



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

THIS IS THE BEGINNING OF MUR # 4224

DATE FILMED 3/19/96 CAMERA NO. 2

CAMERAMAN SES

96043724932

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
OFFICE OF GENERAL  
COUNSEL

JUN 8 11 25 AM '95

7706 Tiverton Drive  
Springfield, VA 22152  
June 6, 1995

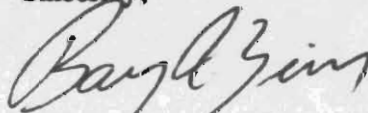
Federal Elections Commission  
Att: Enforcement section  
999 E Street, NW  
Washington, DC 20463

To Whom It May Concern:

In reviewing the individual contributor list for Congressman Eliot Engel I noted that an individual contributor appears to have exceeded the legal limit on primary election contributions. Dr. Robert Ross is recorded as contributing \$ 1,000 on February 10, 1994, designated 1994 primary contribution, and \$ 1,000 on June 10, 1993, designated 1994 primary contribution. Moreover, Dr. Ross contributed \$1,000 to the general election fund of the candidate. It would thus appear that the \$1,000 primary contribution of February 10, 1994 was accepted in violation of Federal Election law.

If this observation is correct, kindly apprise me of what enforcement action is contemplated.

Sincerely,

  
Barry R. Ziman

96043724933

**SCHEDULE A**

**ITEMIZED RECEIPTS**

Use this schedule for each category of the Detailed Summary Page

PAGE **2** OF **2**  
FOR LINE NUMBER **11a**

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

NAME OF COMMITTEE IN FULL

**Engel For Congress**

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
<b>Dr. Robert Ross</b> 300 E. 25th St. N.Y. N.Y. 10021	<b>Russ University</b>	<b>6/10/93</b>	<b>\$1000.00</b>
Receipt For: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation: <b>Res. dent</b> Aggregate Year-to-Date: <b>&gt; \$1300</b>		
<b>Jose A. Ray</b> 78-27 37th Ave. Jackson Hts. NY 11372	<b>self-employed</b>	<b>6/3/93</b>	<b>\$300.00</b>
Receipt For: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation: <b>Attorney</b> Aggregate Year-to-Date: <b>&gt; \$300</b>		
<b>Hajdar Bujroktari</b> 617 E. 18th St. Brooklyn NY 10455	<b>Bayrakdar Realty Co.</b>	<b>6/3/93</b>	<b>\$250.00</b>
Receipt For: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation: <b>Real Estate</b> Aggregate Year-to-Date: <b>&gt; \$250</b>		
<b>Salvatore Castorina</b> 2428 Boyck Ave. Brooklyn NY 10469	<b>self-employed</b>	<b>6/93</b>	<b>\$250.00</b>
Receipt For: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation: <b>Construction</b> Aggregate Year-to-Date: <b>&gt; \$250</b>		
<b>Elsie Keresztényi</b> 100 8th Avenue Brooklyn NY 10475	<b>Retired</b>	<b>5/16/93</b>	<b>\$250.00</b>
Receipt For: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation: Aggregate Year-to-Date: <b>&gt; \$250</b>		
<b>Mary O. Linda Hamey</b> 2330 North State Rd Briarcliff Manor NY 10512	<b>Sunbelt Distributing</b> Amherst - Bushy	<b>5/16/93</b>	<b>\$500.00</b>
Receipt For: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation: <b>Wholesale</b> V.P. Sales Administration Aggregate Year-to-Date: <b>&gt; \$500</b>		
<b>Dennis Mahiel</b> 115 Stevens Ave Valhalla NY 10597	<b>Four M Corp</b>	<b>5/24/93</b>	<b>\$500.00</b>
Receipt For: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation: <b>Chairman/C.E.O.</b> Aggregate Year-to-Date: <b>&gt; \$500</b>		

**SUBTOTAL** of Receipts This Page (optional)

**TOTAL** This Period (last page this line number only)

**\$3050.00**

96043724934  
11:3960

**SCHEDULE A**

**ITEMIZED RECEIPTS**

Use this schedule for each category of the Detailed Summary Page

PAGE 1 OF 2  
FOR LINE NUMBER 102

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

NAME OF COMMITTEE (in Full)

