



FEDERAL ELECTION COMMISSION  
WASHINGTON, D C 20463

THIS IS THE BEGINNING OF MUR # 4885

DATE FILMED 1223-94 CAMERA NO. 2

CAMERAMAN JMH

4043601694

## REPORTS ANALYSIS REFERRAL

TO

OFFICE OF GENERAL COUNSEL

DATE: August 15, 1994ANALYST: Jacques P. Andre'

## I. COMMITTEE:

Hiram Walker & Sons Inc. Political Action  
Committee (HIRAM WALKER PAC)  
(C00166926)  
Robert Edward Taylor, Treasurer  
(4/27/83 - Present)\*  
P.O. Box 33006  
Detroit, MI 48232-3006

## II. RELEVANT STATUTE:

2 U.S.C. §434(a)(4)(A)(i)  
11 CFR §104.5(c)(1)(i)(A)

## III. BACKGROUND:

## Failure to Timely File the 1994 April Quarterly Report

Hiram Walker & Sons Inc. Political Action Committee ("the Committee") failed to timely file the 1994 April Quarterly Report of Receipts and Disbursements covering the period from January 1, 1994 to March 31, 1994. The Committee was notified on March 22, 1994 that the report was due on April 15, 1994 (Attachment 2). A Non-Filer Notice was sent to the Committee on May 10, 1994 (Attachment 3).

On June 9, 1994, the Reports Analysis Division ("RAD") analyst called and left a message for the treasurer, Mr. Robert Taylor. The analyst told Mr. Taylor's office that the 1994 April Quarterly Report had not been received at the Commission. On June 10, 1994 Ms. Annette Benson, of Mr. Taylor's office, called the analyst and stated that there had been a change in staff, and that the report would be filed by June 17, 1994 (Attachment 4).

The report was subsequently filed on June 20, 1994 (Attachment 5).

---

\*The April Quarterly Report lists "L.C. Cuddeback" as the treasurer, although the Committee has filed no amendments to its Statement of Organization, designating a new treasurer.

4043601695

ELECTION COMMISSION  
 1993-1994  
 COMMITTEE INDEX OF DISCLOSURE DOCUMENTS - (c)

ATTACHMENT 1

12A0034

PAGE 1

COMMITTEE	DOCUMENT	RECEIPTS	DISBURSEMENTS	COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
						TYPE OF FILER
HIRAN WALKER & SONS INC POLITICAL ACTION COMMITTEE (HIRAN WALKER PAC)						
CONNECTED ORGANIZATION: HIRAN WALKER & SONS INC						
1993 MID-YEAR REPORT	5,115	19,750	1JAN93 -30JUN93	6	93PEC/850/1196	
YEAR-END	14,835	8,000	1JUL93 -31DEC93	9	94PEC/883/1186	
1994 APRIL QUARTERLY	0	15,100	1JAN94 -31MAR94	6	94PEC/903/2497	
NOTICE OF FAILURE TO FILE			1JAN94 -31MAR94	2	94PEC/890/1259	
JULY QUARTERLY	920	1,250	1APR94 -30JUN94	4	94PEC/907/0056	
TOTAL	20,870	0 44,100 0		27	TOTAL PAGES	

ID #C00166926 NON-PARTY QUALIFIED

All reports have been reviewed.  
 Ending cash-on-hand as of 6/3/094: \$6,828.69  
 Outstanding debts owed to or by the committee  
 as of 6/30/94: \$0

4043601696



# QUARTERLY REPORT NOTICE

## FEDERAL ELECTION COMMISSION

PARTIES AND PACS

March 22, 1994

REPORT	REPORTING PERIOD*	REG./CERT. MAILING DATE**	FILING DATE
April Quarterly	01/01/94-03/31/94	04/15/94	04/15/94

**WHO MUST FILE**

Party committees and PACs (nonconnected committees and separate segregated funds) filing on a quarterly basis must file a Quarterly Report in April.

**PRE-ELECTION REPORTING**

Committees which make contributions or expenditures (including independent expenditures) in connection with an election, must also file a Pre-Election Report, if the activity was not previously reported. See January 1994 Record.

**LAST-MINUTE INDEPENDENT EXPENDITURES**

Any PAC that makes independent expenditures in connection with an election may have to file a 24 hour report. This reporting requirement will be triggered if the committee makes independent expenditures aggregating \$1,000 or more after the 20th day, but more than 24 hours, before the election day.

