



FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

THIS IS THE BEGINNING OF MUR # 4641

DATE FILMED 1-12-98 CAMERA NO. 2

CAMERAMAN ES.

8043853356

MAY 23 3 15 '97

MUR 4641

May 21, 1997
1111 Forty Foot Road
Kulpsville, Pa. 19443

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

Dear General Counsel of the FEC:

I am writing as the complainant, Thomas M. Hollenbeck, to investigate the campaign loans made in April, 1994 to the Congressional campaign of Mr. Michael Becker who ran unsuccessfully in the 13th District.

We have attached to this request, a number of documents sent to Mr. Becker's campaign since these loans were disclosed in April 1994.

From information downloaded from the FEC website, two things I feel are in possible violation of FEC regulations: first, the amounts of the loan exceed FEC limits by approximately \$32,400 (\$1,000 being the maximum) and secondly, the appearance of complete disregard by Mr. Becker of numerous requests by the FEC for follow-up clarification of these loans.

The chronolgy of the three loans made by Mr. Clemens to Mr. Becker and the FEC requests appears to be as follows:

1. April 29, 1994; identification of three loans (about \$33,400) total
2. June 28, 1994; FEC first requests terms of repayment of loan citing Commission Regulations of full public disclosure
3. July 21, 1994; FEC second request for information regarding full public disclosure indicating possible audit or legal enforcement actions.
4. November 7, 1994; Notice of Failure to File by FEC
5. February 24, 1995; Notice of Failure to File by FEC- Year End Report
6. August 22, 1995; Notice of Failure to File by FEC- Mid Year Report
7. February 21, 1996; Notice of Failure to File by FEC- Year End Report
8. March 25, 1997 repayment of loan to Mr. Clemens by Mr. Becker of "no interest" loan prior to local primary election in Towamencin Township.

Mr. Becker has indicated in an interview with our local paper, The Reporter, article attached, that he was "not aware" the loan was improper. It appears that if he had merely responded to the multiple requests of the FEC, that violation of the law would not have occurred.

Please feel free to contact me if you require further information or have questions. Thank you for your attention to this matter.

804385337

Sincerely,

Thomas M. Hollenbeck DMD
Thomas M. Hollenbeck DMD

Subscribed and sworn to before me
this 22 day of May 1997

John T. Rice

Notarial Seal
John T. Rice, Notary Public
Lansdale Boro, Montgomery County
My Commission Expires Jan. 13, 2001
Member, Pennsylvania Association of Notaries

8 0 4 3 8 5 3 3 5

ALL OTHER CONTRIBUTIONS AND RECEIPTS – OVER \$250.00
(Except Political Committee Contributions)

(Excluding Contributions Received From Political Committees Listed on Section 2.1).

NAME OF CANDIDATE, COMMITTEE OR LOBBYIST	REPORTING PERIOD
MICHAEL J. CRAIG	From 4-28-94 To 6-2-94

Full Name, Mailing Address and Zip Code of Contributor	Occupation	Aggregate Value
1 MICHAEL J. BUCKER 5748 MARION GLEN DRIVE LEBANON, PA	CONSULTANT	6686.25 (100%) 1500.00 (20%) 6084.00 (100%)
2 SELF - EMPLOYED		
3 Full Name, Mailing Address and Zip Code of Contributor CLAIRE GUMANS WATERLOO PA 19086	EXECUTIVE	9,668.34 (100%) 4,397.93 (100%) 20,000.00 (100%)
4 Employer Name And Address or Principal Place of Business WATERLOO SUBSIDIARY MATTS WATERLOO, PA 19086	Date Received 4/29/94	
5 Full Name, Mailing Address and Zip Code of Contributor JEAN SCAR 1011 VALLEY VIEW WAY LANCASTER, PA 17606	ATTORNEY	1000.00 (100%)
6 Employer Name And Address or Principal Place of Business SELF - EMPLOYED	Date Received 5/5/94	
7 Full Name, Mailing Address and Zip Code of Contributor	Occupation	Aggregate Value
8 Employer Name And Address or Principal Place of Business	Date Received	
9 Full Name, Mailing Address and Zip Code of Contributor	Occupation	Aggregate Value
10 Employer Name And Address or Principal Place of Business	Date Received	
11 Full Name, Mailing Address and Zip Code of Contributor	Occupation	Aggregate Value
12 Employer Name And Address or Principal Place of Business	Date Received	
13 Full Name, Mailing Address and Zip Code of Contributor	Occupation	Aggregate Value
14 Employer Name And Address or Principal Place of Business	Date Received	
Subtotal This Page (Optional)		
Total This Period - Enter on Schedule I - Summary of Contributions and Receipts - Box C		



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20543

EQ-2

②

Nicholas C. Yzsi, Treasurer
Becker '94
611 Piedmont Court
Lansdale, PA 19446

JAN 28 1994

Identification Number: C00292763

Reference: 12 Day Pre-Primary Report (4/1/94-4/27/94)

Dear Mr. Yzsi:

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

853360
When a committee reports receiving a loan from the candidate, it is necessary to clarify whether or not the candidate used personal funds or borrowed the money from a lending institution or some other source. If the candidate borrowed funds from a lending institution, or other source, please provide the name of the lending institution and the complete terms of the loan. Additionally, for loans from a lending institution, you must file an FEC FORM C-1 (copy attached) and a copy of the loan agreement. If the loan(s) was from personal funds, please acknowledge that fact in an amendment to this report. It is important to note that "personal funds" is strictly defined by Commission Regulations. See 11 CFR §110.10. (11 CFR §§100.7(a)(1) and 104.3(d))

894
A written response or an amendment to your original report(s) correcting the above problem(s) should be filed with the Clerk of the House of Representatives, 1036 Longworth House Office Building, Washington, DC 20515 within fifteen (15) days of the date of this letter. If you need assistance, please feel free to contact me on our toll-free number, (800) 424-9530. My local number is (202) 219-3580.

Sincerely,

Robin Kelly

Robin Kelly
Reports Analyst
Reports Analysis Division



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

3

EO-3
July 21, 1994

Nicholas C. Yzsi, Treasurer
Becker '94
611 Piedmont Court
Lansdale, PA 19446

Identification Number: C00292763

Reference: April Quarterly (1/1/94-3/31/94) and 12 Day
Pre-Primary (4/1/94-4/27/94) Reports

Dear Mr. Yzsi:

This letter is to inform you that as of July 20, 1994, the Commission has not received your response to our requests for additional information dated June 28, 1994. Those notices requested information essential to full public disclosure of your federal election financial activity and to ensure compliance with provisions of the Federal Election Campaign Act (the Act). Copies of our original requests are enclosed.

If no response is received within fifteen (15) days from the date of this notice, the Commission may choose to initiate audit or legal enforcement action.

If you should have any questions related to this matter, please contact Robin Kelly on our toll-free number (800) 424-9530 or our local number (202) 219-3580.

Sincerely,

John D. Gibson
Assistant Staff Director
Reports Analysis Division

Enclosures

80248533610



FEDERAL ELECTION COMMISSION
WASHINGTON, DC 20463

RQ-7

4

November 7, 1994

Nicholas C. Yzzi, Treasurer
Becker '94
611 Piedmont Court
Lansdale, PA 19446

Identification Number: C00292763

Reference: July Quarterly (4/28/94-6/30/94) and October
Quarterly (7/1/94-9/30/94) Reports

Dear Mr. Yzzi:

It has come to the attention of the Federal Election Commission that you may have failed to file the above referenced Reports of Receipts and Disbursements as required by the Federal Election Campaign Act. You were previously notified of the due dates for these reports.

It is important that you file these reports immediately with the Clerk of the House, Office of Records and Registration, 1036 Longworth House Office Building, Washington, DC 20515, or the Secretary of the Senate, 232 Hart Senate Office Building, Washington, DC 20510, as appropriate. Copies of the reports should also be filed with the Secretary of State or equivalent state officer of your state.

The failure to file these reports may result in an audit or legal enforcement action.

If you have any questions regarding this matter, please contact Robin Kelly 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

8043853362



FEDERAL ELECTION COMMISSION
WASHINGTON, DC 20541

RQ-7

5

February 24, 1995

Nicholas C. Yzsi, Treasurer
Becker '94
611 Piedmont Court
Lansdale, PA 19446

Identification Number: C00292763

Reference: Year End Report (10/1/94-12/31/94)

Dear Mr. Yzsi:

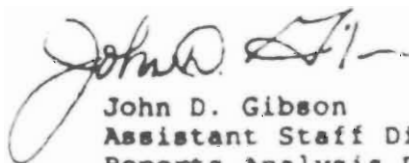
It has come to the attention of the Federal Election Commission that you may have failed to file the above referenced Report of Receipts and Disbursements as required by the Federal Election Campaign Act. You were previously notified of the due date for this report.

It is important that you file this report immediately with the Clerk of the House, Office of Records and Registration, 1036 Longworth House Office Building, Washington, DC 20515, or the Secretary of the Senate, 232 Hart Senate Office Building, Washington, DC 20510, as appropriate. A copy of the report should also be filed with the Secretary of State or equivalent state officer of your state.

The failure to file this report may result in an audit or legal enforcement action.

If you have any questions regarding this matter, please contact Robin Kelly 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

80433333



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20461

RQ-7

August 22, 1995

Nicholas C. Yzsi, Treasurer
Becker '94
611 Piedmont Ct.
Lansdale, PA 19446

Identification Number: C0292763

Reference: 1995 Mid-Year Report (1/1/95-6/30/95)

Dear Mr. Yzsi:

It has come to the attention of the Federal Election Commission that you may have failed to file the above referenced Report of Receipts and Disbursements as required by the Federal Election Campaign Act. You were previously notified of the due date for this report.

It is important that you file this report immediately with the Clerk of the House, Office of Records and Registration, 1036 Longworth House Office Building, Washington, DC 20515 or the Secretary of the Senate, 232 Hart Senate Office Building, Washington, DC 20510, as appropriate. A copy of the report should also be filed with the Secretary of State or equivalent state officer of your state.

The failure to file this report may result in an audit or legal enforcement action.

If you have any questions regarding this matter, please contact Robin Kelly on our toll free number (800) 424-9530. Our local number is (202) 219-3400.

Sincerely,

John D. Gibson
Assistant Staff Director
Reports Analysis Division



FEDERAL ELECTION COMMISSION
WASHINGTON, DC 20461

BQ-7

February 21, 1996

Nick C. Yzsi, Treasurer
Becker '94
611 Piedmont Court
Lansdale, PA 19446

Identification Number: C00292763

Reference: Year End Report (7/1/95-12/31/95)

Dear Mr. Yzsi:

It has come to the attention of the Federal Election Commission that you may have failed to file the above referenced Report of Receipts and Disbursements as required by the Federal Election Campaign Act. 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 for House candidates, or the Secretary of the Senate, 232 Hart Senate Office Building, Washington, DC 20510, for Senate candidates. A copy of the report should also be filed with the Secretary of State or equivalent state officer of your state.

The failure to file this report may result in an audit or legal enforcement action.

If you have any questions regarding this matter, please contact Robin Kelly on our toll-free number (800) 426-9530. Our local number is (202) 219-3530.