Engel For Congress

<b>A. Full Name, Mailing Address and ZIP Code</b> Anne Ross 300 E. 75 St. Apt 33J NY NY 10021	<b>Name of Employer</b> Housewife <b>Occupation</b> Housewife	<b>Date (month, day, year)</b> 2/10/94	<b>Amount of Each Receipt This Period</b> \$ 1000.00
<b>Receipt For:</b> <input type="checkbox"/> Other (specify): <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General	<b>Aggregate Year-to-Date</b> > \$ 1000		
<b>B. Full Name, Mailing Address and ZIP Code</b> Anne Ross 300 E. 75 St. Apt 33J NY NY 10021	<b>Name of Employer</b> Housewife <b>Occupation</b> Housewife	<b>Date (month, day, year)</b> 2/10/94	<b>Amount of Each Receipt This Period</b> \$ 1000.00
<b>Receipt For:</b> <input type="checkbox"/> Other (specify): <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General	<b>Aggregate Year-to-Date</b> > \$ 2000		
<b>C. Full Name, Mailing Address and ZIP Code</b> Dr. Robert Ross 300 E. 75 St NY NY 10021	<b>Name of Employer</b> Ross University <b>Occupation</b> Chairman	<b>Date (month, day, year)</b> 2/10/94	<b>Amount of Each Receipt This Period</b> \$ 1000.00
<b>Receipt For:</b> <input type="checkbox"/> Other (specify): <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General	<b>Aggregate Year-to-Date</b> > \$ 1000		
<b>D. Full Name, Mailing Address and ZIP Code</b> Dr. Robert Ross 300 E. 75 St N.Y. N.Y. 10021	<b>Name of Employer</b> Ross University <b>Occupation</b> Chairman	<b>Date (month, day, year)</b> 2/10/94	<b>Amount of Each Receipt This Period</b> \$ 1000.00
<b>Receipt For:</b> <input type="checkbox"/> Other (specify): <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General	<b>Aggregate Year-to-Date</b> > \$ 2000		
<b>E. Full Name, Mailing Address and ZIP Code</b> Steven M. Casaplin 323 A St. S.E. Washington DC 20003	<b>Name of Employer</b> The Dykster Stein Group <b>Occupation</b> President	<b>Date (month, day, year)</b> 3/2/94	<b>Amount of Each Receipt This Period</b> \$ 250.00
<b>Receipt For:</b> <input type="checkbox"/> Other (specify): <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General	<b>Aggregate Year-to-Date</b> > \$ 250		
<b>F. Full Name, Mailing Address and ZIP Code</b> Thomas B. Evans Jr. 1010 Wisconsin Ave. N.W. Washington DC 20007	<b>Name of Employer</b> Self Employed <b>Occupation</b> Lawyer, Consultant	<b>Date (month, day, year)</b> 3/22/94	<b>Amount of Each Receipt This Period</b> \$ 250.00
<b>Receipt For:</b> <input type="checkbox"/> Other (specify): <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General	<b>Aggregate Year-to-Date</b> > \$ 250		
<b>G. Full Name, Mailing Address and ZIP Code</b> Andrew E. Manotas 6856 Tulip Hill Ter Bethesda Md 20816	<b>Name of Employer</b> Manotas & Manotas <b>Occupation</b> Lobbyist	<b>Date (month, day, year)</b> 3/22/94	<b>Amount of Each Receipt This Period</b> \$ 250.00
<b>Receipt For:</b> <input type="checkbox"/> Other (specify): <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General	<b>Aggregate Year-to-Date</b> > \$ 250		

SUBTOTAL of Receipts This Page (optional)

\$4750.00

TOTAL This Period (last page this line number only)





FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20461

June 12, 1995

Barry R. Ziman  
7706 Tiverton Drive  
Springfield, VA 22152

Dear Mr. Ziman:

This is to acknowledge receipt on June 8, 1995, of your letter dated June 6, 1995. 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 did not contain a notarization on your signature and 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 him/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.

Please note that this matter will remain confidential for a 15 day period to allow you to correct the defects in your complaint. If the complaint is corrected and refiled within the 15 day period, the respondents will be so informed and provided a copy of the corrected complaint. The respondents will then have an additional 15 days to respond to the complaint on the merits. If the complaint is not corrected, the file will be closed and no additional notification will be provided to the respondents.

96043724936

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

Sincerely,

*Retha Dixon*

Retha Dixon  
Docket Chief

Enclosure

cc: Dr. Robert Ross  
Engel for Congress

96043724937

7706 Tiverton Drive  
Springfield, VA 22152  
June 14, 1995

MUR 4224

General Counsel  
Federal Elections Commission  
999 E. Street, NW  
Washington, DC 20463

Re: Complaint pursuant to 2 USC 437 g(a)(1)

JUN 15 11 42 AM '95

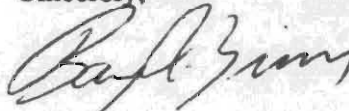
RECEIVED  
FEDERAL ELECTION  
COMMISSION  
OFFICE OF GENERAL

Dear General Counsel:

In reviewing the individual contributor list for Congressman Eliot Engel I noted that an individual contributor appears to have exceeded the legal limit on primary election contributions. Dr. Robert Ross is recorded as contributing \$1,000 on February 10, 1994, designated 1994 primary contribution, and \$1,000 on June 10, 1993, designated 1994 primary contribution. Moreover, Dr. Ross contributed \$1,000 to the general election fund of the candidate. It would thus appear that the \$1,000 primary contribution of February 10, 1994 was accepted in violation of Federal Election law which limits individual primary contribution to \$1,000 per election cycle.

