the Editor being a personal friend of Mr. Ward's family made that an unrealistic expectation from the beginning. It was very important that candidates be able to send their own message and not all candidates had the financial means to do so.

While we understand Mr. Fenzel's frustration and even share some of it, we believe in the freedom of the press and would not encourage infringement on that important right in our country.

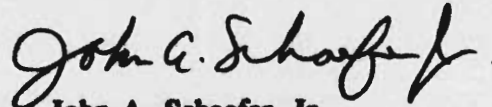
We had nothing to do with the *Courier-Journal's* decisions on election coverage and were covered less adequately in news stories than three of the Democratic candidates. We do not read the complaint (MUR 3992) as a complaint against the Susan B. Stokes for Congress Committee but one against the *Courier-Journal* newspaper.

If you have any further questions, we would welcome an opportunity to talk with you. It is important that the election laws be enforced and upheld and we hope you will complete your inquiry in a timely manner and notify us of your decision.

Sincerely,



Susan B. Stokes  
Candidate  
Kentucky's 3rd District



John A. Schaefer, Jr.  
CPA, Treasurer  
Susan B. Stokes for Congress Comm.

P.O. Box 6714  
Louisville, Kentucky 40206  
(502) 897-7977



STATEMENT OF DESIGNATION OF COUNSEL

MUR 3992

NAME OF COUNSEL: \_\_\_\_\_

ADDRESS: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

TELEPHONE: (\_\_\_\_) \_\_\_\_\_

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.

Date \_\_\_\_\_

Signature \_\_\_\_\_

RESPONDENT'S NAME: Susan B. Stokes

ADDRESS: P.O. Box 6714

Louisville, KY 40207

TELEPHONE: HOME

BUSINESS (502) 897-7977

94043590189

BEFORE THE FEDERAL ELECTION COMMISSION

SEP 22 9 43 AM '94

In the Matter of

)  
) Enforcement Priority  
)

**GENERAL COUNSEL'S MONTHLY REPORT**

**I. INTRODUCTION**

This report is the first Enforcement Priority System Monthly Report.<sup>1</sup> The purpose of this August Monthly Report is to recommend that the Commission no longer pursue the identified lower priority and stale cases.

**II. CASES RECOMMENDED FOR CLOSING**

**A. Cases Not Warranting Further Pursuit Relative to Other Cases Pending Before the Commission**

A critical component of the Priority System is identifying those pending cases that do not warrant the further expenditure of resources. Each incoming matter is evaluated using Commission approved criteria

By closing such cases the Commission is

1. Prior to this report, Enforcement Priority System reports were done on a quarterly basis. However, on July 19, 1994, the Commission decided to change the reporting frequency from quarterly to monthly. Because this Office needed sufficient time to implement the change in reporting frequency, the August Monthly Report includes cases for July and August. In the future, the Monthly Report will reflect one month's activity.

Additionally, this Office previously indicated to the Commission that at the end of each quarter, we will provide a statistical recap for the activity that occurred during the quarter. Sometime in early October, this Office will provide a report for third quarter activity.

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able to use its limited resources to focus on more important cases.

Having evaluated incoming matters, this Office has identified 16 cases which do not warrant further pursuit relative to the other pending cases.<sup>2</sup> A short description of each case and the factors leading to assignment of a relatively low priority and consequent recommendation not to pursue each case is attached to this report. See Attachments 1-16. For the Commission's convenience, the narratives for externally-generated matters are immediately followed by the complaint and response(s) and the narratives for internally-generated matters are immediately followed by the referral or sua sponte submission.

#### B. Stale Cases

Investigations are severely impeded and require relatively more resources when the activity and evidence are old. Consequently, the Office of General Counsel recommends that the Commission focus its efforts on cases involving more recent activity. Such efforts will also generate more impact on the current electoral process and are a more efficient allocation of our limited resources. To this end, this Office has identified 5 cases that

do not

2. These matters are: MUR 3963; MUR 3981; MUR 3982; MUR 3983; MUR 3989; MUR 3992; MUR 3993; MUR 3994; MUR 4006; MUR 4011; MUR 4015; MUR 4017; MUR 4020; MUR 4021; and PM 300.