Sincerely,

John D. Gibson
Assistant Staff Director
Reports Analysis Division

THE REPORTER

SERVING NORTH PENN., INDIAN VALLEY AND NEIGHBORING COMMUNITIES

35 CENTS

Becker 'not aware' loan was improper

He repaid \$33,466 he got in 1994

By ERIC SCHWARTZ
Staff Writer

TOWAMENCIN — Three loans to Towamencin Supervisor Michael J. Becker may have been illegal contributions to his 1994 Congressional campaign.

But Becker, now seeking reelection to a third term as supervisor, said Thursday night he did

not know at the time that federal campaign donation limits applied to those loans.

"We were not aware that it was improper or incorrect," Becker said.

Becker told *The Reporter* the loan revelations were politically motivated, "brought up for political purposes, prior to the primary (May 20), to either destroy me personally, or the campaign."

Information about the loans was furnished to *The Reporter*

by a Towamencin dentist, Dr. Thomas Hollenbeck.

According to documents filed with the Federal Election Commission and the state elections bureau, Becker borrowed \$33,466.27 from Clair Clemens, retired president of Hatfield Quality Meats, Inc.

FEC regulations limit to \$1,000 an individual's contribution to a candidate or the candidate's campaign committee. Loans to

candidates are considered contributions.

Federal rules posted on the FEC's Web site state "If your loan exceeds the limits, it is an illegal contribution, even if it is repaid in full."

State elections documents show Clemens lent Becker the money, interest-free — in loans of \$9,068.34, \$4,397.93 and \$20,000 — on April 29, 1994. The information is detailed in documents filed July 15, 1994 with the state elections bureau.

Becker, who is chairman of the Area 9 Republican Committee, repaid the loans March 25 of this year, according to a document filed April 3 with the FEC.

Becker said that during the campaign, he and campaign treasurer Nicholas Yzzi did not know the FEC's \$1,000-per-person limit applied to loans.

"We were aware of the \$1,000 contribution limit, however it was a loan and we were disclos-

Please see BECKER on Page A12

► TRANSPORTATION

County seeks funding

BIKE TRAVEL IMPROVEMENT

ON-ROAD BIKE FACILITIES



CAMPAIGN '97

PRIMARY OPOLY

THE REPORTER May 18, 1997

- School board primary
- Games of chance
- Tight tax collector races

SPECIAL SECTION INSIDE

School board

the three projects. The county will pay the 20 percent local share.

BECKER

Continued from Page A1

ing it as a loan," Becker said. "We were not aware that it was improper or incorrect. No one ever told us to the contrary."

Clemens, who served as chairman of Becker's 1994 campaign committee, was out of the area and was not available for comment. Yzzi didn't return telephone calls Thursday night seeking comment.

"All of the reports were filed correctly and all the disclosures were disclosed properly," said Becker, who is one of three candidates in the Towamencin Board of Supervisors race.

KLAN

Continued from Page A1

for the Klan.

"I would say that we're growing," he said. "You got a lot of apathetic people over there and you've got a lot of people who are starting to realize what we stand for."

The fliers, some detailing the Klan's well-known racist views, quickly disappeared.

"If KKK literature shows up, get ahold of as much of it as you can, and destroy it, except for a few and turn it over to the police," said the Rev. Rock Schuler, pastor of Lansdale's Holy Trinity Episcopal Church.

Schuler is a member of the Coalition of Human Dignity, a local interfaith group that speaks out against "intolerance and disrespectful behavior and activities," he said.

the state, projects that cost about \$35 million, according to the

FEC spokesman Ian Stirtion said he couldn't comment on a specific campaign.

"If you violate the law, it may result in an enforcement action," Stirtion said.

Becker said the FEC had not contacted him since he repaid the loan.

Of five candidates for the 13th District seat in the 1994 Congressional race, Becker finished fourth in the 1994 Republican primary. Jon D. Fox won the GOP nomination and defeated Democratic U.S. Rep. Marjorie Margo- lies-Mezvinsky to earn his first term in the House.

Several Sundays ago, Schuler said parishioners leaving his North Broad Street church found Klan posters on utility poles a block away. They were quickly torn down.

"If we tolerated any sort of hate speech or divisiveness in the community, we were just opening the door to these hateful and radical organizations. I do think we have to take firm action against it," Schuler said.

Foster said the Klan plans a rally in the North Penn area soon, but he would not say where or identify local organizers. Another will be held in Philadelphia in the near future, he said.

"I do think we have to take firm action against it and speak against it in any group or organization you belong to, and ask people to speak against it to show there is zero tolerance for this stuff," Schuler said.

daughter of the late Thomas and Anna Mae (Kenney) Woods.

Mrs. Berry was a homemaker. She spent much of her time baby-sitting her many grandchildren and great-grandchildren.

She was a longtime member of St. Helena's Roman Catholic Church in Centre Square.

Besides her daughter, she is survived by one daughter-in-law Grace Cartwright DeAngelis of Lansdale; nine grandchildren; 11 great-grandchildren; and 2 great-great-grandchildren.

Besides her husbands, she was preceded in death by two sons, Charles Cartwright, in 1962, and Donald Cartwright, in 1976; and one brother, Thomas Woods.

A funeral Mass will be celebrated Monday morning in St. Helena's Roman Catholic Church. Arrangements are by the R.L. Williams Jr. Funeral Home Inc. of Skippack.

NOTE: This obituary is being re-run due to incorrect information provided.

K. PAULINE CROUTHAMEL

K. Pauline Crouthamel, 86, of Colmar, formerly of North Wales, died Wednesday in the North Penn Convalescent Residence in Lansdale. She was preceded in death by her husband of nine years, M. Harvey Crouthamel, in 1993, and by her first husband, Jacob W. Breyer, to whom she had been married for 32 years, in 1966.

Formerly of Green Lane and North Wales, she had resided for four years at the Colmar home of her stepdaughter, Nancy Schnable, before entering North Penn Convalescent Residence.

Born in Ambler, she was the daughter of the late John W. and Jane Sarah (Reifinger) Detwiler.

Mrs. Crouthamel was a member of Central Schwenkfelder Church in Worcester.

THANK YOU

For Helping to Make Our **SPRING OPEN HOUSE** a Success

We look forward to continuing our tradition of service to the North Penn and I for many years to come. We're 57 years young, and still growing to meet

If you were not able to attend, please stop in anytime to learn about the many and services that we offer for both homeowners, contractors, and busin

And be sure to pick up your **FREE GIFT!**
Thanks again for your patronage and support.

Keith W. Heavener
President

July 30, 1996 RECEIVED
1111 Forty Foot Road FEDERAL ELECTION
Kulpsville, Penna. 19443 COMMISSION
OFFICE OF GENERAL

The United States Senate
Washington, D.C.

JUL 9 07 AM '96

JUL 8 10 31 AM '96

Dear Senator Specter;

As an interested private citizen, we would like your office to inquire the status of post-election Report of Receipts and Disbursements for the congressional campaign of Mr. Michael Becker in 1994 from Montgomery County.

On numerous occasions, Robin Kelly at the Federal Election Commission has requested quarterly filing reports and specifically the terms of a loan to be repaid or reported as a gift.

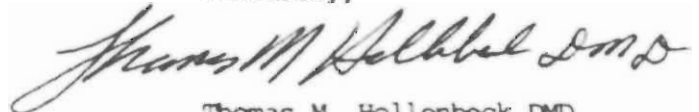
Why has this not been done and at what point does in inquiry and/or audit force this information to become published?

Copies of some of these requests have come from the office of:
Mr. John Gibson
Assistant Staff Director
Reports Analysis Division

Would you please have someone contact the F.E.C. and let me know why this material has not been forthcoming after at least five requests and outline for me the policy of the Federal Election Commission on these matters.

Thank you for your attention to this matter.

Sincerely,



Thomas M. Hollenbeck DMD

cc: Mr. John Gibson
Assistant Staff Director
Reports Analysis Division

Federal Election Commission
Washington, D.C.

THOMAS H. MONTGOMERY, Clerk
P.O. Box 2200, 2001 11th St. N.E.
Washington, D.C. 20002

Attn:
Mr. John Gibson
Assistant Staff Director
Reports Analysis Division

Federal Election Commission
Washington, D.C.



20463/0002



JUL 5 9 07 AM '78

0043853368



FEDERAL ELECTION COMMISSION

Washington, DC 20463

May 30, 1997

Thomas M. Hollenbeck, DMD
1111 Forty Foot Road
Kulpsville, PA 19443

RE: MUR 4641

Dear Dr. Hollenbeck:

This letter acknowledges receipt on May 28, 1997, of your complaint alleging possible violations of the Federal Election Campaign Act of 1971, as amended. The respondent(s) will be notified of this complaint within five business 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 notarized and sworn to in the same manner as the original complaint. We have numbered this matter MUR 4641. 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,

A handwritten signature in black ink, appearing to read "F. Andrew Turley".

F. Andrew Turley
Supervisor Attorney
Central Enforcement Docket

Enclosure
Procedures

8043853370



FEDERAL ELECTION COMMISSION

Washington, DC 20463

May 30, 1997

Nicholas C. Yzzi, Treasurer
Becker '94
611 Piedmont Ct.
Lansdale, PA 19446

RE: MUR 4641

Dear Mr. Yzzi:

The Federal Election Commission received a complaint which indicates that Becker '94 ("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 4641. Please refer to this number in all future correspondence.

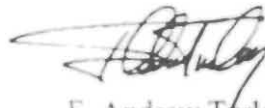
Under the Act, you have the opportunity to demonstrate in writing that no action should be taken against the Committee and you, as treasurer, in this matter. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements 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.

8043853378

If you have any questions, please contact Jennifer Henry at (202) 219-3690. For your information, we have enclosed a brief description of the Commission's procedures for handling complaints.

Sincerely,



F. Andrew Tarley
Supervisory Attorney
Central Enforcement Docket

Enclosures

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

8043353372



FEDERAL ELECTION COMMISSION

Washington, DC 20463

May 30, 1997

Michael J. Becker
1798 Meadow Glen Drive
Lansdale, PA 19446

RE: MUR 4641

Dear Mr. Becker:

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 4641. 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.

80438533/3

If you have any questions, please contact Jennifer Henry at (202) 219-3690. For your information, we have enclosed a brief description of the Commission's procedures for handling complaints.

Sincerely,



F. Andrew Tarley
Supervisory Attorney
Central Enforcement Docket

Enclosures

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

80438533 / 4



FEDERAL ELECTION COMMISSION
Washington, DC 20463

May 30, 1997

Clair Clemens
675 Reinert Road
Hatfield, PA 19440-3733

RE: MUR 4641

Dear Mr. Clemens:

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 4641. 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.

If you have any questions, please contact Jennifer Henry at (202) 219-3690. For your information, we have enclosed a brief description of the Commission's procedures for handling complaints.