**CHANGE IN FILING FREQUENCY**

Committees wishing to change their reporting schedule (for example, from quarterly to monthly) must notify the Commission in writing when they file their next report due under their current reporting schedule. Committees may change their filing frequencies no more than once per calendar year.

**LABEL**

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

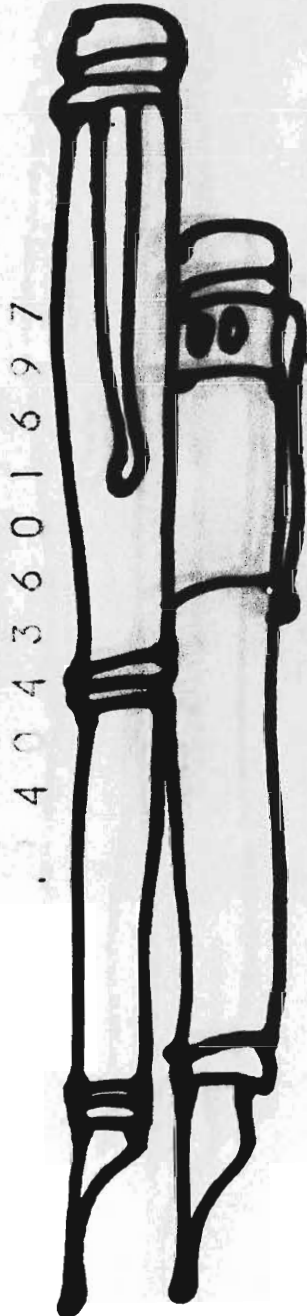
**COMPLIANCE**

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

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

\*\*Reports sent by registered or certified mail must be postmarked by the mailing date; otherwise, they must be received by the filing date.

FOR INFORMATION, Call: 800/424-9530 or 202/219-3420





**FEDERAL ELECTION COMMISSION**

WASHINGTON, DC 20463

Attachment 3

**RQ-7**

**May 10, 1994**

**Robert Edward Taylor, Treasurer  
Hiram Walker & Sons Inc. Political  
Action Committee (HIRAM WALKER PAC)  
P.O. Box 33006  
Detroit, MI 48232**

**Identification Number: C00166926**

**Reference: April Quarterly Report (1/1/94-3/31/94)**

**Dear Mr. Taylor:**

It has come to the attention of the Federal Election Commission ("the Commission") that your committee may be in violation of 2 U.S.C. §434(a) for failing to file the above referenced Report of Receipts and Disbursements. You were previously notified of the due date for this report.

It is important that you file this report immediately with the Federal Election Commission, 999 E Street, NW, Washington, DC 20463 (or with the Clerk of the House or the Secretary of the Senate, as appropriate). A copy of the report or its relevant portions should also be filed with the Secretary of State or equivalent state officer (see 11 CFR §§108.2, 108.3, 108.4).

Although the Commission may initiate an audit or legal enforcement action concerning this matter, your prompt response and a letter of explanation will be taken into consideration.

If you have any questions, please contact J.P. Andre' on our toll-free number (800) 424-9530. Our local number is (202) 219-3580.

**Sincerely,**

**John D. Gibson  
Assistant Staff Director  
Reports Analysis Division**

4043601698

TELECON

ANALYST: JACQUES P. ANDRE JR.  
CONTACT: MR. TAYLOR'S OFFICE (ANNETTE BENSON)  
COMMITTEE: HIRAM WALKER & SONS INC. PAC  
DATE: JUNE 9, 1994  
SUBJECT: 1994 APRIL QUARTERLY REPORT

I called HIRAM WALKER PAC to inform the treasurer that the Commission had not received the 1994 April Quarterly Report. I left the message on Mr. Taylor's voice mail.

DATE: JUNE 10, 1994

Received return phone call from Ms. Annette Benson in Mr. Taylor's office, to whom I repeated the message. She responded that there had been a change in staff, and that the report would be filed by June 17, 1994.