I have attached copies of the pertinent schedule A reports for Congressman Engel. I have no additional information in support of this complaint.

Sincerely,



Barry R. Ziman

Subscribed and sworn before me this 15 day of June, 1995.

  
Notary

My Commission Expires September 30, 1999

96043724938

**SCHEDULE A**

**ITEMIZED RECEIPTS**

Use separate worksheets for each category of the Related Summary Page

PAGE 1 OF 2  
FOR LINE NUMBER 1102

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

NAME OF COMMITTEE (in Full)

*Engel For Congress*

<p>A. Full Name, Mailing Address and ZIP Code  <i>Anne Ross</i>  <i>300 E. 75 St. Apt 33J</i>  <i>NY NY 10021</i></p> <p>Receipt For: <input type="checkbox"/> Other (specify): <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General</p>	<p>Name of Employer  <i>Housewife</i></p> <p>Occupation  <i>Housewife</i></p> <p>Aggregate Year-to-Date &gt; \$ <i>1000</i></p>	<p>Date (month, day, year)  <i>2/10/94</i></p>	<p>Amount of Each Receipt (this Period)  <i>\$ 1000.00</i></p>
<p>B. Full Name, Mailing Address and ZIP Code  <i>Anne Ross</i>  <i>300 E. 75 St. Apt 33J</i>  <i>NY NY 10021</i></p> <p>Receipt For: <input type="checkbox"/> Other (specify): <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General</p>	<p>Name of Employer  <i>Housewife</i></p> <p>Occupation  <i>Housewife</i></p> <p>Aggregate Year-to-Date &gt; \$ <i>2000</i></p>	<p>Date (month, day, year)  <i>2/10/94</i></p>	<p>Amount of Each Receipt (this Period)  <i>\$ 1000.00</i></p>
<p>C. Full Name, Mailing Address and ZIP Code  <i>Dr. Robert Ross</i>  <i>300 E. 75 St</i>  <i>NY NY 10021</i></p> <p>Receipt For: <input type="checkbox"/> Other (specify): <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General</p>	<p>Name of Employer  <i>Ross University</i></p> <p>Occupation  <i>Chairman</i></p> <p>Aggregate Year-to-Date &gt; \$ <i>1000</i></p>	<p>Date (month, day, year)  <i>2/10/94</i></p>	<p>Amount of Each Receipt (this Period)  <i>\$ 1000.00</i></p>
<p>D. Full Name, Mailing Address and ZIP Code  <i>Dr. Robert Ross</i>  <i>300 E. 75 St</i>  <i>NY NY 10021</i></p> <p>Receipt For: <input type="checkbox"/> Other (specify): <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General</p>	<p>Name of Employer  <i>Ross University</i></p> <p>Occupation  <i>Chairman</i></p> <p>Aggregate Year-to-Date &gt; \$ <i>2000</i></p>	<p>Date (month, day, year)  <i>2/10/94</i></p>	<p>Amount of Each Receipt (this Period)  <i>\$ 1000.00</i></p>
<p>E. Full Name, Mailing Address and ZIP Code  <i>Steven M. Chaplin</i>  <i>323 A St. S.E.</i>  <i>Washington DC 20003</i></p> <p>Receipt For: <input type="checkbox"/> Other (specify): <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General</p>	<p>Name of Employer  <i>The Dyer Stein Group</i></p> <p>Occupation  <i>President</i></p> <p>Aggregate Year-to-Date &gt; \$ <i>250</i></p>	<p>Date (month, day, year)  <i>3/2/94</i></p>	<p>Amount of Each Receipt (this Period)  <i>\$ 250.00</i></p>
<p>F. Full Name, Mailing Address and ZIP Code  <i>Thomas B. Evans Jr.</i>  <i>1010 Wisconsin Ave NW</i>  <i>Washington DC 20007</i></p> <p>Receipt For: <input type="checkbox"/> Other (specify): <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General</p>	<p>Name of Employer  <i>Self Employed</i></p> <p>Occupation  <i>Lawyer, Consultant</i></p> <p>Aggregate Year-to-Date &gt; \$ <i>250</i></p>	<p>Date (month, day, year)  <i>3/22/94</i></p>	<p>Amount of Each Receipt (this Period)  <i>\$ 250.00</i></p>
<p>G. Full Name, Mailing Address and ZIP Code  <i>Andrew E. Monotas</i>  <i>6856 Tully Hill Terr.</i>  <i>Bethesda Md 20816</i></p> <p>Receipt For: <input type="checkbox"/> Other (specify): <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General</p>	<p>Name of Employer  <i>Monotas &amp; Monotas</i></p> <p>Occupation  <i>Lobbyist</i></p> <p>Aggregate Year-to-Date &gt; \$ <i>250</i></p>	<p>Date (month, day, year)  <i>3/22/94</i></p>	<p>Amount of Each Receipt (this Period)  <i>\$ 250.00</i></p>