Sincerely,



F. Andrew Turley
Supervisory Attorney
Central Enforcement Docket

Enclosures

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

8043853376

Paul E. Sullivan, Esq.
Attorney-at-Law

The Singletary Mansion
1565 The Alameda
San Jose, CA 95126

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL

JUN 27 1 19 PM '97

June 27, 1997

Ms. Jennifer Henry
Federal Election Commission
General Counsel's Office
999 E Street, NW
Washington, DC 20463

Re: MUR 4641
Becker '94 Committee

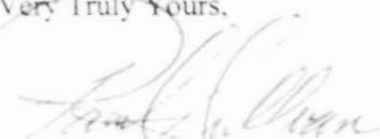
Dear Ms. Henry:

As a follow-up to our previous telephone conversation, please accept this as a formal request for an extension of time to file a response in the above referenced matter. I request the response brief be submitted to your office no later than July 15, 1997.

Yesterday I met with Mr. Becker and was retained to represent him, The Becker '94 Committee, and Treasurer Nicholas Yzzi. Please find enclosed the designation of counsel forms for those two respondents.

Should you have questions, please contact me at my office at (202) 682-4725.

Very Truly Yours,



Paul E. Sullivan

Encl.

89438337

STATEMENT OF DESIGNATION OF COUNSEL

MUR 4641

NAME OF COUNSEL: Paul E. Sullivan

FIRM: _____

ADDRESS: 1225 I St.N.W. Suite 500
Washington D.C. 20005

TELEPHONE: (202) 682-4725

FAX: (202) 682-4707

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.

2007
Date

[Signature]
Signature

RESPONDENT'S NAME: Michael J Becker

ADDRESS: 1799 17th St NW
Washington DC 20006

TELEPHONE: HOME

BUSINESS() _____

8043853378

STATEMENT OF DESIGNATION OF COUNSEL

MUR 4641

NAME OF COUNSEL: Paul E. Sullivan

FIRM: _____

ADDRESS: 1225 I St.N.W. Suite 500

Washington D.C. 20005

TELEPHONE: (202) 682-4725

FAX: (202) 682-4707

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 20 92
Date

Nicholas C. Gyp
Signature

RESPONDENT'S NAME: BECKER '94

ADDRESS: 76 17th St. NW Suite 200

Washington DC 20005

TELEPHONE: HOME(

BUSINESS() _____

8043853378



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Paul E. Sullivan, Esq.
The Singletary Mansion
1565 The Alameda
San Jose, CA 95126

June 30, 1997

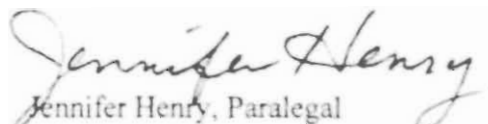
RE: MUR 4641
Michael J. Becker
Becker '94, Nicholas Yzzi, Treasurer

Dear Mr. Sullivan:

This is in response to your letter dated June 27, 1997, which we received on that day, requesting a 27 day extension to respond to the complaint filed in the above-noted matter. Although your request is made after the due date of your response, after considering the circumstances presented in your letter, the Office of the General Counsel has granted the requested extension. Accordingly, your response is due by the close of business on July 15, 1997.

If you have any questions, please contact me on our toll-free telephone number, (800) 424-9530. Our local telephone number is (202) 219-3400.

Sincerely,


Jennifer Henry, Paralegal
Central Enforcement Docket

08043853380

Paul E. Sullivan, Esq.
Attorney-at-Law

**The Singletary Mansion
1565 The Alameda
San Jose, CA 95126**

July 16, 1997

Federal Election Commission
General Counsel's Office
999 E Street, N.W.
Washington, DC 20463

ATTENTION: Jennifer Henry

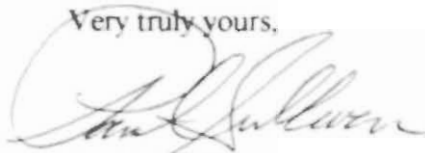
Re: MUR 4641

Dear Ms. Henry:

Enclosed please find the response to the above referenced complaint, filed on behalf of the
Becker '94 Committee and Mr. Michael Becker.

Thank you for your attention to this matter.

Very truly yours,



Paul Sullivan

804385338

Jul 17 97
FEDERAL ELECTION COMMISSION
RECEIVED

BEFORE THE FEDERAL ELECTION COMMISSION

IN RE:

Becker '94 Committee

MUR 4641

Response To Complaint

JUN 17 9 46 AM '97
FEDERAL ELECTION COMMISSION
OFFICE OF THE CLERK

I. INTRODUCTION

This response is filed pursuant to 2 U.S.C. Section 437g(a)(1) on behalf of the Becker '94 Committee, Nicholas Yzzi as Treasurer, and Michael J. Becker, in his individual capacity ("Respondents").

II. FACTUAL SUMMARY

This matter was generated as a result of a complaint filed by Thomas M. Hollenbeck ("Complainant"), by a letter dated May 21, 1997. The Complaint alleges an excessive contribution made by one Mr. Clemens to the Becker '94 Committee ("Committee"), in violation of 2 U.S.C. Section 441a(a)(1).

The Committee disclosed the loan in the amount of \$33,436.27 on a July 15, 1994 report. By letter of the same date, the Committee treasurer indicated that he had problems with the Committee's software used to complete their FEC forms and was filing in lieu of those forms the report it filed on the Pennsylvania forms. (See Exhibit "A")

Mr. Becker was unsuccessful in his primary campaign for the 1994 Republican nomination for the 13th Congressional District in Pennsylvania. The Committee was apparently under the belief that

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if the Committee showed no financial activity, it did not have a reporting obligation. Similarly, the Respondents' were not made aware by the Commission of such requirements until this Complaint was filed with the Commission.

By letter dated April 4, 1997, the Committee treasurer in response to an inquiry from the Reports Analysis Division ("R.A.D.") forwarded a 1996 mid-year report, a 1996 year-end report and a "Termination Report" effective March 25, 1997. (See Exhibit "B")

During the period in which the 1996 reports were being prepared, Mr. Becker first learned from legal counsel, other than the undersigned, who advised the Committee treasurer on preparation of the 1996 reports, that the Clemens contribution in question was in excess of the limits. Upon learning of this, Mr. Becker issued a check from personal funds and reimbursed Mr. Clemens the full \$33,436.27 and also forgave the \$25,312.32 in loans which he previously had made to the Committee. This activity was reported by the Committee on the "Termination Report" dated April 3, 1997 and in a letter filed with the Commission in response to inquiries from R.A.D. (See Exhibit "C")

III. LEGAL ANALYSIS AND ARGUMENT

The Committee does not dispute the fact that the excessive loan in question was received. To the contrary, it was timely and completely reported to the Commission in July of 1994. The fact that the loan in question was properly reported supports the explanations put forth by the Committee in this Response. First, there was no attempt by the Committee to circumvent their

understanding at that time of the FECA contribution limits. If there was such an intent, the Committee certainly would not have disclosed the transaction.

Second, the Committee was under the belief, though a mistaken one, that the Pennsylvania contribution and loan limits were controlling for this primary election in which other candidates were also competing for other nominations for state elective offices including Governor. Those state campaign finance statutes do not limit the amount which an individual may contribute to a candidate.

Finally, also under Pennsylvania law (PSA tit. 25, @ 3246(A)), if the amount received or expended or liabilities incurred by a committee do not exceed the sum of \$250 during a reporting period, then the treasurer of a committee need not file the report otherwise required. During such time that the Committee failed to file reports with the Commission, no financial activity was occurring on behalf of the Committee.

Respondents were not notified by R.A.D. that the reported loan was in excess of the applicable Federal limits and have to date not received such notice. At the time Mr. Becker became aware of the excessive loan, he promptly, on his own initiative, repaid the loan from his personal funds and reported the transaction as such to R.A.D. and the Commission. All of this was completed prior to the filing of the Complaint.

Respondents have shown a good faith effort to comply with their understanding of the FECA and, from a public policy perspective, have disclosed all financial activity of the Committee. This effort

to comply with disclosure requirements, in fact, is what led to the information being available but for the Complaint could not have been filed.

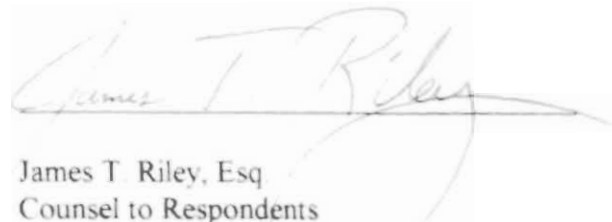
CONCLUSION

Due to the good faith attempt to comply with the FECA, the disclosure of the Committee's activity, though it included an excessive loan, and the fact the candidate, who lost the 1994 primary election, used personal funds to fully repay the loan on his own initiative and prior to the filing of the complaint, Respondents request that the Commission make a finding of a Reason To Believe but take no further action.

Respectfully submitted,



Paul E. Sullivan, Esq.
Counsel to Respondents



James T. Riley, Esq.
Counsel to Respondents

8042853338

EXHIBIT "A"

804385336

REGULAR MAIL

N. H. A.	C. V.
R. H. A.	C. V.
H. H. A.	C. V.
H. H. A.	C. V.

82 頁 20 行 3-2

OFFICE OF THE CLERK
U.S. HOUSE OF REPRESENTATIVES

Office
U.S. Ho
Office at
1034 Long
Washin
Acta: Mr. Son

Re: Beck's '24 2000-01 11 200-00

Deal Mr. Loden 4-X

I spoke with Alice Grant of the FBI and advised her that we had encountered some problems with our program, "Quicken", and could not be able to submit the FBI form 1 for the quarterly report due 2/15/79. Unfortunately, the program has dropped off significant data which we need to be reconstituted. I will do so and submit the report as soon as possible.

For your information, I enclose the Pa. Foreign Report prepared at March which includes the period up to 6/8/94. Mr. Becker did not win in his bid for office but which has transpired in the interim period since 6/9 ? However, all the formats and reporting periods of the Pa. report and the Federal report for the last 3 months are different, it is necessary to reenter the data and prepare the

Your cooperation is sincere & appreciated. Please call us if you have any questions.

810000

CAMPAIGN EXPENSE REPORT

100-443887-100
 100-443887-100
 100-443887-100

期 20 期 8 43

EXHIBIT "B"

88043853358

April 4, 1997

Federal Election Commission
Robin Kelly
999 E Street, N.W.
Washington, DC 20463

Re: Becker '94
C00292763

Dear Ms. Kelly,

Enclosed are the FEC FORMS 3 for "Mid Year 1996", "Year End 1996" and
"Termination Report as of 3/25/97"

As I mentioned to you, we were not aware that reports had to be filed due to the
outstanding loans until you contacted us.

Your patience and cooperation are sincerely appreciated. Please call me if you need any
further information.