14043601699

## REPORT OF RECEIPTS AND DISBURSEMENTS

Attachment 5  
(1 of 3)For Other Than An Authorized Committee  
(Summary Page)USE FEC MAILING LABEL  
OR  
TYPE OR PRINT

1. NAME OF COMMITTEE (in full) <b>HIRAM WALKER &amp; SONS INC. POLITICAL ACTION COMMITTEE</b> <b>(HIRAM WALKER PAC)</b>	
ADDRESS (number and street)	<input type="checkbox"/> Check if different than previously reported
<b>P.O. Box 33006</b>	
CITY, STATE and ZIP CODE <b>DETROIT, MICHIGAN 48232-3006</b>	

## 2. FEC IDENTIFICATION NUMBER

**C00166926**3. ☒ This committee has qualified as a multicandidate committee. (see FEC FORM 1M)**qualified prior to January 1, 1994**

## 4. TYPE OF REPORT

(a) ☒ April 15 Quarterly Report☐ July 15 Quarterly Report☐ October 15 Quarterly Report☐ January 31 Year End Report☐ July 31 Mid Year Report (Non-election Year Only)☐ Termination Report

## Monthly Report Due On:

<input type="checkbox"/> February 20	<input type="checkbox"/> June 20	<input type="checkbox"/> October 20
<input type="checkbox"/> March 20	<input type="checkbox"/> July 20	<input type="checkbox"/> November 20
<input type="checkbox"/> April 20	<input type="checkbox"/> August 20	<input type="checkbox"/> December 20
<input type="checkbox"/> May 20	<input type="checkbox"/> September 20	<input type="checkbox"/> January 31

☐ Twelfth day report preceding \_\_\_\_\_  
(Type of Election)

election on \_\_\_\_\_ in the State of \_\_\_\_\_

☐ Thirtieth day report following the General Election on \_\_\_\_\_  
in the State of \_\_\_\_\_

(b) Is this Report an Amendment?

☐ YES☒ NO

SUMMARY		COLUMN A This Period	COLUMN B Calendar Year-to-Date
5. Covering Period	<b>DL 10/1/94 through 03/31/94</b>		
6. (a) Cash on Hand January 1, 1994			<b>\$ 22,258.69</b>
(b) Cash on Hand at Beginning of Reporting Period		<b>\$ 22,258.69</b>	
(c) Total Receipts (from Line 19)		<b>\$ 0.00</b>	<b>\$ 0.00</b>
(d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)		<b>\$ 22,258.69</b>	<b>\$ 22,258.69</b>
7. Total Disbursements (from Line 30)		<b>\$ 15,100.00</b>	<b>\$ 15,100.00</b>
8. Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))		<b>\$ 7,158.69</b>	<b>\$ 7,158.69</b>
9. Debts and Obligations Owed TO the Committee (Itemize all on Schedule C and/or Schedule D)		<b>\$</b>	For further information contact: Federal Election Commission 999 E Street, NW Washington, DC 20463 Toll Free 800-424-6530 Local 202-219-3420
10. Debts and Obligations Owed BY the Committee (Itemize all on Schedule C and/or Schedule D)		<b>\$</b>	
I certify that I have examined this Report and to the best of my knowledge and belief it is true, correct and complete.			
Type or Print Name of Treasurer <b>L.C. CUDDERBACK, TREASURER</b>			
Signature of Treasurer <i>L.C. Cudderback</i>			Date <b>JUN 14 1994</b>

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

--	--	--	--	--	--	--	--

FEC FORM 3X

(revised 9/93)

FE400101



# FILED SUMMARY PAGE OF RECEIPTS AND DISBURSEMENTS PAGE 2, FEC FORM 3X

(revised 1/1/91)