SUBTOTAL of Receipts This Page (optional)

TOTAL This Period (last page this line number only)

*\$4750.00*

96043724959 HJFF-040-10-10



**ITEMIZED RECEIPTS**

PAGE 2 OF 17  
FOR LINE NUMBER 11

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

NAME OF COMMITTEE IN FULL

Erangel for Congress

<p>A. Full Name, Mailing Address and ZIP Code</p> <p>Dr. Robert Ross 300 E. 75 St. NY 10021</p> <p>Receipt For: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):</p>	<p>Name of Employer</p> <p>Russ University</p> <p>Occupation: President</p> <p>Aggregate Year-to-Date: \$ 1500</p>	<p>Date (month, day, year)</p> <p>6/10/93</p>	<p>Amount of Each Receipt this Period</p> <p>\$ 1000<sup>00</sup></p>
<p>B. Full Name, Mailing Address and ZIP Code</p> <p>Jose A. Ray 78-27 37th Ave. Jackson Hts. NY 11372</p> <p>Receipt For: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):</p>	<p>Name of Employer</p> <p>self-employed</p> <p>Occupation: Attorney</p> <p>Aggregate Year-to-Date: \$ 300</p>	<p>Date (month, day, year)</p> <p>6/3/93</p>	<p>Amount of Each Receipt this Period</p> <p>\$ 300<sup>00</sup></p>
<p>C. Full Name, Mailing Address and ZIP Code</p> <p>Majdary Gajroteri 617 E. 188 St. Bronx NY 10455</p> <p>Receipt For: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):</p>	<p>Name of Employer</p> <p>Bayreuther Realty Co.</p> <p>Occupation: Real Estate</p> <p>Aggregate Year-to-Date: \$ 250</p>	<p>Date (month, day, year)</p> <p>6/3/93</p>	<p>Amount of Each Receipt this Period</p> <p>\$ 250<sup>00</sup></p>
<p>D. Full Name, Mailing Address and ZIP Code</p> <p>Salvatore Castorina 2428 Bouch Ave. Bronx NY 10469</p> <p>Receipt For: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):</p>	<p>Name of Employer</p> <p>self-employed</p> <p>Occupation: construction</p> <p>Aggregate Year-to-Date: \$ 250</p>	<p>Date (month, day, year)</p> <p>6/93</p>	<p>Amount of Each Receipt this Period</p> <p>\$ 250<sup>00</sup></p>
<p>E. Full Name, Mailing Address and ZIP Code</p> <p>Elsie Keresztesy 100 8th Avenue Bronx NY 10455</p> <p>Receipt For: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):</p>	<p>Name of Employer</p> <p>Retired</p> <p>Occupation:</p> <p>Aggregate Year-to-Date: \$ 250</p>	<p>Date (month, day, year)</p> <p>5/16/93</p>	<p>Amount of Each Receipt this Period</p> <p>\$ 250<sup>00</sup></p>
<p>F. Full Name, Mailing Address and ZIP Code</p> <p>Mary B. Linda Hamey 2330 North State Rd. Briarcliff Manor NY 10512</p> <p>Receipt For: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):</p>	<p>Name of Employer</p> <p>Supp Distributing Anthony - Buck</p> <p>Occupation: Sales Administrator</p> <p>Aggregate Year-to-Date: \$ 500</p>	<p>Date (month, day, year)</p> <p>5/16/93</p>	<p>Amount of Each Receipt this Period</p> <p>\$ 500<sup>00</sup></p>
<p>G. Full Name, Mailing Address and ZIP Code</p> <p>Dennis Mahiel 115 Stevens Ave Valhalla NY 10595</p> <p>Receipt For: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):</p>	<p>Name of Employer</p> <p>Four M Corp</p> <p>Occupation: Chairman/C.E.O.</p> <p>Aggregate Year-to-Date: \$ 500</p>	<p>Date (month, day, year)</p> <p>5/16/93</p>	<p>Amount of Each Receipt this Period</p> <p>\$ 500<sup>00</sup></p>

