



FEDERAL ELECTION COMMISSION

1125 K STREET N.W.
WASHINGTON, D.C. 20543

THIS IS THE BEGINNING OF MUR # 465



FEDERAL ELECTION COMMISSION

PROJECT RUN BY DATA SERVICES TO
ASCERTAIN WHETHER THERE WERE ANY
PERSONS FILING 3A POSTCARDS WHO HAVE
EXCEEDED THE \$5000 THRESHOLD.

The above-described material was removed from this file pursuant to the following exemption provided in the Freedom of Information Act, 5 U.S.C. Section 552(b):

- | | |
|--|---|
| <input type="checkbox"/> (1) Classified Information | <input type="checkbox"/> (6) Personal privacy |
| <input type="checkbox"/> (2) Internal rules and practices | <input type="checkbox"/> (7) Investigatory files |
| <input type="checkbox"/> (3) Exempted by other statute | <input type="checkbox"/> (8) Banking Information |
| <input type="checkbox"/> (4) Trade secrets and commercial or financial information | <input type="checkbox"/> (9) Well Information (geographic or geophysical) |
| <input checked="" type="checkbox"/> (5) Internal Documents | |

Signed

Sam T. Donaldson

date

12-20-77

BEFORE THE FEDERAL ELECTION COMMISSION

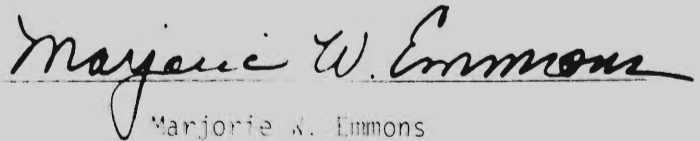
In the Matter of)
Marriott for Congress Committee)

MUR 465 (77)

CERTIFICATION

I, Marjorie W. Emmons, Secretary to the Federal Election Commission, do hereby certify that on December 15, 1977, the Commission adopted the recommendation of the General Counsel that no Reason to Believe be found in the above-captioned matter.

Accordingly, the file in this matter has been closed.



Marjorie W. Emmons
Secretary to the Commission



FEDERAL ELECTION COMMISSION

1326 K STREET, N.W.
WASHINGTON, D.C. 20004

December 15, 1977

MEMORANDUM TO: CHARLES STEELE
FROM: MARJORIE W. EMMONS *mwe*
SUBJECT: MUR 465 (77) - First General Counsel's Report

MUR 465 (77) was circulated on December 13, 1977 at
9:00 a.m.

No objections were received to the recommendations that
no Reason to Believe be found and that the file in this matter
be closed.

December 9, 1977

MEMORANDUM TO: Marge Emmons
FROM: Elissa T. Garr
SUBJECT: MUR 465

Please have the attached 7 Day Report on MUR 465 distributed to the Commission on a 24 hour no-objection basis.

Thank you.

7804001024

FEDERAL ELECTION COMMISSION
1325 K Street N.W.
Washington, D.C. 20463

FIRST GENERAL COUNSEL'S REPORT

DATE AND TIME OF TRANSMITTAL
BY OGC TO THE COMMISSION _____

MUR NO. 465
DATE COMPLAINT RECEIVED
BY OGC _____

ATTORNEY Donaldson

COMPLAINANT'S NAME:

RESPONDENT'S NAME: Marriott for Congress Committee

RELEVANT STATUTE: 2 U.S.C. §434(a)

INTERNAL REPORTS CHECKED: Marriott for Congress Committee
Various Political Committees

FEDERAL AGENCIES CHECKED: N/A

SUMMARY OF ALLEGATIONS

Based on a computer printout listing all political committees which have contributed to the Marriott for Congress Committee during the third quarter of 1977, the Staff Director's Office suggests that the Marriott for Congress Committee ("Marriott Committee") received contributions in excess of \$5,000 during that period but failed to file the October 10, 1977, quarterly report disclosing such contributions. The Marriott Committee filed only a FEC 3A Postcard.

PRELIMINARY LEGAL ANALYSIS

The contributions in question (see Attachment) were contributed to the Marriott for Congress Committee (the 1976 principal campaign committee). The Marriott for Congress Committee filed the October 10 quarterly report on November 4, 1977. The report disclosed \$18,359 in receipts and \$118,386 in expenditures.

RECOMMENDATION

Find no reason to believe that the Marriott for Congress Committee violated 2 U.S.C. §434(a) because although the October 10 report was filed late, it disclosed the contributions in question. Close file.