NAME OF COMMITTEE <u>HIRAM WALKER &amp; SONS INC.</u> <u>POLITICAL ACTION COMMITTEE (HIRAM WALKER PAC)</u>		REPORT COVERING PERIOD FROM <u>01/01/94</u> TO <u>03/31/94</u>	
		COLUMN A Total This Period	COLUMN B Calendar Year
<b>I. Receipts</b>			
11. Contributions (other than loans) From:			
a. Individual/Persons Other Than Political Committees			
i. Itemized (use Schedule A)	0.00	0.00	11(a)(i)
ii. Unitemized	0.00	0.00	11(a)(ii)
iii. Total (add i and ii) >	0.00	0.00	11(a)(iii)
b. Political Party Committees	0.00	0.00	11(b)
c. Other Political Committees (such as PACs)	0.00	0.00	11(c)
d. Total Contributions (add a ii, b and c) >	0.00	0.00	11(d)
12. Transfers From Affiliated/Other Party Committees	0.00	0.00	12
13. All Loans Received	0.00	0.00	13
14. Loan Repayments Received	0.00	0.00	14
15. Offsets To Operating Expenditures (Refunds, Rebates, etc.)	0.00	0.00	15
16. Refunds of Contributions Made to Federal Candidates and Other Political Committees	0.00	0.00	16
17. Other Federal Receipts (Dividends, Interest, etc.)	0.00	0.00	17
18. Transfers from Nonfederal Account for Joint Activity	0.00	0.00	18
19. Total Receipts (add 11d, 12, 13, 14, 15, 16, 17, and 18) >	0.00	0.00	19
20. Total Federal Receipts (subtract line 18 from line 19) >	0.00	0.00	20
<b>II. Disbursements</b>			
21. Operating Expenditures:			
a. Shared Federal/Non-Federal Activity (from Schedule H4)			
i. Federal Share	0.00	0.00	21(a)(i)
ii. Non-Federal Share	0.00	0.00	21(a)(ii)
b. Other Federal Operating Expenditures	0.00	0.00	21(b)
c. Total Operating Expenditures (add a i, a ii, and b) >	0.00	0.00	21(c)
22. Transfers to Affiliated/Other Party Committees	0.00	0.00	22
23. Contributions to Federal Candidates/Committees and Other Political Committees	15,100.00	15,100.00	23
24. Independent Expenditures (use Schedule E)	0.00	0.00	24
25. Coordinated Expenditures Made by Party Committees (2 U.S.C. 441a(d)) (use Schedule F)	0.00	0.00	25
26. Loan Repayments Made	0.00	0.00	26
27. Loans Made	0.00	0.00	27
28. Refunds of Contributions To:			
a. Individual/Persons Other Than Political Committees	0.00	0.00	28(a)
b. Political Party Committees	0.00	0.00	28(b)
c. Other Political Committees (such as PACs)	0.00	0.00	28(c)
d. Total Contribution Refunds (add a, b and c) >	0.00	0.00	28(d)
29. Other Disbursements	0.00	0.00	29
30. Total Disbursements (add 21c, 22, 23, 24, 25, 26, 27, 28d, and 29) >	15,100.00	15,100.00	30
31. Total Federal Disbursements (subtract line 21 a ii from line 30) >	15,100.00	15,100.00	31
<b>III. Net Contributions/Operating Expenditures</b>			
32. Total Contributions (other than loans)(from line 11d)	0.00	0.00	32
33. Total Contribution Refunds (from line 28d)	0.00	0.00	33
34. Net Contributions (other than loans)(subtract line 33 from 32)	0.00	0.00	34
35. Total Federal Operating Expenditures (add 21 a i and 21 b) >	0.00	0.00	35
36. Offsets to Operating Expenditures (from line 15)	0.00	0.00	36
37. Net Operating Expenditures (subtract line 36 from 35) >	0.00	0.00	37



**Federal Election Commission**  
**ENVELOPE REPLACEMENT PAGE**  
**FOR INCOMING DOCUMENTS**

The Commission has added this page to the end of this filing to indicate how it was received.

☐ Hand Delivered

DATE OF RECEIPT

☒ First Class Mail

POSTMARKED

6/14/94

☐ Registered/Certified Mail

POSTMARKED

☐ No Postmark☐ Postmark Illegible☐ Received from the House Office of Records  
and Registration

DATE OF RECEIPT

☐ Received from the Senate Office of Public  
Records

DATE OF RECEIPT

☐ Other (Specify):

POSTMARKED

and/or DATE OF RECEIPT

E.S.

PREPARER

6/20/94

DATE PREPARED

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
SECRETARY

Oct 6 10 1e AM '94

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

**FIRST GENERAL COUNSEL'S REPORT**

**SENSITIVE**

RAD Referral #94NF-7  
Staff Member: Stephan O. Kline

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

RESPONDENTS: Hiram Walker & Sons Inc. Political Action Committee  
Robert Edward Taylor, as treasurer

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

INTERNAL REPORTS CHECKED: Disclosure Reports  
Referral Materials

FEDERAL AGENCIES CHECKED: None

**I. GENERATION OF MATTER**

The Office of General Counsel received a referral from the Reports Analysis Division ("RAD") on August 15, 1994. Attachment

1. The basis for the attached referral is the failure of the Hiram Walker & Sons Inc. Political Action Committee and Robert Edward Taylor, as treasurer, ("Respondents") to file timely their 1994 April Quarterly Report.

**II. FACTUAL AND LEGAL ANALYSIS**

Based on the Factual and Legal Analysis, see Attachment 2, this Office recommends that the Commission find reason to believe Respondents violated 2 U.S.C. § 434(a)(4)(A)(i).