**SUBTOTAL of Receipts This Page** (optional)

TOTAL Time Period (last page: the line number only)

3057.00



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

June 19, 1995

Barry R. Ziman  
7706 Tiverton Drive  
Springfield, VA 22152

RE: MUR 4224

Dear Mr. Ziman:

This letter acknowledges receipt on June 16, 1995, 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 4224. 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

96043724941



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

June 19, 1995

Charlotte Friedman, Treasurer  
Engel for Congress  
140-25 Asch Loop  
Bronx, NY 10475

RE: MUR 4224

Dear Ms. Friedman:

The Federal Election Commission received a complaint which indicates that Engel 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 4224. 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.

96043724942

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

Sincerely,

Mary S. Taksar

Mary L. Taksar, Attorney  
Central Enforcement Docket

Enclosures

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

cc: The Honorable Eliot L. Engel

96043724943





**FEDERAL ELECTION COMMISSION**

WASHINGTON, D.C. 20463

June 19, 1995

Dr. Robert Ross  
300 E. 75th Street  
New York, NY 10021

RE: MUR 4224

Dear Dr. Ross:

The Federal Election Commission received a complaint which indicates that you 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 4224. 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 you 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.

96043724944

If you have any questions, please contact Alva E. Smith 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

96043724945



**MWW/STRATEGIC COMMUNICATIONS, INC.**

**June 30, 1995**

**JUN 6 9 13 AM '95**

**RECEIVED  
FEDERAL ELECTION  
COMMISSION  
OFFICE OF GENERAL  
COUNSEL**

**General Counsel  
Federal Elections Commission  
999 E Street, NW  
Washington, D.C. 20463**

**Re: MUR 4224**

**Dear General Counsel:**

I am writing in response to your June 19, 1995 letter regarding a complaint registered against Dr. Robert Ross pursuant to 2 USC 437 g(a)(1) of the Federal Election Campaign Act. I have been designated as Dr. Robert Ross' Counsel on this matter (see the attached Counsel designation form).

According to Federal Election Commission records, Dr. Ross contributed \$1,000 on June 10, 1993, designated 1994 primary contribution; \$1,000 on February 10, 1994, designated 1994 primary contribution; and \$1,000 on February 10, 1994, designated 1994 general election. However, the June 10, 1993 contribution was supposed to be designated for Congressman Engel's 1992 campaign debt retirement fund. As such, Dr. Ross would have contributed \$1,000 for the 1992 campaign debt retirement fund, \$1,000 for the 1994 primary campaign, and \$1,000 for the 1994 general election. If the aforementioned contributions had been properly recorded, Dr. Ross would be in compliance with the Federal Election Campaign Act of 1971, as amended.

Until he received notice from the Federal Election Commission, Dr. Ross was not aware that he was in violation of Federal Election law. In order to remedy this situation, Dr. Ross sent the attached letter to Congressman Engel requesting a refund of \$1,000 for the 1994 primary campaign.

Dr. Ross did not intentionally violate Federal Election law, rather this was the result of an administrative error and he has taken appropriate measures to rectify the situation. Therefore, I do not believe any further investigation or sanctions are necessary to resolve this matter.

0604724946

Thank you for your time and attention to this important matter. If you have any questions or require further information, please do not hesitate to contact me.

Sincerely,

MWW/Strategic Communications

  
Jonathan Slade

26043724947



SENT BY:

JUN-28-1995 16:16

SENT BY:

6-28-95 3:42PM

AM STRATEGIC COMM

6-27-95 11:45AM

ROSS UNIVERSITY-

ROSS UNIVERSITY

202 296 4507: 2/ 2

202 296 4507 P.002/002

202 296 4507 P.002/002

**STATEMENT OF DESIGNATION OF COUNSEL**

NRN 4224

NAME OF COUNSEL: JONATHAN SLADE

ADDRESS: 1101 17TH STREET, #202

WASHINGTON, D.C. 20036

TELEPHONE: 202-296-6222

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.

6/28/95  
Date

Robert Ross  
Signature

RESPONDENT'S NAME: DR. ROBERT ROSS

ADDRESS: 300 E. 75TH STREET  
NEW YORK, NY 10021

HOME PHONE: 212-794-2917

BUSINESS PHONE: 212-279-5500

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
OFFICE OF GENERAL  
COUNSEL  
JUN 6 9 13 AM '95

96043724948

DRAFT

June 30, 1995

Eliot Engel for Congress  
501 Capitol Court  
#200  
Washington, D.C. 20002

Dear Congressman Engel:

Recently, it has come to my attention that an error was made in designating my contributions to your 1992 and 1994 campaigns.

