



**FEDERAL ELECTION COMMISSION**  
**Washington, DC 20463**

*February 12, 1997*

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

Benjamin L. Ginsberg, Esquire  
Patton Boggs, L.L.P.  
2550 M Street, N.W.  
Washington, D.C. 20037-1350

**RE: MUR 3774**  
**National Republican Senatorial**  
**Committee and Stan Huckaby,**  
**as treasurer**

**Dear Mr. Ginsberg:**

On August 8, 1995, you were notified that the Federal Election Commission had found reason to believe your clients, National Republican Senatorial Committee and Stan Huckaby, as treasurer, violated 2 U.S.C. §§ 441a(f) and 441b(a) and 11 C.F.R. § 102.5(a)(1)(i), provisions of the Federal Election Campaign Act of 1971, as amended (the "Act") and the Commission's regulations.

Pursuant to its investigation of this matter, the Commission has issued the attached Subpoena to Produce Documents and Order to Submit Written Answers requiring your clients to provide information which will assist the Commission in carrying out its statutory duty of supervising compliance with the Act.

It is required that your clients submit all answers to questions under oath within 30 days of your receipt of this Subpoena and Order. If you have any questions, please contact me at (202) 219-3400.

Sincerely,

*Dawn M. Odrowski by mab*

Dawn M. Odrowski  
Attorney

Enclosure  
Subpoena and Order

**BEFORE THE FEDERAL ELECTION COMMISSION**

In the Matter of

)  
) MUR 3774  
)

**SUBPOENA TO PRODUCE DOCUMENTS**  
**ORDER TO SUBMIT WRITTEN ANSWERS**

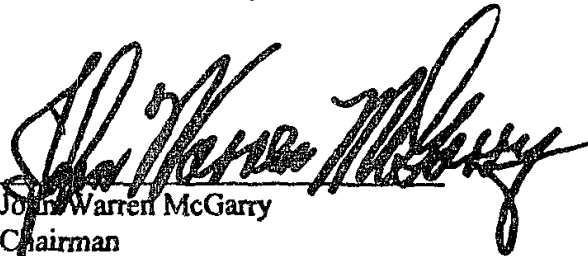
TO: National Republican Senatorial Committee and Stan Huckaby, as treasurer  
c/o Benjamin L. Ginsberg, Esquire  
Patton Boggs, L.L.P.  
2550 M. Street, N.W.  
Washington, DC 20037-1350

Pursuant to 2 U.S.C. § 437d(a)(1) and (3), and in furtherance of its investigation in the above-captioned matter, the Federal Election Commission hereby orders you to submit written answers to the questions attached to this Order and subpoenas you to produce the documents requested on the attachment to this Subpoena. Legible copies which, where applicable, show both sides of the documents may be substituted for originals.


Such answers must be submitted under oath and must be forwarded to the Office of the General Counsel, Federal Election Commission, 999 E Street, N.W., Washington, D.C. 20463, along with the requested documents within 30 days of receipt of this Order and Subpoena.

WHEREFORE, the Chairman of the Federal Election Commission has hereunto set his  
hand in Washington, D.C. on this *17th* day of *February* 1997.

For the Commission,

  
John Warren McGarry  
Chairman

ATTEST:

  
Marjorie W. Emmons  
Secretary to the Commission

Attachments  
Interrogatories and Request for Documents

## **INSTRUCTIONS**

In answering the enclosed interrogatories and the request for production of documents, furnish all documents and other information, however obtained, including hearsay, that is in possession of, known by or otherwise available to you, including documents and information appearing in your records.

Each answer is to be given separately and independently, and unless specifically stated in the particular discovery request, no answer shall be given solely by reference either to another answer or to an exhibit attached to your response.

The response to each interrogatory propounded herein shall set forth separately the identification of each person capable of furnishing testimony concerning the response given, denoting separately those individuals who provided informational, documentary or other input, and those who assisted in drafting the interrogatory response.

If you cannot answer the following interrogatories in full after exercising due diligence to secure the full information to do so, answer to the extent possible and indicate your inability to answer the remainder, stating whatever information or knowledge you have concerning the unanswered portion and detailing what you did in attempting to secure the unknown information.

Should you claim a privilege with respect to any documents, communications, or other items about which information is requested by any of the following interrogatories and requests for production of documents, describe such items in sufficient detail to provide justification for the claim. Each claim of privilege must specify in detail all the grounds on which it rests.

Unless otherwise indicated, the discovery request shall refer to the time period from January 1, 1992 through the pendency of this matter.

The following interrogatories and requests for production of documents are continuing in nature so as to require you to file supplementary responses or amendments during the course of this investigation if you obtain further or different information prior to or during the pendency of this matter. Include in any supplemental answers the date upon which and the manner in which such further or different information came to your attention.