**III. DISCUSSION OF CONCILIATION AND CIVIL PENALTY**

4043601703

4043601704

**IV. RECOMMENDATIONS**

1. Open a MUR.
2. Find reason to believe that the Hiram Walker & Sons Inc. Political Action Committee and Robert Edward Taylor, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(i) and enter into conciliation prior to a finding of probable cause to believe.
3. Approve the attached Factual and Legal Analysis, conciliation agreement, and the appropriate letter.

Lawrence M. Noble  
General Counsel

October 5, 1994  
Date

BY:

Lois G. Lerner *g3*  
Lois G. Lerner  
Associate General Counsel

**Attachments:**

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

4043601705



BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

Hiram Walker & Sons Inc.  
Political Action Committee and  
Robert Edward Taylor, as treasurer.

) MUR 4085  
)  
) RAD Referral  
) #94NF-07

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on October 12, 1994, the Commission decided by a vote of 4-0 to take the following actions in RAD Referral #94NF-07:

1. Open a MUR.
2. Find reason to believe that the Hiram Walker & Sons, Inc. Political Action Committee and Robert Edward Taylor, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(i) and enter into conciliation prior to a finding of probable cause to believe.
3. Approve the Factual and Legal Analysis, Conciliation Agreement, and the appropriate letter, as recommended in the General Counsel's Report dated October 5, 1994.

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

Attest:

10-12-94  
Date

Delores Hardy  
for Marjorie W. Emmons  
Secretary of the Commission

Received in the Secretariat: Thurs., Oct. 6, 1994 10:18 a.m.  
Circulated to the Commission: Thurs., Oct. 6, 1994 11:00 a.m.  
Deadline for vote: Wed., Oct. 12, 1994 4:00 p.m.

esh

4043601706



**FEDERAL ELECTION COMMISSION**

WASHINGTON, D.C. 20463

October 17, 1994

**Robert Edward Taylor, Treasurer  
Hiram Walker & Sons Inc.  
Political Action Committee  
P.O. Box 33006  
Detroit, MI 48232-3006**

**RE: MUR 4085  
Hiram Walker & Sons Inc.  
Political Action Committee and  
Robert Edward Taylor, as  
treasurer**

**Dear Mr. Taylor:**

On October 12, 1994, the Federal Election Commission found that there is reason to believe the Hiram Walker & Sons Inc. Political Action Committee and you, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(i), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The Factual and Legal Analysis, which formed a basis for the Commission's finding, is attached for your information.

You may submit any factual or legal materials that you believe are relevant to the Commission's consideration of this matter. Please submit such materials to the General Counsel's Office within 15 days of your receipt of this letter. Where appropriate, statements should be submitted under oath. In the absence of additional information, the Commission may find probable cause to believe that a violation has occurred and proceed with conciliation.

In order to expedite the resolution of this matter, the Commission has also decided to offer to enter into negotiations directed towards reaching a conciliation agreement in settlement of this matter prior to a finding of probable cause to believe. Enclosed is a conciliation agreement that the Commission has approved.

If you are interested in expediting the resolution of this matter by pursuing preprobable cause conciliation and if you agree with the provisions of the enclosed agreement, please sign and return the agreement, along with the civil penalty, to the Commission. In light of the fact that conciliation negotiations, prior to a finding of probable cause to believe, are limited to a maximum of 30 days, you should respond to this notification as soon as possible.

14043601707

Mr. Taylor  
Page 2

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

If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form stating the name, address, and telephone number of such counsel, and authorizing such counsel to receive any notifications and other communications from the Commission.

This matter will remain confidential in accordance with 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A), unless you notify the Commission in writing that you wish the investigation to be made public.

For your information, we have attached a brief description of the Commission's procedures for handling possible violations of the Act. If you have any questions, please contact Stephan Kline, the attorney assigned to this matter, at (202) 219-3690.

For the Commission,

  
Trevor Potter  
Chairman

**Enclosures**

Factual and Legal Analysis  
Procedures  
Designation of Counsel Form  
Conciliation Agreement

14043601708

**FEDERAL ELECTION COMMISSION**

**FACTUAL AND LEGAL ANALYSIS**

**RESPONDENTS:** Hiram Walker & Sons Inc.                      **NUR 4085**  
Political Action Committee  
and Robert Edward Taylor,  
as treasurer

This matter was generated based on information ascertained by the Federal Election Commission ("the Commission") in the normal course of carrying out its supervisory responsibilities. See 2 U.S.C. § 437g(a)(2).