Sincerely,

Nicholas C. Yzzi

Nicholas C. Yzzi

0804385333

REPORT OF RECEIPTS AND DISBURSEMENTS

For An Authorized Committee
(Summary Page)

USE FEC MAILING LABEL
OR
TYPE OR PRINT

1. NAME OF COMMITTEE (in full) BOCKER '94		2. FEC IDENTIFICATION NUMBER C 00292763
ADDRESS (number and street) <input checked="" type="checkbox"/> Check if different than previously reported. 1798 HAZARD SWAN DRIVE		3. IS THIS REPORT AN AMENDMENT? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
CITY, STATE and ZIP CODE LANCASTER, PA. 17446	STATE/DISTRICT	

4. TYPE OF REPORT

- ☐ 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)
☐ 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 _____
☐ Termination Report

This report contains activity for ☒ Primary Election ☐ General Election ☐ Special Election ☐ Runoff Election

SUMMARY

	COLUMN A This Period	COLUMN B Calendar Year-to-Date
5. Covering Period 1-1-96 through 6-30-96		
6. Net Contributions (other than loans)		
(a) Total Contributions (other than loans) (from Line 11(e))	0	0
(b) Total Contribution Refunds (from Line 20(d))	0	0
(c) Net Contributions (other than loans) (subtract Line 6(b) from 6(a))	0	0
7. Net Operating Expenditures		
(a) Total Operating Expenditures (from Line 17)	0	0
(b) Total Offsets to Operating Expenditures (from Line 14)	0	0
(c) Net Operating Expenditures (subtract Line 7(b) from 7(a))	0	0
8. Cash on Hand at Close of Reporting Period (from Line 27)	0	
9. Debts and Obligations Owed TO the Committee (Itemize all on Schedule C and/or Schedule D)	0	
10. Debts and Obligations Owed BY the Committee (Itemize all on Schedule C and/or Schedule D)	53748.59	
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 NICHOLAS C. Y221		
Signature of Treasurer <i>Nicholas C. Y221</i>		Date 4-3-97

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 3
(revised 4-87)

MID YEAR REPORT '96

DETAILED SUMMARY PAGE

of Receipts and Disbursements
(Page 2, FEC FORM 3)

Name of Committee (in full) <u>SECCO '94</u>		Report Covering the Period: From: <u>1-1-94</u> To: <u>6-30-94</u>	
I. RECEIPTS		COLUMN A Total This Period	COLUMN B Calendar Year-To-Date
11. CONTRIBUTIONS (other than loans) FROM:			
(a) Individuals/Persons Other Than Political Committees			
(i) Itemized (use Schedule A)		0	0
(ii) Unitemized		0	0
(iii) Total of contributions from individuals		0	0
(b) Political Party Committees		0	0
(c) Other Political Committees (such as PACs)		0	0
(d) The Candidate		0	0
(e) TOTAL CONTRIBUTIONS (other than loans) (add 11(a)(iii), (b), (c) and (d))		0	0
12. TRANSFERS FROM OTHER AUTHORIZED COMMITTEES		0	0
13. LOANS:			
(a) Made or Guaranteed by the Candidate		0	0
(b) All Other Loans		0	0
(c) TOTAL LOANS (add 13(a) and (b))		0	0
14. OFFSETS TO OPERATING EXPENDITURES (Refunds, Rebates, etc.)		0	0
15. OTHER RECEIPTS (Dividends, Interest, etc.)		0	0
16. TOTAL RECEIPTS (add 11(e), 12, 13(c), 14 and 15)		0	0
II. DISBURSEMENTS			
17. OPERATING EXPENDITURES		0	0
18. TRANSFERS TO OTHER AUTHORIZED COMMITTEES		0	0
19. LOAN REPAYMENTS			
(a) Of Loans Made or Guaranteed by the Candidate		0	0
(b) Of All Other Loans		0	0
(c) TOTAL LOAN REPAYMENTS (add 19(a) and (b))		0	0
20. REFUNDS OF CONTRIBUTIONS TO			
(a) Individuals/Persons Other Than Political Committees		0	0
(b) Political Party Committees		0	0
(c) Other Political Committees (such as PACs)		0	0
(d) TOTAL CONTRIBUTION REFUNDS (add 20(a), (b) and (c))		0	0
21. OTHER DISBURSEMENTS		0	0
22. TOTAL DISBURSEMENTS (add 17, 18, 19(c), 20(d) and 21)		0	0
III. CASH SUMMARY			
23. CASH ON HAND AT BEGINNING OF REPORTING PERIOD		\$	0
24. TOTAL RECEIPTS THIS PERIOD (from Line 16)		\$	0
25. SUBTOTAL (add Line 23 and Line 24)		\$	0
26. TOTAL DISBURSEMENTS THIS PERIOD (from Line 22)		\$	0
27. CASH ON HAND AT CLOSE OF THE REPORTING PERIOD (subtract Line 26 from 25)		\$	0

SCHEDULE C
(Revised 3/80)

LOANS

Page 1 of 2
NAME: MICHAEL J. BECKER
CITY: LANSDALE, PA.
STATE: PA.
ZIP: 19046

Name of Committee (in Full) BECKER '94			
A. Full Name, Mailing Address and ZIP Code of Loan Source MICHAEL J. BECKER (CANDIDATE) 1798 MASON GLEN DRIVE LANSDALE, PA. 19046		Original Amount of Loan 25,312.32	Cumulative Payment To Date 0
Election: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):		Balance Outstanding at Close of This Period 25,312.32	
Terms: Date Incurred 4/25/94 Date Due _____ Interest Rate _____ % apr		<input type="checkbox"/> Secured	
List All Endorsers or Guarantors (if any) to Item A			
1. Full Name, Mailing Address and ZIP Code		Name of Employer	
		Occupation	
		Amount Guaranteed Outstanding: \$	
2. Full Name, Mailing Address and ZIP Code		Name of Employer	
		Occupation	
		Amount Guaranteed Outstanding: \$	
3. Full Name, Mailing Address and ZIP Code		Name of Employer	
		Occupation	
		Amount Guaranteed Outstanding: \$	
B. Full Name, Mailing Address and ZIP Code of Loan Source CLAIRE CLEMENS 675 REINERT RD. HATFIELD, PA. 19040		Original Amount of Loan 33,436.27	Cumulative Payment To Date 0
Election: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):		Balance Outstanding at Close of This Period 33,436.27	
Terms: Date Incurred 4/29/94 Date Due _____ Interest Rate _____ % apr		<input type="checkbox"/> Secured	
List All Endorsers or Guarantors (if any) to Item B			
1. Full Name, Mailing Address and ZIP Code		Name of Employer	
		Occupation	
		Amount Guaranteed Outstanding: \$	
2. Full Name, Mailing Address and ZIP Code		Name of Employer	
		Occupation	
		Amount Guaranteed Outstanding: \$	
3. Full Name, Mailing Address and ZIP Code		Name of Employer	
		Occupation	
		Amount Guaranteed Outstanding: \$	
SUBTOTALS This Period This Page (optional)		58,748.59	
TOTALS This Period (last page in this line only)		58,748.59	
Carry outstanding balance only to LINE 3, Schedule D, for this line. If no Schedule D, carry forward to appropriate line of Summary.			

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FOOTNOTE - THIS WAS REPAID BY CANDIDATE ON 3/25/94

REPORT OF RECEIPTS AND DISBURSEMENTS

For An Authorized Committee
(Summary Page)

USE FEC MAILING LABEL
OR
TYPE OR PRINT

1. NAME OF COMMITTEE (in full) BOCCIA '94		2. FEC IDENTIFICATION NUMBER C 00292763
ADDRESS (number and street) <input checked="" type="checkbox"/> Check if different than previously reported. 1792 MARION SWAN DRIVE		3. IS THIS REPORT AN AMENDMENT? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
CITY, STATE and ZIP CODE LANSDALE, PA. 19446	STATE DISTRICT	

4. TYPE OF REPORT

<input type="checkbox"/> April 15 Quarterly Report	<input type="checkbox"/> Twelfth day report preceding _____ (Type of Election)
<input type="checkbox"/> July 15 Quarterly Report	election on _____ in the State of _____
<input type="checkbox"/> October 15 Quarterly Report	<input type="checkbox"/> Thirtieth day report following the General Election on _____ in the State of _____
<input checked="" type="checkbox"/> January 31 Year End Report	
<input type="checkbox"/> July 31 Mid-Year Report (Non-election Year Only)	<input type="checkbox"/> Termination Report

This report contains activity for ☒ Primary Election ☐ General Election ☐ Special Election ☐ Runoff Election

SUMMARY

	COLUMN A This Period	COLUMN B Calendar Year-to-Date
5. Covering Period <u>7-1-96</u> through <u>12-31-96</u>		
6. Net Contributions (other than loans)		
(a) Total Contributions (other than loans) (from Line 11(e))	0	0
(b) Total Contribution Refunds (from Line 20(d))	0	0
(c) Net Contributions (other than loans) (subtract Line 6(b) from 6(a))	0	0
7. Net Operating Expenditures		
(a) Total Operating Expenditures (from Line 17)	0	0
(b) Total Offsets to Operating Expenditures (from Line 14)	0	0
(c) Net Operating Expenditures (subtract Line 7(b) from 7(a))	0	0
8. Cash on Hand at Close of Reporting Period (from Line 27)	0	
9. Debts and Obligations Owed TO the Committee (Itemize all on Schedule C and/or Schedule D)	0	
10. Debts and Obligations Owed BY the Committee (Itemize all on Schedule C and/or Schedule D)	53748.59	

For further information contact:
Federal Election Commission
999 E Street, NW
Washington, DC 20463
Toll Free 800-424-9530
Local 202-376-3120

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

NICHOLAS C. YZ21

Signature of Treasurer

Nicholas C. Yz21

Date

4-3-97

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 3

(revised 4-87)

YEAR-END REPORT '96

DETAILED SUMMARY PAGE

of Receipts and Disbursements
(Page 2, FEC FORM 3)

Name of Committee (in full) <u>SECCOL '94</u>		Report Covering the Period: From <u>7-1-96</u> To <u>12-31-96</u>	
I. RECEIPTS		COLUMN A Total This Period	COLUMN B Calendar Year-To-Date
11. CONTRIBUTIONS (other than loans) FROM:			
(a) Individuals/Persons Other Than Political Committees			
(i) Itemized (use Schedule A)			11(a)(i)
(ii) Unitemized			11(a)(ii)
(iii) Total of contributions from individuals			11(a)(iii)
(b) Political Party Committees			11(b)
(c) Other Political Committees (such as PACs)			11(c)
(d) The Candidate			11(d)
(e) TOTAL CONTRIBUTIONS (other than loans) (add 11(a)(iii), (b), (c) and (d))			11(e)
12. TRANSFERS FROM OTHER AUTHORIZED COMMITTEES			12
13. LOANS			
(a) Made or Guaranteed by the Candidate			13(a)
(b) All Other Loans			13(b)
(c) TOTAL LOANS (add 13(a) and (b))			13(c)
14. OFFSETS TO OPERATING EXPENDITURES (Refunds, Rebates, etc.)			14
15. OTHER RECEIPTS (Dividends, Interest, etc.)			15
16. TOTAL RECEIPTS (add 11(e), 12, 13(c), 14 and 15)			16
II. DISBURSEMENTS			
17. OPERATING EXPENDITURES			17
18. TRANSFERS TO OTHER AUTHORIZED COMMITTEES			18
19. LOAN REPAYMENTS			
(a) Of Loans Made or Guaranteed by the Candidate			19(a)
(b) Of All Other Loans			19(b)
(c) TOTAL LOAN REPAYMENTS (add 19(a) and (b))			19(c)
20. REFUNDS OF CONTRIBUTIONS TO:			
(a) Individuals/Persons Other Than Political Committees			20(a)
(b) Political Party Committees			20(b)
(c) Other Political Committees (such as PACs)			20(c)
(d) TOTAL CONTRIBUTION REFUNDS (add 20(a), (b) and (c))			20(d)
21. OTHER DISBURSEMENTS			21
22. TOTAL DISBURSEMENTS (add 17, 18, 19(c), 20(d) and 21)			22