The Federal Election Commission has informed me that the following contributions were recorded on my behalf to the Engel for Congress campaign: \$1,000 on June 10, 1993, designated 1994 primary contribution; \$1,000 on February 10, 1994, designated 1994 primary contribution; and \$1,000 on February 10, 1994, designated general election contribution. As a result, the \$1,000 primary contribution of February 10, 1994 was accepted in violation of Federal Election law which limits individual primary contributions to \$1,000 per election cycle.

In reviewing my files, I realized that the June 10, 1993 contribution was improperly recorded. It was my intention to contribute \$1,000 to Congressman Engel's 1992 debt retirement fund. In doing so, I would be in compliance with the Federal Election Campaign Act.

In order to avoid any sanctions from the Federal Election Commission, I am requesting that you refund me \$1,000 for the 1994 primary campaign.

I apologize for any inconvenience this situation has caused your campaign.

Thank you for your time and attention to this important matter. If you require further information, please do not hesitate to contact me.

Sincerely,

Dr. Robert Ross

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FEDERAL ELECTION  
COMMISSION  
OFFICE OF GENERAL  
COUNSEL

JUL 7 9 46 AM '95

Engel for Congress  
35 P.O. Box 60  
Bronx, N.Y. 10463

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
MAIL ROOM

JUL 7 9 04 AM '95

June 26, 1995

Mary Taksar, Esq.  
Central Enforcement Docket  
Federal Election Commission  
999 E Street NW  
Washington, DC 20463

Re: MUR 4224

Dear Ms. Taksar:

Enclosed please find a copy of our letter to Dr. Robert Ross regarding MUR 4224. An examination of the Engel for Congress records indicate a possible violation of contribution limits during the 1994 election cycle. As such we have refunded \$1000. to Dr. Ross.

Thank you for your consideration in this matter.

Very truly yours,



Charlotte B. Friedman  
Treasurer

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RECEIVED  
FEDERAL ELECTION  
COMMISSION  
OFFICE OF GENERAL  
COUNSEL

Engel for Congress  
P.O. Box 506 AM '95  
Bronx, N.Y. 10463

June 26, 1995


Dr. Robert Ross  
300 East 75th St.  
New York, N.Y. 10021

Dear Dr. Ross:

An examination of the records of the Engel for Congress Committee indicate that you may have contributed in excess of the legal limit during the 1994 election cycle. As such, I am enclosing a refund check from the Committee.

Please be assured that we greatly appreciate your continued support and apologize for any inconvenience.

Very truly yours,

  
Charlotte B. Friedman  
Treasurer

cc: FEC

96043724951



ENGEL FOR CONGRESS PRIMARY

2932

1-337/280

PAY  
TO THE  
ORDER OF

Dr. Robert Ross

6/26 1995

One Thousand Dollars  $\frac{00}{100}$

\$ 1000  $\frac{00}{100}$

DOLLARS



AMALGAMATED BANK OF NEW YORK  
2057 Madison Avenue, New York, N.Y. 10475

FOR

Refund

Charlotte B. Friedman

⑆002932⑆ ⑆026003379⑆ 21007340⑆

96043724952

Dr. Robert Ross  
300 East 75th Street  
Apt. 33 J  
New York, New York 10021

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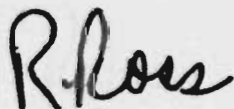
July 11, 1995

Charlotte B. Friedman  
Treasurer  
Engel for Congress  
P.O. Box 60  
Bronx, New York 10463

Dear Ms. Friedman:

Thank you for your letter dated June 26, 1995, and this will  
acknowledge receipt of your check for \$1,000.00.

Sincerely yours,



Dr. Robert Ross

96043724953

BEFORE THE FEDERAL ELECTION COMMISSION FEB 6 12 10 PM '96

In the Matter of

)  
) Enforcement Priority  
)

**SENSITIVE**

**GENERAL COUNSEL'S REPORT**

**I. INTRODUCTION**

This report is the General Counsel's Report to recommend that the Commission no longer pursue the identified lower priority and stale cases under the Enforcement Priority System.

**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 and cases that, based on their rating, do not warrant pursuit relative to other pending cases are placed in this category. By closing such cases, the Commission is able to use its limited resources to focus on more important cases.