The Federal Election Campaign Act of 1971, as amended, ("the Act") requires treasurers of political committees other than authorized committees of a candidate to file periodic reports of receipts and disbursements. 2 U.S.C. § 434(a)(1). In any calendar year in which a regularly scheduled general election is held, all political committees that choose not to file on a monthly basis shall file quarterly reports which shall be filed no later than the 15th day after the last day of each calendar quarter, except that the report for the quarter ending on December 31 of such calendar year shall be filed no later than January 31 of the following calendar year.

2 U.S.C. § 434(a)(4)(A)(i).

The Hiram Walker & Sons Inc. Political Action Committee ("the Committee") is a political committee not authorized by any candidate and has elected to report on a quarterly basis. The treasurer is Robert Edward Taylor.

Pursuant to 2 U.S.C. § 434(a)(4)(a)(i), the due date for the

4043601709



committee's 1994 April Quarterly Report was April 15, 1994. On March 22, 1994, Respondents were notified that their 1994 April Quarterly Report was due on April 15, 1994. A Non-Filer Notice was sent to Respondents on May 10, 1994. Respondents filed their 1994 April Quarterly Report on June 20, 1994, 66 days late, disclosing receipts totaling \$0.00 and disbursements totaling \$15,100.

For these reasons, there is reason to believe that the Hiram Walker & Sons Inc. Political Action Committee and Robert Edward Taylor, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(i) by failing to file timely their 1994 April Quarterly Report.

4043601710

**HIRAM WALKER**

**& SONS, INC.**  
Please reply to:  
P.O. Box 33006  
Detroit, MI 48232

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
MAIL ROOM

Nov 16 11 02 AM '94

November 15, 1994

Nov 17 10 39 AM '94

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
OFFICE OF GENERAL  
COUNSEL

**BOURBON:**

Maker's Mark  
Walker's Deluxe

**CANADIAN WHISKIES:**

Canadian Club  
Canadian Club Classic  
Rich & Rare

**CHAMPAGNE:**

Lanson

**COGNAC:**

Courvoisier

**GIN:**

Beefeater

**IMPORTED LIQUEURS:**

Caroline's Irish Creams  
Drambuie  
Irish Mist  
Kahlua  
Klar Eis  
Madon  
Opal Nera  
Tusca

**LIQUEURS & SPECIALTIES:**

Hiram Walker Liqueurs  
Salvador's Margarita

**OTHER WHISKIES:**

Suntory Whiskies  
Quilmore Dew

**BRM:**

Lamb's Navy

**SCOTCH WHISKIES:**

Ballantine's  
Curry Sake  
Old Smuggler  
Teacher's

**SHERRY/PORT:**

Flavours

**SINGLE MALT WHISKIES:**

Laphroig  
The Glendronach

**TEQUILA:**

Arandas  
Two Fingers

**VODKA:**

Five Vodka Skandia

**WINES:**

Akadanta Plum Wine  
Black Tower

**Via Airborne Express**

Mr. Stephan O. Kline  
Federal Election Commission  
Washington, DC 20463

RE: **MUR 4085**  
**Hiram Walker & Sons, Inc.**  
**Political Action Committee**

Dear Mr. Kline:

Further to your letter of November 4, 1994, we enclose herewith Conciliation Agreement duly executed by myself as Chairman of the Hiram Walker PAC along with a check in the amount of \$1,100.

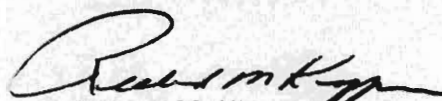
We are also enclosing the Statement of Organization amended to reflect Lawrence C. Cuddeback as Treasurer of the PAC.

We would appreciate your advice as to whether this Conciliation Agreement is accepted by the Commission. We note that your office has agreed to recommend approval of the Agreement.

Thank you for your cooperation.

Very truly yours,

HIRAM WALKER & SONS, INC.