## **DEFINITIONS**

For the purpose of these discovery requests, including the instructions thereto, the terms listed below are defined as follows:

"You" or the "National Republican Senatorial Committee" shall mean the named respondents in this action to whom these discovery requests are addressed, including all officers, employees, agents or attorneys thereof.

"Persons" shall be deemed to include both singular and plural, and shall mean any natural person, partnership, committee, association, corporation, or any other type of organization or entity.

"Document" shall mean the original and all non-identical copies, including drafts, of all papers and records of every type in your possession, custody, or control, or known by you to exist. The term document includes, but is not limited to books, letters, contracts, notes, diaries, log sheets, records of telephone communications, transcripts, vouchers, accounting statements, ledgers, checks, money orders or other commercial paper, telegrams, telexes, pamphlets, circulars, leaflets, reports, memoranda, correspondence, surveys, tabulations, audio and video recordings, drawings, photographs, graphs, charts, diagrams, lists, computer print-outs, and all other writings and other data compilations from which information can be obtained. For all types of documentary records requested, if any of these records are maintained on any storage format for computerized information (e.g., hard drive, floppy disk, CD-ROM), provide copies of the records as maintained on that storage format in addition to hard (i.e., paper) copies.

"Identify" with respect to a document shall mean state the nature or type of document (e.g., letter, memorandum), the date, if any, appearing thereon, the date on which the document was prepared, the title of the document, the general subject matter of the document, the location of the document, the number of pages comprising the document.

"Identify" with respect to a person shall mean state the full name, the most recent business and residence addresses, the telephone numbers, the present occupation or position of such person, and the nature of the connection or association that person has to any party in this proceeding. If the person to be identified is not a natural person, provide the legal and trade names, the address and telephone number, and the full names of both the chief executive officer and the agent designated to receive service of process for such person.

"And" as well as "or" shall be construed disjunctively or conjunctively as necessary to bring within the scope of these interrogatories and request for the production of documents any documents and materials which may otherwise be construed to be out of their scope.

"Communication(s)" or "communicated" encompasses both oral and written communications, including phone calls, meetings, correspondence, notes or memos, and electronic mail messages.

## INTERROGATORIES

1. Identify by name and position all contact persons at the 1992 Coverdell Senate campaign, including the November 24, 1992 runoff, with whom NRSC officers, directors, and employees communicated in 1992.
2. Identify by name and position each contact person at the following 1992 Senate campaigns, with whom NRSC officers, directors, and employees communicated in 1992:
  - a. Dirk Kempthorne's campaign in Idaho
  - b. Thomas Hartnett's campaign in South Carolina
  - c. Lauch Faircloth's campaign in North Carolina
  - d. Mike Dewine's campaign in Ohio
  - e. Bob Packwood's campaign in Oregon
  - f. Bob Kasten's campaign in Wisconsin
3. Identify by name and position each contact person at the 1993 Kay Bailey Hutchison Senate campaign, including campaigns for both the May 1, 1993 special election and the June 5, 1993 special election runoff, with whom NRSC officers, directors, and employees communicated in 1993.
4. Identify by name and position each contact person at the 1994 Rod Grams Senate campaign with whom NRSC officers, directors, and employees communicated in 1994.
5. Identify by name and position each contact person at the 1994 Rick Santorum campaign with whom NRSC officers, directors, and employees communicated in 1994.
6. Identify all companies, organizations or other entities who issued bills or provided billing services for all NRSC telephones and facsimile machines between January 1, 1992 and December 31, 1994. For each entity identified, state what type of service was provided and when.
7. State whether the facsimile machines used by the NRSC from January 1, 1992 through December 31, 1994 had the capacity to print logs or listings of all phone numbers and/or other identifying information of all transmissions made to or from the machines. If so, provide all available logs or listings from the facsimile machines used by Curt Anderson and Paul Curcio between January 1, 1992 and December 31, 1994.
8. Identify the current and former NRSC personnel with the most knowledge of NRSC's policies, procedures and practices concerning document retention and storage for the years 1992, 1993 and 1994.

9. Briefly explain the NRSC's policy concerning document retention and storage during the years 1992, 1993 and 1994, especially any policies regarding retention and storage of calendars or appointment books maintained by NRSC personnel in connection with their job duties, and electronic mail, memorandum, notes and correspondence written or received by NRSC personnel in connection with their duties.

### **PRODUCTION OF DOCUMENTS**

1. Produce all organizational charts or diagrams of NRSC personnel for the years 1992, 1993 and 1994.
2. Provide all documents listing the names of NRSC personnel for the years 1992, 1993 and 1994.
3. Provide all documents containing or referencing NRSC policies, procedures and practices concerning document retention and storage in the years 1992, 1993 and 1994.
4. Provide phone directories or other documents listing phone numbers used by NRSC personnel for 1992, 1993 and 1994.