Having evaluated incoming matters, this Office has identified 10 cases which do not warrant further pursuit relative to the other pending cases.<sup>1</sup> A short description of each case and the factors leading to assignment of a relatively

1. These matters are: MUR 4165 (Attachment 2); MUR 4187 (Attachment 3); MUR 4188 (Attachment 4); MUR 4199 (Attachment 5); MUR 4211 (Attachment 6); MUR 4212 (Attachment 7); MUR 4216 (Attachment 8); MUR 4224 (Attachment 9); MUR 4243 (Attachment 10); MUR 4245 (Attachment 11).

96043724954

low priority and consequent recommendation not to pursue each case is attached to this report. See Attachments 2-11. As the Commission requested, this Office has attached the responses to the complaints for the externally-generated matters and the referrals for matters referred by the Reports Analysis Division in instances where this information was not previously circulated. See Attachments 2-11.

#### 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 33 cases that

do not warrant further investment of significant Commission resources.<sup>2</sup>

2. These matters are: PH 308 (Attachment 12); RAD 94L-29 (Attachment 13); RAD 94L-34 (Attachment 14); RAD 94NF-10 (Attachment 15); RAD 94NF-13 (Attachment 16); MUR 4027 (Attachment 17); MUR 4028 (Attachment 18); MUR 4033 (Attachment 19); MUR 4042 (Attachment 20); MUR 4045 (Attachment 21); MUR 4047 (Attachment 22); MUR 4049 (Attachment 23); MUR 4057 (Attachment 24); MUR 4059 (Attachment 25); MUR 4062 (Attachment 26); MUR 4065 (Attachment 27); MUR 4066 (Attachment 28); MUR 4067 (Attachment 29); MUR 4069 (Attachment 30); MUR 4070 (Attachment 31); MUR 4077 (Attachment 32); MUR 4079 (Attachment 33); MUR 4086 (Attachment 34); MUR 4089 (Attachment 35); MUR 4095 (Attachment 36); MUR 4099 (Attachment 37); MUR 4102 (Attachment 38); MUR 4104 (Attachment 39); MUR 4111 (Attachment 40); MUR 4113 (Attachment 41); MUR 4117 (Attachment 42); MUR 4127 (Attachment 43); and MUR 4132 (Attachment 44).

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Since the recommendation not to pursue the identified cases is based on staleness, this Office has not prepared separate narratives for these cases. As the Commission requested, the responses to the complaints for the externally-generated matters and the referrals for the internally-generated matters are attached to the report in instances where this information was not previously circulated. See Attachments 12-44.

This Office recommends that the Commission exercise its prosecutorial discretion and no longer pursue the cases listed below in Section III.A and III.B effective February 13, 1996. By closing the cases effective February 13, 1996, CED and the Legal Review Team will respectively have the additional time necessary for preparing the closing letters and the case files for the public record.

### III. RECOMMENDATIONS

A. Decline to open a MUR and close the file effective February 13, 1996 in the following matters:

- 1) IPM 308
- 2) RAD 94L-29
- 3) RAD 94L-34
- 4) RAD 94NF-10
- 5) RAD 94NF-13

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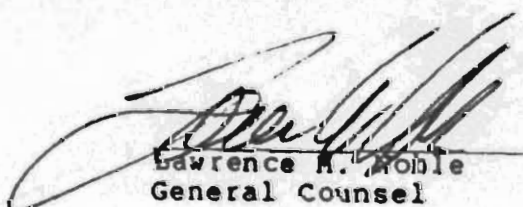
-4-

B. Take no action, close the file effective February 13, 1996, and approve the appropriate letter in the following matters:

- 1) MUR 4027
- 2) MUR 4028
- 3) MUR 4033
- 4) MUR 4042
- 5) MUR 4045
- 6) MUR 4047
- 7) MUR 4049
- 8) MUR 4057
- 9) MUR 4059
- 10) MUR 4062
- 11) MUR 4065
- 12) MUR 4066
- 13) MUR 4067
- 14) MUR 4069
- 15) MUR 4070
- 16) MUR 4077
- 17) MUR 4079
- 18) MUR 4086
- 19) MUR 4089
- 20) MUR 4095
- 21) MUR 4099
- 22) MUR 4102
- 23) MUR 4104
- 24) MUR 4111
- 25) MUR 4113
- 26) MUR 4117
- 27) MUR 4127
- 28) MUR 4132
- 29) MUR 4165
- 30) MUR 4187
- 31) MUR 4188
- 32) MUR 4199
- 33) MUR 4211
- 34) MUR 4212
- 35) MUR 4216
- 36) MUR 4224
- 37) MUR 4243
- 38) MUR 4245

