



FEDERAL ELECTION COMMISSION

1325 K STREET NW
WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 855

Date Filmed 12/20/78 Camera No. --- 2

Cameraman BPC

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
Georgia Non-Filer:) MUR 855
Amendment to Statement of)
Candidacy)
Principal Campaign Committee)
Designation)

CERTIFICATION

I, Marjorie W. Emmons, Secretary to the Federal Election Commission, do hereby certify that on November 29, 1978, the Commission determined by a vote of 5-0 to approve the recommendation, as set forth in the General Counsel's Report dated November 22, 1978, to take no further action against John F. Bowen and close the file.

Voting for this determination were Commissioners Springer, Aikens, Tiernan, McGarry, and Harris.

Attest:

11/29/78
Date

Marjorie W. Emmons
Marjorie W. Emmons
Secretary to the Commission

Signed by the General Counsel: 11-24-78
Received in Office of Commission Secretary: 11-27-78, 11:39
Circulated on 48 hour vote basis: 11-27-78, 3:00

November 27, 1978

MEMORANDUM TO: Marge Emmons
FROM: Elissa T. Garr
SUBJECT: MUR 855

Please have the attached General Counsel's Report on MUR 855 distributed to the Commission on a 48 hour tally basis.

Thank you.

78040081632

BEFORE THE FEDERAL ELECTION COMMISSION
November 22, 1978

78 NOV 27 All: 39

In the Matter of)
Georgia Non-Filer:)
Amendment to Statement of)
Candidacy)
Principal Campaign Committee)
Designation)

MUR 855

GENERAL COUNSEL'S REPORT

I. BACKGROUND:

On 14 November 1978, Reports Analysis referred to the Office of General Counsel the name of a Georgia candidate who failed to amend his statement of candidacy and designate a principal campaign committee in violation of 2 U.S.C. §432(e)(1) and 11 CFR §102.11. (See Attachment I). A reason to believe notice was mailed on 21 September 1978 and the reasonable cause to believe notice was mailed on 11 October 1978.

II. ANALYSIS:


John Bowen, a Democratic candidate for the United States Senate, lost the primary election. He received 13,763 votes or approximately 2.3% of the vote. The reason to believe notice of the §432(e)(1) and 11 CFR §102.11 violation returned unclaimed while the reasonable cause to believe notice cannot be located.

On 24 July 1978, respondent filed a timely 10 day pre-primary report which disclosed that he received no contributions nor expended funds on behalf of his election campaign. On 26 October

7 3 3 1 6 3 3

As respondent neither received nor expended funds on behalf of his election campaign, filed a timely 10 day pre-primary report, lost the primary with 2.3% of the vote and filed a termination report, the Office of General Counsel recommends that no further action be taken against respondent pursuant to the 23 May 1978 non-filer procedures.

Take no further action against John F. Bowen and close the file.



William C. O'Daker
General Counsel

Attachment
Referral



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

MUR 855

November 14, 1978

MEMORANDUM

TO: OFFICE OF GENERAL COUNSEL

THROUGH: ORLANDO B. POTTER *A.L. for O.B.P.*
TOM HASELHORST *TH*

FROM: NON-FILER COORDINATOR *TH*

SUBJECT: FAILURE TO AMEND STATEMENT OF CANDIDACY AND DESIGNATE A
PRINCIPAL CAMPAIGN COMMITTEE - REFERRAL - SENATE

In accordance with Directive No. 1 for Non-filers, attached please find the referral of the candidates who have filed their statements of candidacy, but have failed to designate a principal campaign committee.

The candidates were sent reason to believe letters by certified mail on September 21, 1978.

Reasonable cause to believe letters were sent by certified mail on October 11, 1978.

Copies of the letters, certified green cards, and telecons are included in this referral.

CANDIDATESTATE

Bowen, John F.*

Georgia

- * On October 26, 1978, the candidate filed a Termination Report of Receipts and Expenditures itemizing zero receipts and expenditures. The analyst considered the Termination Report to be valid but has not yet sent a Termination receipt to the candidate. In addition, all of the financial activity reported by the candidate has equalled zero.





FEDERAL ELECTION COMMISSION

1125 K STREET N.W.
WASHINGTON, D.C. 20463

August 14, 1978

Mr. John F. Bowen
206 Mike St.
Warner Robins, GA

Dear Mr. Bowen,

This letter is prompted by our interest in assisting Senate candidates and committees who wish to comply with the Federal Election Campaign Act.

During review of your Statement of a Candidate, we noted that you omitted certain information. Attached is an itemization of the information requested.

While we recognize the difficulties you may have experienced in filling out the Candidate's Statement, we must ask that you supply the Secretary of the Senate, Office of Public Records, 119 D Street N.E., Washington, D.C. 20510, with the missing information within (15) days from the date of this letter. A copy of this information should also be filed with the Secretary of State or equivalent state office of your state.