94043590191

warrant further investment of significant Commission resources.<sup>3</sup> Since the recommendation not to pursue the identified cases is based on staleness, this Office has not prepared separate narratives for these cases. However, for the externally-generated matters, the complaint and response(s) are attached to the report and for internally-generated matters, the referral is attached. See Attachments 17-21.

94043590192

<sup>3</sup>. These matters are: NUR 3784; NUR 3788; RAD 93L-52, RAD 93NF-23, and PH 287.



**IV. RECOMMENDATIONS**

A. Decline to open a HUR, close the file, and approve the appropriate letter in the following matters:

- 1) RAD 93L-52
- 2) RAD 93NF-23
- 4) PH 287
- 5) PH 300

B. Take no action, close the file, and approve the appropriate letter in the following matters:

- 1) HUR 3784
- 2) HUR 3788
- 3) HUR 3963
- 4) HUR 3981
- 5) HUR 3982
- 6) HUR 3983
- 7) HUR 3989
- 8) HUR 3992
- 9) HUR 3993
- 10) HUR 3994
- 11) HUR 4006
- 12) HUR 4011
- 13) HUR 4015
- 14) HUR 4017
- 15) HUR 4020
- 16) HUR 4021

Date

9-21-94

Lawrence M. Noble  
General Counsel

*Lawrence M. Noble (L92)*

94043590193

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of  
Enforcement Priority

)  
) Agenda Document  
) #X94-94

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session on September 27, 1994, do hereby certify that the Commission decided by a vote of 6-0 to take the following actions in the above-captioned matter:

A. Decline to open a NUR, close the file, and approve the appropriate letter in the following matters:

- 1) RAD 93L-52;
- 2) RAD 93NF-23;
- 3) PH 287;
- 4) PH 300.

B. Take no action, close the file, and approve the appropriate letter in the following matters:

- 1) NUR 3784;
- 2) NUR 3788;
- 3) NUR 3963;
- 4) NUR 3981;
- 5) NUR 3982;
- 6) NUR 3983;
- 7) NUR 3989;

(continued)

94043590194



Federal Election Commission  
Certification: Enforcement Priority  
September 27, 1994

Page 2

- 8) MUR 3992;
- 9) MUR 3993;
- 10) MUR 3994;
- 11) MUR 4006;
- 12) MUR 4011;
- 13) MUR 4015;
- 14) MUR 4017;
- 15) MUR 4020;
- 16) MUR 4021.

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

Attest:

9-29-94  
Date

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

94043590195



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

SEP 29 1994

Richard W. Fenzel  
817 Browns Lane  
Louisville, KY 40207

RE: MUR 3992

Dear Mr. Fenzel:

On June 20, 1994, the Federal Election Commission received your complaint alleging certain violations of the Federal Election Campaign Act of 1971, as amended ("the Act").

After considering the circumstances of this matter, the Commission has determined to exercise its prosecutorial discretion and to take no action against The Courier-Journal, Susan B. Stokes for Congress and John A. Schaefer, Jr. as treasurer, and Ward for Congress and Donna Heitzman, as treasurer. See attached narrative. Accordingly, the Commission closed its file in this matter. This matter will become part of the public record within 30 days.

The Act allows a complainant to seek judicial review of the Commission's dismissal of this action. See 2 U.S.C. § 437g(a)(8).

Sincerely,

*Mary L. Taksar*

Mary L. Taksar, Attorney  
Central Enforcement Docket

Attachment  
Narrative

Date the Commission voted to close the file: SEP 27 1994

94043590196



NOR 3992  
COURIER-JOURNAL

Richard Fenzel filed a complaint alleging that The Courier-Journal published endorsements for Susan Stokes and Michael Ward, two Congressional candidates, and a sample ballot endorsement which resulted in depriving other candidates the opportunity for reasonable, equal responses. He further alleges that these actions impacted the outcome of the election.