III. CASH SUMMARY

23. CASH ON HAND AT BEGINNING OF REPORTING PERIOD	\$	1	23
24. TOTAL RECEIPTS THIS PERIOD (from Line 16)	\$	1	24
25. SUBTOTAL (add Line 23 and Line 24)	\$	2	25
26. TOTAL DISBURSEMENTS THIS PERIOD (from Line 22)	\$	1	26
27. CASH ON HAND AT CLOSE OF THE REPORTING PERIOD (subtract Line 26 from 25)	\$	1	27

LOANS

Page _____ of _____
LINE NUMBER _____
Use separate schedules
for each numbered line

Name of Committee (in full) <i>BECKER '94</i>			
A. Full Name, Mailing Address and ZIP Code of Loan Source <i>MICHAEL T. BECKER (CANDIDATE) 1798 MADISON ELLEN DRIVE LANSDALE, PA. 19446</i>		Original Amount of Loan <i>25,312.32</i>	Cumulative Payments To Date <i>0</i>
Election: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):		Balance Outstanding at Close of This Period <i>25,312.32</i>	
Terms: Date Incurred <i>4/25/94</i> Date Due _____ Interest Rate _____		<input checked="" type="checkbox"/> Unsecured <input type="checkbox"/> Secured	
List All Endorsers or Guarantors (if any) to Item A			
1. Full Name, Mailing Address and ZIP Code		Name of Employer	
		Occupation	
		Amount Guaranteed Outstanding \$	
2. Full Name, Mailing Address and ZIP Code		Name of Employer	
		Occupation	
		Amount Guaranteed Outstanding \$	
3. Full Name, Mailing Address and ZIP Code		Name of Employer	
		Occupation	
		Amount Guaranteed Outstanding \$	
B. Full Name, Mailing Address and ZIP Code of Loan Source <i>CLAYCE CLEMENS 675 REINERT RD. HATFIELD, PA. 19440</i>		Original Amount of Loan <i>33,436.27</i>	Cumulative Payments To Date <i>0</i>
Election: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):		Balance Outstanding at Close of This Period <i>33,436.27</i>	
Terms: Date Incurred <i>4/29/94</i> Date Due _____ Interest Rate _____		<input checked="" type="checkbox"/> Unsecured <input type="checkbox"/> Secured	
List All Endorsers or Guarantors (if any) to Item B			
1. Full Name, Mailing Address and ZIP Code		Name of Employer	
		Occupation	
		Amount Guaranteed Outstanding \$	
2. Full Name, Mailing Address and ZIP Code		Name of Employer	
		Occupation	
		Amount Guaranteed Outstanding \$	
3. Full Name, Mailing Address and ZIP Code		Name of Employer	
		Occupation	
		Amount Guaranteed Outstanding \$	
SUBTOTALS This Period This Page (optional) _____		<i>33,436.27</i>	
TOTALS This Period (last page in this line only) _____		<i>33,436.27</i>	
Carry outstanding balance only to LINE 3, Schedule D, for this line. If no Schedule D, carry forward to appropriate line of Summary			

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FOOTNOTE - THIS WAS PAID BY CANDIDATE ON 3/25/97

REPORT OF RECEIPTS AND DISBURSEMENTS

For An Authorized Committee
(Summary Page)

USE FEC MAILING LABEL
OR
TYPE OR PRINT

1. NAME OF COMMITTEE (in full) <u>BECKER '94</u>		2. FEC IDENTIFICATION NUMBER <u>C 002 92743</u>
ADDRESS (number and street) <input checked="" type="checkbox"/> Check if different than previously reported. <u>1798 MEADOWS DRIVE</u>		3. IS THIS REPORT AN AMENDMENT? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
CITY, STATE and ZIP CODE <u>LANCASTER, PA. 17446</u>	STATE DISTRICT	

4. TYPE OF REPORT

<input type="checkbox"/> April 15 Quarterly Report	<input type="checkbox"/> Twelfth day report preceding _____ (Type of Election)
<input type="checkbox"/> July 15 Quarterly Report	election on _____ in the State of _____
<input type="checkbox"/> October 15 Quarterly Report	<input type="checkbox"/> Thirtieth day report following the General Election on _____
<input type="checkbox"/> January 31 Year End Report	_____ in the State of _____
<input type="checkbox"/> July 31 Mid-Year Report (Non-election Year Only)	<input checked="" type="checkbox"/> Termination Report

This report contains activity for ☒ Primary Election ☐ General Election ☐ Special Election ☐ Runoff Election

SUMMARY

5. Covering Period	COLUMN A This Period	COLUMN B Calendar Year-to-Date
<u>1-1-97</u> through <u>3-25-97</u>		
6. Net Contributions (other than loans)		
(a) Total Contributions (other than loans) (from Line 11(e))	0	0
(b) Total Contribution Refunds (from Line 20(d))	0	0
(c) Net Contributions (other than loans) (subtract Line 6(b) from 6(a))	0	0
7. Net Operating Expenditures		
(a) Total Operating Expenditures (from Line 17)	0	0
(b) Total Offsets to Operating Expenditures (from Line 14)	0	0
(c) Net Operating Expenditures (subtract Line 7(b) from 7(a))	0	0
8. Cash on Hand at Close of Reporting Period (from Line 27)	0	
9. Debts and Obligations Owed TO the Committee (Itemize all on Schedule C and/or Schedule D)	0	
10. Debts and Obligations Owed BY the Committee (Itemize all on Schedule C and/or Schedule D)	0	

For further information
contact:
Federal Election Commission
999 E Street, NW
Washington, DC 20463
Toll Free 800-424-9530
Local 202-376-3120

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 <u>NICHOLAS C. YZZI</u>	Date <u>4-3-97</u>
Signature of Treasurer <u>Nicholas C. YZZI</u>	

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 3
(revised 4-87)

TERMINATION REPORT

DETAILED SUMMARY PAGE

of Receipts and Disbursements

(Page 2, FEC FORM 3)

Name of Committee (in full) STACER 92 Report Covering the Period:
From: 1-1-97 To: 3-25-97

I. RECEIPTS		COLUMN A Total This Period	COLUMN B Calendar Year-To-Date
11. CONTRIBUTIONS (other than loans) FROM:			
(a) Individuals/Persons Other Than Political Committees:			
(i) Itemized (use Schedule A)		0	
(ii) Unitemized		0	
(iii) Total of contributions from individuals		0	
(b) Political Party Committees		0	
(c) Other Political Committees (such as PACs)		0	
(d) The Candidate		33-36 27	33-436 27
(e) TOTAL CONTRIBUTIONS (other than loans) (add 11(a)(iii), (b), (c) and (d))		33-36 27	33-436 27
12. TRANSFERS FROM OTHER AUTHORIZED COMMITTEES.		0	0
13. LOANS:			
(a) Made or Guaranteed by the Candidate		0	0
(b) All Other Loans		0	0
(c) TOTAL LOANS (add 13(a) and (b))		0	0
14. OFFSETS TO OPERATING EXPENDITURES (Refunds, Rebates, etc.)		0	0
15. OTHER RECEIPTS (Dividends, Interest, etc.)		0	0
16. TOTAL RECEIPTS (add 11(e), 12, 13(c), 14 and 15)		33-36 27	33-436 27
II. DISBURSEMENTS			
17. OPERATING EXPENDITURES		0	0
18. TRANSFERS TO OTHER AUTHORIZED COMMITTEES.		0	0
19. LOAN REPAYMENTS			
(a) Of Loans Made or Guaranteed by the Candidate		0	0
(b) Of All Other Loans		33-36 27	33-436 27
(c) TOTAL LOAN REPAYMENTS (add 19(a) and (b))		33-36 27	33-436 27
20. REFUNDS OF CONTRIBUTIONS TO:			
(a) Individuals/Persons Other Than Political Committees		0	0
(b) Political Party Committees		0	0
(c) Other Political Committees (such as PACs)		0	0
(d) TOTAL CONTRIBUTION REFUNDS (add 20(a), (b) and (c))		0	0
21. OTHER DISBURSEMENTS		0	0
22. TOTAL DISBURSEMENTS (add 17, 18, 19(c), 20(d) and 21)		33-36 27	33-436 27

III. CASH SUMMARY

23. CASH ON HAND AT BEGINNING OF REPORTING PERIOD	\$ - 0 -	23
24. TOTAL RECEIPTS THIS PERIOD (from Line 16)	\$ 33-36 27	24
25. SUBTOTAL (add Line 23 and Line 24)	\$ 33-36 27	25
26. TOTAL DISBURSEMENTS THIS PERIOD (from Line 22)	\$ 33-36 27	26
27. CASH ON HAND AT CLOSE OF THE REPORTING PERIOD (subtract Line 26 from 25)	\$ - 0 -	27

SCHEDULE A

ITEMIZED RECEIPTS

separate schedule(s) for each category of the Detailed Summary Page	PAGE	OF
	FOR LINE NUMBER	

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)

BOOKER T. EVANS

A. Full Name, Mailing Address and ZIP Code MICHAEL T. BRACK 1700 MARSHALL BLVD LANHAM, PA 17631	Name of Employer SELF-EMPLOYED	Date (month, day, year) 3-25-97	Amount of Each Receipt this Period \$342.27
Receipt For: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation CONSULTANT	Aggregate Year-to-Date > \$	IN KIND 20% 20%
B. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation	Aggregate Year-to-Date > \$	
C. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation	Aggregate Year-to-Date > \$	
D. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation	Aggregate Year-to-Date > \$	
E. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation	Aggregate Year-to-Date > \$	
F. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation	Aggregate Year-to-Date > \$	
G. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation	Aggregate Year-to-Date > \$	

SUBTOTAL of Receipts This Page (optional)

\$342.27

TOTAL This Period (last page this line number only)

\$342.27

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SCHEDULE B

ITEMIZED DISBURSEMENTS

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

PAGE 1 OF 1
FOR LINE NUMBER 192

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)

BECKER '94

A. Full Name, Mailing Address and ZIP Code

CLARE CLEMENS
175 RIVINGTON RD
HATFIELD PA 19140

Purpose of Disbursement

EXPENSE OF JOAN

Date (month, day, year)

3-25-94

Amount of Each Disbursement This Period

33436.27
IN KID'S BIRTHDAY

Disbursement for: ☒ Primary ☐ General
Other (specify)

B. Full Name, Mailing Address and ZIP Code

Purpose of Disbursement

Date (month, day, year)

Amount of Each Disbursement This Period

Disbursement for: ☐ Primary ☐ General
Other (specify)

C. Full Name, Mailing Address and ZIP Code

Purpose of Disbursement

Date (month, day, year)

Amount of Each Disbursement This Period

Disbursement for: ☐ Primary ☐ General
Other (specify)

D. Full Name, Mailing Address and ZIP Code

Purpose of Disbursement

Date (month, day, year)

Amount of Each Disbursement This Period

Disbursement for: ☐ Primary ☐ General
Other (specify)

E. Full Name, Mailing Address and ZIP Code

Purpose of Disbursement

Date (month, day, year)