If you have any questions, please do not hesitate to contact Chip Foley (202)523-4048, in our Reports Analysis Division. The toll free number is (800)424-9530.

Sincerely,

Orlando B. Potter

Orlando B. Potter
Staff Director

Attachment
FEC Form 18

**REQUEST FOR ADDITIONAL INFORMATION FOR A STATEMENT OF A CANDIDATE FOR NOMINATION
FOR ELECTION TO FEDERAL OFFICE, PURSUANT TO THE FEDERAL ELECTION CAMPAIGN ACT OF 1971,
AS AMENDED.**

A review of the statement indicates that additional information is needed in order to be considered complete. Please return a copy of this form with your amended submission(s).

Please provide the required data, as indicated (X):

____ Signature of Candidate.

11 CFR 104.12(a) requires each person having the responsibility to file a report to sign the original report. Please resubmit a signed copy of FEC Form 2.

☒ Designation of Principal Campaign Committee.

2 U.S.C. 432(e)(1) requires each candidate for Federal office to designate a principal campaign committee, even if you do not intend to use a committee to receive or expend funds. 11 CFR 102.11 further requires each principal campaign committee to register and report. The Statement of Organization must be filed within 10 days after its designation by the candidate (11 CFR 102.1(a)).

____ Designation of Campaign Depository(ies).

2 U.S.C. 437b(a)(1) requires each candidate for Federal office to designate one or more national or State banks as a campaign depository. In addition, all contributions received by a candidate are to be deposited into a checking account at the designated depository. Please amend your candidate statement to designate your campaign depository.

In addition, 2 U.S.C. 436(a)(6) requires the Commission to index all reports and statements filed under the Act. In order to index and identify you as a Federal candidate correctly, the information checked below is needed.

____ Party affiliation.

____ Office sought by candidate. (If more than one, a separate statement must be filed.)

____ District and State of candidate.

____ Year of Election.

____ Candidate reporting status. (Candidate must check Box 8a or 8b.)

____ Other: _____

Senate filers should file their submission(s) with the Secretary of the Senate, Office of Public Records, 119 D Street, N.E., Washington, D.C. 20510. House filers should file their submission(s) with the Clerk of the House, Office of Records and Registration, 1036 Longworth H.O.B., Washington, D.C. 20515. FEC filers should file their submission(s) with the Commission at the above address.

Your initial submission(s), together with this request for additional information, has been made available for public inspection. If you have any questions regarding this request, please call the Reports Analysis Division toll free at (800) 424-9530. Our local numbers are (202) 523-4048 (Senate and FEC) and 523-4172 (House).



FEDERAL ELECTION COMMISSION

1125 K STREET N.W.
WASHINGTON, D.C. 20463

September 21, 1978

Mr. John F. Bowen
206 Mike Street
Warner Robins, GA 31093

Dear Mr. Bowen:

In our letter dated August 14, 1978, you were notified that the Statement of Candidate filed by you omitted certain required information (see attached). As of this date, we have received no response from you.

Your failure to respond gives the Commission reason to believe that you are in violation of the provisions of the Federal Election Campaign Act as noted on the attached.

The Commission will take no action against you until you have had a reasonable opportunity to respond to this matter. Your response should be mailed to the Secretary of the Senate, Office of Public Records, 119 D Street, N.E., Washington, D.C., 20510, within fifteen (15) days from the date of this letter. A copy of your response should also be filed with your Secretary of State or equivalent state officer.

If you have responded to the above, or if you require additional information, please contact Chip Foley, in our Reports Analysis Division on our toll free number (800) 424-9530. Our local number is (202) 523-4048.

Sincerely,

Joan D. Aikens
Joan D. Aikens
Chairman

Return Receipt Requested

Enclosure



FEDERAL ELECTION COMMISSION

1125 K STREET N.W.
WASHINGTON, D.C. 20463

October 11, 1978

John F. Bowen
206 Mike Street
Warner Robins, GA 31093

Dear Mr. Bowen:

You have been notified by certified mail that you have not amended your Statement of a Candidate (FEC Form 2) to designate a principal campaign committee and to have a Statement of Organization filed for that committee. As of this date, we have received no response from you.

Your continued failure to provide complete and accurate information gives the Commission reasonable cause to believe that you are in violation of 2 U.S.C. 432(e)(1) and 11 CFR 102.11. You are hereby afforded a reasonable opportunity to demonstrate why no action should be taken against you.

You have thirty (30) days from the date of your receipt of this letter to conciliate this matter with the Commission. If we do not receive an adequate response from you, the Reports Analysis Division must refer this matter to our Office of General Counsel for appropriate legal action.

You should file the required report with the Secretary of the Senate, Office of Public Records, 119 D Street N.E., Washington, D.C., 20510. A copy of the amendment should also be filed with your Secretary of State or the equivalent state officer.