  
Richard M. Kippen  
Senior Vice President

vb  
Encl.

cc L. Cuddeback

4043601712

**HIRAM WALKER & SONS INC.**

J 666695

National Bank of Detroit-Dearborn  
Dearborn, Michigan

Date: 94/11/09

74-1292  
724

**PAY**

One Thousand One Hundred and 00 /100th Dollars

TO  
THE  
ORDER  
OF

FEDERAL ELECTION COMMISSION  
WASHINGTON DC 20463  
USA

**PAY**  
HIRAM WALKER & SONS INC.

\$1,100.00

*G. H. Smith*

BY AUTHORIZED CORPORATE SIGNATOR

THE FACE OF THIS DOCUMENT HAS A COLORED BACKGROUND ON WHITE PAPER

⑈666695⑈ ⑆072412927⑆ 00095946⑈

4043601713





FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
OFFICE OF GENERAL  
COUNSEL

Nov 17 10 39 AM '94

11/16/94

TWO WAY MEMORANDUM

TO: OGC, Docket

FROM: Rosa E. Swinton  
Accounting Technician

SUBJECT: Account Determination for Funds Received

We recently received a check from Hiram Walker & Sons Inc, check number 666675, dated 11-09-94, and in the amount of \$1,100.00. 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 \$1,100.00 the MUR number is 4086 and in the name of Hiram Walker & Sons Inc, PAC. 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 MacFarland  
Signature

11-17-94  
Date

4043601714

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
SECRETARIAT

Nov 20 12 40 PM '94

**BEFORE THE FEDERAL ELECTION COMMISSION**

In the Matter of )

Hiram Walker & Sons Inc. )  
Political Action Committee )  
and L.C. Cuddeback, )  
as treasurer )

**SENSITIVE**

MUR 4085

**GENERAL COUNSEL'S REPORT**

**I. BACKGROUND**

The Federal Election Commission (the "Commission") found reason to believe that the Hiram Walker & Sons Inc. Political Action Committee and its treasurer (the "Respondents") violated 2 U.S.C. § 434(a)(4)(A)(i) by failing to file timely their 1994 April Quarterly Report. At the same time, the Commission determined to offer to enter into preprobable cause conciliation with those Respondents and approved an agreement

4043601715

4043601716

III. RECOMMENDATIONS

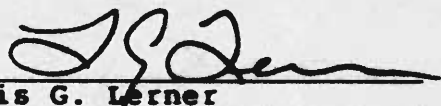
1. Find reason to believe that the Hiram Walker & Sons, Inc. Political Action Committee, and L.C. Cuddeback, as treasurer, violated 2 U.S.C. § 433(c).
2. Approve the attached conciliation agreement with the Hiram Walker & Sons, Inc. Political Action Committee, and L.C. Cuddeback, as treasurer.
3. Approve the appropriate letter.
4. Close the file.

Lawrence M. Noble  
General Counsel

Date

11-28-94

BY:

  
Lois G. Lerner  
Associate General Counsel

Attachments:

1. Conciliation Agreement
2. Statement of Organization
3. Copy of Civil Penalty Check

Staff Assigned: Stephan O. Kline

4043601717



BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

Hiram Walker & Sons Inc. Political  
Action Committee and L.C. Cuddeback,  
as treasurer.

)  
) MUR 4085  
)  
)  
)

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on December 1, 1994, the Commission decided by a vote of 6-0 to take the following actions in MUR 4085:

1. Find reason to believe that the Hiram Walker & Sons, Inc. Political Action Committee, and L.C. Cuddeback, as treasurer, violated 2 U.S.C. § 433(c).
2. Approve the conciliation agreement with the Hiram Walker & Sons, Inc. Political Action Committee, and L.C. Cuddeback, as treasurer, as recommended in the General Counsel's Report dated November 28, 1994.

(continued)

4043601718

3. Approve the appropriate letter, as recommended in the General Counsel's Report dated November 28, 1994.

4. Close the file.

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

Attest:

12-2-94  
Date

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

Received in the Secretariat:	Mon.,	Nov. 28, 1994	12:46 p.m.
Circulated to the Commission:	Mon.,	Nov. 28, 1994	4:00 p.m.
Deadline for vote:	Thurs.,	Dec. 01, 1994	4:00 p.m.

bjr

4043601719



**FEDERAL ELECTION COMMISSION**

WASHINGTON, D.C. 20461

*December 5, 1994*

**Richard Kippen, Esq.  
Hiram Walker & Sons Inc.  
Political Action Committee  
P.O. Box 33006  
Detroit, MI 48232-3006**

**RE: MUR 4085  
Hiram Walker & Sons Inc.  
Political Action Committee  
and L.C. Cuddeback,  
as treasurer**

**Dear Mr. Kippen:**

On December 1, 1994, the Federal Election Commission accepted the signed conciliation agreement and civil penalty submitted on behalf of the Hiram Walker & Sons Inc. Political Action Committee and L.C. Cuddeback, as treasurer, in settlement of violations of 2 U.S.C. §§ 433(c) and 434(a)(4)(A)(i), provisions 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.