Amount of Each Disbursement This Period

Disbursement for: ☐ Primary ☐ General
Other (specify)

F. Full Name, Mailing Address and ZIP Code

Purpose of Disbursement

Date (month, day, year)

Amount of Each Disbursement This Period

Disbursement for: ☐ Primary ☐ General
Other (specify)

G. Full Name, Mailing Address and ZIP Code

Purpose of Disbursement

Date (month, day, year)

Amount of Each Disbursement This Period

Disbursement for: ☐ Primary ☐ General
Other (specify)

H. Full Name, Mailing Address and ZIP Code

Purpose of Disbursement

Date (month, day, year)

Amount of Each Disbursement This Period

Disbursement for: ☐ Primary ☐ General
Other (specify)

I. Full Name, Mailing Address and ZIP Code

Purpose of Disbursement

Date (month, day, year)

Amount of Each Disbursement This Period

Disbursement for: ☐ Primary ☐ General
Other (specify)

SUBTOTAL of Disbursements This Page (optional)

33436.27

TOTAL This Period (last page this line number only)

33436.27

Page 1 of 1

LOANS

Name of Committee (in Full) <u>BOOKER '94</u>			
A. Full Name, Mailing Address and ZIP Code of Loan Source <u>MICHAEL T. BOOKER (same as A-1)</u> <u>1798 MASON GLEN DRIVE</u> <u>LANCASTER, PA. 17603</u>	Original Amount of Loan <u>25,312.24</u>	Cumulative Payment To Date <u>2,500.00</u>	Balance Outstanding at Close of This Period <u>0</u>
Election: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify): _____			
Terms: Date Incurred <u>4/25/94</u> Date Due _____ Interest Rate _____ % (apri) <input type="checkbox"/> Secured			
List All Endorsers or Guarantors (if any) to Item A			
1. Full Name, Mailing Address and ZIP Code	Name of Employer Occupation Amount Guaranteed Outstanding: \$ _____		
2. Full Name, Mailing Address and ZIP Code	Name of Employer Occupation Amount Guaranteed Outstanding: \$ _____		
3. Full Name, Mailing Address and ZIP Code	Name of Employer Occupation Amount Guaranteed Outstanding: \$ _____		
B. Full Name, Mailing Address and ZIP Code of Loan Source <u>MICHAEL T. BOOKER (same as A-1)</u> <u>1798 MASON GLEN DRIVE</u> <u>LANCASTER, PA. 17603</u>			
Original Amount of Loan <u>33,436.27</u>		Cumulative Payment To Date <u>2,500.00</u>	
Balance Outstanding at Close of This Period <u>0</u>			
Election: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify): _____			
Terms: Date Incurred <u>3/25/97</u> Date Due _____ Interest Rate _____ % (apri) <input type="checkbox"/> Secured			
List All Endorsers or Guarantors (if any) to Item B			
1. Full Name, Mailing Address and ZIP Code	Name of Employer Occupation Amount Guaranteed Outstanding: \$ _____		
2. Full Name, Mailing Address and ZIP Code	Name of Employer Occupation Amount Guaranteed Outstanding: \$ _____		
3. Full Name, Mailing Address and ZIP Code	Name of Employer Occupation Amount Guaranteed Outstanding: \$ _____		
SUBTOTALS This Period This Page (optional) _____			
TOTALS This Period (last page in this line only) _____			
Carry outstanding balance only to LINE 3, Schedule D, for this line. If no Schedule D, carry forward to appropriate line of Summary.			

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EXHIBIT "C"

28043853406

MICHAEL J. BECKER
1798 MEADOW GLEN DRIVE
LANSDALE, PA. 19446

April 23, 1997

Federal Election Commission
Robin Kelly
900 E Street N.W.
Washington, DC 20463

Re: Becker '94

As you requested, I herein acknowledge that the source of the funds totaling \$58,748.59 which were lent to the Becker campaign from me were from personal funds. These loans were ultimately forgiven by me in full.

Sincerely,

Michael J. Becker

8043853402

March 25, 1997

Michael J. Becker
1798 Meadow Glen Drive
Lansdale, Pa. 19446

Nicholas C. Yzzi
Treasurer- Becker '94
661 Meadow Lane
Harleysville, Pa. 19438

Dear Nick,

This is to acknowledge that the outstanding loans due me from the Becker '94 primary election campaign totaling \$58,748.59 are forgiven by me in full.

Sincerely,



Michael J. Becker
Candidate

8043853413



FOX, ROTHSCHILD, O'BRIEN & FRANKEL, LLP

ATTORNEYS AT LAW FOUNDED 1907

1250 South Broad Street, Suite 1000
P.O. Box 451
Lansdale, PA 19446-0451
(215) 699-6000 FAX (215) 699-0231

Marc B. Davis
Direct Dial (215) 661-9404
Internet Address: mdavis@frof.com
#14669-

July 16, 1997

F. Andrew Turley
Supervisory Attorney
Central Enforcement Docket
Federal Election Commission
999 E Street, N.W.
Washington, DC 20463

Re: MUR 4641

Dear Mr. Turley:

Please be advised the undersigned represents Clair Clemens of Hatfield, Pennsylvania, and I have been forwarded your letter of May 30, 1997. Unfortunately, I was just retained to be involved in this matter and believe it is in my client's best interest to obtain local counsel in the District of Columbia area with the appropriate expertise. Therefore, I would very much appreciate the courtesy of a 30-day extension from the date of this letter to respond.

Thank you for your anticipated cooperation. If you should have any questions, please do not hesitate to contact me.

Very truly yours,

MARC B. DAVIS

MBD/lat
cc: Mr. Clair W. Clemens

JUL 18 3 06 PM '97

4

34

8

FRO&F

FOX, ROTHSCHILD, O'BRIEN & FRANKEL, LLP

ATTORNEYS AT LAW FOUNDED 1907

1250 South Broad Street, Suite 1000
P.O. Box 431
Lansdale, PA 19446-0431
(215) 699-6000 FAX (215) 699-0231

RECEIVED
OFFICE OF THE
CLERK OF THE
SUPERIOR COURT

JUL 28 2 52 PM '97

Marc B. Davis
Direct Dial (215) 661-9404
Internet Address: mdavis@frof.com
#14569-002

July 24, 1997

F. Andrew Turley
Supervisory Attorney
Central Enforcement Docket
Federal Election Commission
999 E Street, N.W.
Washington, DC 20463

Re: MUR 4641 - Clair W. Clemens

Dear Mr. Turley:

Per your office request, please find enclosed a Statement of Designation of Counsel for the undersigned and William R. Wanger, Esquire on behalf of Clair W. Clemens. In accordance with my letter of July 16, 1997, I again request an extension to respond to your recent inquiries.

Thank you for your courtesies and anticipated cooperation.

Very truly yours,



MARC B. DAVIS

MBD/lat
Enclosure
cc: Mr. Clair W. Clemens

STATEMENT OF DESIGNATION OF COUNSEL

MUR 4641

NAME OF COUNSEL: William R. Wanger, Esquire
Marc B. Davis, Esquire

FIRM: Fox, Rothschild, O'Brien & Frankel, LLP

ADDRESS: 1250 S. Broad Street, P.O. Box 431, Suite 1000
Lansdale, PA 19446-0431

TELEPHONE: (215) 661-9404

FAX: (215) 699-0231

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.

2/23/90
Date

Clair W. Clemens
Signature

RESPONDENT'S NAME: Clair W. Clemens

ADDRESS: 675 Reinert Road
Hatfield, PA 19440

TELEPHONE: HOME()

BUSINESS()

043853406



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

July 30, 1997

Marc B. Davis, Esq.
Fox, Rothschild, O'Brien & Frankel, LLP
1250 S. Broad Street
P.O. Box 431, Suite 1000
Lansdale, PA 19446-0431

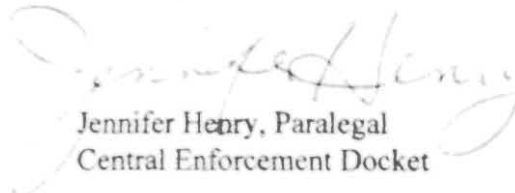
RE: MUR 4641
Clair W. Clemens

Dear Mr. Davis:

This is in response to your letter dated July 16, 1997, which we received on July 18, and your subsequent letter dated July 24, 1997, which we received on July 28 accompanied by a designation of counsel form. In your letters you request a 30 day extension from the date of the first letter to respond to the complaint filed in the above-noted matter. Although your request is made after the due date of your response, after considering the circumstances presented in your letter, the Office of the General Counsel has granted the requested extension. Accordingly, your response is due by the close of business on August 15, 1997.

If you have any questions, please contact me on our toll-free telephone number, (800) 424-9530. Our local telephone number is (202) 219-3400.

Sincerely,


Jennifer Henry, Paralegal
Central Enforcement Docket

8043853407



FOX, ROTHSCHILD, O'BRIEN & FRANKEL, LLP

ATTORNEYS AT LAW FOUNDED 1907

1250 South Broad Street, Suite 1000
P.O. Box 431
Lansdale, PA 19446-0431
(215) 699-6000 FAX (215) 699-0231

William R. Wanger
Direct Dial (215) 661-9405
Internet Address: wwanger@frof.com
File: 36389-001

August 14, 1997

U.S. FIRST CLASS MAIL AND
VIA FAX: 202-219-3923

Jennifer Henry
Office of the General Counsel
Federal Election Commission
999 E Street, N.W.
Washington, DC 20463

Re: MUR 4641 - Clair W. Clemens

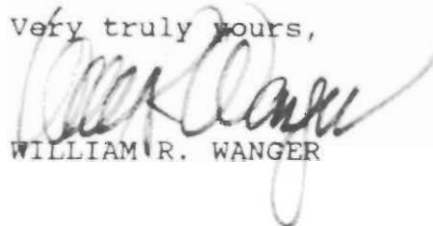
Dear Ms. Henry:

This letter serves as the response of Clair W. Clemens to the complaint in MUR 4641.

Mr. Clemens was unaware of limitations upon contributions to candidates for Congress under the Federal Election Campaign Act, unaware that a loan would be viewed as a contribution and unaware such a loan had been reported to the Federal Election Commission. The candidate, Michael Becker, paid Mr. Clemens in full for the outstanding loan on March 25, 1997, prior to the filing of the complaint in this matter.

Mr. Clemens did not intend to violate the Act and sincerely regrets this situation. We request the Commission take no further action in this matter.

Very truly yours,



WILLIAM R. WANGER

WRW/cas

WRW064.LTR 8/14/97

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

)
)
)
)

ENFORCEMENT PRIORITY

May 10 2 02 PM '97

SENSITIVE

GENERAL COUNSEL'S REPORT

I. INTRODUCTION.

The cases listed below have been identified as either stale or of low priority based upon evaluation under the Enforcement Priority System (EPS). This report is submitted to recommend that the Commission no longer pursue these cases.

This is the first Enforcement Priority Report that reflects the impact of the 1996 election cycle cases on the Commission's enforcement workload. We have identified cases that are stale which are recommended for dismissal at this time. This is the highest number of cases identified as stale in a single report, and the highest number of stale cases recommended for closure at one time, since the inception of EPS in 1993.