In its response, The Courier-Journal, states that case law clearly indicates that it is unconstitutional to impose criminal penalties for or to otherwise bar, limit, or regulate, newspaper editorials for or against political candidates or issues, or newspapers coverage of campaigns and therefore, there is no reason to believe that it violated FECA. The Ward for Congress Committee states that the actions in question are those of the Courier-Journal and not those of the Ward Committee. The Susan Stokes for Congress Committee states that it had no involvement in the Courier-Journal's decisions on election coverage.

This matter involves less significant issues relative to the other issues pending before the Commission.

94043590197



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

SEP 29 1994

William H. Hollander  
Wyatt, Tarrant and Combs  
Citizens Plaza  
Louisville, KY 40202

RE: MUR 3992  
The Courier-Journal

Dear Mr. Hollander:

On June 22, 1994, the Federal Election Commission notified your client of a complaint alleging certain violations of the Federal Election Campaign Act of 1971, as amended. A copy of the complaint was enclosed with that notification.

After considering the circumstances of this matter, the Commission has determined to exercise its prosecutorial discretion and to take no action against The Courier-Journal. See attached narrative. Accordingly, the Commission closed its file in this matter.

The confidentiality provisions of 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 prior to receipt of your additional materials, any permissible submissions will be added to the public record when received.

If you have any questions, please contact Alva E. Smith at (202) 219-3400.

Sincerely,

*Mary L. Taksar*  
Mary L. Taksar, Attorney  
Central Enforcement Docket

Attachment  
Narrative

Date the Commission voted to close the file: SEP 27 1994

94043590198



Richard Fenzel filed a complaint alleging that The Courier-Journal published endorsements for Susan Stokes and Michael Werd, two Congressional candidates, and a sample ballot endorsement which resulted in depriving other candidates the opportunity for reasonable, equal responses. He further alleges that these actions impacted the outcome of the election.

In its response, The Courier-Journal, states that case law clearly indicates that it is unconstitutional to impose criminal penalties for or to otherwise bar, limit, or regulate, newspaper editorials for or against political candidates or issues, or newspapers coverage of campaigns and therefore, there is no reason to believe that it violated FECA. The Ward for Congress Committee states that the actions in question are those of the Courier-Journal and not those of the Ward Committee. The Susan Stokes for Congress Committee states that it had no involvement in the Courier-Journal's decisions on election coverage.

This matter involves less significant issues relative to the other issues pending before the Commission.

94043590199



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20461

SEP 29 1994

John A. Schaefer, Jr., Treasurer  
Susan B. Stokes for Congress  
P.O. Box 6714  
Louisville, KY 40206

RE: MUR 3992

Dear Mr. Schaefer:

On June 22, 1994, the Federal Election Commission notified you of a complaint alleging certain violations of the Federal Election Campaign Act of 1971, as amended. A copy of the complaint was enclosed with that notification.

After considering the circumstances of this matter, the Commission has determined to exercise its prosecutorial discretion and to take no action against Susan B. Stokes for Congress and you, as treasurer. See attached narrative. Accordingly, the Commission closed its file in this matter.

The confidentiality provisions of 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 prior to receipt of your additional materials, any permissible submissions will be added to the public record when received.

If you have any questions, please contact Alva E. Smith at (202) 219-3400.

Sincerely,

*Mary L. Taksar*

Mary L. Taksar, Attorney  
Central Enforcement Docket

Attachment  
Narrative

Date the Commission voted to close the file: SEP 27 1994

94043590200



NUR 3992  
COURIER-JOURNAL

Richard Fenzel filed a complaint alleging that The Courier-Journal published endorsements for Susan Stokes and Michael Ward, two Congressional candidates, and a sample ballot endorsement which resulted in depriving other candidates the opportunity for reasonable, equal responses. He further alleges that these actions impacted the outcome of the election.

In its response, The Courier-Journal, states that case law clearly indicates that it is unconstitutional to impose criminal penalties for or to otherwise bar, limit, or regulate, newspaper editorials for or against political candidates or issues, or newspapers coverage of campaigns and therefore, there is no reason to believe that it violated FECA. The Ward for Congress Committee states that the actions in question are those of the Courier-Journal and not those of the Ward Committee. The Susan Stokes for Congress Committee states that it had no involvement in the Courier-Journal's decisions on election coverage.