In the event you have already filed the required document or require further information, please contact Chip Foley in our Reports Analysis Division on the toll free number (800)424-9530. Our local number is (202)523-4048.

Sincerely,

A handwritten signature in dark ink, reading "Joan D. Aikens".

Joan D. Aikens
Chairman

Certified Mail
Return Receipt Requested

BOWEN, JOHN F.

RTB - unclaimed

RCTB - unaccounted for

19 June 2011 Apr 1977

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

Bowen 2AMND NK157

SENDER Complete items 1, 2, and 3
Add your address in the RETURN TO space on
envelope

1 The following service is requested (check one)

☒ Show to whom and date delivered

☐ Show to whom, date, and address of delivery

☐ RESTRICTED DELIVERY
Show to whom and date delivered

☐ RESTRICTED DELIVERY
Show to whom, date, and address of delivery \$.....
(CONSULT POSTMASTER FOR FEES)

2 ARTICLE ADDRESSED TO

3 ARTICLE DESCRIPTION
REGISTERED NO. CERTIFIED NO. INSURED NO.
943226
(Always obtain signature of addressee or agent)

I have received the article described above.
SIGNATURE ☐ Addressee ☐ Authorized agent

4 DATE OF DELIVERY POSTMARK

5 ADDRESS (Complete only if requested)

6 UNABLE TO DELIVER BECAUSE

CLERK'S INITIALS
TS



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

MUR 855

November 14, 1978

MEMORANDUM

TO: OFFICE OF GENERAL COUNSEL

THROUGH: ORLANDO B. POTTER ^{A.L.W. O.B.P.}
TOM HASELHORST TH

FROM: NON-FILER COORDINATOR ^{ABX}

SUBJECT: FAILURE TO AMEND STATEMENT OF CANDIDACY AND DESIGNATE A
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Bowen, John F.*

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9/13
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If you have any questions, please do not hesitate to contact
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Sincerely,

Orlando B. Potter

Orlando B. Potter
Staff Director

Attachment
FEC Form 18

BOWEN

G A

DATE: August 14, 1978

I.D. NO.: S8GA00073

REQUEST FOR ADDITIONAL INFORMATION FOR A STATEMENT OF A CANDIDATE FOR NOMINATION
ELECTION TO FEDERAL OFFICE, PURSUANT TO THE FEDERAL ELECTION CAMPAIGN ACT OF 1971,
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- ☐ Signature of Candidate.
11 CFR 104.12(a) requires each person having the responsibility to file a report to sign the original report. Please resubmit a signed copy of FEC Form 2.
- ☒ Designation of Principal Campaign Committee.
2 U.S.C. 432(e)(1) requires each candidate for Federal office to designate a principal campaign committee, even if you do not intend to use a committee to receive or expend funds. 11 CFR 102.11 further requires each principal campaign committee to register and report. The Statement of Organization must be filed within 10 days after its designation by the candidate (11 CFR 102.1(a)).
- ☒ Designation of Campaign Depository(ies).
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- ☒ In addition, 2 U.S.C. 438(a)(6) requires the Commission to index all reports and statements filed under the Act. In order to index and identify you as a Federal candidate correctly, the information checked below is needed.
- ☐ Party affiliation.
- ☐ Office sought by candidate. (If more than one, a separate statement must be filed.)
- ☐ District and State of candidate.
- ☐ Year of Election.
- ☐ Candidate reporting status. (Candidate must check Box 8a or 8b.)
- ☐ Other: _____

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Joan D. Aikens
Chairman

Return Receipt Requested

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Sincerely,

Joan D. Aikens
Joan D. Aikens
Chairman

Certified Mail
Return Receipt Requested

BOWEN, JOHN F.

RTB - unclaimed

RCTB - unaccounted for

Bowen 2AMND NF157

PS Form 3811, Apr 1977 RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

• SENDER Complete items 1, 2, and 3. Add your address in the RETURN TO space on reverse.

1. The following service is requested (check one)

☒ Show to whom and date delivered c

☒ Show to whom, date, and address of delivery c

☐ RESTRICTED DELIVERY

☐ Show to whom and date delivered c

☐ RESTRICTED DELIVERY

☐ Show to whom, date, and address of delivery \$ c

(CONSULT POSTMASTER FOR FEES)

2. ARTICLE ADDRESSED TO

3. ARTICLE DESCRIPTION

REGISTERED NO	CERTIFIED NO	INSURED NO
	943326	

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE ☐ Addressee ☐ Authorized agent

4. DATE OF DELIVERY POSTMARK

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE: CLERK'S INITIALS



FEDERAL ELECTION COMMISSION

1125 K STREET N.W.
WASHINGTON, D.C. 20463

THIS IS THE BEGINNING OF MUR # 855

Date Filmed 12/20/78 Camera No. --- 2

Cameraman GPC

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