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II. CASES RECOMMENDED FOR CLOSURE.

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

EPS was created to identify pending cases which, due to the lower priority of the issues raised in the matters relative to others presently pending before the Commission, do not warrant further expenditure of resources. Central Enforcement Docket (CED) evaluates each incoming matter using Commission-approved criteria, resulting in a numerical rating for each case.

Closing such cases permits the Commission to focus its limited resources on more important cases presently pending before it. Based upon this review, we have identified cases that do not warrant further action relative to other pending matters.³ Attachment 1 to this report contains summaries of each case, the EPS rating, and the factors leading to assignment of a low priority and recommendation not to further pursue the matter.

B. Stale Cases

Effective enforcement relies upon the timely pursuit of complaints and referrals to ensure compliance with the law. Investigations concerning activity more remote in time usually require a greater commitment of resources, primarily due to the fact that the evidence of such activity becomes more difficult to develop as it ages. Focusing investigative efforts on more recent and more significant activity also has a more positive effect on the electoral process and the regulated community. In recognition of this fact, EPS provides us with the

³ These cases are:

RAD 97L-10 (*Citizens for Randy Borow*); RAD 97L-16 (*Republican State Central Committee of South Dakota*); Pre-MUR 347 (*Producers Lloyds Insurance Company*); Pre-MUR 348 (*Peoples National Bank of Commerce*); Pre-MUR 349 (*Trump Plaza*); Pre-MUR 350 (*Citibank, N.A.*); Pre-MUR 355 (*Feingold Senate Committee*); MUR 4494 (*Georgianna Lincoln*);

MUR 4586 (*Friends of Zach Wamp*); MUR 4590 (*Oklahoma Education Association*); MUR 4600 (*San Diego Police Officers Assoc.*); MUR 4612 (*Teresa Doggett for Congress*); MUR 4615 (*Catholic Democrats for Christian Values*); MUR 4616 (*American Legislative Exchange Council*); MUR 4620 (*Eastern Connecticut Chamber of Commerce*); MUR 4622 (*Telles for Mayor*); MUR 4628 (*Gutknecht for Congress*); MUR 4629 (*Janice Schakowsky*); MUR 4636 (*IBEW Local 505*); MUR 4637 (*Dettman for Congress*); MUR 4639 (*Larson for Congress*); MUR 4641 (*Becker for Congress*); MUR 4644 (*Detroit City Council*); MUR 4651 (*Mike Ryan*); MUR 4653 (*Pritzker for Congress*); MUR 4656 (*H. Carroll for Congress*); and MUR 4657 (*Buchanan for President*).

8043853410

means to identify those cases which, though earning a higher rating when received, remained unassigned for a significant period due to a lack of staff resources for effective investigation. The utility of commencing an investigation declines as these cases age, until they reach a point when activation of a case would not be an efficient use of the Commission's resources.

We have identified cases that have remained on the Central Enforcement Docket for a sufficient period of time to render them stale. We are recommending the closure of cases based on staleness.⁶

* These cases are: MUR 4283 (*Chenoweth for Congress*); MUR 4341 (*Juan Soliz for Congress*); MUR 4402 (*U.S. Representative Helen Chenoweth*); MUR 4435 (*Lincoln for Congress*); MUR 4439 (*UAW*); MUR 4442 (*Lipinski for Congress*); MUR 4444 (*Roberts for Congress*); MUR 4445 (*Randy Tate for Congress*); MUR 4446 (*Clinton/Gore '96 Primary*); MUR 4447 (*Random House, Inc.*); MUR 4449 (*Clinton Administration*); MUR 4453 (*Mike Ward for Congress*); MUR 4454 (*Ralph Nader*); MUR 4459 (*Clinton/Gore '96*); MUR 4474 (*Salvi for Senate*); MUR 4477 (*BBDO-New York*); MUR 4481 (*Diamond Bar Caucus*); MUR 4485 (*Perot '92 Petition Committee*); MUR 4486 (*Bunda for Congress*); MUR 4495 (*Pennsylvania PACE for Federal Elections*); MUR 4496 (*Norwood for Congress*); MUR 4497 (*Pease for Congress*); MUR 4510 (*Stabenow for Congress*); MUR 4511 (*Bob Coffin for Congress*); MUR 4514 (*Friends for Franks*); MUR 4515 (*Clinton Investigative Commission*); MUR 4521 (*IVMAL 630 AM*); MUR 4525 (*Senator Larry Pressler*); MUR 4527 (*Brennan for Senate*); MUR 4536 (*Signature Properties, Inc.*); MUR 4540 (*Tim Johnson for SD*); MUR 4542 (*Dan Frisa for Congress*); MUR 4552 (*Charles W. Norwood*); MUR 4554 (*John Byron for Congress*); MUR 4556 (*Jim Wiggins for Congress*); MUR 4561 (*Jay Hoffman for Congress*); MUR 4564 (*National Republican Congressional Committee*); MUR 4567 (*DNC Services Corp.*); MUR 4569 (*McGovern Committee*); RAD 96L-11 (*New York Republican County Committee*); Pre-MUR 343 (*NRSC*); and Pre-MUR 312 (*Joseph Demio*). The Demio case involves fundraising related to former Congresswoman Mary Rose Oakar's 1992 congressional campaign. It was held as a courtesy to the Department of Justice pending resolution of a parallel criminal matter in the District Court for the District of Columbia. Mr. Demio recently entered into a plea agreement with the Department of Justice (on which we were not consulted) in which he agreed, among other things, to waive the statute of limitations regarding civil violations of the FECA. Considering the age of the case and activity, the fact that DOJ has not formally referred this matter to us, and the Commission's continuing resource constraints, dismissal is the appropriate disposition of this matter.

We recommend that the Commission exercise its prosecutorial discretion and direct closure of the cases listed below, effective November 17, 1997. Closing these cases as of this date will permit CED and the Legal Review Team the necessary time to prepare closing letters and case files for the public record.

III. RECOMMENDATIONS.

A. Decline to open a MUR, close the file effective November 17, 1997, and approve the appropriate letters in the following matters:

RAD 96L-11

Pre-MUR 312

Pre-MUR 349

Pre-MUR 343

Pre-MUR 350

RAD 97L-10

Pre-MUR 347

Pre-MUR 355

RAD 97L-16

Pre-MUR 348

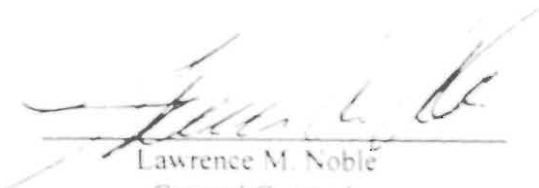
8043853412

B. Take no action, close the file effective November 17, 1997, and approve the appropriate letters in the following matters:

MUR 4283	MUR 4495	
MUR 4341	MUR 4496	MUR 4569
MUR 4402	MUR 4497	MUR 4586
MUR 4435	MUR 4510	MUR 4590
MUR 4439	MUR 4511	MUR 4600
MUR 4442	MUR 4514	MUR 4612
MUR 4444	MUR 4515	MUR 4615
MUR 4445		MUR 4616
MUR 4446	MUR 4521	MUR 4620
MUR 4447	MUR 4525	MUR 4622
MUR 4449	MUR 4527	MUR 4628
MUR 4453	MUR 4536	MUR 4629
MUR 4454	MUR 4540	MUR 4636
MUR 4459	MUR 4542	MUR 4637
MUR 4474	MUR 4552	MUR 4639
MUR 4477	MUR 4554	MUR 4641
MUR 4481	MUR 4556	MUR 4644
MUR 4485	MUR 4561	MUR 4651
MUR 4486		MUR 4653
	MUR 4564	MUR 4656
MUR 4494	MUR 4567	MUR 4657

28043853418

 Date 7/97



 Lawrence M. Noble
 General Counsel

8043853414

In the Matter of)
)
Enforcement Priority) Agenda Document No. X97-77

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session on December 2, 1997, do hereby certify that the Commission took the following actions with respect to Agenda Document No. X97-77:

1. Decided by a vote of 5-0 to

A. Decline to open a MUR, close the file effective December 15, 1997, and approve the appropriate letters in the following matters:

- | | | | |
|----|-------------|-----|-------------|
| 1. | RAD 96L-11 | 7. | Pre-MUR 347 |
| | | 8. | Pre-MUR 348 |
| 3. | RAD 97L-10 | 9. | Pre-MUR 349 |
| 4. | RAD 97L-16 | 10. | Pre-MUR 350 |
| 5. | Pre-MUR 312 | 11. | Pre-MUR 355 |
| 6. | Pre-MUR 343 | | |

B. Take no action, close the file effective December 15, 1997, and approve the appropriate letters in the following matters:

- | | | | | | |
|----|-----|------|-----|-----|------|
| 1. | MUR | 4283 | 6. | MUR | 4442 |
| 2. | MUR | 4341 | 7. | MUR | 4444 |
| 3. | MUR | 4402 | 8. | MUR | 4445 |
| 4. | MUR | 4435 | 9. | MUR | 4446 |
| 5. | MUR | 4439 | 10. | MUR | 4447 |

(continued)

Federal Election Commission
Certification: Agenda Document
No. X97-77
December 2, 1997

Page 2

11.	MUR 4449	36.	MUR 4556
12.	MUR 4453	37.	MUR 4561
13.	MUR 4454	38.	MUR 4564
14.	MUR 4459	39.	MUR 4567
15.	MUR 4474	40.	MUR 4569
16.	MUR 4477	41.	MUR 4586
17.	MUR 4481	42.	MUR 4590
18.	MUR 4485	43.	MUR 4600
19.	MUR 4486	44.	MUR 4612
20.	MUR 4494	45.	MUR 4615
21.	MUR 4495	46.	MUR 4616
22.	MUR 4496	47.	MUR 4620
23.	MUR 4497	48.	MUR 4622
24.	MUR 4510	49.	MUR 4628
25.	MUR 4511	50.	MUR 4629
26.	MUR 4514	51.	MUR 4636
27.	MUR 4515	52.	MUR 4637
28.	MUR 4521	53.	MUR 4639
29.	MUR 4525	54.	MUR 4641
30.	MUR 4527	55.	MUR 4644
31.	MUR 4536	56.	MUR 4651
32.	MUR 4540	57.	MUR 4653
33.	MUR 4542	58.	MUR 4656
34.	MUR 4552	59.	MUR 4657
35.	MUR 4554		

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

Attest:

12-4-97
Date

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



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

December 15, 1997

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Thomas M. Hollenbeck, DMD
1111 Forty Foot Road
Kulpsville, PA 19443

RE: MUR 4641

Dear Mr. Hollenbeck:

On May 28, 1997, 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 December 15, 1997. 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,

F. Andrew Turley
Supervisory Attorney
Central Enforcement Docket

Attachment
Narrative

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MUR 4641
BECKER FOR CONGRESS

Thomas M. Hollenbeck alleges that Michael Becker, (1994 primary loser in Pennsylvania's 13th congressional district), and Becker '94 Committee (the "Committee") accepted excessive loans totaling \$33,400 from Mr. Clair Clemens in April 1994. He further asserts that the Committee failed to respond to FEC requests for information concerning these loans.