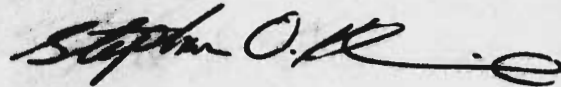
Information derived in connection with any conciliation attempt will not become public without the written consent of the respondents and the Commission. See 2 U.S.C. § 437g(a)(4)(B). The enclosed conciliation agreement, however, will become a part of the public record.

4043601720

Mr. Kippen  
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,



Stephan O. Kline  
Attorney

Enclosure  
Conciliation Agreement

4043601721



RECEIVED  
FEDERAL ELECTION  
COMMISSION  
OFFICE OF GENERAL  
COUNSEL  
Nov 17 10 39 AM '94

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 )  
Hiram Walker & Sons Inc. )  
Political Action Committee ) MUR 4085  
and L.C. Cuddeback, )  
as treasurer )  
 )

CONCILIATION AGREEMENT

This matter was initiated by the Federal Election Commission ("Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. The Commission found reason to believe that the Hiram Walker & Sons Inc. Political Action Committee and L.C. Cuddeback, as treasurer, ("Respondents") violated 2 U.S.C. § 433(c) and 2 U.S.C. § 434(a)(4)(A)(i).

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

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

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

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

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

4043601722

1. The Hiram Walker & Sons Inc. Political Action Committee (the "Committee") is a political committee within the meaning of 2 U.S.C. § 431(4) and is not an authorized committee of any candidate. It has elected to report on a quarterly basis.

2. The present treasurer of the Hiram Walker and Sons Inc. Political Action Committee is L.C. Cuddeback. Although Robert Edward Taylor was the "treasurer of record" for the Committee during the time period relevant to this matter, Mr. Cuddeback has acted as treasurer and signed the late-filed report at issue.

3. The Federal Election Campaign Act of 1971, as amended, (the "Act") requires each political committee to file a statement of organization. 2 U.S.C. § 433(a). Any changes in information previously submitted in the statement of organization shall be reported no later than 10 days after the date of the change. 2 U.S.C. § 433(c).

4. The Committee did not amend its statement of organization to reflect the change in treasurer within the required time period. The Committee has since amended its statement of organization designating L.C. Cuddeback as treasurer.

5. The Act also requires treasurers of political committees other than authorized committees of a candidate to file periodic reports of receipts and disbursements. 2 U.S.C. § 434(a)(1).

6. In any calendar year in which a regularly scheduled general election is held, all political committees that choose not to file on a monthly basis shall file quarterly reports which

40443601723

shall be filed no more than the 15th day after the last day of each calendar quarter, except that the report for the quarter ending on December 31 of such calendar year shall be filed no later than January 31 of the following calendar year. 2 U.S.C. § 434(a)(4)(A)(i).

7. Respondents' 1994 April Quarterly Report was due on April 15, 1994. 2 U.S.C. § 434(a)(4)(A)(i). On June 20, 1994, Respondents filed their 1994 April Quarterly Report, 66 days late, disclosing receipts totaling \$0.00 and disbursements totaling \$15,100.

V. 1. Respondents failed to file timely their 1994 April Quarterly Report, in violation of 2 U.S.C. § 434(a)(4)(A)(i).

2. Respondents failed to amend their statement of organization to reflect a change in treasurer within 10 days of when the change took place, in violation of 2 U.S.C. § 433(c).

VI. Respondents will pay a civil penalty to the Federal Election Commission in the amount of one thousand, one hundred dollars (\$1,100), 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

4043601724

approved the entire agreement.


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

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

FOR THE COMMISSION:

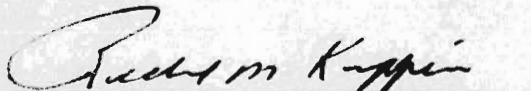
Lawrence M. Noble  
General Counsel

BY:

  
Lois G. Lerner  
Associate General Counsel

December 5, 1994  
Date

FOR THE RESPONDENTS:

  
Name Richard M. Kippen  
Position Chairman  
Hiram Walker & Sons, Inc.  
Political Action Committee

Nov. 15, 1994  
Date

4043601725





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

THIS IS THE END OF MUR # 4085

DATE FILMED 12-23-94 CAMERA NO. 9

CAMERAMAN JMH

4043601726