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OFFICE OF GENERAL
COUNSEL

August 25, 2014

BY HAND DELIVERY

Mr. Jeff S. Jordan, Esq.
Assistant General Counsel
Complaints Examination & Legal Administration
Federal Election Commission
999 E Street, NW
Washington, DC 20436

Re: Matter Under Review 6848.

Dear Mr. Jordan:

We write on behalf of our clients AKT Development Corporation ("AKT") and Mr. Angelo Tsakopoulos in response to a complaint filed in the above-captioned matter under review.

This complaint was part of a pre-election day attack on George Demos, one of two candidates in a bitterly contested primary fight. In the articles attached to the complaint, the race was described variously as "the smearing of the two Republican candidates[.]" with "[d]ishonesty in both campaigns[.]" and "a race that has turned somewhat ugly." The allegations in the complaint mirror the political attacks on Mr. Demos by his opponent, Lee Zeldin. The Zeldin campaign claimed that Mr. Demos was a Manhattan carpet-bagger, funded by California Democrats led by Nancy Pelosi. The articles attached to the complaint bear witness to this.

As to AKT and Mr. Tsakopoulos, the allegations in the complaint are few and far between. Those that do exist are false. As detailed below, there are no substantive allegations against AKT. As to Mr. Tsakopoulos, he denies giving, loaning, or donating funds to Friends of George Demos beyond his two reported contributions of \$2,600. The Commission should exercise its discretion to close this matter with respect to AKT and Mr. Tsakopoulos with no further action.

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I. AKT Development Corporation ("AKT")

The sole allegation in the complaint as to AKT is that Mr. Demos mailed his statement of candidacy and the Friends of George Demos campaign committee's registration statement from AKT. It is not a violation of the Act for a candidate to mail these documents from a business location and, in fact, many do.

We have discerned no other allegation in the complaint against AKT. We have also discerned no other allegations involving AKT in the press articles attached to the complaint. While at least three Commissioners have taken the position that press reports accompanying a complaint do not, in and of themselves, constitute a sufficient basis for the Commission to find a reason to believe ("RTB") a violation of the Act occurred, *see* MUR 5878, (Arizona State Democratic Central Committee), Statement of Reasons, Commissioners Donald F. McGahn, Caroline C. Hunter, and Matthew S. Petersen, we nevertheless reviewed the articles for potential allegations. There is nothing in the news articles attached to the complaint alleging AKT's further involvement in this matter.

Because there are no allegations that AKT engaged in conduct that would constitute a violation of the Federal Election Campaign Act ("the Act"), this matter should be closed as to AKT.

II. Angelo Tsakopoulos

The complaint alleges that i) unsourced press reports say Mr. Tsakopoulos gave the Demos campaign \$2,000,000 and, in the alternative, that ii) Mr. Demos told the complainant the funds were coming "through" Mr. Tsakopoulos, that Mr. Tsakopoulos would "give" him the funds, and that the funds were "from his wife's family." None of this is based upon personal knowledge. It is hearsay, conjecture, and speculation.

Mr. Tsakopoulos contributed \$2,600 to the Committee for the primary election and \$2,600 for the general election. *See* Decl. of Angelo Tsakopoulos ¶ 2 (Exh. 1). These contributions were made on December 30, 2013 and reported on the Friends of George Demos campaign committee's Year-End Report filed on January 31, 2014 and amended April 12, 2014. Beyond this amount, Mr. Tsakopoulos did not give, loan, or donate any additional funds to the Committee or Mr. Demos, personally, to support the Demos campaign. *See id.* ¶ 3.

The complainant has no factual basis upon which to claim that Mr. Tsakopoulos contributed \$2,000,000 to the Committee. Mr. Tsakopoulos denies this allegation.

Based upon the undisputed factual record in the circumstances presented here, the FEC should close this matter as to AKT Development Company and Mr. Tsakopoulos without further action.

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Respectfully Submitted,



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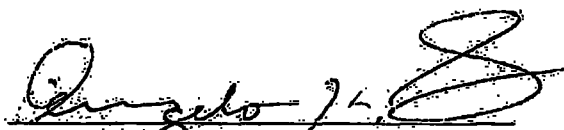
BEFORE THE FEDERAL ELECTION COMMISSION

In re MUR 6848

DECLARATION OF ANGELO TSAKOPOULOS

1. My name is Angelo Tsakopoulos. I am the Chairman of AKT Development Corporation, also a named respondent in this matter. This declaration is made upon my personal knowledge and belief.
2. On December 30, 2013, I contributed \$2,600 to Friends of George Demos for the primary election and \$2,600 for the general election.
3. I made no additional contributions to Friends of George Demos, nor did I make a gift, loan, or donation to George Demos personally for the purpose of supporting the Demos campaign.

I declare under penalty of perjury that the foregoing is true and correct.


Angelo Tsakopoulos

Date: 8-25-14