This matter involves less significant issues relative to the other issues pending before the Commission.

94043590201



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

SEP 29 1994

Donna Heitzman, Treasurer  
Ward for Congress  
1905 Deer Park Avenue  
Louisville, KY 40205

RE: MUR 3992

Dear Ms. Heitzman:

On June 22, 1994, the Federal Election Commission notified you of a complaint alleging certain violations of the Federal Election Campaign Act of 1971, as amended. A copy of the complaint was enclosed with that notification.

After considering the circumstances of this matter, the Commission has determined to exercise its prosecutorial discretion and to take no action against Ward for Congress and you, as treasurer. See attached narrative. Accordingly, the Commission closed its file in this matter.

The confidentiality provisions of 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 prior to receipt of your additional materials, any permissible submissions will be added to the public record when received.

If you have any questions, please contact Alva E. Smith at (202) 219-3400.

Sincerely,

*Mary L. Takser*

Mary L. Takser, Attorney  
Central Enforcement Docket

Attachment  
Narrative

Date the Commission voted to close the file: SEP 27 1994

94043590202



NDR 3992

COURIER-JOURNAL

Richard Fensel filed a complaint alleging that The Courier-Journal published endorsements for Susan Stokes and Michael Ward, two Congressional candidates, and a sample ballot endorsement which resulted in depriving other candidates the opportunity for reasonable, equal responses. He further alleges that these actions impacted the outcome of the election.

In its response, The Courier-Journal, states that case law clearly indicates that it is unconstitutional to impose criminal penalties for or to otherwise bar, limit, or regulate, newspaper editorials for or against political candidates or issues, or newspapers coverage of campaigns and therefore, there is no reason to believe that it violated FECA. The Ward for Congress Committee states that the actions in question are those of the Courier-Journal and not those of the Ward Committee. The Susan Stokes for Congress Committee states that it had no involvement in the Courier-Journal's decisions on election coverage.

This matter involves less significant issues relative to the other issues pending before the Commission.

94043590203



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 3992

DATE FILMED <sup>17</sup>10-28-74 CAMERA NO. 2

CAMERAMAN JmH

94043590204





FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

Date: 10/11/94

☒ Microfilm  
☐ Public Records  
☐ Press

THE ATTACHED MATERIAL IS BEING ADDED TO CLOSED HUR 3992

94043590608

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
OFFICE OF GENERAL  
COUNSEL

OCT 11 3 25 PM '94

October 5, 1994

Mary L. Taksar, Attorney  
Federal Election Commission  
999 E. Street N.W.  
Washington, D.C. 20463

Dear Ms. Taksar:

RE: MUR 3992. Received your letter of Sept. 29th, on  
Oct. 3rd. relative to my complaint on June 20, stating that  
no action would be taken against The Courier-Journal etc.  
by the F.E.C.

Would you please me a copy of the complete file on this  
case, MUR 3992, so I can decide whether to seek judicial  
review of the Commission's dismissal of this action.

Sincerely,  
*R. W. Denzel*  
Richard W. Denzel  
817 Browns Ln  
Louisville, Ky. 40207  
(502) 895-4893

94043590609





**FEDERAL ELECTION COMMISSION**  
WASHINGTON, D.C. 20463

Date: 10/13/94

✓ Microfilm  
       Public Records  
       Press

THE ATTACHED MATERIAL IS BEING ADDED TO CLOSED NUR 392

14043590964



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

October 12, 1994

Richard W. Fenzel  
817 Browns Lane  
Louisville, KY 40207

RE: 3992

Dear Mr. Fenzel:

This letter is in regard to your letter dated October 5, 1994, which I received on October 11, 1994. Your letter requests a copy of the file in MUR 3992. I have forwarded your request to the Public Disclosure Division, the appropriate division to handle a request for a copy of the file once it has been placed on the public record. Please contact the Public Disclosure Division at 1-800-424-9530 regarding your request.

Sincerely,

*Mary L. Taksar*

Mary L. Taksar, Attorney  
Central Enforcement Docket

14043590965