The Committee and Mr. Becker state in their joint response that the loan was disclosed in a timely manner to the FEC on July 15, 1994. Respondents indicated, however, that a PA state form was used for this filing due to problems with the forms software it had been using to complete FEC reports. After the candidate lost the 1994 primary, the Committee erroneously believed that it had no further reporting obligations. The Committee does not dispute the allegation that the loans were excessive, but claims it mistakenly believed that Pennsylvania law, which does not limit contribution amounts from individuals, were controlling in the election. There is no evidence in FEC records that RAD notified the Committee that the loans were excessive. The Committee claims it first learned this constituted an excessive contribution from its legal counsel during the course of preparing its Mid-Year and Termination reports for 1996. The Termination Report reflects payment by Mr. Becker to Mr. Clemens for \$33,436.27, for full repayment of the loans, using personal funds, and forgiveness of \$25,312.32 in loans previously made to the Committee by the candidate. This repayment, and the reporting of it, occurred before the complaint was filed.

Respondent Clair Clemens states that he was unaware of contribution limits for federal candidates. He further states that Mr. Becker repaid the amount in full on March 25, 1997, prior to the date when the complaint was filed in this matter.

This matter is less significant relative to other matters pending before the Commission.



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

December 15, 1997

Paul E. Sullivan, Esq.
The Singletary Mansion
1565 The Alameda
San Jose, CA 95126

RE: MUR 4641
Michael J. Becker, Becker '94, and
Nicholas Yzzi, Treasurer

Dear Mr. Sullivan:

On May 30, 1997, the Federal Election Commission notified your clients 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 your clients. See attached narrative. Accordingly, the Commission closed its file in this matter on December 15, 1997.

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 Jennifer H. Boyt on our toll-free number, (800)-424-9530. Our local number is (202) 219-3690.

Sincerely,

F. Andrew Turley
Supervisory Attorney
Central Enforcement Docket

Attachment
Narrative

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MUR 4641
BECKER FOR CONGRESS

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

December 15, 1997

William R. Wanger, Esq.
Fox, Rothschild, O'Brien & Frankel, LLP
1250 S. Broad Street, P.O. Box 431, Suite 1000
Lansdale, PA 19446-0431

RE: MUR 4641
Clair W. Clemens

Dear Mr. Wanger:

On May 30, 1997, 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 your client. See attached narrative. Accordingly, the Commission closed its file in this matter on December 15, 1997.

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 Jennifer H. Boyt on our toll-free number, (800)-424-9530. Our local number is (202) 219-3690.

Sincerely,

F. Andrew Tarley
Supervisory Attorney
Central Enforcement Docket

Attachment
Narrative

2043853420

MUR 4641
BECKER FOR CONGRESS

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This matter is less significant relative to other matters pending before the Commission.



**TOWAMENCIN
PREVENTIVE
DENTISTRY**

Thomas M. Hollenbeck, D.M.D.
1111 Forty Foot Road
Kulpsville, PA 19443
(215) 362-8166

CLOSED

January 4, 1998

Dear Mr. Turley:

As the complainant in MUR 4641, I am asking you to forward me the information necessary to file a Judicial Review on this case. I am very sorry that the FEC finds "this matter less significant relative to other matters pending before the Commission". Mr. Becker clearly and in the most flagrant manner violated the Federal Election Law "borrowing" \$33,400 from a local businessman whose family has business interests in our township including processing 10% of the township's total sewage effluent through our system. Mr. Becker recently was required by the Pennsylvania State Ethics Commission to refile his Statements of Financial Interest for 1994, 1995, and 1996. A total of twenty-seven (27) sources of direct income were not reported for this period. I believe that his actions regarding this loan were not an innocent oversight as he contends, arguing that in a Federal Congressional campaign that Pennsylvania laws applied.

Further, your response suggests that "The Committee claims it first learned this constituted an excessive contribution from its legal counsel during the course of preparing its Mid-Year and Termination Reports." According to the respondent, this was first noticed in 1996, however, the documents I sent to the FEC, originally supplied to me by the FEC from his file indicate correspondence from the FEC to "resolve the loan matter" on April 29, 1994, June 28, 1994, July 21, 1994, November 21, 1994, February 24, 1995, and August 22, 1995.

It remains that Mr. Becker financed more than 50% of his 1994 congressional campaign in the 13th District with illegal monies and yet the FEC finds "this matter is not significant". Mr. Becker remains as a local township supervisor and Mr. Clemens' pork business continues to process 10% of the total sewer effluent in the township. This agreement was voted on By Mr. Becker in 1995. His "interest free" loan should certainly be reviewed as influence peddling within our township. Between the FEC investigation and the recent findings of the Pennsylvania State Ethics Commission, Mr. Becker seems to use ignorance of both state and federal laws as an acceptable excuse for all matters.

I do not believe other citizens would be permitted to use ignorance of the law as an excuse with the Internal Revenue Service or other federal agencies. Further deficiencies regarding Mr. Becker's SFI reports for 1994, 1995, and 1996 can be obtained by contacting Mr. John Contino at 1-800-932-0936. See our attached summary of the violations of this filing.

Please feel free to contact me if you have further questions of this matter (MUR 4641) or wish to file for Judicial Review.

Sincerely,

Thomas M. Hollenbeck, D.M.D.

THOMAS M. HOLLENBECK, D.M.D.

28043853422



**TOWAMENCIN
PREVENTIVE
DENTISTRY**

Thomas M. Hollenbeck, D.M.D.
1111 Forty Foot Road
Kulpsville, PA 19443
(215) 362-8166

January 3, 1998

To: Pennsylvania State Ethics Commission and the Federal
Election Commission (re MUR 4641)

From: Thomas M. Hollenbeck DMD

Subject: Summary of "changes" required by Mr. Michael Becker with regard to
1994, 1995, and 1996 Statements of Financial Interest following an investi-
gation, while in office as Supervisor of Towamencin Township.

Line Item #11: Direct or Indirect Sources of Income

Prior to Investigation

1994:

Masco Corporation
Baldwin Corp.

Note: A total of nine (9) sources of
income were not reported by Mr. Becker
in 1994 as required by the Ethics Comm.

1995:

Masco Corporation

Note: A total of ten (10) sources of
income were not reported by Mr. Becker
in 1995 as required by the Ethics
Commission

1996:

Masco Corp., Harleysville National
Bank, Merrill Lynch

Note: A total of eight (8) sources
of income were not reported by Mr.
Becker in 1996 as required by the State
Ethics Commission

After Investigation

Masco Corporation, Baldwin Corp.
Towamencin Township, Merrill Lynch
142 Bancroft Rd., 160 Bancroft Rd.
2310 Lexington Ct., 211 Brunswick Ct.
152 Oberlin Terr., 138 Ardwick Terr.
611 Piedmont Ct.

Masco Corporation, Harleysville Nat-
ional Bank, Merrill Lynch, Towamenci
Township, 142 Bancroft Rd., 160
Bancroft Rd., 2310 Lexington Ct.,
211 Brunswick Ct., 152 Oberlin Terr.
138 Ardwick Terr., 611 Piedmont Ct.

Masco Corp., Harleysville National
Bank, Merrill Lynch, 142 Bancroft Rd
160 Bancroft Rd., 2310 Lexington Ct.,
211 Brunswick Ct., 152 Oberlin Terr.,
138 Ardwick Terr., 611 Piedmont Ct.
Towamencin Township

Therefore, for the reporting years 1994, 1995, and 1996 there were a
total of twenty-seven (27) violations of the State Ethics Code for elected
public officials. Mr Becker did not face a single fine nor civil penalty
for these violations.



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 4641
DATE FILMED 1-12-98 CAMERA NO. 2
CAMERAMAN F.S.

8043853424



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Date: 3/2/98

✓ Microfilm

 Press

THE ATTACHED MATERIAL IS BEING ADDED TO CLOSED MUR 4641

28043875432



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

CLOSED

January 13, 1998

Thomas M. Hollenbeck, D M D
1111 Forty Foot Road
Kulpville, PA 19443

RE: MUR 4641

Dear Mr. Hollenbeck:

This is in response to your letter dated January 4, 1998, in which you state an interest in filing for Judicial Review. Pursuant to 2 U.S.C. § 437g(a)(8), you have 60 days after the date of the Commission's dismissal of this case to file a petition in the U.S. District Court for the District of Columbia. We are enclosing a copy of our brochure entitled "Filing a Complaint," which contains information regarding judicial review of this action.

If you have any questions or additional information, please contact me or Jennifer H. Boyt on our toll-free number, (800) 424-9530. Our local number is (202) 219-3690.

Sincerely,

F. Andrew Turley
Supervisory Attorney
Central Enforcement Docket

Enclosure

203043070138



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

Date: 8/22/00

✓ Microfilm

 Press

THE ATTACHED MATERIAL IS BEING ADDED TO CLOSED NUR 4641

Kathleen G. Teti
1454 Bronte Court
Lansdale, PA 19446

August 11, 2000

F. Andrew Turley
Supervisory Attorney
Central Enforcement Docket
Federal Election Commission
Washington, DC 20463

AUG 14 3 12 PM '00

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL

RE: MUIR 4641

Dear Mr. Turley:

In reviewing your letter to Dr. Hollenbeck, I find this to be a mockery. If you did a thorough investigation of the matter, you would not have just taken the word of Mr. Becker that his loan was in fact paid back. In my federal court case involving Towamencin Township and this campaign loan, I have found that Mr. Becker said he paid it back in May but then another check for the similar amount was written in December.

As an owner to a mortgage company when we do loans, we have to document that the money has in fact been withdrawn from the accounts. Just because Mr. Becker wrote a check does not mean that it was cashed. Mr. Becker lied to the FEC and that appears to be okay by you people.

It appears that Mr. Clemens whose family has lived in Towamencin for 125 years was attempting to buy the rights to the town center that is in the making in Towamencin Township. I guess thirty thousand dollars was a small amount to pay considering Merck needs Hotel rooms and Towamencin is putting small people out to take over the land for hotels and shopping to impress Merck. Mr. Clemens's family controls many shopping centers and businesses. Mr. Becker never dreamed that we would investigate such.


Then to top it all off, Mr. Becker puts Claire Clemens on the Infrastructure Authority that oversees the sewer and road improvements for the area where Mr. Clemens nephew is going to build a corporate center. - Conflict of interest or what?

The problem I have is that you failed to do your job thoroughly. My family was put out of business because of this entire matter. We are now in court and have learned all about politics. Influence peddling. It appears that you failed to advise Dr. Hollenbeck, that it is politics as usual. If we were a political entity complaining, perhaps you would have done your job and fined Mr. Becker or done whatever necessary to right the wrong.

Mr. Turley
August 11, 2000
page 2.

If you have any questions, please feel free to contact me.

Yours truly


Kathy Teti

cc: Thomas Hollenbeck, DMD

Enclosure

20.04.401.4942



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

December 15, 1997

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Thomas M. Hollenbeck, DMD
1111 Forty Foot Road
Kulpsville, PA 19443

RE: MUR 4641

Dear Mr. Hollenbeck:

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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,

A handwritten signature in black ink, appearing to read "F. Andrew Turley".

F. Andrew Turley
Supervisory Attorney
Central Enforcement Docket

Attachment
Narrative