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Date 2/6/96

  
Lawrence H. Noble  
General Counsel



Federal Election Commission  
Certification: Enforcement Priority  
March 6, 1996

Page 2

10) MUR 4062  
11) MUR 4065  
12) MUR 4066  
13) MUR 4067  
14) MUR 4069  
15) MUR 4070  
16) MUR 4077  
17) MUR 4079  
18) MUR 4086  
19) MUR 4089  
20) MUR 4095  
21) MUR 4099  
22) MUR 4102  
23) MUR 4104  
24) MUR 4111  
25) MUR 4113  
26) MUR 4117  
27) MUR 4127  
28) MUR 4132  
29) MUR 4165  
30) MUR 4187  
31) MUR 4188  
32) MUR 4199  
33) MUR 4211  
34) MUR 4212  
35) MUR 4216  
36) MUR 4224  
37) MUR 4243  
38) MUR 4245

(continued)

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Federal Election Commission  
Certification: Enforcement Priority  
March 5, 1996

Page 3

Commissioners Aikens, Elliott, McDonald, and Thomas  
voted affirmatively on the above-noted decisions.  
Commissioner McGarry was not present.

Attest:

3/7/96  
Date

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

96043724960





FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

March 7, 1996

**CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

Barry R. Ziman  
7706 Tiverton Drive  
Springfield, VA 22152

RE: MUR 4224

Dear Mr. Ziman:

On June 16, 1995, 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 respondents. See attached narrative. Accordingly, the Commission closed its file in this matter on March 5, 1996. 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* (jts)

Mary L. Taksar, Attorney  
Central Enforcement Docket

Attachment  
Narrative

96043724961

**HUR 4224**  
**ENGEL FOR CONGRESS**

Barry Ziman filed a complaint alleging that Dr. Robert Ross made an excessive contribution in the amount of \$1,000 to the Engel Committee for the 1994 primary election.

In response to the complaint, the Engel Committee states that it refunded the \$1,000 contribution to Dr. Ross. Dr. Ross responds that he requested a refund from the Committee and that the original contribution should have been designated for 1992 campaign debt retirement.

This matter involves a limited amount of money and is less significant relative to other matters pending before the Commission. Remedial action has been taken.

96043724962



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

March 7, 1996

Debby Linhardt, Treasurer  
Engel for Congress  
12 Harding Parkway  
Mt. Vernon, NY 10552

RE: MUR 4224

Dear Ms. Linhardt:

On June 19, 1995, the Federal Election Commission notified Charlotte Friedman, previous treasurer, 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 Engel for Congress and you, as treasurer. See attached narrative. Accordingly, the Commission closed its file in this matter on March 5, 1996.

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 (MRS)

Mary L. Taksar, Attorney  
Central Enforcement Docket

Attachment  
Narrative

Celebrating the Commission's 20th Anniversary

YESTERDAY, TODAY AND TOMORROW  
DEDICATED TO KEEPING THE PUBLIC INFORMED

96043724963

**HUR 4224**  
**ENGEL FOR CONGRESS**

Barry Ziman filed a complaint alleging that Dr. Robert Ross made an excessive contribution in the amount of \$1,000 to the Engel Committee for the 1994 primary election.

In response to the complaint, the Engel Committee states that it refunded the \$1,000 contribution to Dr. Ross. Dr. Ross responds that he requested a refund from the Committee and that the original contribution should have been designated for 1992 campaign debt retirement.

This matter involves a limited amount of money and is less significant relative to other matters pending before the Commission. Remedial action has been taken.

96043724964



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

March 7, 1996

Dr. Robert Ross  
30 E. 75th Street  
New York, NY 10021

RE: MUR 4224

Dear Dr. Ross:

On June 19, 1995, 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 you. See attached narrative. Accordingly, the Commission closed its file in this matter on March 5, 1996.

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 (423)

Mary L. Taksar, Attorney  
Central Enforcement Docket

Attachment  
Narrative

96043724965



HUR 4224  
ENGEL FOR CONGRESS

Barry Ziman filed a complaint alleging that Dr. Robert Ross made an excessive contribution in the amount of \$1,000 to the Engel Committee for the 1994 primary election.

In response to the complaint, the Engel Committee states that it refunded the \$1,000 contribution to Dr. Ross. Dr. Ross responds that he requested a refund from the Committee and that the original contribution should have been designated for 1992 campaign debt retirement.

This matter involves a limited amount of money and is less significant relative to other matters pending before the Commission. Remedial action has been taken.

96043724966



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

THIS IS THE END OF MUR # 4224

DATE FILMED 3/19/96 CAMERA NO. 2

CAMERAMAN SES

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