MARRIOTT FOR CONGRESS COMMITTEE

Amax Concerned Citizens Fund	9-1-77	\$ 100.00
American Apparel Manufacturers PAC	8-1-77	200.00
American Medical PAC	8-3-77	100.00
Auto and Truck Dealers Election Action Committee	8-15-77	300.00
Auto and Truck Dealers Election Action Committee	9-30-77	2,000.00
BANKPAC	7-27-77	300.00
Burlington Northern Employees Voluntary Good Government Fund	8-1-77	200.00
Cattlemen's Action Legislative Fund	7-18-77	100.00
Committee for Action	7-25-77	100.00
Committee for the Survival of A Free Congress	8-2-77	100.00
Communications PAC	7-26-77	100.00
CONPAC	8-30-77	100.00
Eastern Airlines PAC	7-25-77	100.00
Employee Rights Campaign Committee	7-22-77	100.00
Forest Products Political Committee	8-2-77	200.00
The Fund for Effective Government	8-4-77	200.00
Independent Bankers PAC	9-19-77	100.00
Kennecott Executives Citizenship Assoc.	7-23-77	300.00
Life Underwriters PAC	8-3-77	200.00
Litton Employees Political Assistance Committee	7-29-77	100.00
Outdoor Advertising PAC	8-2-77	100.00
Phelps Dodge Employees Fund for Good Government	8-2-77	200.00

MARRIOTT FOR CONGRESS COMMITTEE - 2

Public Service PAC	7-26-77	\$ 100.00
Pullman Employees Good Government Fund	8-1-77	100.00
Sears PAC	8-23-77	100.00
Southern Railway Good Government Fund	8-11-77	100.00
St. Joe Minerals Political Assistance Committee	7-28-77	100.00
Truck Operators Non-Partisan Committee	8-2-77	275.00
Utah Non-Partisan PAC	7-22-77	100.00
Western Air Lines PAC	7-26-77	<u>200.00</u>
<u>Total</u>		\$ 6,475.00

Given on or Before 9-15-77	4,375.00
Given after 9-15-77	2,100.00



FEDERAL ELECTION COMMISSION

1200 K STREET, N.W.
WASHINGTON, D.C. 20543

November 29, 1977

MEMORANDUM TO: CHARLES STEELE
FROM: MARJORIE W. EMMONS *Marjorie W. Emons*
SUBJECT: MUR 465 (77) - First General Counsel's Report

The above-mentioned document was circulated to the Commissioners on November 28, 1977.

On November 29, 1977, Commissioner Tiernan submitted an objection thereby placing MUR 465 (77) on the Agenda for December 1, 1977.

Withdrawn by G.C. 12-1-77

November 22, 1977

MEMORANDUM TO: Marge Emmons
FROM: Elissa T. Garr
SUBJECT: MUR 465 (77)

7 3 7 4 1 0 1 1 2 4 0
Please distribute to the Commission the attached
7 Day Report on MUR 465 on a 24 hour no-objection basis.

Thank you.

FEDERAL ELECTION COMMISSION
1325 K Street N.W.
Washington, D.C. 20463

FIRST GENERAL COUNSEL'S REPORT

DATE AND TIME OF TRANSMITTAL
BY OGC TO THE COMMISSION _____

MUR NO. 465
DATE COMPLAINT RECEIVED
BY OGC _____

ATTORNEY _____

STAFF MEMBER Donaldson

COMPLAINANT'S NAME:

RESPONDENT'S NAME: Marriott for Congress Committee

RELEVANT STATUTE: 2 U.S.C. §434(a)

INTERNAL REPORTS CHECKED: Marriott for Congress Committee
Various Political Committees

FEDERAL AGENCIES CHECKED: N/A

SUMMARY OF ALLEGATIONS

Based on a computer printout listing all political committees which have contributed to the Marriott for Congress Committee during the third quarter of 1977, the Disclosure Division suggests that the Marriott for Congress Committee ("Marriott Committee") received contributions in excess of \$5,000 during that period but failed to file the October 10, 1977, quarterly report disclosing such contributions. The Marriott Committee filed only a FEC 3A Postcard.

PRELIMINARY LEGAL ANALYSIS

2 U.S.C. §434(a) requires that political committees supporting a candidate for Federal office must file reports of receipts and expenditures with the Commission. Furthermore, Regulation §104.1 states that in any non-election year, an authorized committee shall be required to file quarterly reports for a calendar quarter in which the committee received contributions or made expenditures, which taken together, are in excess of \$5,000. An FEC Form 3A may be substituted for the quarterly filing only if expenditures and contributions, taken together, are less than \$5,000.

The computer printout listed 30 political committees which contributed a total of \$6,475 to the Marriott Committee during the third quarter of 1977. A review of the 30 political committees' reports confirmed that these contributions were made (See attachment). These contributions total more than \$5,000, indicating that the Marriott Committee was required to file an October 10, 1977 quarterly report. The Marriott for Congress Committee filed only a 3A Postcard for the July 10, 1977 report and did not file anything for the October 10, 1977 report.

In view of the time it may take for a contributor actually to dispatch a prepared check and mail delivery time, it is possible that a contributor could date a check and "make" a contribution during the last days of a reporting period, but that contribution might not be "received" by the recipient committee until the next reporting period.

Here, according to contributors' reports, \$2,100 was contributed to the Marriott Committee between September 15, 1977 and September 30, 1977 (the last 15 days of the reporting period); that leaves a total of \$4,375 in contributions made between July 1, 1977, and September 15, 1977, which would not constitute a violation of 2 U.S.C. §434(a).

RECOMMENDATION

Refer matter to Disclosure Division with instructions to send to the Marriott Committee a Request for Additional Information as to the date contributions were received during the third quarter of 1977.

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FEDERAL ELECTION COMMISSION

1325 K STREET NW
WASHINGTON, DC 20463

THIS IS THE END OF MUR # 465

